

REGULAR MEETING
Chamber of the Council of The City of San Diego,
California, Tuesday, July 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 Vice Mayor at the hour of 10:14 o'clock A.M.

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

The Minutes of the Regular Meeting of Tuesday, July 18, 1950, and the Regular Meeting of Thursday, July 20, 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.

In the absence of the Mayor, Vice Mayor George Kerrigan acted as Chairman.

The hour of 10:00 o'clock A.M. having arrived, being the latest time for the receiving of bids 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, the clerk reported that three bids had been received, which bids were presented to the Council, and upon motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of Al E. Riley, accompanied by bond written by Pacific Employers Insurance Company in the sum of ten percent of the amount of the bid but not to exceed six hundred dollars, which bid was given Document No. 420766;

The bid of F. E. Young Construction Co., accompanied by bond written by Hartford Accident and Indemnity Company in the sum of five hundred eighty dollars, which bid was given Document No. 420767;

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. 420768.

Thereupon, 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, being the latest time for the receiving of bids 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, the clerk reported that two bids had been received, which bids were presented to the Council, and upon 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 forty-two hundred dollars, which bid was given Document No. 420769;

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 three thousand five hundred dollars, which bid was given Document No. 420770.

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, being the latest time set for the receiving of bids for the paving and otherwise improving of Bayard Street, within the limits and as particularly described in Resolution of Intention No. 98041, the clerk reported that four bids had been received, which bids were presented to the Council, and upon 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-five hundred dollars, which bid was given Document No. 420771;

Mayor Knox entered the meeting at this time and assumed the duties of Chairman.

The bid of Daley Corporation, accompanied by bond written by the Glens Falls Indemnity Company in the sum of two thousand dollars, which bid was given Document No. 420772;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of two thousand dollars, which bid was given Document No. 420773;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of two thousand dollars, which bid was given Document No. 420774.

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.

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 3 Carmel Heights, within the limits and as particularly described in Resolution of Intention No. 98039, the clerk reported that two bids had been received, which bids were presented to the Council, and upon 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 five hundred dollars, which bid was given Document No. 420775;

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. 420776.

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 hearing on the Street Superintendent's Assessment No. 1944 made to cover the costs and expenses of the work of 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, the clerk reported that written appeals had been received from Raymond L. Kramer, 1237 Hayes Avenue, Paul A. deLannoy, 5485 Gilbert Drive, Mrs. Albert V. Mayrhofer, 1572 - 2nd Avenue, which appeals were presented to the Council and read.

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

The following persons spoke, each of them entering a verbal appeal:

Anna Kramer, 1237 Hayes Avenue, said that bills should not be paid until needed repairs in the paving had been made.

The City Engineer reported, verbally, upon Mrs. Kramer's statement, and said that the contractor will make immediate repairs to a minor defect in the paving;

Mrs. Anna L. Hedquist spoke, and told the Council about being assessed for the work when, as she said, she is not the owner of the property against which an assessment had been levied. She went into rather personal matters about her having only a life interest in the property, that the executors of the estate of her late husband should make the payments, etc.

The Mayor informed Mrs. Hedquist that the assessment is against the property, and not against an individual. He pointed out that the actual owner of the property is the one who should make the payments. (The Deputy City Clerk had made the same statement and explanation to Mrs. Hedquist, just preceding the Council meeting, in the City Clerk's office).

Mrs. Albert V. Mayrhofer, 1572 - 2nd Avenue, said that some of her several lots in the assessment district are valueless. She said that she feels she will have to lose them, if the assessment is levied, inasmuch as she cannot pay on the lots which cannot be improved because they drop off sharply from the street into a deep canyon.

The City Engineer said that all the lots were figured on the same basis, that the City could not assess the street improvement for paving on the basis of property values. He said that if that were done, the assessment belonging on Mrs. Mayrhofer's lots would have to be spread over the other affected properties. He said, also, that the final figure on the improvement was 9.2% under the estimate. (His written report to the Council, dated January 1, 1950, reported that the bids were 7.4% under the estimate).

RESOLUTION NO. 98761, recorded on Microfilm Roll No. 30, overruling and denying the appeals of Raymond L. Kramer, Mrs. Albert V. Mayrhofer, Paul A. deLannoy, from the Street Superintendent's Assessment No. 1944 made to cover the costs and expenses of the work of 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 adopted October 25, 1949, overruling and denying all other protests, confirming and approving 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, directing the Street Superintendent to record in his office said 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. 98446 of Preliminary Determination for the paving and otherwise improving of Westland Avenue, Commonwealth Avenue, Pentuckett Avenue, and Ivy 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.

Chester B. Schultz, 2255 Commonwealth Avenue, said that "30% of the lots are in the street to be paved, that the curb will be in the canyon due to needed fill". He suggested that only one half of the width of the street be paved, and that when he had made such a proposal to others in the neighborhood but that they had opposed the idea.

D. W. Doty, 2337 Commonwealth Avenue, spoke about the grade of the street having been cut down some years ago, creating a dust condition and increased traffic, that having been done by developers of nearby properties.

Both Mr. Schultz and Mr. Doty said they were not entering protests, but were making inquiries and offering suggestions.

The City Attorney, however, said that the statements made by Messrs. Schultz and Doty should, for the record, be treated as protests and recommended their denial by Resolution, if that was the Council's wish.

RESOLUTION NO. 98762, recorded on Microfilm Roll No. 30, overruling and deny-

ing the protests of Chester B. Chultz and D. W. Doty against the proposed paving and otherwise improving of Westland Avenue, Commonwealth Avenue, Pentuckett Avenue and Ivy Street, within the limits and as particularly described in Resolution of Preliminary Determination No. 98446 adopted June 27, 1950, overruling and denying all other protests, was on motion of Councilman Wincote, adopted.

RESOLUTION NO. 98763, recorded on Microfilm Roll No. 30, determining that the proposed paving and otherwise improving of Westland Avenue, Commonwealth Avenue, Pentuckett Avenue, and Ivy Street, within the limits and as particularly described in Resolution of Preliminary Determination No. 98446 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 Swan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the 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 Plane, the clerk reported that no written protests had been received.

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

ORDINANCE NO. 4473 (New Series), recorded on Microfilm Roll No. 30, 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 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.

The final reading of such Ordinance was in full.

Petition of Edward J. Hornung, Francis C. McCormick, C. G. Selleck, Jr., 605 G Street, for permission to transfer 17 Taxicabs, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, said petition was referred to the City Manager for report and recommendation.

Petition of McBride Engineering Company, Suite 722 Bank of America Building, requesting permission to extend telephone-type lines across the street at 1300 State Street, to serve Grihalva Motors, for paging by voice only, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the petition was referred to the City Manager for report and recommendation.

Petition of Property Owners for paving and access to the "40th Street Freeway" at City expense, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the petition was referred to the City Manager.

(See a later reference in these Minutes to the matter).

Petition of San Diego City and County Centennial Commission for appropriation of an additional sum of \$5,000.00 on loan basis, for reimbursement by the State of California under the master contract with the California Centennials Commission, inasmuch as it is found difficult to keep all bills paid promptly under the present system of operation, was presented.

ORDINANCE NO. 4474 (New Series), recorded on Microfilm Roll No. 30, appropriating the sum of \$5,000.00 from the Unappropriated Balance Fund for the purpose of providing funds for the costs and expenses incurred by the San Diego City and County Centennial Commission for the preparation of plans and the holding of celebrations and providing for the reimbursement of the City of said moneys, was on motion of Councilman Dail, 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 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.

Claim of James Hervey Johnson, 1223 Twelfth Avenue, San Diego 2, in the sum of \$4,000.00 relative to "destroying and depriving access to and ingress and egress to and from land in Pueblo Lot 1786 on account of pipeline installation by the City of San Diego, in May, 1950, was presented.

The City Attorney requested that the matter be referred to his office.

RESOLUTION NO. 98764, recorded on Microfilm Roll No. 30, referring claim of James Hervey Johnson to the City Attorney, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Claim of E. Iver Carlson, 2225 Garnet Street, San Diego, in the sum of \$45.01, for damage to car backed into by a City-owned car, was presented.

RESOLUTION NO. 98765, recorded on Microfilm Roll No. 30, referring claim of E. Iver Carlson to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Emil Mandrisch, 3735 - 8th Avenue, San Diego, in the sum of \$26.00, for damage to automobile by a City-owned rubbish truck, was presented.

RESOLUTION NO. 98766, recorded on Microfilm Roll No. 30, referring claim of Emil Handrisch to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Harbor Department, signed by the Port Director, presenting Resolution authorizing agreement for amendment of the Campbell Machine Company Tideland Lease, modifying land and water area, establishing provisions for renewal, the operation of marine service station, and the carrying of insurance, was presented.

The Port Director made a verbal explanation of the matter.

RESOLUTION NO. 98767, recorded on Microfilm Roll No. 30, ratifying, confirming and approving the Agreement for amendment of tideland lease between the City of San Diego and Campbell Machine Company, the original lease being on file in the office of the City Clerk under Document No. 350503, a copy of Agreement for Amendment of Tideland Lease being on file in the office of the City Clerk under Document No. 420529, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The Mayor recognized a delegation present in the Council Chambers, and asked if there was a subject on the agenda in which the group was interested and upon which it was desired that someone be heard.

Mrs. Hilda L. Harriman, 3715 - 40th Street, the first signer on the petition relative to the City paving and providing access to the 40th Street Freeway, spoke.

Asked what was meant by the 40th Street Freeway, Mrs. Harriman and others said that reference was being made to the Wabash Canyon Freeway. Mrs. Harriman said that property owners will have their properties cut off from the proposed road, and that there will be no access to their land and homes.

Councilman Kerrigan said that the circulation of the petition had resulted from circulation of rumor and misinformation.

The Mayor asked the City Engineer if he had plans available, and he replied that he did. The Engineer said, further, that no one would be cut off by reason of the Freeway construction from access to his property.

The Mayor asked the group to meet with the City Engineer, who said he would be glad to show them the complete layout of the improvement under discussion, whereupon they left the Council Chambers to meet with the City Engineer in his office.

No motion was made to change the action in having referred the petition to the City Manager, as noted earlier in these Minutes.

Communication from the Acting City Manager recommending granting the petition of J. W. Campbell for an excess-width driveway, for Geo. C. and Frances D. Hirst, on Gravilla Street, was presented.

RESOLUTION NO. 98768, recorded on Microfilm Roll No. 30, granting permission to J. W. Campbell Concrete Company, 632 Spreckels Building, to install a 36-foot driveway on the southerly side of Gravilla Street between points 78 and 114 feet west of the west line of La Jolla Boulevard, adjacent to Lot 28 Block 8 La Jolla Strand, for the installation of a driveway to serve a four-car garage at said location, on condition that the curb and sidewalk at the abandoned driveway at the above-named location is properly restored, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the City Manager submitting a copy of reply from the Director of Public Health to Mrs. Clarice Mellow, 4250 Central Avenue, in connection with her protest against prohibiting the sale of raw milk, was presented.

On motion of Councilman Wincote, seconded by Councilman Dail, the City Manager's communication was ordered filed, together with the copy of the letter from the Director of Public Health and Mrs. Mellow's original letter.

Communication from the City Manager, signed by the Acting City Manager, recommending the installation of 3 overhead street lights, was presented.

RESOLUTION NO. 98769, 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:

60th Street, south of Trojan Avenue, on Pole #275921;

43rd Street at Epsilon Street;

Felton Street at Juniper Street,

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

Communication from the Planning Director recommending approval of the Final Map of Collwood Manor, subject to the posting of an adequate bond to insure the required improvements, was presented.

Councilman Kerrigan wondered what would happen in the event of a national emergency which would prevent improvements installation, or if the City would have to do the required work. He foresaw the possibility of materials becoming unavailable, with

persons purchasing land, and not receiving improvements for which they believe they were paying.

The City Attorney said that if materials are not available, no one can put in the improvements.

The City Planning Director and the Mayor said that subdivisions will be held up if the subdividing property owners are not permitted to put up bonds and enter into contracts for completion of improvements, in lieu of completing them before being permitted to sell the land.

The Planning Director said that many lots are sold, and buildings contracted for, prior to the filing of the final maps. He said that he does not approve of the procedure, and neither do the title company's attorneys. He said, also, that the amounts of the bonds are based upon Engineer's estimates.

The City Attorney mentioned, also, that estimates are given on the ultimate improvements by the City Engineer, and used as a basis for determining the amounts of bonds required. He said that the City cannot establish an arbitrary inflated estimate for future improvements, in the event they cannot be made when it is presumed they will be.

Before acting upon the recommendation of the Planning Director for approval of the Final Map of Wollwood Manor, the following Resolution was introduced.

RESOLUTION NO. 98770, recorded on Microfilm Roll No. 30, requesting the City Attorney to furnish a legal interpretation to the Council of the City's position in the matter of improvements in subdivisions under bonds, in lieu of the improvements being installed at the time of the Council approving the final maps, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98771, 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 Collwood Construction Co. Inc., for the installation and completion of the unfinished improvements for Collwood Manor, 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. 98772, recorded on Microfilm Roll No. 30, adopting Map of Collwood Manor, being a subdivision of portions of Lots 1 and 2 La Mesa Colony, accepting East Falls View Drive, West Falls View Drive, Adobe Drive and portion of 63rd Street and unnamed easements, declaring said 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, 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 Wincote, adopted.

Communication from the Planning Commission recommending suspension of 3 sections of the Subdivision Ordinance, in connection with the Tentative Map of Essery Heights, was presented.

RESOLUTION NO. 98773, recorded on Microfilm Roll No. 30, suspending Sections 3L1, 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of Essery Heights, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Essery Heights, a subdivision in Lemon Villa, into 14 lots being south of Ogden and Wightman Streets and westerly of 54th Street, subject to 9 conditions, was presented.

RESOLUTION NO. 98774, recorded on Microfilm Roll No. 30, approving the Tentative Map of Essery Heights, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending suspension of 2 sections of the Subdivision Ordinance in connection with the Tentative Map of Campanile Manor, was presented.

RESOLUTION NO. 98775, recorded on Microfilm Roll No. 30, suspending Sections 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of Campanile Manor, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Campanile Manor, a subdivision in portion of Lot 21 Rancho Mission, into 8 lots fronting on Montezuma Road and being west of its intersection with Campanile Drive, subject to 9 conditions, was presented.

RESOLUTION NO. 98776, recorded on Microfilm Roll No. 30, approving the Tentative Map of Campanile Manor, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission recommending suspension of 7 sections of the Subdivision Ordinance in connection with the Tentative Map of O. D. Arnold's Westwood Hills Unit No. 5, was presented.

RESOLUTION NO. 98777, recorded on Microfilm Roll No. 30, suspending Sections 3E2, 3G1 and 2, 3C, 3I2, 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of O. D. Arnold's Westwood Hills Unit No. 5, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of O. D. Arnold's Westwood Hills Unit No. 5, a subdivision of 415 lots northerly

and easterly of Unit No. 4 and southerly of Balboa Vista, subject to 9 conditions, was presented.

RESOLUTION NO. 98778, recorded on Microfilm Roll No. 30, approving the Tentative Map of O. D. Arnold's Westwood Hills Unit No. 5, subject to conditions set forth therein, 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 construction of a storm drain in Midway Street, between La Jolla Boulevard and Sea Rose Place, recommending award to W. V. Hutchison, the low bidder, was presented.

RESOLUTION NO. 98779, recorded on Microfilm Roll No. 30, accepting bid of W. V. Hutchison for the construction of a storm drain in Midway Street, between La Jolla Boulevard and Sea Rose Place, 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 steel building for the Water Department, recommending rejection of the 6 bids received and the re-advertising for bids, the low bidder having not received a correct copy of specifications, was presented.

RESOLUTION NO. 98780, recorded on Microfilm Roll No. 30, rejecting all bids received for the furnishing of one steel building, directing the return of all checks received with said bids, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98781, recorded on Microfilm Roll No. 30, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of one steel and corrugated iron building, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of the City's requirements of Water Meters for a period of 6 or 12 months, recommending awards to Industries Supply Company of San Diego, Hudson-Tucker, Inc., Mission Pipe & Supply Co., Western Metal Supply Co., on their low bids, was presented.

RESOLUTION NO. 98782, recorded on Microfilm Roll No. 30, accepting bid of Industries Supply Company of San Diego for furnishing The City's requirements of Water Meters for a period of six months beginning August 1, 1950, with a renewal contract at the option of the City for an additional six months for: 5/8" Badger meters with connections, 5/8" Badger meters without connections, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98783, recorded on Microfilm Roll No. 30, accepting bid of Hudson-Tucker, Inc. for furnishing the City's requirements of water Meters for a period of six months beginning August 1, 1950, with a renewal contract at the option of the City for an additional six months for: 3/4" Worthington meters with connections, 3/4" Worthington meters without connections, 1" Worthington meters with connections, 1" Worthington meters without connections, 2" Worthington meters with flange, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98784, recorded on Microfilm Roll No. 30, accepting bid of Mission Pipe & Supply Company for furnishing the City's requirements of Water meters for a period of six months beginning August 1, 1950, with a renewal contract at the option of the City for an additional six months for: 1-1/2" Tropic meters with flange, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98785, recorded on Microfilm Roll No. 30, accepting bid of Western Metal Supply Company for furnishing the City's requirements of Neptune meters for a period of six months beginning August 1, 1950, with a renewal contract at the option of the City for an additional six months, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for the furnishing of Trucks, Chassis and Cabs, and Carryall, in accordance with specifications on file in the office of the City Clerk under Document No. 420749, was presented.

RESOLUTION NO. 98786, recorded on Microfilm Roll No. 30, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of 12 or more 1/2-ton Pickup Trucks; 2 3/4-ton Express Body Trucks; 3 3/4-ton Chassis and Cabs; 1 Suburban Carryall; 4 1-1/2-ton Chassis and Cabs; 2 2-1/2-ton Chassis and Cabs; 2 2-1/2-ton Chassis and Cabs; 2 3-ton Chassis and Cabs; 3 2-cubic yard water level Dump Trucks, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

The City Manager explained, verbally, that it was advisable to place orders for such equipment in view of the apparent shortages which would soon develop.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for the furnishing of Telephone equipment for Alvarado Filtration Plant, in accordance with specifications on file in the office of the City Clerk under Document No. 420752, was presented.

RESOLUTION NO. 98787, recorded on Microfilm Roll No. 30, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Telephone Equipment for Alvarado Filtration Plant, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission transmitting file, including letter from the Traffic Engineer, requesting change of name of Warrington Street at Narragansett Avenue northeasterly of the intersection so that Warrington Street would not continue north-easterly at said point for a distance of only 50 feet, also enclosing petition, letters of protest of property owners in the area, notices of hearing by the Planning Commission, map of the area and recommendations of the departments of the City, recommending approval of the change of name of Warrington Street lying northeasterly of Narragansett Avenue to La Cresta Drive, was presented.

RESOLUTION NO. 98788, recorded on Microfilm Roll No. 30, adopting the recommendation of the City Planning Commission for changing name of Warrington Street lying north-easterly of Narragansett Avenue to "La Cresta Drive", authorizing and directing the City Attorney to prepare and present the necessary ordinance therefor, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission recommending that three of its members and three members of the staff be authorized to attend the Conference to be held in Los Angeles, August 13 to 16, of the National Planning Conference, with expenses paid by the City, and listing the personnel by name, was presented.

RESOLUTION NO. 98789, recorded on Microfilm Roll No. 30, authorizing the following members of the City Planning Commission and staff of the City Planning Department to attend the National Planning Conference to be held in Los Angeles, August 13 to 16, with expenses paid by the City:

Staff members: Victor Lundy, Chairman, Planning Commission;
B. C. Allen, Chairman, Zoning Committee;
R. S. Jones;
Glenn Rick, City Planning Director;
P. Q. Burton, Zoning Engineer,
Fred Wagner OR Lawrence Milne,

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

Communication from the City Attorney, signed by the Assistant City Attorney, recommending the filing of the petition from the City of La Mesa for permission to construct by private contract of sewer mains, manholes, etc. in Amherst (which had been recommended for granting by the City Engineer); stating that work must be done under City specifications and pursuant to the City of San Diego's requirements the same as a private owner, and that the City of La Mesa's specifications must comply with Section 2 of Ordinance No. 8132, was presented.

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

Communication from the City Engineer, bearing the Acting City Manager's stamp of approval, recommending amendment to proceedings for paving the Alley in Block 3 La Mesa Colony, to include a retaining wall, was presented. The recommendation also calls for installation of sewer laterals and water services.

RESOLUTION NO. 98790, recorded on Microfilm Roll No. 30, adopting the recommendation of the City Engineer on file in the office of the City Clerk under Document No. 420382, for amendment to proceedings for the improvement of the Alley in Block 3 La Mesa Colony between the easterly line of 67th Street and the west line of 68th Street by grading, paving, construction of a retaining wall and by installing sewer laterals and water services as required, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the City Engineer, bearing the Acting City Manager's stamp of approval, recommending amendment to proceedings for improvement of the Alleys in Blocks 187 and 188 Mission Beach and Mission Boulevard, to construct concrete encasement and remove and replacement pavement in Mission Boulevard, in connection with installation of water and sewer laterals, was presented.

RESOLUTION NO. 98791, recorded on Microfilm Roll No. 30, adopting the recommendation of the City Engineer for amendment to proceedings, on file in the office of the City Clerk under Document No. 420384, for new proceedings covering the paving, grading, installing water and sewer laterals as required, constructing concrete encasement and by removing and replacing existing pavement, for the Alley in Block 187 Mission Beach between the easterly line of Mission Boulevard and the westerly line of Bayside Lane, the Alley in Block 188 Mission Beach between the easterly line of Strand Way and the westerly line of Mission Boulevard, and Mission Boulevard between the easterly prolongations of the north-erly and southerly lines of the Alley in Block 188 Mission Beach, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the City Engineer, bearing the Acting City Manager's stamp of approval, recommending new proceedings in connection with the paving and otherwise improving of the Alley in Block 175 San Diego Land & Town Company's Addition, by addition of installation of sewer laterals, removal of tree in the alley and removal and replacement of pavement in Sampson Street, was presented.

RESOLUTION NO. 98792, recorded on Microfilm Roll No. 30, adopting the recommendation of the City Engineer for new proceedings covering the improvement of the Alley in Block 175 San Diego Land and Town Company's Addition between the northwesterly line of Sampson Street and the southeasterly line of Evans Street, and in Sampson Street between the southeasterly prolongations of the northeasterly and southwesterly lines of said alley, by grading, paving, installing sewer laterals as required, removing a tree and by removing and replacing existing pavement, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from Mayor Harley E. Knox, notifying the Council of the appointment of Elliott Cushman, publisher of the Chronicle, to fill the vacancy created by resignation of Howard Chernoff, to the Centennial Commission, was presented.

RESOLUTION NO. 98793, recorded on Microfilm Roll No. 30, appointing Mr. Elliott Cushman to the Centennial Commission, to fill a vacancy created by resignation of Howard Chernoff, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication, on stationery of Office of The Housing Expediter, 1608 Fourth Avenue, San Diego 1, dated July 18, 1950, signed by Kenneth B. Carson, Chairman, Rent Advisory Board No. 1, setting forth the views of the Advisory Board of this City and County, commending the City Administration in requesting the 1950 Census figures on local housing to be used as an index for future action, pointing out that within the past 3 years adjustments have been given landlords that total a constant yearly rental increase of over \$1,500,000.00, stating that adjustments will continue to be given on all major capital improvements and increased services, referring to the classes of vacancies, declaring it to be inconceivable that any precipitous decontrol action would be seriously considered at this time as the nation responds to the call to arms, and with probable increase in San Diego's population far and beyond our resources to adequately house, was presented.

On motion of Councilman Wincote, seconded by Councilman Swan, the communication was ordered filed.

Communication, on stationery of Central Labor Council of San Diego County, 214 Crystal Palace Building, 525 E Street, San Diego 1, dated July 19, 1950, signed by John W. Quimby, Secretary, registering complaint relative to poor bus service and apparent shortage of buses on the outlying lines, stating that Union members sometimes wait over 30 minutes between buses or cannot board them when they do come because they are too crowded, and are therefor often late to work, was presented.

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

Communication, on stationery of Exchange Club of San Diego, dated July 14, 1950, signed by S. F. Christensen, President, 716 Bank of America Building, suggesting use of portion of Morley Field, Balboa Park, for the flying of model aircraft by juveniles, was presented.

The City Manager made a verbal report regarding flying adjacent to Gibbs Field which he said is objectionable to CAA, and he said that it is desired to keep model planes away from developed areas on account of the nuisance to residents and the many complaints received.

~~Councilman Kerrigan said, as did Councilman Dail,~~ said that the proposal of the Exchange Club is one of national scope in which the Club has interested itself as a youth activity.

The City Manager felt that a thorough study of the matter should be made before a determination is made on other locations, and that the CAA has volunteered to assist in the laying out of a new area in order to get the present operation away from Gibbs Field.

RESOLUTION NO. 98794, recorded on Microfilm Roll No. 30, referring the communication from Exchange Club of San Diego for use of portion of Morley Field, Balboa Park, for the flying of model aircraft by juveniles, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Councilman Kerrigan pointed out that a master plan for the development and use of Morley Field has been officially adopted.

Communication from Mrs. Henrietta M. Schoell, 3653 Cherokee Ave., San Diego 4, and Mr. C. K. Schoell, protesting regulation to prohibit the sale of raw milk, and stating that only in raw milk can one get the full benefit of the vitamins and minerals, was presented.

On motion of Councilman Swan, seconded by Councilman Godfrey, the communication was ordered filed.

(At the request of the City Manager, the matter was referred to his office for direct reply to Mr. and Mrs. Schoell.)

Communication, on stationery of La Mesa, Lemon Grove & Spring Valley Irrigation District, 4769 Spring Street, La Mesa, California, dated July 19, 1950, signed by M. J. Shelton, General Manager and Chief Engineer, submitting copy of its resolution reviewing need for completion of San Diego Aqueduct to full capacity and requesting cooperation of other San Diego County Water Authority members in arranging early completion, was presented.

On motion of Councilman Swan, seconded by Councilman Schneider, the communication and resolution from La Mesa, Lemon Grove & Spring Valley Irrigation District relative to completion of San Diego Aqueduct to full capacity and requesting cooperation of other San Diego County Water Authority members in arranging for early completion, was on motion of Councilman Swan, seconded by Councilman Schneider, referred to Council Conference, by RESOLUTION NO. 98795, recorded on Microfilm Roll No. 30.

Communication from S.R. Nelson, Secretary, dated July 15, 1950, addressed to Members of Rancho Santa Fe Association, enclosing "Written consent of members to amendment of Articles of Incorporation of Rancho Santa Fe Association, a California Corporation", was presented.

On motion of Councilman Godfrey, seconded by Councilman Wincote, the matter was referred to the City Manager.

Communication from J. W. Sefton, President, San Diego Society of Natural History, dated July 14, 1950, thanking the Council for the granting of an additional appropriation of \$4728.00 toward the maintenance of the Natural History Museum for the current year, was presented.

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

Communication from Thomas H. Kuchel, State Controller, dated July 19, 1950, signed by Floyd Clouse, Chief, Division of Accounting, listing quarterly apportionment of Unrefunded Motor Vehicle Fuel Tax on Aviation Gasoline, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Godfrey, the matter was ordered filed.

RESOLUTION NO. 98796, recorded on Microfilm Roll No. 30, authorizing and directing the City Clerk to give notice of the filing by the Street Superintendent of his Assessment No. 1949 made to cover the costs and expenses of the work done upon the paving and otherwise improving of Bangor Street, Golden Park Avenue and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 95086, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98797, recorded on Microfilm Roll No. 30, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Opal Street, approving Plat No. 2193 showing the exterior boundaries of the district to be included in the assessment for the work and improvement more particularly set forth in said Resolution, 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 NO. 98798, recorded on Microfilm Roll No. 30, approving plans, drawings, typical cross-sections, profiles and specifications for the installation of street lighting on 30th Street, approving Plat No. 2151 showing the exterior boundaries of the district to be included in the assessment for the work and improvement more particularly set forth in said Resolution, 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. 98799, recorded on Microfilm Roll No. 30, 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 Resolution of Intention No. 98255, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 98800, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Ampudia Street, within the limits and as particularly described in Resolution of Intention No. 98256, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 98801, recorded on Microfilm Roll No. 30, 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 Resolution of Intention No. 98254, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 98802, recorded on Microfilm Roll No. 30, closing portion of Ash Street, within the limits described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98803, recorded on Microfilm Roll No. 30, directing notice inviting sealed proposals 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, according to the plans and specifications contained in report of the City Engineer filed June 9, 1950, in the office of the City Clerk, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 98804, recorded on Microfilm Roll No. 30, 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 Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 98805, recorded on Microfilm Roll No. 30, for the closing of portions of Byron Street, Clove Street and Audubon Street, within the limits set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98806, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Opal Street, 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. 98807, recorded on Microfilm Roll No. 30, for the removal from 30th Street of cement concrete foundations, and construction therein of Portland cement concrete foundations and installation of ornamental street light standards, equipment, connections and appurtenances, conduits and cables, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98808, recorded on Microfilm Roll No. 30, ascertaining and declaring the wage schedule for the paving and otherwise improving of the Alley in Block 179 Mannasse and Schiller Subdivision of Pueblo Lot 1157, within the limits set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98809, recorded on Microfilm Roll No. 30, ascertaining and declaring the wage schedule for the paving and otherwise improving of the Alley in Block 13 Ocean Beach Park, within the limits set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98810, recorded on Microfilm Roll No. 30, ascertaining and declaring the wage schedule for the paving and otherwise improving of the Alley in Block 53 Ocean Beach, within the limits set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98811, recorded on Microfilm Roll No. 30, ascertaining and declaring the wage schedule for the paving and otherwise improving of the Alley in Block 52 University Heights, the Alley in Block 71 University Heights, within the limits set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98812, recorded on Microfilm Roll No. 30, granting petition for the paving and otherwise improving of the Alley in Block 1 Ocean View and the Alley in Block 1 Sunset Grove, 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 Godfrey, adopted.

RESOLUTION NO. 98813, recorded on Microfilm Roll No. 30, granting petition for the paving and otherwise improving of the Alley in Block 253 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 Godfrey, adopted.

RESOLUTION NO. 98814, recorded on Microfilm Roll No. 30, 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 shown in Judgment of Condemnation recorded in Book 129 of Judgments, at page 552 and in Book 2282 of Deeds at page 254 Official Records in the Office of the County Recorder of San Diego, also set forth 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 of 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, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98815, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to do all the work in connection with the prefabrication and erection of toilets (40 units) at Chollas Station and San Vicente Reservoir, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Said resolution recites that the Water Department, Division of Impounding, has recommended the same, and 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. 98816, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to do all the work in connection with the pouring of a two-inch concrete floor in the Dulzura Conduit, Stations 206+ to 190+, 547 to 547, 36 to 39, 19+ to 31+46 and 44 to 51-50, by appropriate City forces, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Said resolution recites that the Water Department, Division of Impounding, has recommended the installation on approximately one mile of the Conduit, to prevent leaks and reduction of friction loss, and 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. 98817, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to do all the work in connection with the sandblasting and guniting 3000 lineal feet of sidewalls of the Dulzura Conduit, from Station 511+ to Station 481+ by appropriate City forces, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Said resolution recites that the Water Department, Division of Impounding, has recommended such work, and 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. 98818, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to do all the work in connection with the construction of a burning pit at Morena, for the disposal of refuse and for fire protection, by appropriate City forces, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Said resolution recites that the Water Department, Division of Impounding, has recommended such construction, and 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. 98819, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to do all the work in connection with the cutting of tules in the San Dieguito Reservoir, to enable sprayers to get close enough to spray the entire area, by appropriate City forces, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Said resolution recites that the Water Department, Division of Sanitary Engineering, has recommended such work, and 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.

Proposed Resolution granting G. R. Handy extension of time for 60 days from June 30, 1950, in which to complete the construction of Fire Station No. 17, at Chamoune Street and Orange Avenue, was presented.

The City Manager was asked to give the reason for such an extension, but he was unable to supply the information. Therefore, the matter was continued until the meeting of Thursday, July 27, 1950, at which time the City Manager said he would have a report thereon for the Council.

RESOLUTION NO. 98820, recorded on Microfilm Roll No. 30, ~~recorded on Microfilm Roll No. 30~~, 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 6 months beginning July 1, 1950, on the terms and under the conditions as set out in form of agreement filed with the City Clerk and designated as Document No. 420665, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98821, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to execute, for and on behalf of the City, a lease with the La Jolla Town Council, a non-profit corporation, for the City-owned premises formerly known as the USO Building and designated as 7776 Eads Avenue, for meetings, activities and civic events of or sponsored by fraternal or civic organizations or other non-profit organizations operated in the public interest, for a term of one year to begin on the first day of July, 1950, at a rental of \$100.00 per year, payable in advance at the office of the City Treasurer in the Civic Center, said lease to be in the form thereof filed in the office of the City Clerk under Document No. 420837, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98822, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to enter into an agreement amending the permit of occupancy of Torrey Pines Lodge between The City of San Diego and Robert Waite and Eva May Waite, subject to renegotiation, all as set out in form of amendment to permit of occupancy filed with the City Clerk and designated as Document No. 420838, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Petition of Eva J. Benjamin, 3276 Greeley Avenue, by Howard Ogden, Supervisor of Properties, City of San Diego, for permission to install a 4" sewer line between the property line and the sidewalk to serve property located at said address, was presented, together with recommendation for approval from Dep't Public Health, signed by Floyd Strachan.

RESOLUTION NO. 98823, recorded on Microfilm Roll No. 30, granting permission to Eva J. Benjamin to install a 4" cast iron sewer line between the property line and the sidewalk, to be placed three feet outside the property line and run in an easterly direction parallel to the southerly line of Lot 7 Block 20 Wetmore & Sanborn's Subdivision, to point of intersection with public sewer, to serve property at 3276 Greeley Avenue, on conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98824, recorded on Microfilm Roll No. 30, denying petition of A. C. Metcalfe requesting the sale of certain City-owned property in Tract "B" E1 Cajon Ranch, directing the City Clerk to return the \$60.00 deposited by said A. C. Metcalfe to cover the costs pertaining to the requested sale upon which an offer had been made to pay \$100.00, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Said resolution recites that the City Manager has reported that adjacent and similar property was sold for more than \$200.00 per acre, and has recommending denial of the petition.

Proposed Resolution approving and allowing certain advertising bills incurred by the San Diego-California Club, in the sum of \$7,700.05, was presented.

Councilman Schneider, a member of the Advertising Control Committee, opposed payment thereof, inasmuch some of the bills had been incurred during the previous fiscal year.

The City Auditor suggested that the matter be referred to the City Attorney for an opinion as to whether or not he can pay a debt incurred in the last fiscal year, for which bills are not being presented.

Councilman Schneider said that he would not approve the payment.

RESOLUTION NO. 98825, recorded on Microfilm Roll No. referring the bill of San Diego-California Club, under date of July 21, 1950, in the sum of \$7,705.05, for payment from the City's Advertising and Publicity Fund, covering advertising contracted for and paid by said Club, ^{to the City Attorney} for a legal opinion if the City can pay bills contracted by said Club prior to the current fiscal year, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The Mayor requested, and was granted, unanimous consent, to present the next item not listed on the Council's agenda:

A communication from Mayor Harley E. Knox submitting the name of Harold M. Royle, 3821 Grim Street, for confirmation under re-appointment to the Recreation Commission, in conformity with Section 55 of the City Charter, was presented.

RESOLUTION NO. 98826, recorded on Microfilm Roll No. 30, confirming the re-appointment by Mayor Harley E. Knox of Harold M. Royle to the Recreation Commission, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The City Manager requested, and was granted, unanimous consent to present the next two items not listed on the Council's agenda, which matters he explained:

ORDINANCE NO. 4475 (New Series), recorded on Microfilm Roll No. 30, appropriating the sum of \$7,800.00 from the Unappropriated Balance Fund, for the purpose of providing funds for the construction of a parking lot adjacent to the Veterans' Memorial Building, in Balboa Park, 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. 4476 (New Series), recorded on Microfilm Roll No. 30, appropriating the sum of \$7,300.00 from the Unappropriated Balance Fund, for the purpose of providing funds for lighting the parking lot adjacent to the Veterans' Memorial Building, in Balboa Park, 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.

ORDINANCE NO. 4477 (New Series), recorded on Microfilm Roll No. 30, appropriating the sum of \$1,000.00 from the Capital Outlay Fund, for the purpose of providing funds for the City's share of the cost of the installation of a ten-inch sewer in Jamacha Road, in Hermosillo Manor, 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 Kerrigan, seconded by Councilman Godfrey, said Ordinance 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 two matters not listed on the Council's agenda:

ORDINANCE NO. 4478 (New Series), recorded on Microfilm Roll No. 30, appropriating the sum of \$11,000.00 from the Capital Outlay Fund, for the purpose of providing funds for the construction of a storm drain in Midway Street, between La Jolla Boulevard and Sea Rose Place, 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 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.

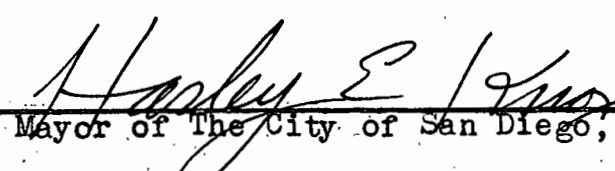
RESOLUTION NO. 98827, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to sign and verify, on behalf of the City of San Diego, Petition of The City of San Diego for leave to intervene, pursuant to Section 302.6 (b) of the Economic regulations of the Civil Aeronautics Act, in the Matter of the Reopened Additional California-Nevada Service Case, Docket No. 2019, et al., before the Civil Aeronautics Board, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

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

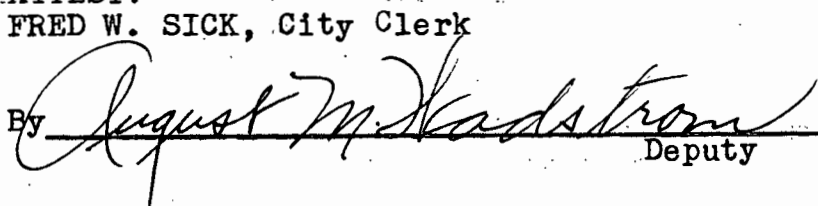
Councilman Godfrey exhibited a newspaper clipping, which he did not file, referring to the matter of service by private ambulances and asked that the City Manager be requested to file a report thereon with the Council.

RESOLUTION NO. 98828, recorded on Microfilm Roll No. 30, referring to the City Manager the matter of service rendered by private ambulances, and requesting a report thereon to the Council, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

There being no further business to come before the Council, the meeting was adjourned, on motion of Councilman Kerrigan, seconded by Councilman Wincote, at the hour of 11:32 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,
Thursday, July 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 10:05 o'clock A.M.

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

The hour of 10:00 A.M. having arrived, the time set on the proposed Ordinance requiring the payment of a fee for burial and removal permits required by the Health and Safety Code of the State of California to be issued by the Director of Public Health of The City of San Diego, the Mayor inquired if anyone interested in the proposed Ordinance was present to be heard.

S. V. Weimer, manager of the Morticians' Service Bureau, spoke. He asked for action, without prejudice, despite the fact that the Board of Supervisors of the County of San Diego had adopted a similar ordinance. He protested, on the basis of discriminatory legislation. Mr. Weimer made quite a point of the fact that there is no benefit to the family of a deceased person or any one else for issuance of a burial permit, which calls only for compliance with the State law requiring such permits. He contended that the imposition of the fee would add from \$200.00 to \$1,000.00 per year on each funeral director. Mr. Weimer said that such a permit fee would amount to a double tax, being in addition to the \$100.00 per year license fee now charged. He questioned the Council's authority to require payment for something which one is compelled to do by the State law.

Mr. Bonham of Bonham Brothers Mortuary spoke. He said he concurred in each of Mr. Weimer's statements, and added that \$800.00 would be collected from his firm, in addition to the \$100.00 "to maintain the Health Department.

Councilman Wincote said that the legality of the Ordinance had been questioned, and thought the point ought to be cleared up. Mayor Knox replied that the City Attorney has approved the Ordinance, and that if he had not done so, the Ordinance would not be before the Council.

Councilman Swan asked if the directors would absorb the additional charge, or would pass it on. Mr. Weimer said that the directors would absorb the charge, but that they would oppose it in any event, stating that is unfair legislation.

Councilman Dail entered the meeting at this time.

Dr. Askew, Director of Public Health, said that \$1.00 is charged for the issuance of a certified copy of birth and death certificates. He said that it cost \$4,994.00 for Vital Statistics, beyond the income for such certified copies of certificates.

Mr. Weimer emphasized the fact that he and the group he represents do not oppose the charge made for the certified copies, but are against a charge for the original burial permit. He said, also, that the funeral director does all the work, and that there is no cost attached thereto to the City.

Asked about the matter, Dr. Askew said that the permits are prepared by the morticians and signed by the Director. Dr. Askew said that Los Angeles makes the same charge that is proposed in said Ordinance. Asked about a charge for filing birth and death certificates, Dr. Askew said that a charge is made only for certified copies thereof. Councilman Wincote thought that if a charge were to be made for the burial permit, the same should be made for the filing of birth and death certificates and wondered why it is not done. The Health Director replied that he did not know, but that it was probably because no precedent had been established anywhere in the State. He pointed out that the City is attempting to make the Vital Statistics division of the Health Department pay for itself.

The Mayor said that the City is trying, generally to make its departments self-sustaining.

Dr. Askew then said that when he referred to the figures, mentioned above, that they covered both the City and the County. He said that the County has passed such an Ordinance as the one under discussion, covering the entire County of San Diego with the exception of the City of San Diego.

Councilman Swan asked Mr. Weimer if his group had opposed adoption of the County's Ordinance. The reply was that it had. Upon being asked, Mr. Weimer said that there are probably morticians in the City. Mr. Bonham said that there were 15 in the City.

Mr. Bonham said that the issuance of the burial certificate is not a function chargeable against the individual, but one which should be upon the public.

Then matters were gone into, such as health permits for food handling, etc., which were not a part of the subject of the hearing being conducted.

The Mayor said that Mr. Weimer's arguments on State requirements are weak. He said that it is fundamental that governments, by necessity require many things. Also, he said, that right to such requirements have been upheld over a long period of time.

Mr. Bonham spoke again, saying that the charge would be paid by the mortician, whose services are complete, including all charges. He said that there is no City inspection or other services; inspection is made by the State. He stressed the point that each mortician has at least \$100,000.00 invested in his business, for which he is taxed.

The Mayor then pointed out to Mr. Bonham what services the morticians, as well as everyone else, receive for the taxes paid.

The Mayor as well as other members of the Council said that they were sure the \$100.00 license fee referred to, and the \$1.00 for burial permits would discourage no mortician from going into business in San Diego, and that certainly there had been no records of any bankruptcies in the business.

Mr. Bonham said that there are over 2,000 deaths in the City of San Diego per year.

Mr. Wincote again expressed the belief that other Vital Statistics' services should be paid for, as well as the proposed burial permits.

The Mayor made the observation that ultimately all taxes imposed have been passed back to the consumer, and that the same would be the case in the matter under discussion.

Mr. Weimer said that the Bureau of Vital Statistics is operated for the benefit of all people, not only for the mortician.

The matter of the number of morticians came up again, and Mr. Bonham said that his figure of 15 had not included those in La Jolla and the Beaches; he said he was referring mainly to the downtown area.

Councilman Schneider brought up the matter of police escorts for funeral processions, and said that they seemed to be used in a majority of the cases. Mr. Weimer said that is seldom done, except in the case of some particularly prominent person, and that escorts used by the morticians are special police paid by the morticians.

The Mayor at this point said he thinks the City can well do without the proposed tax, and said that often times the nuisance taxes cost as much to collect as the revenue derived. He expressed the belief that the amount which would be collected was not worth the time spent on this hearing.

Councilman Wincote again said that he thought birth and death certificates should be included, if this Ordinance is adopted.

Councilman Wincote moved to "abandon" the Ordinance, but changed the motion for filing of the Ordinance, which motion was seconded by Councilman Kerrigan. All members of the Council, and the Mayor voted for the filing of the proposed Ordinance.

At this point Mr. Bonham thanked the Council for its consideration, and Mr. Weimer said that neither he nor the morticians had any quarrel with Mr. Askew, and also thanked the Council for the hearing held and its action on the proposed Ordinance.

RESOLUTION NO. 98829, recorded on Microfilm Roll No. 30, referring to Council Conference the matter of "all the angles", in the matter of Vital Statistics fees, 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 the hearing in the appeal of W. A. Milligan, 4635 Harney Street, from the decision of the Zoning Committee in denying application of William A. Milligan, Frank Barrantino, and Lowell Thu, numbered 8185 by its Resolution No. 4811, for variance to Ordinance No. 1947 New Series Section 3a and Ordinance No. 8924 Section 12, to divide into three building sites, portion of Lot 12 of Pueblo Lot 1103 of Joseph Reinder, according to legal description submitted to the Zoning Committee, located at Camino del Rio and Harney Street, in Zone R-1A, the Mayor asked for the reading of the report.

The report of the Zoning Engineer was presented and read.

Written endorsements from O. H. Warner, M.D., and from Maria A. Ponce, Joseph A. Ponce, and Eleanor S. Ponce, were presented but not read.

Written protests from Mission Valley Improvement Association, signed by Grace A. Allen, Secretary; William C. Cooke, M.D., were presented but not read.

Mr. Milligan spoke, referring to a subdivision of lots directly across the street from the property in question, stating that they are small parcels. He said that he has \$35,000.00 invested in his property, and would not build something which would be a detriment to his home. He said that it appeared that he wished to construct 3 houses on the 1-7/8 acre parcel, which is not correct; he has one home now, desiring to build 2 more - 3 in all. Mr. Milligan referred to the sand plant, the trailer park and the golf course, and stated that certainly 2 additional homes would be more desirable than those items. He said each of the lots would be 130 ft. front by 180 ft deep. He made reference to "Polo Grounds Road", being 50 ft. in width, located by easement on his property.

The Planning Director said that Mr. Milligan had been asked, at the Zoning Committee's hearing about the division of the property into two parcels, but added that protests had been entered on that idea, also, because each would be less than 1 acre in size.

Mr. Milligan said that there are 2 houses on 100 ft. up the Valley, and said his request was for a better development.

The Mayor invited others interested in the matter, who favored the variance, to speak at this time.

James A. Milligan, father of the appellant, said that he owned the original 5-acre parcel, and had sold the 1-7/8 acre piece to his son. He asked what was to be done with the land if the two additional houses were not put on the property. He said that there are many wealthy people in the valley who can afford to, and do, have well-kept and beautifully landscaped properties, but that his son cannot afford that. He referred to the Pony, the City's flood control, etc., and said he could not see why anyone would object, by comparison, to the 3 houses. He said he felt the Council should look at the property.

Mrs. William A. Milligan said that the Mission Valley Improvement Association are not all property owners, and that many "live in shacks".

Glenn O. Helyer, owner of the Mission Valley Polo Grounds, spoke. He spoke of the appearance of the Valley, and of his own property, which he said could not be developed as the owners wanted due to being balked at every turn by the Improvement Association. He said that if he could get the needed variances for improvements he would spend \$300,000.00 to \$400,000. He said that his property is about 400 feet north of the Milligan property.

The Planning Director said, when asked about his personal opinion, in the matter, that it would be a good idea to grant a variance to permit the splitting of the property into 2 parcels, allowing one house in addition to the one in existence.

Councilman Schneider said that people are now having to go way out to build, on any site while the Valley owners and residents hold out for 1-acre sites.

The Planning Director replied to Mr. Schneider, that if the residents of the area desire 1-acre homesites, for riding activities, stables, etc., they should be permitted to have them. He pointed out that the R-1A zoning had been established at the request of the property owners.

Councilman Schneider said that those who want the 1-acre plots could keep, but that others might be permitted to have smaller parcels for their homes. He referred, also to floods which might occur in the Valley, and that they would damage homes built in the Valley floor.

The Planning Director said that property owners seem willing to take their

chances in building, despite the possibilities of floods. Reference was made, also, to the sanitary difficulties resulting from heavy construction in the area.

Mr. Milligan, asked if he would accept a variance to split the property into only 2 parcels instead of 3, replied that he would. He said that he felt that the others, or many of them, were not so concerned with the size of the parcels, but that they do not want to have to give access rights to the Freeway, as he has offered to do.

The City Attorney said that the Council can act upon the variance appeal, in a manner other than as it was considered by the Zoning Committee. He said that if the Council chooses to grant a variance, it can do so upon two parcels, although the matter before the Committee was for 3 parcels.

Councilman Godfrey moved to deny the appeal for 3 parcels, but to grant the variance for 2 parcels, providing for 2 residences upon the total 1-7/8 acres, with each house on approximately one half thereof, with frontage to be on Polo Grounds Road, and Mr. Milligan giving up access rights to the Freeway. That motion was seconded by Councilman Swan, but the roll was not called at this point.

The Mayor asked if anyone wished to protest the variance. The following persons spoke, in opposition:

Ervin Grass, president of the Mission Valley Improvement Association, spoke. He told of efforts of the property owners to obtain the existing R-1A zone (1-acre minimum home sites), and told of the fine developments in the Valley. He made reference to the horse trails constructed, by the reason of property having been developed on an R-1A basis. He said it is desired to built up the Valley in line with the present zoning. He referred to construction of the Freeway through the Valley because it is sparsely-built area, and said that heavy construction would increase the cross traffic and spoil the effectiveness of the Freeway. He said that the Association consistently opposes variances, and that the 2-parcel division proposed had been protested on account of its precedent-setting effect. He spoke for himself as a property owner, as well as for members of the Association who own property in the Valley or on its rim. Mr. Grass said that the Association had consented to the sand plant, because it meant bringing together of two existing plants. Asked how members there are in the Mission Valley Improvement Association, Mr. Grass replied that there are 102.

Hanley J. Harper, spoke, making uncomplimentary remarks about Mr. and Mrs. Milligan. Mayor Knox reprimanded Mr. Harper for his insulting personal remarks, and said the Council is interested only in the merits of the case in their relation to zoning. He asked Mr. Harper if he protested the variance, and he replied that he did.

The Mayor said he felt that the Council had had sufficient testimony in the matter to be able to act upon the question, and ordered the hearing closed. He called for the question on the previously mentioned motion.

RESOLUTION NO. 98830, recorded on Microfilm Roll No. 30, denying the appeal of W. A. Milligan from the decision of the Zoning Committee in denying application for variance to Ordinance No. 1947 New Series Section 3a and Ordinance No. 8924 Section 12 to permit William A. Milligan, Frank Barrattino and Lowell Thu to divide into three building sites portion of Lot 12 of Pueblo Lot 1103 of Joseph Reiner according to legal description submitted to the Zoning Committee, located at Camino del Rio and Harney Street, in Zone R-1A, and granting variance to said Ordinance upon said property, to permit construction of one additional residence upon the total 1-7/8 acres thereof (making only two houses), with each house to be upon approximately one-half thereof, with frontage on Polo Grounds Road, on provision that Mr. Milligan give up access rights to the Freeway, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted. All members of the Council, and the Mayor, voted in favor of the Resolution.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing on the appeal of E. B. Broderick had been continued, from the decision of the Zoning Committee in denying his application No. 8321, by its Resolution No. 4804, for variance to Ordinance No. 12987, to permit erection of a 37 foot 8 inch by 23 foot 4 inch addition to the existing convalescent hospital accommodating 12 additional patients, making a total capacity of 33 patients, on Lot 63 Reynard Hills Subdivision, at 3025 Reynard Way, in Zone R-4, the report of the Zoning Engineer was presented and read.

A communication, signed by Lucille B. Stevens, R.N., Director of Nursing, The Scripps Metabolic Clinic, La Jolla, endorsing Mr. Broderick's application and urging its granting, was presented but not read.

Morey S. Levenson, attorney, spoke in Mr. Broderick's behalf.

Mr. Levenson began by stressing the fact that there are no protests against the variance sought, and pointed out that the Zoning Committee's vote was 2-1 for denial. He said that the property is situated on an island on Reynard Way, and referred to the various zones existing in the area. He pointed out that the property in question is in an R-4 zone. He said that it is desired to add a 2-story building for additional occupants or patients. Mr. Levenson said that Mr. Broderick operates a fine type of institution, much in demand. He said that there is tremendous demand for Mr. Broderick's facilities. Also, he said that it is a convalescent hospital; not a general hospital. Mr. Levenson said that the zoning ordinance requires hospitals to be in a commercial zone, whereas aged, infirm or chronically ill persons should be in a quiet, rather than in a noisy commercial zone. He referred to the form of the application form for the variance. He reiterated that there are no protests.

After inquiring if anyone was present to be heard in opposition, the Mayor declared the hearing concluded.

Councilman Wincote said that he had asked members to look at the property, and that Councilman Schneider had done so. Messrs. Wincote and Schneider both said they favored granting the variance.

Glenn Rick, City Planning Director, reported that Mr. Levenson would oppose the granting of a zone variance to place a hospital near his home. He said, also, that no parking facilities have been provided on the property, and that parking for the 33 patients and their visitors is inadequate.

An unidentified man, who said he lives across the street, favored the variance, but said he does not want a parking lot established, prefers the lawns on the property - cars can park on the street.

RESOLUTION NO. 98831, recorded on Microfilm Roll No. 30, sustaining the appeal of E. B. Broderick from the decision of the Zoning Committee in denying by its Resolution 4804 his application for variance to the provisions of Ordinance No. 12987 for permission to erect a 37 foot 8 inch by 23 foot 4 inch addition to the existing convalescent hospital accommodating 12 additional patients, making a total capacity of 33 patients, on Lot 63 Reynard Hills Subdivision, located at 3025 Reynard Way, in Zone R-4, overruling and denying

said Committee decision, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

After adoption of Resolution No. 98831, Councilman Swan expressed the belief that Rest Homes should be put into zones other than the commercial areas.

The City Planning Director said that in his opinion bed-ridden convalescent hospitals should not be placed on residence zones.

Petition of Langley Corporation, 660 Second Avenue, San Diego 1, dated July 25, 1950, signed by Charles T. Leigh, Vice President, requesting the City to provide main sewage trunk line from the present location of a terminal at intersection of Balboa Avenue and U.S. Highway #101 to the northwesterly corner of Arbitrary 5-K Pueblo Lot #1788, between Pacific Highway and the Santa Fe Railroad, and a water connection from the main line located 267 ft. from the above-described property line, or the equivalent connection to the distributing system presently provided for that area, to serve its new permanent plant to be constructed as soon as a definite commitment is made granting said petition, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the petition was referred to the City Manager for report and recommendation.

Claim of Mrs. Belle Cobbs, 1021 - 31st Street, in the sum of \$5.00, based on damages to washing machine at 1021 - 31st Street, from sand and silt in the water, was presented.

RESOLUTION NO. 98832, recorded on Microfilm Roll No. 30, referring claim of Mrs. Belle Cobbs to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Calvin W. Jaques, 204 West Lewis Street, in the sum of \$67,000.00, based on damages incurred in an automobile collision with City-owned equipment on Euclid Avenue at Home Avenue, was presented.

RESOLUTION NO. 98833, recorded on Microfilm Roll No. 30, referring claim of Calvin W. Jaques 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 received for furnishing 15 tons of large crystal and 15 tons snow crystal copper sulphate, for the Water Department, recommending acceptance of the bid of Los Angeles Chemical Company, the low bidder, was presented.

RESOLUTION NO. 98834, recorded on Microfilm Roll No. 30, accepting bid of Los Angeles Chemical Company for the furnishing of 15 tons of large crystal and 15 tons of snow crystal copper sulphate, 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 second low bidder, 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 bids received for the furnishing of Pumps, Motors and Contactors, for Murray Reservoir Pumping Plant, recommending award to Southern Machinery Company, of El Cajon, California, the low bidder, was presented.

RESOLUTION NO. 98835, recorded on Microfilm Roll No. 30, accepting bid of Southern Machinery Company for the furnishing of Pumps, Motors and Contactors for Murray Reservoir Pumping 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 checks submitted by the low and 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 received for the furnishing of one Station Wagon, two Pickup Trucks and one 4-door Sedan, for the Harbor Department, recommending award to Bay Shore Motors for furnishing one Station Wagon and one Sedan, and to International Harvester Company for furnishing two International Pickup Trucks equipped with Powers service bodies, and to award trade-ins to International Harvester Company, was presented.

RESOLUTION NO. 98836, recorded on Microfilm Roll No. 30, accepting bid of Bay Shore Motors for the furnishing of one Ford 6-cylinder Station Wagon, one Ford 6-cylinder sedan, awarding contract and authorizing the members of the Harbor Commission to execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98837, recorded on Microfilm Roll No. 30, accepting bid of International Harvester Company for the furnishing of two International Pickup Trucks, less trade-in allowance on three used Pickup Trucks, awarding contract and authorizing 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, submitting Resolution authorizing bids for the furnishing of Fire Hose and Fire Department Nozzles for the Fire Department, in accordance with specifications on file in the office of the City Clerk bearing Document No. 420808, was presented.

RESOLUTION NO. 98838, recorded on Microfilm Roll No. 30, authorizing and

directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Fire Hose and Fire Department Nozzles, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for the furnishing of 16 or more automobiles for the Police Department, with a trade-in of 16 used Police automobiles, in accordance with specifications on file in the office of the City Clerk under Document No. 420821, was presented.

RESOLUTION NO. 98839, recorded on Microfilm Roll No. 30, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing to the Police Department of 16 or more Automobiles, with a trade-in of 16 used Police cars, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

After adoption of Resolution No. 98839, Councilman Schneider asked the City Manager if he had seen articles where other municipalities had found it to be advantageous to operate automotive equipment in other departments for some two years and then turn them over to the Police Department. The City Manager said he had read of such experience, and said the possibility of the City of San Diego trying the same idea is being studied.

Communication from Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for the furnishing of 10 Police motorcycles together with required equipment, was presented.

RESOLUTION NO. 98840, recorded on Microfilm Roll No. 30, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of 10 Motorcycles for the Police Department, with a trade-in of 10 used Police Motorcycles, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for the furnishing of Recording and Controlling Instruments for use at the Sewage Treatment Plant, in accordance with specifications on file in the office of the City Clerk bearing Document No. 420818, was presented.

RESOLUTION NO. 98841, recorded on Microfilm Roll No. 30, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Recording and Controlling Instruments for use at the Sewage Treatment Plant, was on motion of Councilman Schneider, adopted.

Communication from the City Manager, dated July 19, 1950, recommending that the City pay 50% of expense of sewer extensions for subdivision developments, and that \$75,000.00 be paid on the Sewer Line from the Mission Valley Trunk Sewer to Gibbs Municipal Airport, was presented.

RESOLUTION NO. 98842, recorded on Microfilm Roll No. 30, referring the communication from the City Manager recommending that the Council establish a policy regarding the expense of sewer extensions for subdivision developments, to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager, dated July 19, 1950, reporting back on the complaint of Mrs. Louie Le Brets against the waste of water, time and money in scraping dirt roads, stating that the streets have been watered and smoothed for benefit of others living in that location, and that the City does not pave or blacktop streets at the general taxpayers' expense, recommending filing, was presented.

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

Communication from the City Attorney, signed by Douglas D. Deaper, Deputy, and approved by the City Attorney, reporting on complaint of Jim Lyon relative to odors and noise from Animal Shelter, 3656 Wright Street, was presented, but not read.

The City Manager reported, verbally, that a full report in the matter will come later, and recommended that the City Attorney's communication be referred to him.

On motion of Councilman Godfrey, seconded by Councilman Dail, the matter was referred to the City Manager for report and recommendation.

Communication from the Planning Commission, signed by the City Planning Director, recommending approval of the Final Map of Picard Terrace, subject to the posting of an adequate bond to insure the installation of the required improvements, was presented.

RESOLUTION NO. 98843, 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 Stanley Picard, for the installation and completion of the unfinished improvements for Picard Terrace, 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. 98844, recorded on Microfilm Roll No. 30, adopting Map of Picard Terrace, being portion of the North 125 feet of Acre Lot 50 Pacific Beach, accepting portion of Chalcedony Street and unnamed easements shown thereon for public purposes, declaring said street and easements to be a public street and easements dedicated to the public use, 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 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 Schneider, seconded by Councilman Godfrey, adopted.

Mayor Knox left the meeting at this time, and Vice Mayor George Kerrigan took the Chair, during discussion of the next item of business.

Communication, on stationery of Brotherhood of Railroad Trainmen, signed by T. S. Finley, Legislative Representative, dated July 26, 1950, asking permission to appear before the Council at this meeting "for the purpose of acquainting the City Officials with the true reasons for the request of the railroads for the hearing before the Public Utilities Commission, also just what the abandonment of passenger train service on the above named road (San Diego and Arizona Eastern Railroad) will mean to not only the employee's of the road but to all resident's of San Diego, both City and County", was presented.

Mr. Finley spoke, saying that it is a serious matter. He showed a full page advertisement in the local papers on why the railroads cannot run, also tiny infrequently-inserted advertisement from the S.D.A.E. announcing its service. He said that it is almost impossible to buy a ticket over the S.D.A.E. line, that practically all ticket sellers attempt to route passengers through Los Angeles.

It was at this point that the Mayor left the meeting, announcing that he had an engagement which must be met.

Mr. Finley continued, and said that the road had been put in, at enormous expense, under an Act of Congress, and pointed out that it is the only road east out of San Diego County. Mr. Finley said that there is only 1 train per day, on a bad schedule and that it is almost invariably late. He said, also, that passengers who come in on regular Pullman cars have to agree to leave the Pullmans immediately upon train arrival in San Diego.

Members of the Council agreed that this was a matter which could not be settled during a regular Council meeting, and thought it would be well to consider the question in Conference, having the writer of the letter present together with representatives of the railroad.

RESOLUTION NO. 98845, recorded on Microfilm Roll No. 30, referring to Council Conference, the matter of abandonment of passenger service on the San Diego and Arizona Eastern Railroad, for consideration at the hour of 2:00 o'clock P.M., on Tuesday, August 1, 1950, with T. S. Finley, legislative representative of the Brotherhood of Railroad Trainmen and a representative of the Southern Pacific Railroad to be present, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The Vice Mayor said he had a note from someone asking that the next-mentioned matter be taken up out of order, inasmuch as the noon hour had approached, and it was hoped that action could be taken before recess or adjournment. Therefore, the following matter was considered at this time.

The proposed Ordinance amending Sections 75, 84 and 227 and adding a section to be known as Section 75.1 to Ordinance No. 11648 (Plumbing Ordinance, approved March 28, 1928.

Before there was any discussion of the proposed Ordinance, Councilman Schneider requested that the word "master" be stricken from line 4 on page four where provision was made for work to be done by a licensed Master Plumber where proposed to establish sewer line on the sidewalk parking space or of any lot line. No action was taken upon Mr. Schneider's request, the Vice Mayor suggesting that consideration first be given to the entire Ordinance.

Gilbert E. Shatz, executive secretary, Plumbers' Association, spoke. He said he wants the public properly served, referring to the use of various types of pipes. He spoke about tests which have been made on the different pipes, and showed pictures of clay pipe dug up "at random" at an address on Logan Avenue, which he said does not stand up although it had been installed for only a short time.

Councilman Dail was excused from the meeting at this time.

B. S. Jenkins, legislative chairman, Building Contractors' Association, chairman of the Chamber of Commerce Industries Committee, spoke regarding having to reduce the volume on the use of critical materials. He asked the Council to weigh legislation regarding use of critical materials before taking action upon the proposed Ordinance.

City City Manager said there would be cast iron or clay only outside of buildings.

George T. Ubanks (the spelling may not be correct; the speaker did not spell his name for the Clerk), of Los Angeles, representing Pacific Clay Products, asked for more time, if the opposition is going to "dig up skeletons".

The Vice Mayor said that the proposed Ordinance amendment had been presented by the City Manager in response to Council instruction for study and recommendation by him.

Mr. Shatz asked for details of investigations made by the City Manager leading to recommendations. He said that clay pipe is not as good, may be cheaper to install, but does not know how much or if its use would be justified.

The City Manager said that his recommendation was based upon judgment factor, on evidence presented by both sides, and provides for flexibility. He said he has not been able to get definite recommendations for or against use of the clay products.

Councilman Schneider again asked that the word "master" be stricken out, as mentioned previously in these minutes.

The City Attorney asked that piece meal changes be not made in this Ordinance, which is an amendment to the basic Plumbing Ordinance. He said that if the word "master" is stricken it should be made uniform throughout the basic Ordinance on Plumbing and its amendments.

Councilman Godfrey said that the only point being considered at this time is on the type of material used, and opposed any other action at this time which he felt should go to conference for consideration.

Councilman Schneider moved to refer to Council Conference the matter of deleting the words "master plumber" from the Plumbing Ordinances, which motion was

seconded by Councilman Godfrey. (After Ordinance No. 4479 (New Series) was adopted, the Clerk called the Vice Mayor's attention to the fact that the roll had not been called on the motion which had been regularly made and seconded. Therefore, there is no Resolution referring the matter to Conference).

ORDINANCE NO. 4479 (New Series), recorded on Microfilm Roll No. 30, amending Sections 75, 84 and 227 and adding a section to be known as Section 75.1 to Ordinance No. 11648 (Plumbing Ordinance), approved March 28, 1928, 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 Wincote, seconded by Councilman Schneider, 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. Prior to the final reading of such Ordinance, a written or printed copy thereof was furnished to each member of the Council.

Communication from Percy H. Goodwin Company, dated July 24, 1950, signed by F. W. Beachler, Loss Service Dept., reporting that Great American Indemnity Company has made and delivered its draft in the amount of \$7.78 to Norman M. Karns, claimant, in full payment of his claim and accepted a release, was presented.

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

Communication from Percy H. Goodwin Company, dated July 24, 1950, signed by F. W. Beachler, Loss Service Dept., recommending denial of claim of Harry A. Remington, was presented.

RESOLUTION NO. 98846, recorded on Microfilm Roll No. 30, denying claim of Harry A. Remington, 3068 Howard Avenue, San Diego 4, in the amount of \$400.56, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from Percy H. Goodwin Company, dated July 24, 1950, signed by F. W. Beachler, Loss Service Dept., recommending denial of claim of Anna J. Wolf, was presented.

RESOLUTION NO. 98847, recorded on Microfilm Roll No. 15, denying claim of Anna J. Wolf, c/o F. P. Wolf, c/o F. P. Backer, 2601 S. Figueroa Street, Los Angeles, in the sum of \$27.01, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

The next-mentioned matter was presented again, having been continued from the meeting of June 25, for an explanation from the City Manager.

RESOLUTION NO. 98848, recorded on Microfilm Roll No. 30, granting request of G. R. Handy for an extension of time for a period of sixty days from and after the 30th day of June, 1950, in which to complete the construction of Fire Station No. 17 at Chamouné Street and Orange Avenue, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Prior to adoption of said Resolution, the City Manager made a verbal report to the Council that the contractor had been held up in the work by reason, mainly of a strike in which his workmen had been off the job.

Communication from Clara E. Breed, City Librarian, dated 7/5/50, addressed to the City Manager, and transmitted to the Council with the City Manager's stamp of approval, recommending entering into of a lease for occupancy of building at 908 W. Washington Street at \$100 a month on a three-year lease for use as a branch library for the Hillcrest-Mission Hills area, was presented. The recommendation points that such an arrangement makes it possible to combine two branch libraries now located in the Florence Elementary School and in the Grant Elementary School to permit longer hours of remaining open and more efficient use of personnel and books.

RESOLUTION NO. 98849, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to execute a lease with Heller Investment Company for the leasing of the westerly 19 feet (minimum inside measurements) of the easterly 50 feet of the building located on Lots 13 and 14 Block 55 Arnold and Choate's Addition, to be known as 908 West Washington Street, for a term of 3 years unless sooner terminated, at a monthly rental of \$100.00 payable in advance, for library purposes, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98850, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to execute, for and on behalf of the City, a lease with Gladys Taylor and Norman Simmons, for 3 parcels in portion of Tract "B" of Rancho El Cajon: containing 10 acres, 8.46 acres, 8.75 acres, for a term of 1 year commencing August 1, 1950, in accordance with form thereof on file in the office of the City Clerk under Document No. 420835, for agricultural purposes, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98851, recorded on Microfilm Roll No. 30, 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, and to take all necessary steps to acquire from the State of California various parcels of land in San Diego Homestead Union, more particularly described in said Resolution, being tax-deeded lands, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98852, recorded on Microfilm Roll No. 30, 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, and to take all necessary steps to acquire from the State of California various parcels of land in Old San Diego and Berkeley Heights, more particularly described in said Resolution, being tax-deeded lands, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98853, recorded on Microfilm Roll No. 30, authorizing and directing the Mayor and Clerk of The City of San Diego to execute on behalf of The City of San Diego, to Frank A. Ramsdell and Gertrude M. Ramsdell, husband and wife, as joint tenants, a grant of easement over a property described as Parcel 7 in action in eminent domain entitled "The City of San Diego, Etc., vs. Bank of America, Etc., et al", No. 138533, (being in portions of Lots 120 and 121 La Mesa Colony), was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98854, recorded on Microfilm Roll No. 30, accepting subordination agreement, executed by Ewart W. Goodwin, beneficiary and trustee, bearing date July 18, 1950, wherein said party subordinates all his right, title and interest in and to a portion of Lots 22, 23, 24 Block 317 Reed and Daley's Addition, to the right of way and easement for retaining wall purposes heretofore conveyed, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98855, recorded on Microfilm Roll No. 30, accepting deed of C. S. Bond and Kathryn Bond, bearing date July 13, 1950, conveying a portion of Pueblo Lot 1107, setting aside and dedicating the same to the public use as and for a public street, and naming the same Mission Valley 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 Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98856, recorded on Microfilm Roll No. 30, accepting deed of C. S. Bond and Kathryn Bond, bearing date July 13, 1950, conveying a portion of Lots 3 and 4 Pueblo Lot 1111, and a portion of Pueblo Lot 1108, setting aside and dedicating the same to the public use as and for a public street, and naming the same Mission Valley 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 Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98857, recorded on Microfilm Roll No. 30, accepting deed of Trancito Cesena, also known as Transito Cesena, bearing date July 14, 1950, conveying portions of Lot 18 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. 98858, recorded on Microfilm Roll No. 30, accepting deed of Fred K. Dorris and Anna Lucille Dorris and Ruth V. Early, also known as Ruth V. Anderson, bearing date July 17, 1950, conveying an easement and right of way for retaining wall purposes in portion of Lot 48 Block 19 Fairmount 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. 98859, recorded on Microfilm Roll No. 30, accepting deed of Daisy Mae Echols, bearing date July 13, 1950, conveying an easement and right of way for retaining wall purposes in portion of Lots 22, 23, 24 Block 317 Reed and Daley'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 Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98860, recorded on Microfilm Roll No. 30, accepting deed of Lucy C. Randall and Joverson V. Randall, bearing date July 11, 1950, conveying an easement and right of way for retaining wall purposes in portion of Lot 21 Block 317 Reed & Daley'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 Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98861, recorded on Microfilm Roll No. 30, accepting deed of Frank J. Les Tina and Emma Les Tina, bearing date June 30, 1950, conveying an easement and right of way for sewer purposes in portion of Lot E Block 1 Magnolia 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. 98862, recorded on Microfilm Roll No. 30, accepting deed of W. H. Morehouse and E. C. Moore, bearing date July 11, 1950, conveying an easement and right of way for storm drain purposes in a portion of Lot 14 Ex-Mission 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 Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98863, recorded on Microfilm Roll No. 30, accepting deed of Lela N. Stone, bearing date July 18, 1950, conveying an easement and right of way for storm drain in portion of Lot 43 Block 281 San Diego Land and Town Company'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 Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98864, recorded on Microfilm Roll No. 30, accepting deed of Alice Moore, Katherine R. Poe and Ruth R. Lineaweaver, bearing date July 17, 1950, conveying an easement and right of way for water main purposes in portion of Lot 1264, 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. 98865, recorded on Microfilm Roll No. 30, accepting quitclaim deed of Samuel Hansen and Harriet Hansen, also known as Harriett Hansen, also known as Harriet Victoria Hansen, husband and wife, bearing date July 13, 1950, quitclaiming all their right, title and interest in and to all of Lots 1 to 21, 40 and 41, 48 Block B, Pacific View; Lots 11 to 18 Block 8, Lots 13, 4, 15, 21, 22 Block 15, Lots 9 to 12 inclusive Block 52, Lots 1 and 2 Block 55 Sellar's Addition, Lots 30, 31, 32 Block 5, Lots 20 to 24 inclusive Block 8 Electric Line Addition, together with any and all other interest of record or otherwise which grantors or either of them may have in all that real property as described in complaint on file in the Superior Court Action No. 130137, 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. 98866, recorded on Microfilm Roll No. 30, accepting quitclaim deed of A. E. Williams, a married man, and Charlotte Erickson, a single woman, bearing date July 18, 1950, quitclaiming all their right, title and interest in and to all of Lots 1 to 18 Block 20, Sellar's Addition; Lots 21 and 22 Block 6, Lots 1 to 10 inclusive Block 7, Lots 23 to 26 inclusive Block 7, Lots 25 to 32 inclusive Block 8, Lot 24 Block 9, Lots 17 to 23 inclusive Block 13 of Electric Line Addition; Lots 1 to 16 inclusive Block 22, Lots 25 to 32 inclusive Block 29, Lots 17 to 23 Block 31, Lots 5, 6, 7, 15, 16 Block 32 Mission Beach Addition, and resubdivision of Blocks 23, 26, 27 and 37, and Lots 1 to 30 inclusive in Block 24, of Mission Beach Addition; together with any and all other interest of record, or otherwise, which grantors may have in all that real property as described in complaint on file in Superior Court Action No. 130137, authorizing and directing the City Clerk to forward said deed to the Southern Title 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.

ORDINANCE NO. 4480 (New Series), recorded on Microfilm Roll No. 30, establishing the grade of Locust Street, between the southwesterly line of Oliphant Street and the northeasterly line of Poe 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. Nays---Councilmen None. Absent---Councilman Dail, 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, Godfrey. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the next two items not listed on the Council's agenda:

"RESOLUTION NO. 98867," recorded on Microfilm Roll No. 30,

"WHEREAS, Fred D. Pyle died in the City of San Diego on Friday, July 21, 1950; and

WHEREAS, Fred D. Pyle was first employed by The City of San Diego on the tenth day of October, 1928 as an Engineer, and thereafter on the first day of September, 1932 was appointed Assistant Hydraulic Engineer under the late Hiram Newton Savage, then Hydraulic Engineer of The City of San Diego, and thereafter following the death of said Hiram Newton Savage in July, 1934, and on the first day of July, 1934 said Fred D. Pyle was appointed Hydraulic Engineer, and as such was in charge of the dams, pipelines and water operations outside of the City and responsible for the development and conservation of water for The City of San Diego; and

WHEREAS, illness overtook Fred D. Pyle and made it necessary that he retire from his position as Hydraulic Engineer on the twelfth day of March, 1950; and

WHEREAS, because his valuable aid and assistance was required by the City, Fred D. Pyle was continued in the employment of the City to the date of his death under a special Consultant's contract; and

WHEREAS, Fred D. Pyle has left many works on behalf of The City of San Diego which will remain as monuments to his ability and foresight, such as the completion of El Capitan Dam, the strengthening of Hodges Dam, and the building of San Vicente Dam, which is now used to store Colorado River water for the use and consumption of the public of The City of San Diego; and

WHEREAS, said Fred D. Pyle has also left to The City of San Diego many valuable works in the nature of reports upon the future needs of The City of San Diego pertaining to water, the conservation of water and the development of water, and assisted the City in acquiring the rights to all the surplus water on the San Dieguito System; and

WHEREAS, said Fred D. Pyle was tireless in his efforts and work as Hydraulic Engineer in promoting the interests of The City of San Diego in the acquisition, development and impounding of water, and plans in connection therewith above and beyond his duties as Hydraulic Engineer; and

WHEREAS, Fred D. Pyle endeared himself to his superiors and his associates in The City of San Diego by his lovable and understanding character and nature; and

WHEREAS, in the passing of Fred D. Pyle not only has The City of San Diego lost an efficient and zealous worker, his associates a modest, affable and lovable friend, but the public has lost a good citizen and a public servant whose abilities and devotion to his duty were outstanding and who will be hard to replace; 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 Fred D. Pyle;

BE IT FURTHER RESOLVED that the sympathy and condolences of the Mayor, each member of the City Council, and the officers and employees of the City be extended to 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 his widow, Mrs. Ella Pyle.

Presented By O. W. CAMPBELL

Approved as to form by J. F. DuPAUL, City Attorney

Passed and adopted by the said Council of the said City of San Diego, California, this 27th day of July, 1950, by the following vote, to-wit:

Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey

Nays---Councilmen None,

Absent-Councilman Dail, Mayor Knox

HARLEY E. KNOX

Mayor of The City of San Diego, California

FRED W. SICK

City Clerk of The City of San Diego, California

By HELEN M. WILLIG, Deputy

I HEREBY CERTIFY that the above and foregoing resolution was passed by the Council of the said City of San Diego, at the time and by the vote, above stated.

FRED W. SICK

City Clerk of the City of San Diego, California

By HELEN M. WILLIG, Deputy",

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

ORDINANCE NO. 4481 (New Series), recorded on Microfilm Roll No. 30, appropriating the sum of \$3500.00 from the Unappropriated Balance Fund of the City of San Diego, for the purpose of providing funds to be used in connection with the operation of the Bureau of Vital Statistics, in the Department of Public Health, 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 Wincote, 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.

Prior to the passage and adoption of said Ordinance, the City Manager explained that it was necessary, in view of the fact that the Council had not adopted the proposed Ordinance upon which a hearing was held in the early part of this meeting for the collection of burial fees, to adopt the appropriating ordinance due to insufficient funds available to operate the Vital Statistics Bureau of the Department of Public Health.

The Vice Mayor requested, and was granted, unanimous consent to present the next matter, not listed on the Council's Agenda:

Councilman Kerrigan brought up the matter of Uniform Building Code Ordinance, and made reference to published statements in the newspapers from the Chief Inspector. He said he felt that it was time for the City of San Diego to fall into line with the many other cities which are now operating under the Uniform Code. Mr. Kerrigan thought the matter ought to be referred to the City Attorney.

RESOLUTION NO. 98868, recorded on Microfilm Roll No. 30, referring to the Attorney, with a view to the possible repealing of all matters not pertaining strictly to the Building Code, insofar as they are now contained in and made a part of said Code, where they would not be related to the Uniform Building Code, and requesting said Attorney to make a report thereon to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

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

Councilman Wincote referred to the matter of boarders being permitted in certain residential districts, which had been permitted by amendment to the Zoning Ordinances, to relieve war-time housing shortages. Mr. Wincote said that a house is being built in his neighborhood, for boarders, at 2nd Avenue and Thorn Street, and felt that it should be investigated inasmuch as it was not the type of place which should be constructed in an area of beautiful homes.

RESOLUTION NO. 98869, recorded on Microfilm Roll No. 30, referring to the City Manager the matter of a house which is being constructed at 2nd Avenue and Thorn Street, apparently for boarders, for obtaining of facts thereon which would be reported to Council Conference, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Godfrey, seconded by Councilman Schneider, at the hour of 12:32 o'clock Noon.

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, August 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 10:00 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, July 25, 1950, and the Regular Meeting of Thursday, July 27, 1950, were presented to the Council by the Clerk, and on motion of Councilman Kerrigan, 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 receiving bids for the cleaning and applying of mortar lining to the interior of approximately 19,700 lin ft. steel pipe, on the Bonita Pipe Line, under Specifications on file in the office of the City Clerk bearing Document No. 419984, the clerk reported that one bid had been received, which bid was presented to the Council, and upon motion duly made and seconded, was opened and publicly declared.

Said bid was as follows:

The bid of American Pipe and Construction Co., addompanied by bond written by Fidelity and Deposit Company of Maryland, in the sum of eight thousand dollars, which bid was given Document No. 421118.

Councilman Godfrey entered the meeting at this time.

On motion of Councilman Dail, seconded by Councilman Wincote, said bid was referred to the City Manager and to the City Attorney for report and recommendation.

Some members of the Council wondered if there were others equipped to do such work, and asked the City Manager informally without a motion to give a report if others were in a position to have submitted bids upon the work.

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 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, the clerk reported that five bids had been received, which bids were presented to the Council, and upon motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of twenty two thousand dollars, which bid was given Document No. 421119;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of twenty three thousand dollars, which bid was given Document No. 421120;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of twenty two thousand dollars, which bid was given Document No. 421121;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co. in the sum of twenty four thousand dollars, which bid was given Document No. 421122;

The bid of Cox Bros. Construction Co., accompanied by bond written by Great American Indemnity Company in the sum of twenty five thousand dollars, which bid was given Document No. 421123.

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 hearing on the Street Superintendent's assessment No. 1945, made to cover the costs and expenses of the work done upon installing Vitrified Clay Pipe Sewer Mains, connections, fittings and appurtenances 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, the Alley between Wilcox Street and Charles Street and between Catalina Boulevard and Silvergate Avenue, the Alleys in Blocks 1, 2, 3 and 4 Warner Villa Tract, and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 95608, the clerk reported that no written appeals had been received.

RESOLUTION NO. 98870, recorded on Microfilm Roll No. 31, confirming and approving the Street Superintendent's Assessment No. 1945, made to cover the costs and expenses of the work of installing vitrified clay pipe sewer mains, connections, fittings and appurtenances 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, 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 warrant, diagram and assessment in his office, 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 Street Superintendent's assessment No. 1946, made to cover the costs and expenses of the work done on the paving and otherwise improving of portions of Clinton Street and 38th Street, within the limits and as particularly described in Resolution of Intention No. 96362, the clerk reported that no written appeals had been received.

Upon inquiry from the Mayor if any interested affected property owners were present to be heard, the following persons spoke:

Sadie Holland asked why a charge was being made for the paving of 38th Street, when it had been paved by W.P.A.

The City Engineer said that Mrs. Holland's property is not affected, that she pays no assessment thereon, and that for technical reasons the street is included within the improvement description.

Mrs. Holland said that the sidewalk, which she said was installed during the rain, was crumbling.

The City Engineer replied that if there are any defects, they will be corrected by the contractor.

Mrs. H. Haptonstal asked questions similar to those of Mrs. Holland, which were answered by the City Engineer.

RESOLUTION NO. 98871, recorded on Microfilm Roll No. 31, overruling and denying the verbal appeals of Sadie Holland and Mrs. H. Haptonstal, from the Street Superintendent's Assessment No. 1946, made to cover the costs and expenses of the work of grading, paving and otherwise improving of portions of Clinton Street and 38th Street, within the limits and as particularly described in Resolution of Intention No. 96362, overruling and denying all other protests thereon, confirming and approving the Street Superintendent's said Assessment, authorizing and directing him to attach his warrant thereto and issue the same in the manner and form provided by law, and directing him to file said warrant, diagram and assessment in his office, 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 Street Superintendent's Assessment for the paving and otherwise improving of Udall Street, the clerk reported that written appeals had been received from Foster Bryant, W. C. Stamper, Donald M. Peterson, which appeals were presented.

Upon inquiry from the Mayor if any interested affected property owners were present to be heard, Foster Bryant spoke, in protest against the cost.

The City Engineer made a verbal explanation, showing maps of the district and especially telling Mr. Bryant about the area assessed, which appeared to be one of Mr. Bryant's questions.

Upon motion, the hearing was continued temporarily to permit the City Engineer to meet with interested property owners in the room adjoining the Council Chambers.

The hearings on the other street improvement proceedings set for the hour of 10:00 o'clock A.M., were continued, temporarily, to permit the City Engineer to meet with protestants in the room adjoining the Council Chambers.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating the north 1/2 of Quarter Section 53 Rancho de la Nacion into "R-1A" Zone, covering property recently annexed to the City as "Lee A. Lane Tract", 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. 4482 (New Series), recorded on Microfilm Roll No. 31, incorporating the north one-half of Quarter Section 53 Rancho de la Nacion into a "R-1A" Zone, as defined by Ordinance No. 8924 of the Ordinances of the City of San Diego and amendments thereto, 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.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the appeal of Robert G. Loveall, M.D., from the decision of the Zoning Committee in denying application for variance to the provisions of Ordinance No. 12987 to permit the operation of an architect's office in conjunction with a doctor's office on Lot 1 Block 326 of Horton's Addition, at 2830 Fourth Avenue, in Zone R-4 (doctors' and dentists' offices being permitted in said Zone), the report from the Zoning Engineer was presented and read.

Dr. Loveall spoke for the variance. He said that the building, now under construction, was a joint venture between himself and Richard Wheeler, architect, and that the second floor had been designed for use by Mr. Wheeler.

Richard George Wheeler, architect, spoke for the variance, and contended that it would not be detrimental to the neighborhood.

Asked how many employees he would have, Mr. Wheeler said that there would be 5. He said, also, that there had been no neighborhood objections.

The City Planning Engineer said that he had received a written objection signed by Chester G. Skinner, D.D.S., 2007 Wilshire Blvd., Room 220, Los Angeles 5, California, which protest he presented and read to the Council.

Edgar O. Hodge, who said that his wife owns property a block away from the property in question, spoke. He said that he favors an architect's office at that location. Mr. Hodge read a letter from Mrs. Hodge endorsing the development.

Dr. Roy French Kidd, optometrist, who has his offices nearby (under a zone variance), spoke for the variance.

The Planning Director said that Dr. Kidd was there by virtue of a zone variance which was granted, inasmuch as Dr. Jessop, M.D., who examined eyes, gave prescriptions and ground lenses (by the right of M.D.'s to operate in the zone, but which excludes optometrists) was also in the immediate neighborhood.

Reference was made to the possible change of zone, and the Planning Director said that the Percy H. Goodwin Company has circulated a petition to change the zone to C, but that difficulty had been encountered, so the change area has been reduced and a hearing will be held next week. He said that the petition, with the present boundaries, will not affect the property upon which this hearing was being held.

Dr. Loveall said that Joe Dryer had telephoned him endorsing the variance; Dr. Bond, Dr. Chas. Brown, Mr. Crowder, Dr. Kidd, Dr. Ledford (and another doctor whose name the clerk did not get), had all endorsed his request.

Asked what kind of a sign he proposed to erect on the premises, Mr. Wheeler replied that only a small name plate would be used.

RESOLUTION NO. 98872, recorded on Microfilm Roll No. 31, sustaining the appeal of Robert G. Loveall, M.D., and Richard George Wheeler, Architect, from the decision of the Zoning Committee in denying application No. 8045 by its Resolution No. 4831, for variance to the provisions of Ordinance No. 12987 to permit operation of an architect's office in conjunction with a doctor's office on Lot 1 Block 326 of Horton's Addition, at 2830 Fourth Avenue, in Zone R-4, overruling and denying said decision, 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 the hearing on the appeal of Estella R. Gonzales from the decision of the Zoning Committee in denying her application for variance to the provisions of Ordinance No. 35 New Series, to permit operation of a part-time beauty parlor in a residence located on Lot 5 in Block 9 Marilou Park Subdivision, at 1018 - 38th Street, in Zone R-2, the report of the Zoning Engineer was read.

The Mayor inquired if Mrs. Gonzales was present to be heard, but she was not.

Councilman Dail said that Mrs. Gonzales apparently did not realize the importance of being present, inasmuch as she had not been present at the Zoning Committee's hearing. He said he would be glad to get in touch with her, and asked for continuance of the hearing for one week.

On motion of Councilman Dail, seconded by Councilman Wincote, the hearing was continued for one week. (See two subsequent actions in the matter, listed later in today's minutes).

A majority of the members of the Council executed the following undertakings, for street lighting, with San Diego Gas & Electric Company at this time:

University Avenue Lighting District No. 2;
Talmadge Park Lighting District No. 4;
El Cajon Boulevard Lighting District No. 2.

The claim of Anna Lee Lewis, 7377 Mt. Vernon Ave., Lemon Grove, California, in an unstated amount, for personal injury on the sidewalk at 740 E Street, was presented. RESOLUTION NO. 98873, recorded on Microfilm Roll No. 31, referring claim of Anna Lee Lewis to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The claim of Mrs. Emma A. Watrous, 4319 Central Avenue, San Diego, in the sum of \$16.00 for personal injury on El Cajon Boulevard, was presented. RESOLUTION NO. 98874, recorded on Microfilm Roll No. 31, referring claim of Mrs. Emma A. Watrous to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The next two items, having to do with Harbor Department matters, were explained to the Council by John Bate, Port Director:

Communication from the Harbor Department submitting agreement for amendment to Tidelands lease with George Zarkos and Fishermen's Wharf of San Diego, for increased area at the foot of Garrison Street, was presented.

RESOLUTION NO. 98875, recorded on Microfilm Roll No. 31, ratifying, confirming and approving the Agreement for Amendment of Tideland Lease between The City of San Diego and George Zarkas, originally entered into under Document No. 398868, said amendment being on file in the office of the City Clerk under Document No. 420945, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98876, recorded on Microfilm Roll No. 31, authorizing and empowering the Harbor Commission to employ George F. Nicholson as Engineer Consultant for the fiscal year 1950-1951 at the rate of \$50.00 per day plus expenses, to cover approximately 50 days, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for the furnishing of 4 Portable Air Compressors, was presented.

RESOLUTION NO. 98877, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of three 105-cubic foot Portable Air Compressors and one 160-cubic foot Portable Air Compressor, in accordance with specifications on file in the office of the City Clerk under Document No. 421071, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for the furnishing of 10 heavy-duty Clay Diggers and 10 heavy-duty Paving Breakers, was presented.

RESOLUTION NO. 98878, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of 10 heavy-duty Paving Breakers, and 10 heavy-duty Clay Diggers, in accordance with specifications on file in the office of the City Clerk under Document No. 421068, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing 1 Sewer Rodding Machine, for Public Works Department, was presented.

RESOLUTION NO. 98879, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of one Sewer Rodding Machine, in accordance with specifications on file in the office of the City Clerk under Document No. 421064, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing 1 Combination Shear, Punch, and Coper, for the Public Works Department, was presented.

RESOLUTION NO. 98880, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of one Combination Shear, Punch, and Coper, in accordance with specifications on file in the office of the City Clerk under Document No. 421061, 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 two 1500-gallon Oval Water

Tanks for the Auto Shops, Department of Public Works, for mounting on truck chassis, for use as street sprinklers, was presented.

RESOLUTION NO. 98881, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of two 1500-gallon oval Water Tanks, in accordance with Specifications on file in the office of the City Clerk under Document No. 421058, 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 bids for the furnishing of Broom Fiber and Broom Wire, and recommending award to California Brush Company on both, the low bidder on the Broom Fiber, but not on the Broom Wire (the low bidder on Broom Fiber proposes to ship the same within 60 days from India, with an estimated 4 months for delivery), was presented.

The City Manager was asked if he had investigated some of the new synthetic fibers, and he said that such materials are investigated and tested as they become available. He said that when satisfactory materials are available, the City may make purchases thereof. Asked, further, about the matter of delivery of the Fiber, the Manager said that it is a matter of actually getting the material, and there is a possibility that the Fiber from India might never be delivered. He added his verbal recommendation to the written recommendation of the Purchasing Agent.

RESOLUTION NO. 98882, recorded on Microfilm Roll No. 31, accepting bid of California Brush Company for the furnishing of approximately 16 tons of Palmyra broom fiber, and 8 tons of Gutter Broom Wire, 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 Planning Commission, signed by the City Planning Director, recommending approval of the Final Map of Westwood Hills, Unit No. 4, subject to the posting of an adequate bond to insure the installation of the required improvements therein, was presented.

RESOLUTION NO. 98883, recorded on Microfilm Roll No. 31, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with O. D. Arnold and Ethel Arnold, husband and wife, for the installation and completion of the unfinished improvements and the setting of the monuments required for O. D. Arnold's Westwood Hills Unit No. 4, 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 Wincote, adopted.

RESOLUTION NO. 98884, recorded on Microfilm Roll No. 31, adopting Map of O. D. Arnold's Westwood Hills Unit No. 4, being a subdivision of portion of the North 100 acres of Lot 17 of Rancho Mission of San Diego, accepting Grade Street, Champion Street, Peru Place, Sultana Street, Carmen Street, 55th Street, Tokay Street, Fredonia Street, Muscat Street 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 Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Planning Director, in behalf of the Mission Bay Advisory Committee, reporting on request of Motel Owners and Operators Association for appointment to said Committee from among the owners and operators of motels of San Diego, stating that the hotel representative has not attended a meeting since April 21, 1949, and that an appointment be made to replace the hotel representative unless he can be prevailed upon to attend meetings, was presented.

RESOLUTION NO. 98885, recorded on Microfilm Roll No. 31, referring communication from the City Planning Director relative to appointment of a representative to the Mission Bay Advisory Committee from among the Motel Owners and Operators Association, unless the hotel representative can be prevailed upon to attend meetings, to Council Conference, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the City Manager, reporting on complaint of Mrs. Mabel Hall, 291 So. 39th Street, regarding the new paving on 39th Street, stating that the pavement was damaged by water main break and that the condition will be corrected when the ground dries, 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.

Attached to the file was communication (copy) from the City Manager, addressed to Mrs. Hall.

It was observed that Mrs. Estella R. Gonzales, whose hearing matter had been considered earlier in this meeting and continued until the meeting of August 8, 1950, had appeared in the Council Chambers.

The Mayor asked that the Zoning Engineer's report, which had been read before, be read again, which was done.

On motion duly made and seconded, the matter of the action taken previously was reconsidered.

Councilman Dail objected to the taking of money, by the Planning Commission, when it knows it intends to deny the variance.

The Mayor asked Mrs. Gonzales if she wished to be heard. Mrs. Gonzales spoke for the granting of the zone variance, and said that her property lies 1 block north of Hilltop Drive. She said that she has equipment needed for the business. Also, that she wants to do her work in her home so that she will not have to leave her children alone while she goes out to work.

Councilman Dail moved to sustain the appeal of Mrs. Estella R. Gonzales, and overrule the Zoning Committee's decision, for the zone variance to permit operation of a part-time beauty shop in Zone R-2, at 1018 - 38th Street, which motion was seconded, and carried.

Although the motion was carried, and a Resolution adopted, the Resolution is not shown at this point, inasmuch as the Council considered the matter again later in this meeting, and added "customary conditions" which had not been included in the motion. The matter will therefore be shown again later in these minutes, with the Resolution and its conditions shown under one action.

The Udall Street hearing upon the Street Superintendent's assessment No. 1947, was brought up again at this time.

The Mayor observed that those who had spoken in the matter when they had left with the City Engineer for the room adjoining the Council Chamber, had not returned; therefore he assumed that inasmuch they had not come back with the Engineer that they did not wish to be heard further.

RESOLUTION NO. 98886, recorded on Microfilm Roll No. 31, overruling and denying the appeals of Donald M. Peterson, W. C. Stamper and Foster Bryant, from the Street Superintendent's Assessment No. 1947 made to cover the costs and expenses of the paving and otherwise improving of Udall Street, within the limits and as particularly described in Resolution of Intention No. 96295, overruling and denying all other appeals, confirming and approving 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 and directing him to record said warrant, diagram and assessment in his office, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

After the action in confirming said Assessment had been taken, Foster Bryant returned to the Council Chamber. The Mayor asked if he and others wished to be heard, further. Mr. Bryant said that while he felt that the assessment was too high, he stated that the City Engineer had given him and others courteous replies and had answered their questions satisfactorily. He thanked the Mayor and Council for the way that they had been received at the hearing.

The hearing on Resolution of Intention No. 98442, for the paving and otherwise improving of the Alley in Block 99 City Heights, within the limits and as particularly described in said Resolution, which had been continued from earlier in this meeting, was brought up at this time.

The clerk reported that written protests had been received from Mrs. Lillian Dickinson, Delia A. Severin, trustee; Elizabeth Glenda Powell, 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 written protests were presented.

The City Engineer reported, verbally, a 6.3% protest.

RESOLUTION NO. 98887, recorded on Microfilm Roll No. 31, overruling and denying the protests of Lillian Dickinson, Delia A. Severin, and Elizabeth Glenda Powell, against the paving and otherwise improving of the Alley in Block 99 City Heights, within the limits and as particularly described in Resolution of Intention No. 98442, overruling and denying all other protests thereon, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The hearing on Resolution of Intention No. 98443, for the paving and otherwise improving of Promontory Street, within the limits and as particularly described in said Resolution, which had been continued from earlier in this meeting, was brought up at this time.

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

The hearing on Resolution of Intention No. 98444, for the paving and otherwise improving of the Alley in Block 136 University Heights, within the limits and as particularly described in said Resolution, which had been continued from earlier in this meeting, was brought up at this time.

The clerk reported that a written protest had been received from Clara Joubert, by Rosa Lee Johnson, her attorney, which protest was presented to the Council and read.

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

Mrs. Joubert spoke, saying that she was a widow, owned three lots upon which she had already received a recent assessment for improvement of Hayes Avenue, and that she was unable to bear any further assessments.

The City Engineer reported, verbally, a 7.2% protest.

It was explained to Mrs. Joubert, who maintained that any additional assessments would mean confiscation of her home, that the Council was bound by the wishes of a majority of the property owners. The Engineer reported that proceedings had been started on petition of owners of 65.5% of the property frontage. Although the Mayor and members of the Council again said that it was the property owners who want the improvement, and that it was not the City administration which had instituted the proceedings, Mrs. Joubert continued saying that she could not afford the improvement and that her neighbors who can afford it should not be responsible, with the City, in confiscating her home.

RESOLUTION NO. 98888, recorded on Microfilm Roll No. 31, overruling and denying the protest of Clara Joubert, by Rosa Lee Johnson, against the proposed paving of the Alley in Block 136 University Heights, within the limits and as particularly described in Resolution of Intention No. 98444, overruling and denying all 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 matter of the Estella R. Gonzales, referred to twice previously in the minutes of this meeting, was again brought up by Councilman Kerrigan. Mr. Kerrigan pointed out that, in sustaining Mrs. Gonzales' appeal and overruling the Zoning Committee decision, the Council had failed to include the "usual conditions". He asked for further consideration. On motion duly made and seconded, the matter of the action in sustaining the appeal was reconsidered, resulting in:

RESOLUTION NO. 98889, recorded on Microfilm Roll No. 31, sustaining the appeal of Mrs. Estella R. Gonzales, 1018 - 38th Street, San Diego 2, California, from the decision of the Zoning Committee in denying her application No. 8211 by its Resolution No. 4812, for variance to the provisions of Ordinance No. 35 New Series, to permit operation by Estella R. and Robert T. Gonzales of a beauty parlor part-time (approximately 25 hours a week) in a residence located on Lot 5 Block 9 Marilou Park Subdivision, at 1018 - 38th Street, in Zone R-2, overruling said Zoning Committee decision, on the following conditions:

1. There shall be no signs on the premises, except a 1' x 2' sign on the residence;
2. There shall be no employees;
3. The maximum number of hours of operation shall be 25 hours per week;
4. The variance shall be for a period of 2 years from the date of this Resolution, and shall be subject to renewal,

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

Communication from the City Manager recommending granting petition of residents on the southerly side of Russell Street between Locust and Rosecrans Streets, for the prohibition of parking at all times on their side of the street, was presented.

RESOLUTION NO. 98890, recorded on Microfilm Roll No. 31, prohibiting the parking of automobiles on the southwesterly side of Russell Street between Locust Street and Rosecrans Street, authorizing and directing the installation of the necessary signs and markings, repealing any resolutions or parts of resolutions in conflict, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Mayor Knox left the meeting at this time, and Vice Mayor George Kerrigan assumed the duties of Chairman.

Communication from the Superintendent of Streets, bearing the City Manager's stamp of approval, and the signature of approval of the Director of Public Works, reporting petition to close portions of 55th and 54th Streets and Goodland Road, in conjunction with resubdivision of the area, recommending granting the closing of 55th Street as recommended, but the denial of request for closing 54th Street and Goodland Road, was presented.

RESOLUTION NO. 98891, recorded on Microfilm Roll No. 31, denying petition of Collwood Construction Co. for the closing of portions of 54th Street and Goodland Road, as recommended by the Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

(See later action in these minutes for Resolution granting the closing on portion of 55th Street)

Communication from the Superintendent of Streets, bearing the City Manager's stamp of approval, and the signature of approval of the Director of Public Works, reporting on petition for closing Trias Street from Sunset Boulevard to Juan Street, recommending partial closing with end reserved for eventual widening of Juan Street in conformance to the Major Street Plan, was presented.

Questions were asked about the effect of such a closing, and the City Manager said he would be glad to look into the matter further and report back to the Council. On motion of Councilman Schneider, seconded by Councilman Godfrey, the matter was continued until the meeting of Thursday, August 3, for additional report from the City Manager.

Communication from the City Attorney submitting opinion addressed to him by Judge Shelley J. Higgins, Assistant City Attorney, concerning bills or claims of the San Diego-California Club in the amount of \$7705.05, stating, briefly, that said claims cannot be paid out of the current year's revenues (having been incurred the previous fiscal year) but can be paid only if at all out of the revenues of the year 1949-1950, was presented. The opinion was not read in its entirety, but the substance thereof was given to the Council by the clerk.

On motion of Councilman Godfrey, seconded by Councilman Wincote, the opinion was ordered filed.

RESOLUTION NO. 98892, recorded on Microfilm Roll No. 31, denying the bills of San Diego-California Club, in the sum of \$7,700.05, which had been incurred during the fiscal year 1949-1950, against the City's Advertising and Publicity Fund, in accordance with opinion from the City Attorney thereon, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

After adoption of said Resolution, the City Auditor reported, verbally, that he had been informed by Tom Bomar, Managing Director of the San Diego-California Club, that new bills will be submitted. The question was asked if bills to be submitted would be for the same expenditures, and he replied that Mr. Bomar had said that the funds had been raised through contributions from merchants to pay the bills in question, and that the new bills referred to are for expenditures made within this current fiscal year.

Communication from the City Attorney recommending denial of claim of James Hervey Johnson, in the sum of \$4,000.00, regarding installation of a pipeline by the City upon his land in Pueblo Lot 1786, claiming damage thereto in cutting off access, and reporting that the matter is involved in a condemnation suit instituted by the City which will determine future action by the City.

RESOLUTION NO. 98893, recorded on Microfilm Roll No. 31, denying claim of James Hervey Johnson, in the sum of \$4,000.00, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Communication from the Public Utilities Commission, transmitting Schedule of Apportionment of cost for work on Grade Crossings, was presented.

On motion of Councilman Godfrey, seconded by Councilman Swan, the matter was referred to the City Manager.

Communications from Howard Crofts, 3240 Curlew Street, San Diego 3, dated July 28, 1950; E. E. Zeiss, dated July 31, 1950; James F. Churchill, dated July 27, 1950; Albert E. Adams, 3370 Brant St.; W. D. White, 410 West Upas Street, San Diego 3, dated July 28th; Willard N. Watson and Agnes A. Watson, dated July 27, 1950; Emilie Styris, 304 West Thorn Street, San Diego 3, dated July 28, 1950; Mary L. Lawlor and Elizabeth H. Adams, 3370 Brant Street; all protesting a residence under construction located at 3304 Brant Street, which it is contended is to be used for the purpose of a boarding and lodging house in Zone R-1, some of them requesting repeal of the Ordinance adopted as a war-time measure permitting not to exceed 4 boarders or lodgers in a single-family residence in Zone R-1, were presented to the Council, but not read.

Inasmuch as the matter had been brought to the attention of the Council by Councilman Wincote at a meeting last week, the members were familiar with the subject, and had requested a report thereon from the City Manager.

The City Manager made a verbal report, pointing out that 4 persons in addition to members of the family, may be boarded and lodged in a single-family residence in Zone R-1 under an Ordinance adopted by the Council. He said that his office had interviewed Mrs. Margaret Pipkin, for whom the residence is being built, and stated that Mrs. Pipkin had assured his office that not more than 4 will be lodged there. Mrs. Pipkin had said, further, that she is constructing the residence with outside entrances to provide private quarters for members of her family, who are aging, and who will be coming out from the East to live in San Diego, and that she desires to maintain privacy for them.

The Planning Director spoke on the same subject, and said that Mrs. Pipkin will not have any boarders or lodgers, and that the outside entrances are being provided for members of her family who will reside at said address.

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

In connection with the matter just recorded relating to boarders and lodgers in Zone R-1, there was some discussion, indicating that it would be well to consider the subject further, in conference. Councilman Godfrey pointed out that it had been planned to meet with the Planning Commission upon various planning matters, for study in addition to conference previously held, but that a future Conference has not been arranged. He asked that the matter be put on the Council's Conference calendar for August 3, 1950, for the purpose of setting a date for a future meeting.

RESOLUTION NO. 98894, recorded on Microfilm Roll No. 31, referring to Council Conference for consideration at the Thursday, August 3, 1950, Conference, the matter of setting a date for meeting with members of the City Planning Commission to discuss various phases of planning within the City, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from Percy H. Goodwin Company, signed by F. W. Beachler, Loss Service Dept., dated July 26, 1950, reporting that the Great American Indemnity has made and delivered its draft in the amount of \$17.06 to Casino Theatre, Inc., in full settlement of its claim and accepted a release, was presented.

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

Communication from Percy H. Goodwin Company, signed by F. W. Beachler, Loss Service Dept., dated July 27, 1950, reporting that the Great American Indemnity Company has made and delivered its draft in the amount of \$55.71 to Casino Theatre, Inc., claimant, in full payment of its claim and accepted a release, was presented.

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

Communication from Great American Indemnity Company, signed by Max H. Seeger, Representative, dated July 26, 1950, recommending denial of claim of Ohio Casualty Company for Elmer J. Dailey, 3635 - 31st Street, San Diego, arising out of a property damage claim resulting from a collision, in the sum of \$144.72, was presented.

RESOLUTION NO. 98895, recorded on Microfilm Roll No. 31, denying claim of Ohio Casualty Company for Elmer J. Dailey, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from Great American Indemnity Company, signed by Max H. Seeger, Representative, dated July 28, 1950, recommending denial of claim of Louise R. Philips and Aida E. Hornberger, occurring on January 18, 1950, arising out of water damage, in the sum of \$410.00, was presented.

RESOLUTION NO. 98896, recorded on Microfilm Roll No. 31, denying claim of Louise R. Philips, 3190 University Avenue, and Aida E. Hornberger, 3736 Nile Street, in the sum of \$410.00, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from Great American Indemnity Co., signed by Max H. Seeger, Representative, dated July 28, 1950, recommending denial of claim of Florence R. Martin, 3617 - 42nd Street, San Diego, arising out of water damage occurring on January 18, 1950, in the sum of \$150.00, was presented.

RESOLUTION NO. 98897, recorded on Microfilm Roll No. 31, denying claim of Florence R. Martin, 3617 - 42nd Street, in the sum of \$150.00, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from Mrs. Lena Kendall, 3995 Crown Point Drive, San Diego 9, California, dated July 27, 1950, relative to her property northeast of Crown Point, referring to a golf course instead of a wild life protected area worked out by scientists, biologists, naturalists, educators, and others in connection with the Mission Bay development, past history in connection with offers made, condemnation suits on the property, etc., was presented to the Council but not read.

The City Planning Director reported, verbally, in the matter. He said that no settlement has been made with Mrs. Kendall, although it is 4 or 5 years since the condemnation was begun. He reported in connection with Mrs. Kendall's idea that oil exists beneath her property, for which she thinks the City should pay in acquiring the land, and spoke of her offer of land for a wild life preserve which he believed to be of merit. The Planning Director said that the Mean High Tide Line, a matter long under discussion, should be established.

The City Manager made a brief verbal report, saying that the matter "is in the mill".

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

Communication from Rosalee Neelucke, dated July 20, 1950, but with no address given, referring to information from her dairyman that the City is contemplating taking raw milk off the market, expressing her views in the matter, was presented.

On motion of Councilman Godfrey, seconded by Councilman Wincote, the communication was ordered filed.

Communication from San Diego County Water Authority, signed by J. L. Burkholder, General Manager and Chief Engineer, dated July 26, 1950, relative to tax levied by the Authority for the fiscal year 1950-1951, and the method of payment by the City, was presented.

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

RESOLUTION NO. 98898, recorded on Microfilm Roll No. 31, directing notice of filing the City Engineer's Assessment No. 1950, for 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, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98899, recorded on Microfilm Roll No. 31, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 175 San Diego Land and Town Company's Addition, and Sampson Street, and Plat No. 2208 showing the exterior boundaries of the district to be included in the assessment for the work and improvement thereon, 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 Wincote, adopted.

RESOLUTION NO. 98900, recorded on Microfilm Roll No. 31, approving plans, drawings, typical cross-sections, profiles and specifications for the installation of an ornamental street lighting system on Ash Street, between the east line of Pacific Highway and the east line of 10th Avenue, and Plat No. 1990 showing the exterior boundaries of the district to be included in the assessment for the work and improvement thereon, 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 Wincote, adopted.

(Although this Resolution was adopted, the City Engineer brought the proposed improvement up when the Resolution of Preliminary Determination came before the Council - that Resolution being referred to Conference. Such action will be shown later in these minutes for this meeting).

RESOLUTION NO. 98901, recorded on Microfilm Roll No. 31, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 3 La Mesa Colony, and Plat No. 1953 showing the exterior boundaries of the district to be included in the assessment for the work and improvement thereon, 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 Wincote, adopted.

RESOLUTION NO. 98902, recorded on Microfilm Roll No. 31, granting petition for the closing portion of 55th Street, as contained in Document No. 418772, as recommended by the Superintendent of Streets, Director of Public Works, and City Manager, 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 Wincote, adopted.

RESOLUTION OF AWARD NO. 98903, recorded on Microfilm Roll No. 31, accepting bid of T. B. Penick & Sons, a co-partnership, 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, awarding contract therefor, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

The City Engineer reported that the bid was 2.8% below his estimate.

RESOLUTION OF AWARD NO. 98904, recorded on Microfilm Roll No. 31, accepting bid of T.B. Penick & Sons, a co-partnership, for ~~fer~~ 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, awarding contract therefor, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

The City Engineer reported that the bid was 3.7% below his estimate.

RESOLUTION OF AWARD NO. 98905, recorded on Microfilm Roll No. 31, accepting bid of Daley Corporation, for the paving and otherwise improving of Bayard Street, within the limits and as particularly described in Resolution of Intention No. 98041, awarding contract therefor, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The City Engineer reported that the bid was 5.3% below his estimate.

RESOLUTION OF AWARD NO. 98906, recorded on Microfilm Roll No. 31, accepting bid of T. B. Penick & Sons, a co-partnership, for the paving and otherwise improving of Tourmaline Street and Sapphire Street, awarding contract therefor, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The City Engineer reported that the bid was 18% below his estimate.

RESOLUTION OF INTENTION NO. 98907, recorded on Microfilm Roll No. 31, 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 Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 98908, recorded on Microfilm Roll No. 31, 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 Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 98909, recorded on Microfilm Roll No. 31, 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 Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION NO. 98910, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of the Alleys in Block 52 (to the modified grade shown and indicated upon plans and profiles on file in the office of the City Clerk) and in Block 71 University 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. 98911, recorded on Microfilm Roll No. 31, for the furnishing of electric current for the lighting of the ornamental street lights located in San Diego Lighting District Number Two, for a period of one year from and including July 1, 1950, to and including June 30, 1951, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION NO. 98912, recorded on Microfilm Roll No. 31, for the closing of the Alley in Block 6 La Jolla Strand, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98913, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of the Alley in Block 3 La Mesa Colony, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98914, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of the Alley in Block 175 San Diego Land

and Town Company's Addition, and Sampson Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

The proposed Resolution of Preliminary Determination for the installation of ornamental street light standards, equipment, connections and appurtenances, conduits and cables in portions of Ash Street, between the east line of Pacific Highway and the east line of 10th Avenue, and Portland cement concrete foundations be installed and certain existing concrete foundations be removed, was presented.

The City Engineer asked to be heard in the matter, before adoption of said proposed Resolution by the Council. The City engineer reported that such lighting installation had been ordered by the Council in 1946, not on petition of property owners but on its own motion. He said that he felt that the Council, some of whose members were not then on the Council would want to know some details of the proposal before bids are actually called for. The Engineer estimated that assessment for the project, if installed according to plans (adopted earlier in this meeting, and heretofore referred to in these minutes) would be approximately \$6.40 per front foot.

RESOLUTION NO. 98915, recorded on Microfilm Roll No. 31, referring to Council Conference the proposed Resolution of Preliminary Determination for the installation of an ornamental street lighting system in portions of Ash Street, between Pacific Highway and 10th Avenue, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98916, recorded on Microfilm Roll No. 31, ascertaining and declaring the wage scale for the paving and otherwise improving of Westland Avenue, Commonwealth Avenue, Pentuckett Avenue, and Ivy Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98917, recorded on Microfilm Roll No. 31, 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 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 Godfrey, adopted.

RESOLUTION NO. 98918, recorded on Microfilm Roll No. 31, approving diagram of the property affected or benefited by the work of improvement to be done 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, directing the Clerk of the City of San Diego 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. 98919, recorded on Microfilm Roll No. 31, approving diagram of the property affected or benefited by the work of improvement to be done upon installing an ornamental lighting system in 49th Street, Lila Drive, Lorraine Drive, Lucille Drive, and Louise Drive, within the limits and as particularly described in Resolution of Intention No. 94760, directing the Clerk of the City of San Diego 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.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for installation of sewers in Niagara Avenue, Catalina Boulevard, and public rights of way by private contract, was presented.

RESOLUTION NO. 98920, recorded on Microfilm Roll No. 31, granting Clemens H. Freres permission to install sanitary sewers by private contract in Niagara Avenue, Catalina Boulevard, and Public Rights of Way in Lot 18 Loma Heights, in accordance with plans and specifications on file in the office of the City Clerk under Document No. 420855, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Petition of Harry E. Coates, 4698 Camino Vuelta, San Diego 9, for permission to install sewer line between the property line and the sidewalk to serve property at 4969 Collingwood Drive, was presented, together with recommendation for approval from San Diego Dep't Public Health, signed by Floyd Strachan.

RESOLUTION NO. 98921, recorded on Microfilm Roll No. 31, granting permission to Harry E. Coates, 4698 Camino Vuelta, 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 southerly direction, parallel to the westerly line of Lot 1 Soledad Terrace to point of intersection with public sewer, to serve property at 4969 Collingwood Drive, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Petition of William Clarence Gilger, Sr. and Mary Margaret Gilger for permission to connect 2858 Bayside Walk and 2859 Bayside Lane to a common soil line and sewer lateral, was presented, together with recommendation from San Diego Dep't Public Health, signed by Floyd Strachan.

RESOLUTION NO. 98922, recorded on Microfilm Roll No. 31, granting permission to William Clarence Gilger, Sr. and Mary Margaret Gilger to connect two houses, numbered 2858 and 2859 Bayside Walk and Bayside Lane to a common soil line and sewer lateral, inasmuch as the two buildings are on a single lot 34 feet by 80 feet (Lot C Block 41 Mission Beach), upon signed statement by the owners that the property will never be divided, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Petition of W. H. McMaster, 4937 Narragansett Ave., for permission to install sewer line between the property line and the sidewalk, to serve property at 1376 Reed, was presented, together with recommendation for approval from San Diego Dep't Public Health, signed by Floyd Strachan.

RESOLUTION NO. 98923, recorded on Microfilm Roll No. 31, granting permission to W. H. McMaster, 4937 Narragansett Avenue, 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 and run in a northerly direction, parallel to the east 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 Godfrey, seconded by Councilman Schneider, adopted.

Petition of Sears Roebuck and Company, by Fred Wallace, 2650 E. Olympic Blvd., Los Angeles, Calif., for permission to install an "Acid Line" between the property line and the sidewalk, to serve property located at 1120 W. Laurel Street., being between California Street and Kettner Boulevard, was presented, together with recommendation for approval from San Diego Dep't Public Health, signed by Floyd Strachan.

RESOLUTION NO. 98924, recorded on Microfilm Roll No. 31, granting permission to Sears Roebuck and Company, by Fred Wallace, 2650 E. Olympic Blvd., Los Angeles, California, to install a four inch vitrified clay "acid line" sewer line between the property line and the sidewalk, to be placed approximately 3-1/2 feet outside the property line and run in a southerly direction, parallel to the west line of Lots 1 to 12 inclusive Block 77 Middletown Addition, to point of intersection with public sewer, lateral now in use on property, to serve property located at 1120 West Laurel Street, between California Street and Kettner Boulevard, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Petition of Sherman-Gray, Inc., by Robert E. Roberts, 2311 Kettner Boulevard, for permission to install sewer line between the property line and the sidewalk, to serve property located at 3708 Poe Street, was presented, together with recommendation for approval from San Diego Dep't Public Health, signed by Floyd Strachan.

RESOLUTION NO. 98925, recorded on Microfilm Roll No. 31, granting permission to Sherman Gray Inc. 2311 Kettner, 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 southeasterly direction, parallel to the south line of Lot 27 (Parcel 3) Resubdivision of Point Loma Heights (Map No. 1523), to point of intersection with public sewer, to serve property at 3708 Poe Street, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Mayor Knox returned to the meeting at this time, but did not take over the duties of Chairman, the Vice Mayor continuing in the Chair.

Communication from the Director of Public Works, by the Assistant Director of Public Works V. A. Parker, bearing the City Manager's stamp of approval, recommending granting request from Sullivan Hardwood Lumber Company to place communication wires from its main office at Kettner Boulevard and F Streets across F and G Streets, to its yards, was presented, together with conditions upon which the permit would be granted.

RESOLUTION NO. 98926, recorded on Microfilm Roll No. 31, granting permission to Sullivan Hardwood Lumber Company, F Street and Kettner Boulevard, to install and maintain intercommunication wires across F Street and G Street, between the main office of said company and its north and south yards, upon conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Park and Recreation Director, addressed to the City Manager, under date of June 28, 1950, recommending that use of Balboa Stadium for 1950 service football games, on conditions set forth in said communication, which recommendation bears the City Manager's stamp of approval, being the same arrangement made with the Navy last season under Council Resolution No. 93550.

RESOLUTION NO. 98927, recorded on Microfilm Roll No. 31, authorizing the Park and Recreation Director to permit the United States Navy to hold service football games during the 1950 season in Balboa Stadium whenever said service football games do not conflict with previously arranged programs, upon various conditions set forth in said Resolution, waiving the minimum guaranty for the use of the Stadium by the United States Navy upon condition that no admission charge shall be made to the general public for attendance at said service football games, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98928, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to re-employ the services of T. B. Cosgrove, Attorney at Law, for the period of twelve months commencing July 1, 1950, and ending June 30, 1951, under the same terms and conditions as set forth in the agreement dated October 6, 1949, contained in Document No. 408216 on file in the office of the City Clerk, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98929, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with renewal of air valve assemblies (22 units), on the El Capitan Pipe Line, between Lakeside and El Capitan Dam, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

The 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. 98930, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the renewal of 72 air valve assemblies and 16 blowoff assemblies on the Otay 2nd Main Pipe Line, from Otay to Bonita Wye, 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 said work and has indicated that the same can be done by the City forces more economically than if let by contract.

RESOLUTION NO. 98931, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the installation of soft-ball lights at the John Adams School, 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 said work and has indicated that the same can be done by the City forces more economically than if let by contract.

Proposed Resolution authorizing the City Manager to do all the work in connection with the removal of old street car poles from various parts of The City, by appropriate City forces, was presented.

Councilman Schneider questioned the matter, wondering if it was the City's responsibility under the contract for abandonment of the street railway system and the substitution of bus lines therefor. Although the answer was not forthcoming, the City Manager said he assumed that it was the City's responsibility, or he believed that the Resolution would not have been before the Council.

On motion of Councilman Schneider, seconded by Councilman Swan, the proposed Resolution was continued until the Council Meeting of Thursday, August 3, 1950.

RESOLUTION NO. 98932, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the grading and importation of soil for surfacing walks and parking areas and servicing road, and the installation of lighting facilities for the parking lot south of the Veterans' Memorial Building, in Balboa Park, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The 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.

Proposed Resolution stipulating and agreeing with the Mission Bay Corporation on the location of the mean high tide line in the vicinity of Block 90 Ocean Bay Beach, was presented.

Questions were asked about the matter, and the Mayor explained that it had to do with the long-drawn-out Mean High Tide Line suit. Deputy City Attorney Louis Karp agreed.

The Mayor said that inasmuch as the City Attorney was not present to go into the matter further at this time, it might be well to continue it until the Council's next meeting in order to receive a full explanation.

Also, the question was asked if such corporation actually exists, and the City Clerk replied that the Resolution recites that the Mission Bay Corporation is a dissolved corporation.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the proposed Resolution was continued until the Council Meeting of Thursday, August 3, 1950.

ORDINANCE NO. 4483 (New Series), recorded on Microfilm Roll No. 31, changing the name of a portion of Warrington Street, lying northeasterly of the northeasterly line of Narragansett Avenue and its junction with La Cresta Drive, to La Cresta Drive, 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 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. 4484 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$5,000.00 from the Capital Outlay Fund, for the purpose of providing funds for the purchase of miscellaneous small parcels of land to be used for permanent public improvements, 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-None. Absent-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-None. Absent-None.

The final reading of such Ordinance was in full.

Prior to its adoption, the City Manager explained the reason for, and the need for the Ordinance.

ORDINANCE NO. 4485 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$500.00 from the Traffic Safety Fund, for the purpose of providing funds for the construction and installation of two six-figure Advisory Speed Signs on El Cajon Boulevard, one near Oregon Street for east-bound traffic and one near 54th Street for west-bound traffic, 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.

Prior to adoption of the Ordinance, the City Manager said that there is a real need for such a signal designating the speeds, which change on various portions of El Cajon Boulevard, and said that they are the first of their kind to be constructed and erected in the country.

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

RESOLUTION NO. 98933, recorded on Microfilm Roll No. 31, praising and congratulating Dr. Reginald Poland in creating and establishing the high national place which the San Diego Fine Arts Gallery has attained, from which he has just resigned after having been its director for twenty five years in order to travel abroad to visit the great art galleries of the World, setting forth his past work and pointing out his achievements, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98934, recorded on Microfilm Roll No. 31, authorizing the City Manager to continue the employment of James E. Franks, of San Diego, pursuant to the terms and provisions of the contract between The City of San Diego and Mr. Franks, dated May 12, 1950, as contained in Document No. 417482 on file in the office of the City Clerk, for an additional period of thirty-one days commencing August 1, 1950, at and for the consideration set forth in said contract, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Prior to its adoption, the City Manager explained the Resolution to the Council, and need for its continuance (Mr. Franks is employed by the City to recruit and train Airplane Spotters, in conjunction with U.S. Air Forces)

RESOLUTION NO. 98935, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to enter into a contract, for and on behalf of the City of San Diego, for the employment of Roy E. Butler as Executive Officer of the San Diego Disaster Corps, as provided by Section 5 of Ordinance No. 3238 (New Series) of the ordinances of said City, at and for the total compensation of \$3850.00 payable in equal monthly installments, for the period beginning August 1, 1950, and ending July 31, 1951, was on motion of Mayor Knox, seconded by Councilman Swan, adopted.

Prior to adoption of said Resolution, there was considerable discussion, particularly on the part of Councilman Schneider, who said that although the City Manager explained that Mr. Butler was an ex-Navy officer and a security officer in this area, that he did not know Mr. Butler or anything about him. Councilman Schneider seemed to feel that the Council should know more about the background of the man whom the City Manager recommended for employment. The City Manager said that Mr. Butler had been recommended to him by the Disaster Council, which had made a study of the matter and who were apparently familiar with Mr. Butler's background and qualifications. The question then arose as to the necessity of employment until the end of the period provided, to-wit: one year, and it was proposed to alter the time in the resolution. The City Manager said that he would see to it that the contract is written for a 6-months period, instead of for one year, and that consideration would be given to the necessity for continuance of employment for the additional 6 months.

The Resolution was adopted, as shown above, without alterations as to proposed time of employment change.

ORDINANCE NO. 4486 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$3850.00 from the Unappropriated Balance Fund, for the purpose of providing funds for the employment of Roy E. Butler as Executive Officer of the San Diego Disaster Corps, from August 1, 1950, to July 31, 1951, was on motion of Mayor Knox, 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 Mayor Knox, 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 Vice Mayor was still in the Chair at the close of the meeting, although the Mayor had returned, as noted previously, but had not resumed the duties of chairman.

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 12:03 o'clock Noon.

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, August 3, 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 communication from the Superintendent of Streets, recommending granting petition for closing Trias Street from Sunset Boulevard to Juan Street, but that only the southerly 15' be closed with 5' parallel to the westerly end reserved for the eventual widening of Juan Street in conformance with the major street plan, which bore the signature of approval of the Director of Public Works and the City Manager's stamp of approval, having been continued until this meeting from the meeting of August 1 for additional information from the City Manager, was again presented.

A motion was made by Councilman Schneider, seconded by Councilman Wincote, to grant the closing as recommended, and the roll called. (A Resolution granting the petition and directing the City Engineer to furnish the necessary descriptions, etc., was not written, nor is it shown, inasmuch as the matter was reconsidered at the request of the City Planning Director, and subsequently denied. That action will be shown later in these minutes),

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for the furnishing 780 graphite Anodes, was presented.

RESOLUTION NO. 98936, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of 780 graphite Anodes, size 2" diameter by 80" length, complete with 36" long No. 4 Anhydrex insulated weatherproof cable attached to one end of each Anode, in accordance with specifications on file in the office of the City Clerk bearing Document No. 421171, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, recommending bids for furnishing 250 watt, 150 M.C. main Station Transmitter, was presented.

RESOLUTION NO. 98937, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of a 250 watt, 150 M. C. main Station Transmitter, (for the Public Works Department), in accordance with specifications on file in the office of the City Clerk bearing Document No. 421174, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, recommending bids for furnishing three Steel, Truck Service Bodies, was presented.

RESOLUTION NO. 98938, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of three Steel Truck Service Bodies, in accordance with specifications on file in the office of the City Clerk bearing Document No. 421177, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98939, recorded on Microfilm Roll No. 31, authorizing the City Manager to enter into and execute a concession agreement with Bernard de Selm, doing business as The San Diego Concession Company, for the operation of the parking lots in the immediate vicinity of Balboa Stadium, on a basis of 50% of the gross revenue therefrom, for a period of three years commencing August 1, 1950, on terms and conditions set forth in his bid, 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 in considerable detail, and answered questions regarding another bid (the unsuccessful bidder). Various questions were asked about past experience of the successful bidder, his business integrity, etc., all of which were dealt with by the Manager in his verbal report.

Communication from the City Manager reporting on letter from the Central Labor Council of San Diego County relative to inadequate bus service, reporting that a copy of the complaint had been sent to the San Diego Transit System for study and whatever remedial action can be initiated, and transmitting copy of letter to the Central Labor Council, was presented. The communication states that the Labor Council's letter may be filed at the present time and the matter can be re-opened if the Labor Council prepares a case for the Public Utilities Commission and requests the City's support in presenting it.

The City Manager made a verbal report.

Members of the Council commented on lack of service, the rates, etc., and the decreased patronage which it was intimated resulted from fares charged as well as the company's service and that they have brought on car pool driving especially to the airplane plants.

Councilman Kerrigan wondered about the possibility of establishing direct routes from various areas of the City to the aircraft plants.

Councilman Wincote said that "cross-town lines don't pay", based on figures submitted by the Transit System.

Mayor Knox deplored the reported subsidizing by the County of a line to serve the County Hospital, and said he was afraid such action could lead to ultimate public ownership of utilities.

Councilman asked that complaints be sent to the Public Utilities Commission and to the City's rate expert.

Councilman Schneider spoke about the purchase price of the transportation system by the San Diego Transit System from San Diego Electric Railway Company, and the matter of method used in connection with setting up the financing.

The City Manager said that the same problems exist over the entire country in regard to mass transportation. He contended that there is not a city in which there are not complaints about fares and service, and that the various systems are frequently attempting to raise their fares.

The Clerk was directed, upon motion of Councilman Dail, seconded by Councilman Schneider, to refer complaints about fares and inadequate service, to the City Manager for presentation to the City's rate expert.

RESOLUTION NO. 98940, recorded on Microfilm Roll No. 31, requesting the San Diego Transit System, in light of the developments in the foreign situation, reconsider its pending application for rate increase before the Public Utilities Commission, and that due to the changed conditions it withdraw or hold in abeyance said application for said rate increase, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Prior to adoption of said Resolution, it was brought out that traffic conditions on the System's buses would improve as a result of expanded operations in the aircraft plants, and that doubtless patronage had already increased, and that perhaps the company's financial position might improve to the point that it would have not ask for another rate increase.

On motion of Councilman Schneider, seconded by Councilman Wincote, the letter from the Central Labor Council of San Diego, and the City Manager's reports thereon, were ordered filed.

Communication from Robert I. Minson, 1817 Dale Street, San Diego 2, presenting a suggestion that the sale and use of backyard incinerators within the city limits prohibited, to stop the growing menace of smog producers, was presented. Accompanying said communication was a cartoon from the Los Angeles Times showing that backyard incinerators contribute to the smog problem.

Councilman Godfrey moved to refer the matter to the City Manager, which motion was seconded by Councilman Kerrigan. The motion lost, on the following vote: Yeas--Councilman Swan, Schneider. Nays---Councilmen Wincote, Kerrigan, Dail, Godfrey, Mayor Knox.

On motion of Councilman Dail, seconded by Councilman Kerrigan, the matter was ordered filed.

At the request of Glenn Rick, City Planning Director, the matter heretofore referred to in these minutes for the proposed closing of portion of Trias Street, was on motion of Councilman Dail, seconded by Councilman Kerrigan, reconsidered.

The Planning Director said that the Planning Department had recommended to the Superintendent of Streets that the petition be denied, based upon the fact that portion of the property adjoining said proposed closing is tax-delinquent. He said that it has been the City's policy, for a period of several years, not to close streets adjoining tax-delinquent land. Also, he referred to some of the land becoming inaccessible if the street were closed.

It was indicated by the City Manager that all the reports had not come to him, and he did not know of the recommendation for denial.

The Planning Director pointed out that under the law, the Planning Commission's reports are made directly to the Street Superintendent, who in turn makes his recommendation for Council action. (The City Manager and Public Works Director, affix their approvals to the recommendation for presentation to the Council). At one time, the reports recommending granting or denial of closings were made directly to the Council by the Planning Commission; later the City Manager reported to the Council; now such reports come from the Superintendent of Streets.

On motion of Councilman Dail, seconded by Councilman Kerrigan, the matter was referred back to the City Manager.

RESOLUTIONS 98941 and 98942 will be found listed at the end of these minutes.

RESOLUTION NO. 98943 (continued to this meeting from the meeting of August 1), recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the removal of old street car poles from various parts of The City, by appropriate City forces, was on motion of Councilman Godfrey, seconded by Councilman Schneider, 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.

Prior to adoption of the Resolution, the City Manager made a verbal report, stating that the money for such work was set up in the current budget, to provide for doing half of the work this fiscal year. He said that the City will get the poles, for its own use where needed.

RESOLUTION NO. 98944 (continued to this meeting from the meeting of August 1), recorded on Microfilm Roll No. 31, stipulating and agreeing with the Mission Bay Corporation, a dissolved California corporation, defendant in action in the Superior Court of the County of San Diego, State of California, entitled "City v. Harold Scott, et al", No. 11903, for the purpose of quieting the City's title to property lying seaward of the mean high tide line south of the Channel to Mission Bay and the vicinity of Ocean Beach, including Block 90 Ocean Bay Beach (said Lot 90 owned by said Corporation), that the mean high tide line may be established as that certain line more particularly set forth in said Resolution; authorizing and directing the City Attorney to enter into such stipulation for and on behalf of the City and to prepare any and all documents necessary to effectuate the same, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98945, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the pouring of a six-inch concrete cover over the Dulzura Conduit, between Station 140+50 and Station 147+50, for the purpose of preventing ravelings and wash from hillside entering the conduit, by appropriate City forces, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, 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. 98946, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the pouring of a six-inch reinforced concrete cover over the following portions of Hodges Conduit, to-wit: 100 feet at Syphons 3 and 4; 100 feet at Flumes 3 and 7, by appropriate City forces, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, 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. 98947, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the replacement of broken concrete struts with iron rails on the Hodges Conduit, downstream between Flume 24 and Syphon #6, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Godfrey, 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.

Proposed Resolution authorizing the City Manager to execute an agreement with C. W. Mikel for the removal of carp from Hodges Reservoir during the period July 1, 1950, through June 30, 1951, in accordance with the terms and conditions of Agreement filed in the office of the City Clerk as Document No. 421149, was presented.

Considerable discussion resulted from introduction of the proposed Resolution.

The Mayor wondered how many bass are taken out of the lake, together with the carp.

The City Manager said that the agreement is to take only the carp, that the rest of the fish go back into the water.

The Mayor said that it is his belief that lots of bass are ground up for fertilizer.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the matter was continued for one week - to the meeting August 10, 1950.

Petition of Mrs. Howard A. Craig, 4137 Lamont, San Diego 9, for permission to connect soil line from 1911 Oliver Street to an existing public soil line which is covered by easement and installed, was presented, together with recommendation for approval from San Diego Dep't Public Health, signed by Floyd Strachan.

RESOLUTION NO. 98948, recorded on Microfilm Roll No. 31, granting permission to Mrs. Howard A. Craig, 4137 Lamont Street, San Diego 9, to connect a soil line from a newly constructed house at 1911 Oliver Street, to an existing public soil line covered by easement and running to point of intersection with public sewer in an alley, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Petition of W. D. Johnstone, 417 Orpheum Theatre Bldg., for permission to install a sewer line between the property line and the sidewalk to serve property at 335-337-339 San Elijo St., was presented, together with recommendation for approval from San Diego Dep't Public Health, signed by Floyd Strachan.

RESOLUTION NO. 98949, recorded on Microfilm Roll No. 31, granting permission to W. D. Johnstone, 417 Orpheum Theatre Building, 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 northerly direction, parallel to the westerly line of Lot 1 Block 120 Beech Lots Subdivision, to point of intersection with public sewer, to serve property at 335, 337 and 339 San Elijo Street, on conditions set forth in said Resolution, was on motion of Councilman Councilman Swan, seconded by Councilman Dail, adopted.

Proposed Resolution authorizing E. W. Beale, Chief, Bureau of Environmental Sanitation, Department of Public Health to attend the Annual Convention of the National Association of Sanitarians, was presented.

The City Manager explained the matter to the Council, followed by discussion regarding Council policy in authorizing City employees, especially those not heads of departments to attend conventions at City expense.

The City Manager told the Council that there is another City employee, whose name he could not recall, who is president of the National Association of Sanitarians, who will attend, but that his expenses would be paid by the Association. However, it was explained, Mr. Beale wants to attend, and that in that event the City would pay for the trip.

Councilman Dail felt that the attendance at the convention would be of advantage to the City.

The City Manager said that in his opinion it was bad to encourage employees to participate in associations having to do with their type of employment or profession, and then not let them attend conventions and meetings. He said, also, that he would like to have the Council set a policy in the matter.

RESOLUTION NO. 98950, recorded on Microfilm Roll No. 31, authorizing E. W. Beale, Chief, Bureau of Environmental Sanitation, Department of Public Health of The City of San Diego, to attend the Annual Convention of the National Association of Sanitarians, to be held in St. Louis, Missouri, August 24, 25, 26, 1950, and authorizing the incurring of all necessary expenses in connection with said trip, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98951, recorded on Microfilm Roll No. 31, referring to Council Conference for study and determination of a policy in the matter of travel to conventions and meetings by City employees at the expense of the City of San Diego, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98952, recorded on Microfilm Roll No. 31, accepting the subordination agreement executed by Frank E. Cavanagh, beneficiary, and Union Title Insurance Company, trustee, bearing date July 17, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Pueblo Lot 1287 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 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. 98953, recorded on Microfilm Roll No. 31, accepting the subordination agreement executed by Morris Steinbaum and Albert Steinbaum, beneficiaries, and Union Title Insurance and Trust Company, trustee, bearing date June 27, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 13 Marcellena Tract, and a portion of Lot 2 of Partition of 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 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 Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98954, recorded on Microfilm Roll No. 31, accepting the subordination agreement executed by Union Title Insurance & Trust Company, Trustee, and The Equitable Life Assurance Society of the United States, Beneficiary, bearing date July 12, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 2 Block H Plumosa Park, 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 Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98955, recorded on Microfilm Roll No. 31, accepting the subordination agreement executed by Ohmer H. Warner, beneficiary, and Union Title Insurance & Trust Company, trustee, bearing date July 18, 1950, wherein said parties subordinate all their right, title and interest in and to portions of Pueblo Lots 289, 290 and 1177, 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 Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98956, recorded on Microfilm Roll No. 31, accepting deed of John W. Porter and Ora M. Porter, bearing date July 8, 1950, conveying an easement and right of way for street purposes in portion of Lots 18 and 19 Block 292 Seaman and Choate's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Gregory Street, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of this 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. 98957, recorded on Microfilm Roll No. 31, accepting deed of John W. Porter and Ora M. Porter, bearing date July 8, 1950, conveying an easement and right of way for street purposes in portion of Lot 22 Block 292 Seaman and Choate'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. 98959, recorded on Microfilm Roll No. 31, accepting deed of the Director of Finance, State of California, bearing date June 23, 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 Dail, adopted.

RESOLUTION NO. 98960, recorded on Microfilm Roll No. 31, accepting deed of the Director of Public Works of the State of California, bearing date June 28, 1950, conveying to the City portions of Lots 11 and 12 New Riverside, 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. 98961, recorded on Microfilm Roll No. 31, accepting deed of Beryl Blankenship, bearing date July 21, 1950, conveying a temporary easement and right of way for fill purposes in portion of Lots 32 and 33 Block 29 Ocean Beach Park Annex, 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. 98962, recorded on Microfilm Roll No. 31, accepting deed of Rexford H. Noble and Mary D. Noble, bearing date July 21, 1950, conveying a temporary easement and right of way for fill purposes in portion of Lots 34 and 35 Block 29 Ocean Beach Park Annex, 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. 98963, recorded on Microfilm Roll No. 31, accepting deed of Charles A. Isham and Claradora M. Isham, bearing date July 8, 1950, conveying an easement and right of way for sewer purposes in portion of Pueblo Lots 289, 290 and 1177, 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. 98964, recorded on Microfilm Roll No. 31, accepting deed of John D. Kingery and Karmen J. Kingery, bearing date July 19, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 40 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 Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98965, recorded on Microfilm Roll No. 31, accepting deed of Herman Miller, Blanche A. Miller, M. Bert Fisher, Mae Fisher, Morris Steinbaum, Frieda Steinbaum, Albert Steinbaum and Robert G. Steinbaum, bearing date June 27, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 13 Marcellena Tract, and a portion of Lot 22 of Partition of Rancho Mission of San Diego, 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 Dail, adopted.

RESOLUTION NO. 98966, recorded on Microfilm Roll No. 31, accepting deed of O. D. Arnold and Ethel Arnold, bearing date July 21, 1950, conveying an easement and right of way for storm drain purposes in 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 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. 98967, recorded on Microfilm Roll No. 31, accepting deed of Willis L. Lipscomb and Marjorie I. Lipscomb, bearing date June 22, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 2 Block H Plumosa Park, authorizing and directing the City Clerk to file said deed of record, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98968, recorded on Microfilm Roll No. 31, accepting deed of Carlos Tavares and Marjorie Claire Tavares, bearing date July 17, 1950, conveying an easement and right of way for water main purposes in portion of Pueblo Lot 1287, 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. 98969, recorded on Microfilm Roll No. 31, accepting deed of Bekins Van and Storage Company, bearing date April 11, 1950, conveying an easement and right of way for road purposes in portion of Pueblo Lots 327, 328 and 329, setting aside and dedicating the same to the public use as and for a public road, 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. 98970, recorded on Microfilm Roll No. 31, accepting quitclaim deed of C. W. Carlstrom and Irene E. Carlstrom, bearing date April 11, 1950, quitclaiming an easement and right of way for road purposes in portions of Lots 15, 16, 21 and 22 West Atlantic Street Addition, and portions of Pueblo Lots 326, 327, 328, 329 and 33, portions of Blocks 432, 433, 457, 458 and 485 Old San Diego, portions of vacated parts of Kurtz Street, Harney Street, Twiggs Street, Mason Street and Hancock Street, as said streets are shown on Map of Old San Diego, and a portion of vacated Barnett Avenue (formerly Tide Street), setting aside and dedicating the same to the public use as and for a public street, authorizing and directing the City Clerk to file said quitclaim 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. 98971, recorded on Microfilm Roll No. 31, accepting quitclaim deed of C. W. Carlstrom and Irene E. Carlstrom, bearing date April 11, 1950, quitclaiming an easement and right of way in portion of Pueblo Lot 329, and a portion of Block 229 Middletown, a portion of West Atlantic Street Addition, as well as Subway Street, Pueblo Lot 326, West Atlantic Street (now Pacific Highway) and Witherby Street as delineated upon Map No. 2070, authorizing and directing the City Clerk to file said quitclaim 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. 98972, recorded on Microfilm Roll No. 31, accepting quitclaim deed of C. W. Carlstrom and Irene E. Carlstrom, bearing date June 28, 1950, quitclaiming an easement and right of way for a pedestrian overpass purposes, in portion of Pueblo Lot 319, together with the pedestrian overpass upon or over the parcel hereinabove described, authorizing and directing the City Clerk to file said quitclaim 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. 4487 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$1,200.00 from the Unappropriated Balance Fund, for the purpose of providing funds for the purchase and installation of a 3-phase controller for the traffic signal at Mission Valley Road and Taylor Street, 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 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.

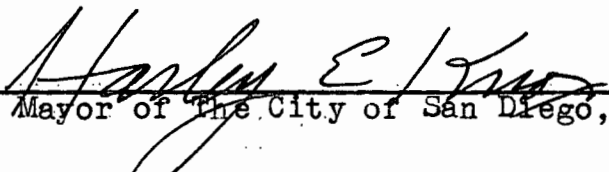
The final reading of such Ordinance was in full.

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

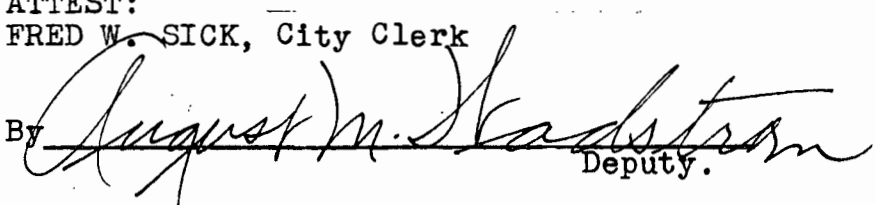
RESOLUTION NO. 98941, recorded on Microfilm Roll No. 31, authorizing the City Auditor and Comptroller, pursuant to the provisions of Chapter 803 of the Statutes of 1945 of the State of California, and particularly Section 1225 of the Government Code thereof, subject to consent in writing of the City Attorney, to destroy records in said Auditor's office, records more than five years old which have served their purpose and are no longer required, which said records are more particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98942, recorded on Microfilm Roll No. 31, adopting the budget for improvement of certain Major City Streets in the City of San Diego and approving Memorandum of Agreement for expenditure of Gas Tax allocation for Major City Streets, for the fiscal year 1951; rescinding Resolution No. 98727 adopted by the Council on July 18, 1950, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

There being no further business to come before the Council, the meeting was adjourned, upon motion of Councilman Dail, seconded by Councilman Schneider, at the hour of 11:55 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, August 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 Mayor at the hour of 10:02 o'clock A.M..

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

The Minutes of the Regular Meetings of Tuesday, August 1, 1950, and Thursday August 3, 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.

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 receiving bids 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, the clerk reported that one bid had been received, which bid was presented to the Council, and upon 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 \$168.00, written on San Diego Trust & Savings Bank, which bid was given Document No. 421419.

Thereupon, 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, being the latest time set for the receiving of bids 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, the clerk reported that two bids had been received, which bids were presented to the Council, and upon 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 six hundred dollars, which bid was given Document No. 421420;

The bid of John B. Henry, accompanied by bond written by The Fidelity and Casualty Company of New York, in the sum of ten percent of the amount of the bid, which bid was given Document No. 421421.

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.

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 paving and otherwise improving of Emerald Street, within the limits and as particularly described in Resolution of Intention No. 98196, the clerk reported that four bids had been received, which bids were presented to the Council, and upon 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 six hundred dollars, which bid was given Document No. 421425;

The bid of Daley Corporation, accompanied by bond written by The Glens Falls Indemnity Company, in the sum of seven hundred dollars, which bid was given Document No. 421424;

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. 421423;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., in the sum of sixty five hundred dollars, which bid was given Document No. 421422.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said bids were referred to the City Manager 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 Fynchon Street, within the limits and as particularly described in Resolution of Intention No. 98197, the clerk reported that four bids had been received, which bids were presented to the Council, and upon motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of eighty five hundred dollars, which bid was given Document No. 421426;

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. 421427;

The bid of Daley Corporation, accompanied by bond written by The Glens Falls Indemnity Company in the sum of eight hundred dollars, which bid was given Document No. 421428;

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. 421429.

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 latest time set for the receiving of bids for the paving and otherwise improving of Yosemite Street, within the limits and as particularly described in Resolution of Intention No. 98198, 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 eighteen thousand dollars, which bid was given Document No. 421430;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of two thousand dollars, which bid was given Document No. 421431;

The bid of Daley Corporation, accompanied by bond written by The Glens Falls Indemnity Company in the sum of one thousand five hundred dollars, which bid was given Document No. 421432;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of fifteen hundred dollars, which bid was given Document No. 421433.

Thereupon, on motion of Councilman Wincote, 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 No. 98628 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 1 Monte Mar Vista, 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. 98973, recorded on Microfilm No. 31, determining that the paving and otherwise improving of the Alley in Block 1 Monte Mar Vista, within the limits and as particularly described in Resolution No. 98628 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of such 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 Swan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98629 of Preliminary Determination for the installation of sewer mains, connections, fittings and appurtenances, cement concrete cradles, crushed rock bedding and cement concrete manholes and appurtenances in portions of 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 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. 98974, recorded on Microfilm Roll No. 31, determining that the installation of sewer mains, connections, fittings and appurtenances, cement concrete cradles, etc., in portions of 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 of Way, within the limits and as particularly described in Resolution of Preliminary Determination No. 98629, 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 Kerrigan, seconded by Councilman Swan, adopted.

Petition of E. A. Brelen, 904 Rosecrans Boulevard, San Diego 6, California, for permission to remove Palms from Catalina Boulevard, adjoining his property which is to be developed as a shopping center, and explaining his reasons for desiring to remove said trees, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, said petition was referred to the City Manager.

Claim of Miss Mel Darche, temporary address 7119 Saranac St., San Diego; permanent address 1104 Glenlake Avenue, Chicago, Illinois, in the sum of \$32.50, resulting from personal injury occurring on Broadway between Front and First Streets, August 3, 1950, was presented.

RESOLUTION NO. 98975, recorded on Microfilm Roll No. 31, referring claim of Miss Mel Darche to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of C. F. Nuckols, 5015 Auburn Drive, San Diego 5, in the estimated sum of \$150.00, resulting from property damage caused by a broken water main, was presented.

RESOLUTION NO. 98976, recorded on Microfilm Roll No. 31, referring claim of C. F. Nuckols to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for the furnishing of quicklime, for Alvarado Treatment Plant, and recommending award to Arrowhead Lime and Chemical Company, Sales Division, United States Lime Products Corporation, sole bidder, was presented.

RESOLUTION NO. 98977, recorded on Microfilm Roll No. 31, accepting bid of Arrowhead Lime and Chemical Company, Sales Division United States Lime Products Corporation for the furnishing of approximately 660 tons of quicklime, f.o.b. Alvarado Filtration Plant, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for cleaning and cement mortar lining the interior of portion of the Bonita pipe line, and recommending award of contract to American Pipe & Construction Co., the sole bidder, was presented.

RESOLUTION NO. 98978, recorded on Microfilm Roll No. 31, accepting bid of the American Pipe and Construction Company for cleaning and cement mortar lining of the interior of about 19,700 linear feet of 28" riveted steel Bonita pipe line, 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, reporting on bids for construction of storm drain extensions in Mission Boulevard between Rockaway Court and Seagirt, recommending rejection of the bid of W. V. Hutchison, the sole bidder, due to statement from the City Engineer that said bid is excessively high, also recommending authorizing the Public Works Department to do said work by City forces, was presented.

RESOLUTION NO. 98979, recorded on Microfilm Roll No. 31, rejecting the bid of W. V. Hutchison for the construction of storm drain extensions in Mission Boulevard, between Rockaway Court and Seagirt, upon recommendation of the City Manager and the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

(The second resolution authorizing work by City forces did not accompany the recommendation, but will be submitted for Council adoption at an early meeting).

Communication from the Purchasing Agent submitting Resolution authorizing bids for the furnishing of one combination Pumping Engine, Hose Carrier, and Water Tank, for the Fire Department, was presented.

RESOLUTION NO. 98980, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of one combination Pumping Engine, Hose Carrier and Water Tank, in accordance with Specifications on file in the office of the City Clerk bearing Document No. 421372, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing Lumber, for the Harbor Department, was presented.

RESOLUTION NO. 98981, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing 100 pcs. (approx. 3334 bd. ft.) 2x10 - 20 No. 1 Com. D.F. dimension lumber, rough; 100 pcs. (approx. 8000 bd. ft.) 4x8 - 30 No. 1 Com. D.F. small timbers lumber, rough; and 100 pcs. (approx. 5000 bd. ft.) 3x10 - 20 No. 1 Com. D.F. small timbers lumber, rough, in accordance with Specifications on file in the office of the City Clerk bearing Document No. 421375, 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 automotive equipment for the Harbor Department, was presented.

RESOLUTION NO. 98982, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing one 1/2-ton Pickup Truck, two 1-1/2-ton Chassis and Cabs, one 1/2-ton Panel Truck, and one 4-door Sedan Automobile, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98983, recorded on Microfilm Roll No. 31, 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 Sewer Outfall from Lot 48 Block 22 Reed and Hubbell's Addition, across 28th Street to an existing Navy Sewer, in accordance with Document No. 421381, authorizing the Purchasing Agent to advertise for bids for said work, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98984, recorded on Microfilm Roll No. 31, 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 around Block 195 City Heights, including relocation of sewers, in accordance with Document No. 421358, authorizing the Purchasing Agent to advertise for bids for said work, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98985, recorded on Microfilm Roll No. 31, 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 38th Street, between University Avenue and Wightman Street, in accordance with Document No. 421360, 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 Swan, adopted.

RESOLUTION NO. 98986, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for bids for the purchase from The City of San Diego of the houses located at 636 South 34th Street and at 828 South 34th Street, no longer needed for City purposes, authorizing deduction of all expenses in connection with the sale from the proceeds thereof, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the City Manager submitting copy of his reply to G. Gordon Turner, Chairman, Mission Beach Recreation Council, re use of building on Santa Clara Point for recreational purposes, and stating that the City has been negotiating with a party for use of the building as a restaurant, recommending filing, was presented.

On motion of Councilman Kerrigan, 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 petition of property owners in Blocks 67 and 68 City Heights, for improvements and access roads at City expense in connection with Wabash Boulevard, was presented. The communication said that the City Engineer had conducted a conference with property owners signing the petition and others, explaining that each lot would retain access to the street and that parking lanes would be provided on each side, and pointed out that the work on the boulevard had no relation to improvements desired and any such would have to be done under 1911 Act proceedings, stating that petitioners appeared satisfied, and recommended filing.

On motion of Councilman Kerrigan, seconded by Councilman Swan, the City Manager's report and the matter to which it referred, were ordered filed.

Communication from the City Manager reporting on communication from Charles F. Wilson and others, objecting to compost and fertilizer bins near 4711 Panorama Drive and requesting adoption of "Fly Ordinance", was presented. Also submitted was copy of reply that the situation is solving itself and will be eliminated in the near future; also it was reported that the "Fly Ordinance" is under consideration and will be presented to the Council shortly. The City Manager made a brief verbal report. On motion of Councilman Kerrigan, seconded by Councilman Schneider, the matter was ordered filed.

Communication from the City Manager reporting on petition for mid-block crosswalk in the 1400 block on Garnet Street, stating that the City opposes mid-block crosswalks, was presented. The report stated that crosswalks will be painted at each end of the block, that "U" turn prohibition signs at street intersections on Garnet Street will be installed in the near future.

On motion of Councilman Swan, seconded by Councilman Schneider, the matter was referred back to the City Manager for further study and report. Reason for the motion, or what further report is desired, was not stated.

Communication from the City Manager reporting on communication from the San Diego Seat Advertising Company requesting renewal of contract and asking for modifications, was presented. The report stated that Mr. Primmer has decided he will just renew his contract without modification, and recommended that the matter be referred to the City Attorney for preparation of the proper papers.

The City Manager made a verbal report, stating that the contract runs to 1955. He said that the only bargaining power the City has is the matter of the requirement for installation of 200 benches per year. He said, further that Mr. Primmer is on a fishing trip in Canada, and that he desires to negotiate with the City upon his return.

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

Communication from the Planning Commission recommending granting amendment to Resolution No. 97261, condition (5), adopted March 21, 1950, approving Tentative Map of Bay Park Vista Unit No. 1, was presented.

RESOLUTION NO. 98987, recorded on Microfilm Roll No. 31, amending condition number (5) of Resolution No. 97261, adopted March 21, 1950, approving the Tentative Map of Bay Park Vista Unit No. 1, relative to roadway areas to be surfaced, material under surfacing, etc., was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission recommending granting suspension of 5 sections of the Subdivision Ordinance in connection with Tentative Map of Compton Terrace, was presented.

RESOLUTION NO. 98988, recorded on Microfilm Roll No. 31, suspending Sections 3I1, 3J2, 3B, 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of Compton Terrace, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission recommending approval of Tentative Map of Compton Terrace, subject to 2 conditions, was presented.

RESOLUTION NO. 98989, recorded on Microfilm Roll No. 31, approving the Tentative Map of Compton Terrace, a subdivision of 3 lots in a portion of Pueblo Lots 1281 and 1297, fronting on El Paseo Grande in the La Jolla Shores District, subject to conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission recommending granting amendment to Resolution regarding suspension of 7 sections of the Subdivision Ordinance in connection with the Tentative Map of Dennstedt Heights, was presented.

RESOLUTION NO. 98990, recorded on Microfilm Roll No. 31, amending Resolution No. 98098 adopted May 31, 1950, suspending Sections 3C, 3G1, 3G2, 3I, 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 recommending revocation of Resolution No. 98099 adopted May 23, 1950, approving Tentative Map of Dennstedt Heights, and recommending approval of revised Tentative Map thereof, subject to 9 conditions, was presented.

RESOLUTION NO. 98991, recorded on Microfilm Roll No. 31, rescinding Resolution No. 98099 adopted May 23, 1950, and approving the revised Tentative Map of Dennstedt Heights, subject to conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Councilman Swan asked why the matters of imposing conditions upon Subdivisions come before the Council, expressing the view that a lot of time can be saved by action taken directly by the Planning Commission.

The Planning Director said that the State law and subdivision ordinance require certain actions by the Council, and pointed out that the effect is upon the property being subdivided and often upon the City generally. Also, he, as well as members of the Council said that the Commission does not have jurisdiction to waive ordinance provisions.

Communication from the Planning Commission recommending granting suspension of 8 sections of the Subdivision Ordinance in connection with the Tentative Map of View Point Division of Rodefer Hills, was presented.

RESOLUTION NO. 98992, recorded on Microfilm Roll No. 31, suspending Sections 3C, 3G1 and 2, 3I2, 3J2, 3J3, 4A8 and 6, of the Subdivision Ordinance in connection with the Tentative Map of View Point Division of Rodefer Hills, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of View Point Division of Rodefer Hills, a subdivision of 31 lots near the intersection of Bandini and Guy Streets, subject to 10 conditions, was presented.

RESOLUTION NO. 98993, recorded on Microfilm Roll No. 31, approving Tentative Map of View Point Division of Rodefer Hills, subject to conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission recommending granting petitions (combined) for re-zoning of portion of Lot 21 Rancho Mission, on the south side of Montezuma Road easterly of southerly prolongation of Campanile Drive, from the existing R-1 Zone to R-4 Zone, recommending reference to the City Attorney for drafting of the proper ordinance prior to setting a public hearing thereon, was presented.

Councilman Schneider asked for an explanation.

The Planning Director showed maps of the district, explained the proposal to Mr. Schneider, and answered that property owners affected and in the immediate vicinity had been notified of the proposed re-zoning through the posting of notices in the area and through legal newspaper publication.

On motion of Councilman Wincote, seconded by Councilman Dail, the matter was referred to the City Attorney for preparation and presentation of the proper Ordinance.

Communication from the Planning Commission recommending granting amended petition for establishing a special setback line of 5 feet on the south side of Loring Street between Ocean Boulevard and Crystal Drive, in Nettleship Tye Tract No. 1, and recommending reference of the matter to the City Attorney for drafting of the proper ordinance prior to setting a public hearing, 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 proper ordinance.

Communication from the Planning Commission recommending that the Council make a finding, similar to the one made by the Commission, regarding proposed use of portion of Block 341 Old San Diego, northwesterly of Camino del Rio, by Claude R. Conklin, owner, and Lewis H. Dowdy, lessee, for storage and operation of 60,000 gallon Butane-Propane Gasoline Plant in an M-1 Zone, was presented.

Questions were asked by members of the Council regarding the use of the property, the matter of necessary permits, etc.

The Planning Director replied that the proposed resolution provides for compliance with all the necessary safety requirements.

Mr. Dowdy spoke, and said that City's requirements were not needed, inasmuch as such matters are governed by State safety regulations.

It was pointed out that a letter from the Department of Industrial Relations, State of California, signed by C. M. Braden, Boiler Safety Engineer, Division of Industrial Safety, stating that as long as provisions of CAC T-8-4935 of the L P G Safety Orders are complied with, namely LPG tanks located at least 10 feet from the nearest street line or sidewalk and 50 feet from property lines, and gasoline installation, there is nothing in the orders prohibiting the proposed installation, was in the file. Said letter was presented and read to the Council.

RESOLUTION NO. 98994, recorded on Microfilm Roll No. 31, making a finding that the use of a portion of Block 341 of Old San Diego, northwesterly of Camino del Rio, by Claude R. Conklin, owner, and Lewis H. Dowdy, lessee, for the storage and operation of a 60,000 gallon Butane-Propane gasoline storage plant is not more obnoxious or detrimental to the welfare of the particular community than other permitted uses in an M-1 Zone, provided the installation is made in strict compliance with all requirements of the Fire Marshal, the Building Department, the Department of Industrial Relations and any other agency having control of said type of installation, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission recommending that the Council make a finding that the proposed use of property at 7421 Girard Avenue in Block 16 Center Addition to La Jolla Park, by James McKenna, as show and sales rooms for stoves, washers, etc., not similar to other enterprises or business permitted in RC Zone would be detrimental to the particular community, and recommending denial of the application, was presented.

There was some discussion about the property use.

The Planning Director explained the matter, and told of the use of the property by the applicant, who has been violating the zoning for some time. He said that the Zoning Committee felt that the packing crates, etc., which would be piled on the property should not be crowded up against the adjoining school grounds. The Director said that it is proposed to build the show room in the front of the applicant's residence.

RESOLUTION NO. 98995, recorded on Microfilm Roll No. 31, making a finding that the proposed use of the property at 7421 Girard Avenue, Lot 16 Block 16 Center Addition to La Jolla Park, by James McKenna, as show and sales rooms for stoves, washers, hot water tanks and other plumbing fixtures is not similar to other enterprises or businesses permitted in the RC Zone and that it would be obnoxious and detrimental to the particular community, denying said application of said James McKenna, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Planning Director reporting on meeting with representatives of the Padre Ball Club, for the leasing of portion of Mission Bay area for a ball field, being a 35-acre site tentatively suggested, east of Midway Drive north of San Diego River Floodway, was presented. The communication stated that the land is presently unfilled, and that plans and program for dredging and filling are to be submitted to the Council for action in the near future.

The Mayor requested that the matter be referred to Council Conference for further discussion before action.

RESOLUTION NO. 98996, recorded on Microfilm Roll No. 31, referring communication from the City Planning Director, bearing Document No. 421355, relative to leasing portion of Mission Bay area to Padre Ball Club for a ball field, east of Midway Drive north of San Diego River Floodway, to Council Conference, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication from The Metropolitan Water District, dated August 2, 1950, signed by Charles C. Cooper, Jr., Assistant General Counsel, relative to Council action in connection with payment from Municipal funds of its tax levy, pointing out that election by the City is needed on or before August 25, 1950, and stating copies of said letter had been sent to the City Attorney and to the San Diego County Water Authority's general counsel, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Dail, the communication was referred to the City Attorney.

Communication from M. L. Adler, 2937 Dahlia Street, San Diego 5, requesting that proceedings be started for sidewalks and grading in Lexington Park, on petition filed early in 1948, the City Engineer having informed the writer that it will be at least one more year, and expressing the belief that the delay is unreasonable for property owners to

face another year of mud, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed, and Councilman Kerrigan requested to notify Mr. Adler of the situation.

Communication from Percy H. Goodwin Company, dated Aug. 4, 1950, signed by F. W. Beachler, Loss Service Dept., announcing payment of claim of E. Ivar Carlson, in the sum of \$45.01, and acceptance of release thereon, was presented.

On motion of Councilman Swan, seconded by Councilman Dail, the communication was ordered filed.

Communication from Percy H. Goodwin Company, dated Aug. 2, 1950, signed by F. W. Beachler, Loss Service Dept., announcing payment of claim of Emil Mandrisch, in the sum of \$26.00, and acceptance of release thereon, was presented.

On motion of Councilman Swan, seconded by Councilman Dail, the communication was ordered filed.

Communication from Oswald C. Ludwig, being carbon copy of letter addressed to "Editor", headed "Let's equalize inflation", expressing his views in favor of rent control, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from Mr. and Mrs. B. B. Stanford, La Jolla, Calif., August 2, 1950, referring to the influx of visitors, in connection with rental survey and decontrol consideration, was presented.

On motion of Councilman Swan, seconded by Councilman Wincote, the communication was ordered filed.

Communication from Mrs. E. Nielsen, dated August 1, 1950, address not shown, protesting the prohibition of the sale of raw Milk within the City, was presented.

On motion of Councilman Swan, seconded by Councilman Dail, the communication was ordered filed.

Councilman Swan wanted to know why the matter keeps coming up on the agenda if there is no proposed Ordinance on the subject.

The City Manager said that there is no such Ordinance prepared, nor is one proposed for adoption by the Council at this time. He said, however, that he had attended a Board of Public Health meeting at which one of the M.D. members had expressed the belief that it would be well for the City to adopt such an Ordinance.

A letter, written by the Director of Public Health, under date of July 27, 1950, to Mr. and Mrs. C. K. Schoell, 3653 Cherokee Avenue, San Diego 4, on the same subject, was read to the Council.

Asked about how much raw milk is sold within the City, the Mayor said that he believed that it is a fraction of 1%.

It was stated that the City of Los Angeles has an ordinance prohibiting the sale of raw milk.

The City Manager reported, further, that Health Officers and most Doctors prefer that milk be pasteurized.

All said discussion was held after action had been taken to file the communication from Mrs. Nielsen.

Proposed Resolution of award to Cox Bros. Construction Co., a co-partnership, for the paving and otherwise improving of Hornblend Street, Dawes Street, Reed Avenue, and other streets in Pacific Beach, was presented.

Donald A. Stewart, attorney, asked to be heard.

Mr. Stewart said that he represented V. R. Dennis, doing business as V. R. Dennis Construction Company, spoke. He said that there were several defects in the proceedings, and pointed out errors in plans and specifications, as well as in the bid form. He said that the error in the Resolution of Intention is "jurisdictional", and that the proceedings should be done over. He asked that the matter be referred to the City Engineer and continued one week. He wanted to go back to the point of the Resolution of Intention in the proceedings. Mr. Stewart said that he had been engaged in the matter only a few minutes before appearing at the Council meeting, and that had he had longer he would have prepared a written statement. Also, he said that the errors he had found were located while he was checking the proceedings for another client. He then referred to differences between "standard curbs" and "special curbs", contending that they were not consistent throughout the proceedings.

Shelley J. Higgins, Assistant City Attorney, said that no recommendation is being made to throw out the bid, and contended that the bid is O.K. and would not invalidate the contract.

V. R. Dennis spoke next. He said that in his opinion Cox Bros. are not the lowest responsible bidders. He said that no "fictitious name" is on file with either the City Clerk or County Clerk. He said that the bond is not signed by any one who has a power of attorney on file with the City Clerk. Mr. Dennis stated that he has the lowest valid bid, and referred to technicalities in the proceedings.

The Assistant City Attorney, referring to the power of attorney, said that a check showed that it is on file with the County Clerk.

Mr. Stewart spoke again, saying that the power of attorney is not on file with the County Recorder, and was not on the day after the bid was opened.

The Assistant City Attorney said, again, that he had found the power of attorney on file with the County Recorder.

Mr. Stewart said that another job had been thrown out on a similar technicality.

Mr. Higgins said that the Council may award the contract or reject the bid, as it sees fit.

RESOLUTION OF AWARD NO. 98997, recorded on Microfilm Roll No. 31, accepting bid of Cox Bros. Construction Co., a co-partnership, 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 Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 98998, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of the Alley in Block 99 City Heights, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 98999, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of the Alley in Block 136 University Heights, within the limits and as particularly described in Resolution of Intention No. 98444, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 99000, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of Promontory Street, within the limits and as particularly described in Resolution of Intention No. 98443, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99001, recorded on Microfilm Roll No. 31, 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 Loma Portal Lighting District No. 1, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 99002, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of Westland Avenue, Commonwealth Avenue, Pentuckett Avenue, and Ivy 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. 99003, recorded on Microfilm Roll No. 31, for the changing of the grade of portion of Redwood Street, in accordance with map made and signed by A. K. Fogg, City Engineer, in the office of the City Clerk under Document No. 420940, under the provisions of the "Change of Grade Act of 1909", was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 99004, recorded on Microfilm Roll No. 31, for the closing of portion of the Alley adjacent to Block 28 Bird Rock Addition, determining that it is not necessary that any land be taken therefor, setting out the boundaries of the exterior of the district of lands to be affected by the work and improvement and to be assessed to pay the damages, costs and expenses, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 99005, recorded on Microfilm Roll No. 31, for the closing of portion of 2nd Avenue, in the vicinity of the San Diego & Arizona Eastern Railway Company, southerly of J Street, determining that it is not necessary that any land be taken therefor, setting out the boundaries of the exterior of the district of lands to be affected by the work and improvement and to be assessed to pay the damages, costs and expenses, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99006, recorded on Microfilm Roll No. 31, approving the diagram of the property affected or benefited by the work of improvement to be done on installation of an ornamental lighting system in Girard Avenue, within the limits and as particularly described in Resolution of Intention No. 94761, 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 Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99007, recorded on Microfilm Roll No. 31, approving the diagram of the property affected or benefited by the work of paving and otherwise improving of Thomas Avenue and Lamont Street, within the limits and as particularly described in Resolution of Intention No. 96931, 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 Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99008, recorded on Microfilm Roll No. 31, 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 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 Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99009, recorded on Microfilm Roll No. 31, 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 48th Street, within the limits and as particularly described in Resolution of Intention No. 97597, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99010, recorded on Microfilm Roll No. 31, 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 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 Kerrigan, adopted.

RESOLUTION NO. 99011, recorded on Microfilm Roll No. 31, 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 Upshur Street, within the limits and as particularly described in Resolution of Intention No. 97461, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99012, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to enter into a contract with Griffith Company for the construction of 8-inch stand. curbs in connection with the improvement of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, Del Monte Avenue, Orchard Avenue and Venice Street, and for the price of \$1.35 per lineal foot, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Members of the Council asked questions in connection with the proposed contract, and were informed by the City Engineer that the work would be done together with the 1911 Act public proceeding on said streets, but that it would be paid for by the City and not charged to the property owners in the assessment district. (It was the Council's decision, previously made, that the City would bear the expense of the curb replacements).

RESOLUTION NO. 99013, recorded on Microfilm Roll No. 31, authorizing and 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 21 parcels of tax-deeded lands, more particularly described in said Resolution, being located in San Diego Land and Town Company's So. Chollas Addition, Wetmore and Sanborn's Addition, Hunter's Addition, F. T. Scripps Addition, Ocean Beach Park Annex, portion of the southeast 1/4 of Pueblo Lot 1160, El Nido, Horkey's Addition, La Mesa Colony, together with all penalties and other expenses in connection therewith be cancelled, and that all deeds to the State for delinquent taxes thereon 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 Wincote, adopted.

RESOLUTION NO. 99014, recorded on Microfilm Roll No. 31, granting the request of Charles J. Dorfman for an extension of time for a period to and including the 1st day of November, 1950, in which to complete the installation of Chesterton 18-inch cast iron pipe line, from Kearny Mesa Pipe Line to Chesterton Tank, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99015, recorded on Microfilm Roll No. 31, granting revocable permit to Snyder Enterprises of San Diego to construct an electric transformer vault in the sidewalk area on the west side of First Avenue, adjacent to Lot "K" Block "F" Horton's Addition, the north wall to be located 49 feet south of the Broadway property line, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99016, recorded on Microfilm Roll No. 31, granting revocable permit to Coles of La Jolla, Girard and Pearl Streets, La Jolla, to install and maintain an intercommunicating wire across the intersection of Girard and Pearl Streets between the main store of Coles of La Jolla and the top of the Shepherd Building at 7466 Girard Street, and continuing up the alley to the warehouse located at 7420 Girard Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending granting petition of R. S. Keyes, 2529 Curlew Street, for excess width driveway on Curlew Street north of Laurel Street to serve 7 existing garages, was presented.

RESOLUTION NO. 99017, recorded on Microfilm Roll No. 31, granting permission to R. S. Keyes, 2529 Curlew Street, to install a 73-foot driveway on the east side of Curlew Street, between points 50 feet and 123 feet north of the north line of Laurel Street, adjacent to Lots D and E Block 291 Horton's Addition, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Prior to adoption of said Resolution, Councilman Wincote told the Council that he was familiar with the situation, and explained the matter, stating that the long driveway is needed to serve the garages which are built in a line.

Communication from the City Manager recommending the installation of 5 overhead street lights, was presented.

RESOLUTION NO. 99018, recorded on Microfilm Roll No. 31, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Seaside Street at Castellar Street (S);
Seaside Street at Larkspur Street;
Cass Street at Grand Avenue;
Cass Street at Hornblend Street;
Ingraham Street at Law Street;

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

ORDINANCE NO. 4488 (New Series), recorded on Microfilm Roll No. 31, authorizing the City Manager to execute a lease for 6 acres, more or less in Pueblo Lot 1280, for grazing and pasturage purposes, for a period of 5 years beginning July 19, 1950, at a rental of \$25.00 per year, payable annually in advance, to be in the form as provided in Document No. 421362 on file in the office of the City Clerk, 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 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.

ORDINANCE NO. 4489 (New Series), recorded on Microfilm Roll No. 31, changing the name of portion of Marine Street to La Jolla Boulevard, and changing the name of portions of La Jolla Boulevard to Marine 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.

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:

RESOLUTION NO. 99019, recorded on Microfilm Roll No. 31, authorizing the City Attorney, on behalf of The City of San Diego, to file a disclaimer to the complaint in Superior Court, Action No. 159056, which disclaimer shall disclaim any right, title, or interest of The City of San Diego and/or of Robert C. Lindsay as City Treasurer, in bonds more particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The City Manager explained the matter to the Council, stating that it is a routine procedure in connection with said Court case.

RESOLUTION NO. 99020, recorded on Microfilm Roll No. 31, authorizing and empowering the Planning Director to secure proposals for engineering firms specializing in soil stabilization for the furnishing to the City of a complete survey and report on the soil stabilization of the De Anza Point area, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Also presented was a communication from the City Planning Director recommending such action, and stating that the Mission Bay Advisory Committee had taken the action requesting the Council to adopt such a Resolution.

The City Manager was asked about the De Anza Trailer Park lease, and answered that no development by the Lessee from the City can be done until it is determined what soil conditions will be encountered in the area. He said, further, that proposals should be received to determine the cost thereof.

Councilman Swan wanted to know if the tests could not be made by City laboratories, to which the City Manager replied that the soil analysis is a specialized field and that the City is not equipped to handle the matter.

There being no further business to come before the Council, the meeting was adjourned, on motion of Councilman Godfrey, seconded by Councilman Kerrigan, at the hour of 11:14 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

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

Deputy

99017 - 99020

4488 N.S. - 4489 N.S.

REGULAR MEETING
Chamber of the Council of The City of San Diego, California,
Thursday, August 10,
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 10:30 o'clock A.M.

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

In the absence of the Mayor, Vice Mayor George Kerrigan acted as Chairman.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the appeal of Lucretia (Day) Belt, 4269 Central Avenue, from the decision of the Zoning Committee in denying application of Lucretia Day Belt, owner, and J. E. Belt, operator, by its Resolution No. 4850, variance to the provisions of Ordinance No. 12989 for permission to operate a commercial sign shop in the garage at the rear of a beauty shop on Lots 7 and 8 Block 27 Resubdivision of Teralta, 4271 Central Ave., in Zone R-4, a report from the Asst. Planning Director thereon, was presented and read.

Thereupon, the Vice Mayor asked if any one was present who desired to be heard in the matter.

John T. Belt spoke for the granting of the variance. He said that the business would be hidden from the street view, being located on the back of the property. Mr. Belt said that the sign referred to in the report as being in excess of the allowable area in Zone R-4, had been placed by the Jacobson Sign Studio, and he exhibited a receipted bill covering the cost of the sign and including permit fee, which led him to believe that Mr. Jacobson had taken out the necessary permit. He said that no objections had been raised by property owners, and he presented a letter signed by Walter N. Bailey and Clara Bailey 4259 Central Avenue (next door neighbors), favoring a sign on the Belt property, which letter was read to the Council.

Asked about the sign heretofore referred to, Mr. Belt said that it is about 20 feet long, with cut-out letters 14" or 16" high.

The City Planning Director said that the matter of the sign had not come through the Planning Department, as it should have. He said, also, that Mr. Jacobson is noted for erecting signs without going through the Planning Department, for fear of denial.

Referring to the matter of parking on the property, Mr. Belt said that there are 5 parking spaces in front, also space for cars on the property.

The Planning Director said that he is not personally opposed to the project, although three Zoning Committee members had voted to deny the application. He said that the property adjoins the Safeway Store parking lot, and is just outside of a commercial zone.

Mr. Belt said that he wants to abide by and comply with the zoning regulations regarding the signs, and offered to reduce the area of the existing sign as well as to forego erecting another sign for his sign shop, although he said that it would be a definite advantage to his business to have one.

There was considerable discussion about the existing sign, and the proposed sign, and it resulted in motions, amendments, and withdrawals of motions for the proposed variance. It was finally agreed that the matter of the signs be left up to the Planning Director.

RESOLUTION NO. 99042, recorded on Microfilm Roll No. 31, sustaining the appeal of Lucretia (Day) Belt, 4269 Central Avenue, from the decision of the Zoning Committee in denying application of Lucretia Day Belt, owner, and J. E. Belt, operator, by its Resolution No. 4850, for variance to the provisions of Ordinance No. 12989, for permission to operate a commercial sign shop in the garage at the rear of a beauty shop on Lots 7 and 8 Block 27 Resubdivision of Teralta, 4271 Central Avenue, in Zone R-4, overruling and denying said decision, the matter of signs on the property to be worked out with the City Planning Director, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

The matter of application of R. Cathey Fornasero and Fulton Wells for license to operate a cabaret at Charlemagnes, 2431 Pacific Highway, was presented.

A communication from the City Treasurer, addressed to the City Manager, and transmitted to the Council with the City Manager's stamp of approval, reporting the matter of delinquent fees, etc., and recommending that if the application is approved by the Council that the matter of payment of license fees be referred to the City Attorney to determine if the City Treasurer may legally accept current fees and issue current license during the time which there would be pending the filing and settlement of the claim for fees for the period September 1, 1949, to June 30, 1950, which letter was read to the Council.

The Assistant City Attorney was asked about the matter referred to in the City Treasurer's letter, and he replied that the Council can grant the license application right now if it chooses to do so.

RESOLUTION NO. 99021, recorded on Microfilm Roll No. 31, granting permission to R. Cathey Fornasero to conduct a cabaret with paid entertainment at Charlemagnes, 2431 Pacific Highway, where liquor is sold but no dancing conduct, subject to the regular license fee, and to compliance with existing regulations, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Petition of San Diego County Historical Days, 307-8 Spreckels Bldg., by R. W. Curtis-Imlay, chairman, Decoration Comm., requesting the City to furnish and install 18 sets of flags on power and telephone poles, in connection with the parade and pageant to be held in Old San Diego as part of the Centennial Celebration of California, September 2 to 9 inclusive, was presented.

On motion of Councilman Dail, seconded by Councilman Schneider, the petition was referred to the City Manager.

Petition of San Diego Gas & Electric Company for permit to install power pole line over property owned by the City of San Diego, leased to Pete Ferrari, in Lot 1 of Plat of Lot 32 Ex-Mission Rancho and part of Pueblo Lot 1113 of the Pueblo Lands according to map No. 875 filed in the office of the Recorder of the County of San Diego, was presented.

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

Claims of Guy F. Atkinson, Santa Fe Avenue and 223rd Street, P.O. Box 259, Long Beach 1, California (2 in number), in the sums of \$6719.19 and \$3885.72, based on extra work performed in connection with the construction of the Midway Drive Bridge over the proposed flood channel of the San Diego River, resulting from water main breaks, were presented.

On motion of Councilman Wincote, seconded by Councilman Dail, both claims were referred to the City Attorney.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for furnishing metal office furniture and equipment for the Alvarado Filtration Plant, showing that bid of American Typewriter Co. was not notarized and is irregular, bid from San Diego Office Supply & Equipment Co. proposed furnishing equipment in a color other than that matching previously purchased furniture and equipment for the Plant, bid of Nelson-Thomas Company was incomplete in that no bid was submitted on desks, tables, sectional bookcase, and drafting table, was presented. The communication recommended award to Austin Safe & Desk Co., the sole bidder meeting specifications.

Asked for details in the matter, the City Manager made a verbal report, stating that the Austin Safe & Desk Co. was within about \$100.00 of what would have been the low bidder if it had been regular.

RESOLUTION NO. 99022, recorded on Microfilm Roll No. 31, accepting the bid of Austin Safe & Desk Co., Ltd. for the furnishing of metal office furniture and equipment for Alvarado Filtration Plant, awarding contract, and authorizing and instructing the City Manager to enter into and 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 Dail, adopted.

RESOLUTION NO. 99023, recorded on Microfilm Roll No. 31, 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 portions of Hornblend Street and Kendall Street, bearing Document No. 421464, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99024, recorded on Microfilm Roll No. 31, 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 Reed Avenue Storm Drain, bearing Document No. 421460, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99025, recorded on Microfilm Roll No. 31, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the resurfacing of Talbot Street between Evergreen Street and Armada Terrace, bearing Document No. 421462, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on offer from Mrs. Lena Kendall to give some marsh land to the City for development of a wild life sanctuary (Mission Bay), stating that in view of the Planning Director's advice that the question of use of property as between a golf course and a wild life protected area is being considered now by the Mission Bay Advisory Committee, and that the final decision should await establishment of the mean high tide line, it was returned for filing, also stating that he has asked the City Attorney's Office to proceed forthwith the determination of the official mean high tide line, 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 communication from the San Diego County Water Authority relative to taxes, stating that it has been the policy of the City to permit the Water Authority taxes to be presented on the tax rolls, and that therefore no action by the Council is necessary, recommending filing, was presented.

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

Communication from Cecelia M. Collier, 2444 F Street, San Diego 2, suggesting appointment of Rear Admiral Benton Weaver Decker (soon to retire) to head the civilian defense program, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, said communication was ordered filed.

Communication from Great American Indemnity Company, dated August 4, 1950, signed by Max H. Seeger, representative, recommending denial of claim of Mrs. Belle Cobbs, 1021 Thirty-first Street, San Diego, resulting from sand and silt in the water causing damage to a washing machine, in the sum of \$5.00, was presented.

RESOLUTION NO. 99026, recorded on Microfilm Roll No. 31, denying claim of Mrs. Belle Cobbs, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from Paramount Flag Company, 520 Folsom St., San Francisco 5, suggesting the flying of the United Nations flag from the City Hall, and the adoption of a resolution on the subject in connection with Korean situation, pointing out that many cities across the country are now doing so, attaching a small sample of said flag, was presented.

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

Communication from Reginald Poland acknowledging receipt of Council Resolution No. 98933, referring to his 25 years of service as Director of the Fine Arts Gallery, upon his retirement therefrom, thanking the Mayor and Council for the resolution, and expressing appreciation for the sentiments contained therein, and outlining his pleasure in functioning as Director, was presented.

On motion of Councilman Dail, seconded by Councilman Wincote, said communication was ordered filed.

Communication from San Diego Transit System, dated August 7, 1950, signed by J. L. Haugh, president, transmitting copy of letter addressed to Public Utilities Commission in connection with Council Resolution No. 98940, requesting reconsideration of pending application for rate increase before the Commission, acknowledging copy of said Resolution, stating that earnings are decreasing substantially while operating costs are increasing, pointing out that it is to the interest of the City that the Company continue in operation and that can only be done through a rate increase and one very quickly, was presented. The communication stated that it is necessary for the company to pursue with diligence its application for rate increase.

On motion of Councilman Schneider, seconded by Councilman Dail, the matter was referred to the City Attorney, following some discussion as to the proper disposition of the communication.

RESOLUTION NO. 99027, recorded on Microfilm Roll No. 31, granting Harold B. Tipton, Norman Jerome and other property owners, permission to install a sanitary sewer in portion of the Alley in Block 22 of Reed and Hubbell's Addition by private contract, in accordance with plans and specifications furnished by the City Engineer and filed in the office of the City Clerk under Document No. 421050, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

The proposed Resolution, which had been continued from the meeting of August 3, 1950, until this meeting, relative to taking carp from Hodges Reservoir, was presented at this time.

Asked about the matter, the City Manager said that he recommended entering into the contract with C. W. Mikel, as presented.

RESOLUTION NO. 99028, recorded on Microfilm Roll No. 31, authorizing the City Manager to execute an agreement with C. W. Mikel for the removal of carp from Hodges Reservoir during the period July 1, 1950 through June 30, 1951, in accordance with the terms and conditions of Agreement filed in the office of the City Clerk as Document No. 421149, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99029, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 1175 feet of two-inch water main and the installation of 1175 feet of six-inch water main in the Alley between 47th Street and Menlor Avenue, from University Avenue to Orange Avenue, by appropriate City forces, (being the Alleys in Blocks 2 Chester Park and 19 Fairmount Addition), was on motion of Councilman Schneider, seconded by Councilman Dail, 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. 99030, recorded on Microfilm Roll No. 31, authorizing and directing the City Manager and the City Treasurer to prepare or cause to be prepared, the necessary papers and documents which will authorize and provide for the sale immediately of the heretofore authorized Library Bonds of the City of San Diego in the amount of \$2,000,000 and the Mission Bay Recreation Facilities Bonds in the amount of \$2,000,000, and to prepare or cause to be prepared, and present to the Council at the earliest possible convenient time the necessary ordinance and resolutions authorizing the issuance, advertising and sale of said bonds, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99031, recorded on Microfilm Roll No. 31, requesting the San Diego Chapter of the Medical Association to reconsider its present plan to operate the blood bank and endorse a blood bank operated in conjunction with the Red Cross, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Said resolution states that the war in Korea has caused material change in the local picture relative to immediate and future needs for the facilities of the blood bank, pointing out that the military development must be met with an efficient blood bank program adequate to all demands, recognizing the vital importance of the changing picture to the welfare of all the citizens of San Diego.

Prior to adoption of said Resolution, John W. Quimby, Secretary of Central Labor Council of San Diego County, presented a letter on the subject, which was read. Said communication goes on record supporting the Resolution, and stating that the San Diego Medical Society will be performing an outstanding community service to comply with the request and join in full support and cooperation.

Mr. Quimby spoke, saying that Labor and the Navy cannot recruit blood under the plan proposed by the Medical Society.

RESOLUTION NO. 99032, recorded on Microfilm Roll No. 31, authorizing and directing the City Manager to make application, for and on behalf of the City, 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, land in L. P. Delano Tract, more particularly set out in said Resolution, being tax-deeded lands which may be purchased by the City by entering into an option with the Board of Supervisors of the County of San Diego, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99033, recorded on Microfilm Roll No. 31, authorizing and directing the City Manager to make application, for and on behalf of the City, 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, Lots 7, 8, 12 Block 2 McLaren's "H" Street Addition, being tax-deeded lands which may be purchased by the City by entering into an option with the Board of Supervisors of the County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99034, recorded on Microfilm Roll No. 31, accepting deed of Eleanor E. Myers, bearing date June 22, 1950, conveying portions of Lots 52, 53, 54, 55, 56, 59 Block 103 Ocean Bay 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 Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99035, recorded on Microfilm Roll No. 31, accepting deed of Joseph Owashi, Alyce Owashi, Mary Hatashita, Leo Owashi and Aido O. Owashi, bearing date July 28, 1950, conveying an easement and right of way for street purposes in portion of Quarter Section 78 Rancho de la Nacion, setting aside and dedicating the same to the public use as and for a public street, and naming the same Division 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 Swan, adopted.

RESOLUTION NO. 99036, recorded on Microfilm Roll No. 31, accepting deed of Leon Beatty and Eva Mae Beatty, bearing date July 27, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 15 Block 42 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 Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99037, recorded on Microfilm Roll No. 31, accepting deed of H. H. Bridgford and Ardes Ellen Bridgford, bearing date August 1, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 282 Kensington Heights Unit #3, 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. 99038, recorded on Microfilm Roll No. 31, accepting deed of George W. Smith and Lennie G. Smith, bearing date July 26, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 23 Block 3 Stetson'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 Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99039, recorded on Microfilm Roll No. 31, accepting deed of C. M. Rodefer and Alma M. Rodefer, bearing date July 31, 1950, conveying an easement and right of way for storm drain purposes in portion of fractional Lots 1 and 2 Block 8 Middletown Addition, a portion of Lot 5 Block 204 Middletown, a portion of Jefferson Street closed by Resolution No. 36442 of the Common Council on January 11, 1926, 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. 99040, recorded on Microfilm Roll No. 31, accepting deed of Peter Sampo and Margaret Sampo, bearing date July 28, 1950, conveying an easement and right of way for storm drain purposes, 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.

ORDINANCE NO. 4490 (New Series), recorded on Microfilm Roll No. 31, amending Sections 1 and 4 of Ordinance No. 3097 (New Series), being an ordinance safeguarding the waters and property of the Water Impounding System of The City of San Diego, authorizing the Council to adopt rules and regulations and modifications, etc., 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. Nays---Councilmen None. Absent---Councilman Godfrey, 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. Nays---Councilmen None. Absent---Councilman Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

Prior to adoption of said Ordinance, the City Manager explained its effect, in relation to the present Ordinance, stating that it extends powers in connection with said water impounding system for its protection.

ORDINANCE NO. 4491 (New Series), recorded on Microfilm Roll No. 31, authorizing the City Manager, for and on behalf of the City, to execute a lease with E. L. DeVoid, covering the west half of Pueblo Lot 1780 and all of Pueblo Lot 1781, containing 240 acres more or less, to be used for grazing and pasturage purposes, for a period of 5 years beginning July 1, 1950 and ending June 31, 1955, at a rental of \$180.00 per year, payable annually in advance, in the form of lease filed in the office of the City Clerk under Document No. 421469, 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. Nays---Councilmen None. Absent---Councilman Godfrey, 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. Nays---Councilmen None. Absent---Councilman Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4492 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$750.00 from the Traffic Safety Fund, for the purpose of providing funds for the construction of a culvert for Storm Drainage to be constructed under 47th Street adjacent to Shepard Park Subdivision, now known as Arnold 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, Dail. 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.

ORDINANCE NO. 4493 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$350.00 from the Unappropriated Balance Fund, for the purpose of providing funds to cover the expenses incidental to the Rental Survey, 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. Nays---Councilmen None. Absent---Councilman Godfrey, 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. Nays---Councilmen None. Absent---Councilman Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4494 (New Series), recorded on Microfilm Roll No. 31, 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 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. Nays---Councilmen None. Absent---Councilman Godfrey, 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. Nays---Councilmen None. Absent---Councilman Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4495 (New Series), recorded on Microfilm Roll No. 31, 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 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. Nays---Councilmen None. Absent---Councilman Godfrey, 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. Nays---Councilmen None. Absent---Councilman Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4496 (New Series), recorded on Microfilm Roll No. 31, establishing the grade of Columbine Street, between the northwesterly line of Poplar Street and the west line of Fairmount 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 Swan, Wincote, Schneider, Kerrigan, Dail. Nays---Councilmen None. Absent---Councilman Godfrey, 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. Nays---Councilmen None. Absent---Councilman Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4497 (New Series), recorded on Microfilm Roll No. 31, establishing the grade of Pepper Drive, between a line produced at right angles southeasterly from a point on the northwesterly line of Pepper Drive and distant 84.39 feet southwesterly from the intersection of the northwesterly line of Pepper Drive with the westerly line of Columbine Street and the termination of Pepper Drive in Columbine 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, Dail. Nays---Councilmen None. Absent---Councilman Godfrey, 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. Nays---Councilmen None. Absent---Councilman Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4498 (New Series), recorded on Microfilm Roll No. 31, establishing the grade of 37th Street, between the north line of Boston Avenue and the south line of National Avenue, 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. Nays---Councilmen None. Absent---Councilman 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. Nays---Councilmen None. Absent---Councilman Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the next two items, not listed on the Council's agenda:

RESOLUTION NO. 99041, recorded on Microfilm Roll No. 31, favoring the proper development of the "second barrel" (San Diego Aqueduct; Colorado River water), in view of the current military situation, and expressing full accord with proposal that immediate steps be taken to determine the location and method of financing the project, and of aiding the Navy in its study of the problem, directing the proper administrative agencies of the City to lend all possible assistance to the Navy in order that their survey may be completed at the earliest practicable date, providing for forwarding copies of said Resolution to the Undersecretary of the Navy, the San Diego County Water Authority, The Metropolitan Water District of Southern California, Senator William F. Knowland, Senator Sheridan Downey, and Representative Clinton D. McKinnon, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Prior to adoption of said Resolution, the City Manager distributed copies to members of the Council, explained its contents and purpose, and requested adoption thereof, if the Council approved.

ORDINANCE NO. 4499 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$5,000.00 from the Unappropriated Balance Fund, and transferring the same to "Outlay," Division of Auto Shops, Department of Public Works Fund, for the purpose of providing funds for the purchase of a power-operated trenching machine to be used primarily for the use of the Water Department in making new service connections, 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, Kerrigan, Schneider, Dail. Nays---Councilmen None. Absent---Councilman Godfrey, Mayor Knox.

Thereupon, on motion of Councilman Dail, seconded by Councilman Schneider, 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.

Prior to its adoption, the City Manager explained the need for the Ordinance. He said that the funds had originally been set up in the fiscal year's budget, but had been cut out, and explained that due to the department behind in its orders for new services, it is necessary to provide for the purchase of the machine.

Councilman Dail requested, and was granted, unanimous consent to take up the next matter of business, not listed on the agenda:

Mr. Dail spoke about the rent decontrol hearing, to be conducted by the Council on August 15, 1950. He said there is considerable misunderstanding and misinformation on the subject, some people thinking that it applies to this entire area, whereas it applies only to the incorporated territory of the City of San Diego. He said that the Board of Supervisors of San Diego County would act on decontrol of rents in the unincorporated areas, if consideration is given to the question.

Councilman Kerrigan disagreed, saying that the Housing Director can decontrol rents without hearings by the Board of Supervisors, if he choses to do so.

The Assistant City Attorney confirmed Councilman Kerrigan's statement. There was no action taken in the matter.

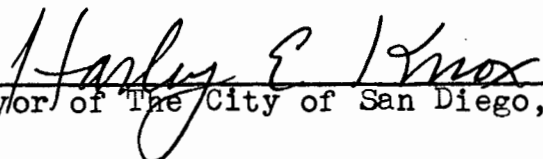
Councilman Schneider requested, and was granted, unanimous consent to take up the next order of business:

Councilman Schneider said that a woman had waited for the Council (which had not convened until a half hour late), to bring up the question of prohibiting the sale of raw milk within the City, which matter has been coming before the Council at various times recently. He said she reported that her two small children could take nothing but raw milk, and that if such an Ordinance were adopted, she would have to leave San Diego, and move to an area which has no such restrictions.

Councilman Schneider said that the woman for whom he was speaking, had said she could not wait to address the Council because she had to leave with her children.

The City Manager said, again, that there has been no such ordinance prepared, and that he has no plans for bringing one to the Council.

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 11:18 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, August
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 10:04 o'clock A.M.

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

The Minutes of the Regular Meetings of Tuesday, August 8, 1950, and Thursday, August 10, 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.

At this time Mayor Harley E. Knox presented service award pins to the two following employees:

Evan L. Burk, Clerk IV in the Division of Water Accounting -
25 years;
Evan Shaffer, Radio Interference Inspector in the Division
of Electricity, Public Works Department - 30 years.

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 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 3 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 of T. B. Penick & Sons, accompanied by bond written by Massachusetts Bonding and Insurance Company, in the sum of one thousand five hundred dollars, which bid was given Document No. 421693;

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 seven hundred dollars, which bid was given Document No. 421694;

The bid of Al E. Riley, accompanied by bond written by Pacific Employers Insurance Company, in the sum of one thousand two hundred dollars, which bid was given Document No. 421695.

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.

for the receiving of bids

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for 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 4 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 nine hundred dollars, which bid was given Document No. 421696;

The bid of Daley Corporation, accompanied by bond written by the Glens Falls Indemnity Company, in the sum of one thousand dollars, which bid was given Document No. 421697;

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. 421698;

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. 421699.

Thereupon, on motion of Councilman Wincote, 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 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 4 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 twenty five hundred dollars, which bid was given Document No. 421700;

The bid of Daley Corporation, accompanied by bond written by Glens Falls

Indemnity Company in the sum of two thousand five hundred dollars, which bid was given Document No. 421701;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of twenty three hundred dollars, which bid was given Document No. 421702;

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 eight hundred dollars, which bid was given Document No. 421703.

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 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 street lamps in Mission Beach Lighting District No. 1, together with 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, the clerk reported that one bid had been received, which bid was on motion duly made and seconded 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 \$243.90 written on San Diego Trust and Savings Bank, which bid was given Document No. 421704.

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 Resolution of Intention No. 98623, for the paving and otherwise improving of the Alley in Block 187 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 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 Resolution of Intention No. 98624, 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 a written protest bearing the signatures of several persons, had been received 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, verbally, and no additional protests were presented.

Asked about the percentage of protestants, the City Engineer replied that the protest had evidently been filed just prior to the hearing, because when a representative of his office had checked the proceedings shortly before the meeting, the protest had not been filed. He was unable, therefore, to give a verbal report.

On motion of Councilman Wincote, seconded by Councilman Godfrey, the protest was referred to the City Engineer for report and checking.

RESOLUTION NO. 99043, recorded on Microfilm Roll No. 31, continuing the hearing on Resolution of Intention No. 98624 for the paving and otherwise improving of the Alley in Block 3 Ocean Beach Park, to the hour of 10:00 o'clock A.M., Tuesday, August 22, 1950, 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 of Intention No. 98625, 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 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. 98626, for the paving and otherwise improving of Dwight Street, within the limits and as particularly described in said Resolution, the clerk reported that written protest had been received from Joseph Melia, which protest was presented to the Council.

The City Engineer reported, verbally, that the protest represented 2.1% of the property affected by the proposed improvement.

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. 99044, recorded on Microfilm Roll No. 31, overruling and denying the protest of Joseph Melia against the proposed paving and otherwise improving of Dwight Street, within the limits and as particularly described in Resolution of Intention No. 98626, overruling and denying all other protests thereon, 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. 98627, 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 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 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 Street Superintendent's Assessment No. 1948, for the paving and otherwise improving of the Alleys in Blocks 172, 171, 174, 175, 176, 180, 179 and 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, the clerk reported that written appeal had been received from Florence M. McNulty, which appeal was presented to the Council, and read.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. Florence M. McNulty spoke, along the lines of her written appeal, and said that the assessment is not made in accordance with the Streets and Highways Code of the State of California in that the assessment is not made in proportion to the benefit to be received by Lot A Block 174 Mission Beach, stating that she has no garage on the alley. Mrs. McNulty contended that the improvement is more in the nature of a private driveway for Lot C Block 174 which is at the end of the Alley. She complained of not being able to park in the alley, and said that it was of no benefit to her property. (The City Attorney explained the well-known fact that parking is permitted in no alleys, which must be left unobstructed for travel of fire apparatus, service trucks, etc.)

The City Attorney said that the assessment is a legal one, and disagreed with Mrs. McNulty's contention that it is not in accordance with the Streets and Highways Code.

RESOLUTION NO. 99045, recorded on Microfilm Roll No. 31, overruling and denying the appeal of Florence M. McNulty from the Street Superintendent's Assessment No. 1948, made to cover the costs and expenses of the work upon the paving and otherwise improving of the Alleys in Blocks 172, 171, 174, 175, 176, 180, 179 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, overruling and denying all other appeals, confirming and approving 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, directing the Street Superintendent to record in his office said warrant, diagram, and assessment, was on motion of Councilman Schneider, seconded by Councilman Win-cote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for 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, 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.

H. C. Oberlin, 6224 Pembroke Drive, presented a petition of protest, bearing a large number of names, and spoke in opposition to paying for the current after having been assessed for the installation of the ornamental lighting system.

The City Engineer said that the same procedure has been followed in this instance as in all of the ornamental lighting systems of the City.

The Mayor also explained the method of street lighting, in some detail.

Mr. Oberlin said "turn the lights off if the property owners have to pay for the current".

Councilman Schneider then spoke on the subject, along the same lines as the City Engineer and the Mayor.

The question then arose about the installation of the system, and the hearing was continued, temporarily, until the City Engineer could look into that matter and report further.

(See later notation in these minutes for the balance of the hearing in this proceeding).

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Caesar F. Pastore and Helen L. Pastore from the Zoning Committee's decision in attaching certain conditions to the zone variance granted for permission to construct and operate a super-market with automobile parking area adjoining, in portion of Block 98 Roseville Subdivision, at the intersection of Rosecrans and Keats Streets, a report from the Asst. Planning Director in the matter was presented and read.

LeRoy Goodbody, San Diego Trust and Savings Building, spoke in behalf of Mr. and Mrs. Pastore, along the lines of the written appeal and the statements contained therein. He said that a "C" Zone is needed for a portion of the building, and that parking lots are to be provided. He said he hoped that the City would adopt its proposed parking lot zone. Mr. Goodbody showed photographs of the site, and architect's drawing of the proposed development. He said that if the parking lot zone is established, the developers would be glad to have the area (for parking) transferred to such a zone.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. The following persons spoke in opposition to the variance, although several admitted there was nothing that could be done to prevent the construction of the super-market upon the property zoned for the purpose, but objected to building being placed on the adjoining area:

Mrs. Marian Arfman, owner of Lot 5 Block 91, led the opposition, and introduced the following persons, who spoke against the variance:

Mrs. A. Silva, Lot 10 Block 98 (her husband signed "for the appeal, but their minds had been changed");

Mr. Gonsalves (first name or initials not given), Lot 11 Block 98;
 Esther Patterson, Lot 6 Block 99;
 Mrs. Dyjack (first name or initials not given), Lot 4 Block 91;
 George E. Gonard (Mr. Gonard did not identify his property). Mr. Gonard and Councilman Wincote indulged in personal exchange of words, resulting from facetious comment made by Mr. Wincote. Afterward Mr. Wincote apologized, when he realized that Mr. Gonard had taken his comment more seriously than intended.

Mr. DeSilva (first name or initials not given), Lot 10 Block 91;
 Mrs. Bernice Costa, Lot 9 Block 90;

At this time Mr. Pastore spoke, and said that there will be no buildings placed on the area assigned for the parking of automobiles, in reply to assertions that the development would continue to grow along the lines of the Farmers' Market, which has spread out into all sorts of businesses. He said he would be glad to give the lots to the City and let it operate the same, insuring no development of buildings thereon. The Mayor laughingly declined the offer, saying that the City does not want to go into the parking lot business.

Harold Arfman was introduced by Mrs. Arfman, to sum up the objections led by her.

The Mayor said that the Council had given a great deal of time to the hearing, and that there were many more items still to be considered. He therefore declared the hearing closed, and turned the matter over to the Council for its deliberations.

The Assistant Planning Director was asked to explain the difference between a zone change and a zone variance, which he did. Mr. Haelsig said, further, that the Zoning Committee had granted a compromise, rather than the zone variance as requested. He outlined in detail other rezoning requests on Rosecrans Street, which had been denied by the Zoning Committee and Planning Commission, which denials had been upheld by the Council.

Asked if Mr. Pastore would go ahead with the development of the market on the 100x100 foot basis as proposed by many of the protestants, Mr. Goodbody replied that modern merchandising methods, providing for wide uncramped aisles and the establishing of parking lots for convenience of patrons, would not make the construction and operation of a super-market practicable upon a 10,000 square foot basis.

A motion was made by Councilman Wincote, which was seconded by Councilman Swan, to sustain the appeal and overrule the Zoning Committee's decision. An amendment to the motion was made by Councilman Kerrigan, seconded by Councilman Schneider, containing conditions to be added to the Resolution sustaining the appeal. The roll was called on the amendment, after which the roll was called upon the original motion, resulting in:

RESOLUTION NO. 99047, recorded on Microfilm Roll No. 31, sustaining the appeal of Caesar F. and Helen L. Pastore from the Zoning Committee in conditionally granting application No. 8277 by its Resolution No. 4837, for variance to the provisions of Ordinance No. 32 New Series, to permit construction of a store building for a super market together with operation of a parking lot, on Lots 3, 4, 5, 6, 7 8, Block 98 Roseville, at the corner of Rosecrans Street and Keats Street, overruling and denying the Zoning Committee's decision, granting permission to said Caesar F. and Helen L. Pastore to construct a store building and auto parking lot upon the 8 conditions set forth in detail in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

College Park Lighting District No. 1 hearing for furnishing of electric current was resumed.

W. O. Olson, of the City Engineer's office, who had looked up the proceedings for installation of the ornamental lighting system, reported back to the Council. He said that the improvement was made by petition of the owner of the property who was then subdividing the area.

The Mayor said that the area is one of the City's better districts, built up in good homes, and that the lighting system adds not only to the appearance of the community, but provides certain protection to the inhabitants as well. He said that the lights can be turned off if the property owners do not wish to pay for the current, after which he read off various assessment amounts to property owners as they requested them. Then he asked if they would wish the lights turned off where assessments ran less than 50¢ per month on each property owner. The large group of persons assembled for the hearing indicated as a body, but not individually, that they wished to have the lights remain on. Several indicated that they did not realize the assessment would be small, having been led to believe by some persons that they were going to receive an additional high assessment.

Councilman Schneider moved to overrule the protests, which motion was seconded by Councilman Kerrigan. Councilman Kerrigan moved to confirm the assessment as presented by the City Engineer, which motion was seconded by Councilman Wincote. The two motions resulted in:

RESOLUTION NO. 99048, recorded on Microfilm Roll No. 31, overruling and denying the protests against the furnishing of electric current for the lighting of College Park Lighting District for a period of one year, from June 1, 1950, to and including May 31, 1951, confirming said Assessment filed in the office of the City Clerk July 1, 1950, and adopting the same as a whole, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

In connection with the hearing for matter of Rent Decontrol, scheduled for 2:00 o'clock P.M. this date, Councilman Kerrigan asked for the adoption of the following Resolution:

RESOLUTION NO. 99049, recorded on Microfilm Roll No. 31, directing the City Attorney to prepare and present to the Council two resolutions: one to continue rent control, and one to direct decontrol of rents, for consideration this date at the hearing on the matter of rent decontrol, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Mayor Harley E. Knox was presented at this time, upon unanimous consent granted to him at his request:

Communication from the Mayor submitting, in accordance with Ordinance No. 3238 New Series, the name of Emmett A. McCabe to serve on the City of San Diego Disaster Council, and requesting approval of the appointment, was presented.

RESOLUTION NO. 99050, recorded on Microfilm Roll No. 31, approving appointment by Mayor Harley E. Knox of Emmett A. McCabe to serve as member of the City of San Diego Disaster Council, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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

RESOLUTION NO. 99051, recorded on Microfilm Roll No. 31, authorizing James E. Reading, Traffic Engineer, to attend the conference to be held in the offices of the Public Utilities Commission in San Francisco on August 17, 1950, in the matter of developing a program for reducing hazards and expediting the flow of traffic at intersections of public highways and railroad tracks, authorizing the incurring of the necessary expenses in connection with said trip, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

At the hour of 11:55 o'clock A.M., the Council took a recess until the hour of 1:30 o'clock P.M. this date.

Upon re-assembling, at the hour of 1:30 o'clock P.M., the roll call showed the following:

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

In the absence of the Mayor, Vice Mayor George Kerrigan acted as Chairman.

Petition of Mrs. E. Nielsen, 3629 Marlborough Avenue, San Diego 5, requesting that she be given a notice in case any Ordinance prohibiting the sale of raw milk is brought before the Council. On motion of Councilman Schneider, seconded by Councilman Godfrey, the City Clerk was directed to comply with Mrs. Nielsen's request.

Claim of George K. Thackeray, 4387 Illinois Street, in the sum of \$2,246.18, for personal injury and property damage resulting from accident at traffic island at Midway Drive and West Point Loma Boulevard, under construction, was presented.

RESOLUTION NO. 99052, recorded on Microfilm Roll No. 31, referring claim of George K. Thackeray to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Claim of Mrs. Pat Garwood, 2435 K Street, in the sum of \$81.50, for personal injury sustained in a fall at Wightman Street and Herman Avenue, was presented. A similar claim had been filed previously, but was not verified; this claim replaces the one filed earlier.

RESOLUTION NO. 99053, recorded on Microfilm Roll No. 31, referring claim of Mrs. Pat Garwood to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Claim of Pacific Telephone and Telegraph Company, 740 South Olive Street, Los Angeles, in the sum of \$300.00 (estimated), for damage done to underground cable by a City jackhammer operator, was presented.

RESOLUTION NO. 99054, recorded on Microfilm Roll No. 31, referring claim of The Pacific Telephone and Telegraph Company to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Claim of A. J. Naviaux, 3800 - 4th Avenue, in the sum unstated therein, being a correction to a previously-filed claim, was presented.

RESOLUTION NO. 99055, recorded on Microfilm Roll No. 31, referring corrected claim of Allyn J. Naviaux 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 bids for furnishing lumber and dowels for the Public Works Department and for the Water Department, recommending award to Frost Hardwood Lumber Company for furnishing five of the items called for, and the purchase of the remaining 25 items on the open market, was presented.

RESOLUTION NO. 99056, recorded on Microfilm Roll No. 31, accepting bid of Frost Hardwood Lumber Company for the furnishing of Lumber, Items 5-7-8-9-11, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99057, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to purchase in the open market, without advertising for

bids, 25 items of Douglas fir lumber, hardwood lumber and dowels for the Public Works Department, and Douglas fir lumber for the Water Department, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Said Resolution states that it appears that suppliers are not submitting bids for furnishing materials to governmental agencies due to the growing scarcity of materials.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for construction of Traffic Signal Systems and Safety Lighting at Lowell and Rosecrans Street, and at Lowell Street and Harbor Drive, recommending award to Ets-Hokin & Galvan, the low bidder on Schedule 1, Lowell Street and Rosecrans Street, and on Schedule 2, Lowell Street and Harbor Drive, was presented.

RESOLUTION NO. 99058, recorded on Microfilm Roll No. 31, accepting bid of Ets-Hokin & Galvan for construction of Traffic Signal Systems and Safety Lighting at Lowell and Rosecrans Streets and at Lowell Street and Harbor Drive, awarding contract and directing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Assistant

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing asphaltic street repair and surfacing materials for a period of ten months commencing September 1, 1950, for the Public Works Department, was presented.

RESOLUTION NO. 99059, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of asphaltic street repair and surfacing materials for a period of ten months commencing September 1, 1950, in accordance with Specifications bearing Document No. 421637, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing Clay Pipe and Accessories, for the Public Works Department, was presented.

RESOLUTION NO. 99060, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Clay Pipe and Accessories, for the Public Works Department, in accordance with Specifications bearing Document No. 421631, 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 furnishing Valves for the Water Department and the Storeroom, was presented.

RESOLUTION NO. 99061, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Valves for the Water Department and for the Storeroom, in accordance with Specifications bearing Document No. 421634, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing 1 Whiteprinting and Developing Machine for the Water Department, was presented.

RESOLUTION NO. 99062, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of 1 Whiteprinting and Developing Machine, for the Water Department, in accordance with Specifications bearing Document No. 421628, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99063, recorded on Microfilm Roll No. 31, 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 Fishermen's Piers Nos. 5, 6, 7, 8, in the Commercial Basin, in accordance with Specifications bearing Document No. 421623, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent submitting Resolution authorizing purchase of filing equipment for the Accounting Division of the Water Department without bids, was presented. Members of the Council questioned the reason therefor, and inasmuch the City Manager was not present to explain the matter to the Council, it was continued temporarily until a statement as to the reasons for such purchase could be made. (The item appears again on the next page of these minutes).

Communication from the Harbor Department, signed by the Port Director, presenting for Council approval proposed tidelands leases to Driscoll Brothers Boat Works, with Austin W. and Lena B. Cortz, and agreement for amendment of the Martinolich Shipbuilding Company lease, was presented.

The Port Director, at the request of the Council, made a brief explanation as to the reasons and the terms of each of the three leases mentioned above.

RESOLUTION NO. 99064, recorded on Microfilm Roll No. 31, ratifying, confirming and approving Tidelands Lease with Austin W. Cordtz and Lena B. Cordtz, of 1185 square feet of land in the vicinity of Pacific Highway and Laurel Street, to be used only for landscaping ~~only~~ of land adjoining Lessee's property, for a period of 5 years from November 1, 1950, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Said lease shall be in accordance with form thereof on file in the office of the City Clerk under Document No. 421646.

RESOLUTION NO. 99065, recorded on Microfilm Roll No. 31, ratifying, confirming and approving Tidelands Lease with Driscoll Brothers Boat Works, of 15,000 square feet of land and 30,625 square feet of water-covered area, northeasterly of Byron Street and southwesterly of High Seas Tuna Packing Co., Inc. leased area, to be used for the construction, sale, maintenance and repair of boats not exceeding 65 feet in length, sale of supplies, etc., for a period of 5 years from October 1, 1950, with a 5-year renewal option, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Said lease shall be in accordance with form thereof on file in the office of the City Clerk under Document No. 421650.

RESOLUTION NO. 99066, recorded on Microfilm Roll No. 31, ratifying, confirming and approving Tidelands Lease with Martinolich Shipbuilding Company as lessee and Security Trust and Savings Bank of San Diego as assignee, changing description of the existing lease and the rental figures for the same, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Said lease shall be in accordance with form thereof on file in the office of the City Clerk under Document No. 421648.

The matter heretofore referred to in connection with purchase of Filing Equipment for the Accounting Division of the Water Department, was brought up again at this time.

The Assistant City Manager explained that the company from whom it was proposed to make the purchase is the only one manufacturing the equipment desired.

RESOLUTION NO. 99067, recorded on Microfilm Roll No. 31, authorizing the Purchasing Agent to purchase from Remington Rand, Inc., without advertising for bids of certain filing equipment for the use of the Accounting Division of the Water Department, for the price of \$16,043.40 plus sales tax, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Said Resolution states that after an extensive investigation it has been determined that the equipment manufactured and sold by said Company best serves the purposes of the Department, and that in view of the fact that no other supplier can furnish the equipment no advantage would be gained by the said City in advertising for bids therefor.

Communication from the City Manager reporting on complaint of Jim Lyons regarding conditions pertaining to the operations of the San Diego Humane Society headquarters, was presented.

The communication states that investigations have been made by his office and by the Health Department, which reveals that City ordinances are being violated, and that notice has been served that all violations must be eliminated within 30 days, recommending filing of the papers, was also made.

On motion of Councilman Godfrey, seconded by Councilman Schneider, the City Manager's communication, letter from the City Attorney, and the letter from Mr. Lyons, were ordered filed.

Communication from the City Manager making another report in connection with petition for the closing of portion of Trias Street, that in view of the fact that all City departments affected are not in favor of the closing and because it is adjacent to tax delinquent property, and recommending that the closing be denied, was presented.

RESOLUTION NO. 99068, recorded on Microfilm Roll No. 31, denying petition for closing portion of Trias Street between Juan Street and Sunset Boulevard, contained in Document No. 416764, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Superintendent of Streets, bearing the signature of approval of the Public Works Director, and the City Manager's stamp of approval, recommending denial of the petition to close Webster Street westerly from Payne Street, on account of the area being involved in a drainage facility area which will be expanded in the future years, was presented.

RESOLUTION NO. 99069, recorded on Microfilm Roll No. 31, denying petition for the closing of Webster Street from the westerly line of Payne Street to the westerly line of Home Gardens Subdivision, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from from the Planning Commission recommending suspension of 2 sections of the Subdivision Ordinance in connection with the Tentative Map of Redwood Village Unit No. 1, was presented.

RESOLUTION NO. 99070, recorded on Microfilm Roll No. 31, suspending Sections 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of Redwood Village Unit No. 1, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Redwood Village Unit No. 1, a subdivision of portion of the North half of the NE 1/4 Sec 34 Township 16 S, R2W, S.B.M., into 123 lots, being immediately north of City-owned property at Chollas Reservoir, subject to 9 conditions, was presented.

RESOLUTION NO. 99071, recorded on Microfilm Roll No. 31, approving the Tentative Map of Redwood Village Unit No. 1, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Planning Director relative to the Beach Acquisition Program, making various recommendations in connection with deeds to the State of California, leases on properties, etc., submitting maps and a Resolution for adoption by the Council in connection with Torrey Pines Beach and Mission Beach areas, was presented.

RESOLUTION NO. 99072, recorded on Microfilm Roll No. 31, authorizing and empowering the Mayor and the City Clerk to have prepared and execute on behalf of the City grant deeds to following described properties in The City of San Diego:

- Torrey Pines Beach - 2411 feet north of Penasquitos Creek;
- Torrey Pines Beach - 1258 feet South of Penasquitos Creek;
- Torrey Pines Beach - 14,799 feet along foot of Bluff;
- Mission Beach, between San Franando Place and Capistrano Place;
- Mission Beach, between Capistrano Place and Balboa Street;

then to deposit said deeds with the City Clerk with instructions to hold the same in escrow until the State Park Commission has purchased such additional beach lands as will be the equivalent in value of the lands described in the deeds to be delivered by said City to the State, authorizing and empowering the City Manager to execute a lease agreement with the State of California wherein the State will lease to the City said lands above described for a period of 50 years to be held by the City as beach and waterfront property for the use and benefit of the people of The City of San Diego and of the State of California, authorizing and empowering the City Manager to enter into an agreement of lease with the State of California wherein the State will lease to the City additional beach properties as will be acquired by the State pursuant to the terms of the agreement heretofore entered into between the State and the City with respect to purchase of beach and waterfront properties of equivalent value of those conveyed to the State by the City, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Said Resolution refers to the program heretofore adopted by The City of San Diego of acquiring beaches and waterfront areas adjacent to the Pacific Ocean in order that the same may be preserved and maintained for the benefit of the public at large, and mentions that in connection with said program the Legislature has authorized cities and public agencies of the State to acquire and convey to the State beaches and waterfront areas adjacent to the Pacific Ocean with the understanding and upon the agreement that as soon as title to said areas has been obtained by the State the possession will be returned to the various cities and public agencies.

Communication from the City Planning Director, on behalf of the Mission Bay Advisory Committee, relative to dredging and filling portion of Mission Bay, in connection with request of Padre Ball Club for occupancy of the property at the earliest possible date, was presented.

The communication states that there is urgency for pressing the work at this time to comply with the Padre Ball Club for occupancy of the property at the earliest possible date. Also, the communication mentioned that the work program on the list of projects to be accomplished under the recently approved \$2,000,000.00 bond issue contained an item of \$105,000. for dredging and filling east of the Causeway, proposed dredging in the channels and depositing the material on the easterly one-half of the island in the center of the bay, and that in view of the possibility of utilizing the land a little further south for a ball park which has revenue possibilities to the City, it is considered more important to proceed with the filling as recommended rather than as previously planned. It was recommended that if the Council concurs, the Mission Bay engineers will prepare plans and specifications for the work and forward them to the Purchasing Agent to call for bids.

Members of the Council seemed to believe, particularly Mr. Schneider, that more information is desired before final action, and asked that the matter be referred to Council Conference.

RESOLUTION NO. 99073, recorded on Microfilm Roll No. 31, referring to Council Conference the communication from the City Planning Director, relative to dredging and filling of Mission Bay, in connection with Padre Ball Club occupancy lease, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from Perry Allen de Garmo, Washington Hotel, 4th Avenue and F Street, complaining about the noises emanating from various enterprises and establishments in the neighborhood, stating that the matter has been brought to the attention of the City Attorney, asking for permanent injunction to keep the peace of various places in the neighborhood, specifically listed, and asking that the Police be required to enforce the City ordinances pertaining to "such places" in every respect of their conduct of business, was presented.

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

Communication from Aeronautical Mechanics A. of L., Local 755, 363 National Avenue, P.O. Box 861, Chula Vista, California, signed by J. W. Landon, Recording Secretary, submitting Resolution relative to the renovation and improvement of the Plaza, was presented.

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

Communication from C. C. Pease, et al., relative to proposed development of tidelands on their lease surrounding Crown Point, was presented.

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

Communication from Public Utilities Commission, dated August 10, 1950, signed by R. J. Pajalich, Secretary, acknowledging receipt of Council Resolution No. 98940 adopted recently, having to do with application of San Diego Transit System for increase in fares, was presented.

On motion of Councilman Swan, seconded by Councilman Schneider, the communication was ordered filed.

Mayor Knox entered the meeting at this time, and assumed the duties of Chairman.

Communication from the City Engineer, bearing the City Manager's stamp of approval, reporting on bids for the paving and otherwise improving of the Alley in Block 5 Alhambra Park, recommending award to T. B. Penick & Sons, the low bidder, being 1.9% below the estimate, was presented.

RESOLUTION OF AWARD NO. 99074, recorded on Microfilm Roll No. 31, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract, 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 Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, reporting on bids for the paving and otherwise improving of Emerald Street, recommending award to V. R. Dennis Construction Co., the low bidder, being 38.4% below the estimate, was presented.

RESOLUTION OF AWARD NO. 99075, recorded on Microfilm Roll No. 31, 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 Emerald Street, within the limits and as particularly described in Resolution of Intention No. 98196, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, reporting on bids for the paving and otherwise improving of Pyncheon Street, recommending award to V. R. Dennis Construction Co., the low bidder, being 28.6% below the estimate, was presented.

RESOLUTION OF AWARD NO. 99076, recorded on Microfilm Roll No. 31, 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 Pyncheon Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, reporting on bids for the paving and otherwise improving of Yosemite Street, recommending award to V. R. Dennis Construction Co., the low bidder, being 40.8% below the estimate, was presented.

RESOLUTION OF AWARD NO. 99077, recorded on Microfilm Roll No. 31, 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 Yosemite Street, within the limits and as particularly described in Resolution of Intention No. 98198, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD NO. 99078, recorded on Microfilm Roll No. 31, 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 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 Wincote, adopted.

RESOLUTION NO. 99079, recorded on Microfilm Roll No. 31, 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 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. 99080, recorded on Microfilm Roll No. 31, for the furnishing of electric current for the lighting of the ornamental street lights located in San Diego Lighting District Number Three, for a period of one year from and including July 16, 1950, to and including July 15, 1951, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99081, recorded on Microfilm Roll No. 31, ascertaining and declaring the wage schedule for the installation of sewer mains 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 of Way, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99082, recorded on Microfilm Roll No. 31, ascertaining and declaring the wage schedule for the paving and otherwise improving of the Alley in Block 1 Monte Mar Vista, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99083, recorded on Microfilm Roll No. 31, 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 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 Swan, adopted.

RESOLUTION NO. 99084, recorded on Microfilm Roll No. 31, 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 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 Swan, adopted.

RESOLUTION NO. 99085, recorded on Microfilm Roll No. 31, 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 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 Swan, adopted.

Communication from the City Engineer, bearing the Assistant City Manager's stamp of approval, recommending granting petition to improve Tourmaline Street between Cass Street and Mission Boulevard, and combining with assessment district ordered by Resolution No. 98048 for improvement of Bayard Street, was presented.

RESOLUTION NO. 99086, recorded on Microfilm Roll No. 31, granting petition for the paving and otherwise improving of Tourmaline 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, and directing the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 98048 covering improvement of Bayard Street, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99087, recorded on Microfilm Roll No. 31, approving Alfred H. Campion, Chief Administrative Officer of the County of San Diego as Coordinator of Disaster Councils for Agencies (consisting of City of Chula Vista, City of Coronado, City of Escondido, City of La Mesa, City of El Cajon, City of National City, City of Oceanside, City of San Diego), established pursuant to the California Disaster Act (Sections 1500 and following, Military and Veterans' Code); empowering him to coordinate activities of the disaster councils of the Agencies and to prepare and submit to the Agencies for approval a plan for mutual aid among the Agencies in the event of disaster or extreme emergency; agreeing to furnish, in the event one or more of the Agencies suffers a disaster or extreme emergency, to furnish aid; designating and directing the City Manager to act with and assist the Coordinator in the preparation of the mutual aid plan and to provide liaison between the Coordinator and this Agency (The City of San Diego); declaring said Resolution and order to take effect and become a binding agreement upon the Agencies when the terms of said Resolution and order have been adopted as such by the governing bodies of all of the Agencies, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99088, recorded on Microfilm Roll No. 31, authorizing the Mayor and City Clerk to execute a Quitclaim Deed of Easement and Right of Way for drainage purposes (heretofore granted to the City, but unused) to the Sears, Roebuck & Co., a corporation, portions of Lots 14, 15 and 16 and 33 Block 186 University Heights, authorizing and directing the City Clerk to deliver the executed deed of easement for drainage purposes to Aubrey M. Davis, its agent, 311 Granger Building, San Diego 1, California, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Said Resolution recites that said company in the improvement of its property is going to provide adequate and suitable drainage facilities therefor.

RESOLUTION NO. 99089, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 880 feet of 2-inch W. I. pipe, and the installation of 1200 feet of 6-inch water main and 2 6-inch fire hydrants, in Brooklyn Avenue, from 63rd Street to Otay Street, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99090, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 1370 feet of 2-inch W.P. pipe, and the installation of 1370 feet of 12-inch water main and 3 fire hydrants, in Gardena Street, from Knoxville Street east to the terminus of said Gardena Street, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99091, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 1130 feet of 4-inch C.I. main and 110 feet of 6-inch C.I. main, and the installation of 1260 feet of 6-inch water main and one fire hydrant in Hornblend Street, from the east line of Jewell Street to the east line of Lamont Street, and in Lamont Street, from the north line to the south line of Hornblend Street, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Resolutions Nos. 99089, 99090, 99091 recite 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.

Communication from the City Manager recommending that no parking of automobiles on B Street between 20th and 21st Streets, due to parked cars breaking loose and the extreme difficulty of controlling parked cars on the hill where the grade exceeds 24%, was presented.

RESOLUTION NO. 99092, recorded on Microfilm Roll No. 31, prohibiting the parking of automobiles at all times on "B" Street, between 20th and 21st Streets, and authorizing and directing the installation of the necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99093, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to execute, for and on behalf of The City of San Diego, an agreement between the City of La Mesa, California, and The City of San Diego, providing for the connection of the City of La Mesa's sewer transmission lines to be hereafter constructed to serve areas within the present corporate area of La Mesa, or which may be subsequently annexed thereto, lying within the northerly portion of the City of La Mesa and the area adjacent thereto, to The City of San Diego's Alvarado Canyon sewer connection line, upon the terms and conditions set forth in said agreement, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

A proposed Resolution, authorizing the City Manager to enter into an agreement for the employment of Armin V. Schmidt, as preparator, taxidermist and museum technician at the Museum of Natural History, for the period commencing on the 15th day of September, 1950, and ending on the 30th day of June, 1951, at the monthly compensation of \$267.00, was presented.

Several questions were asked, particularly by Councilman Schneider, about the matter, wondering if it might be the beginning of the employment of a number of persons at said Museum.

The City Manager made a brief explanation.

Members of the Council indicated that it might be well to discuss the matter in Conference.

RESOLUTION NO. 99094, referring the proposed Resolution authorizing the City Manager to enter into agreement for employment of Armin V. Schmidt as preparator, taxidermist and museum technician at the Museum of Natural History, to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending installation of 5 overhead street lights, was presented.

RESOLUTION NO. 99095, recorded on Microfilm Roll No. 31, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light, at each of the following locations:

Ingraham Street at Thomas Avenue;

Lamont Street at Diamond Street, at Feldspar Street, at

Oliver Avenue, at Pacific Beach Drive;

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

RESOLUTION NO. 99096, recorded on Microfilm Roll No. 31, authorizing and directing the City Manager to permit the City Treasurer to incur travel expense for employees of the City Treasurer's Office necessarily incurred in auditing and checking records of persons, firms and corporations who do business in The City of San Diego, but whose principal places of business are outside said City, for the purpose of enforcing the City's Sales and Use Tax Ordinance No. 3201 N.S., was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

The City Manager answered questions in connection with the matter, saying

that the trips would be made to Los Angeles, although the Resolution does not state where said audits are to be made.

Accompanying the Resolution was a communication from the City Treasurer, addressed to the City Manager, and transmitted to the Council with the City Manager's stamp of approval, stating that General Petroleum Corporation, Shell Oil Company, Texaco Company, Arrowhead and Puritas Waters, Inc. are subject to requirements of the City's license and sales tax ordinances, and five other firms (unnamed in the letter) who may be subject to sales or use tax on equipment used in San Diego, and recommending that one auditor be authorized to go to Los Angeles area for a period of not more than two weeks for auditing.

RESOLUTION NO. 99097, recorded on Microfilm Roll No. 31, approving the bill of San Diego-California Club, bearing date of July 31, 1950, in the sum of \$2,883.78, for advertising, and allowing the same, as approved by the Advertising Control Committee, authorizing a requisition to be drawn on the Advertising and Publicity Fund for the fiscal year 1950-1951, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

ORDINANCE NO. 4500 (New Series), recorded on Microfilm Roll No. 31, amending Section 5 of Ordinance No. 817 (New Series) - Water Department Regulations - adopted January 28, 1936, and repealing Ordinance No. 3776 (New Series) adopted June 22, 1948, applying to Rule III being the cost of water service connection and meter installations, 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 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.

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 explained said Ordinance to the Council.

ORDINANCE NO. 4501 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$2,900.00 from the Traffic Safety Fund, for the purpose of providing funds for payment of the City's share of the cost of resurfacing and restoring streets after removal of Street Car Tracks, Ties, Railway Facilities, Switches, Turnouts and Trolley Poles by the San Diego Transit System, pursuant to the offer made by said System and accepted by the Council on May 10, 1949, as contained in Document No. 401560 on file in the office of the City Clerk, 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 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.

Prior to adoption of said Ordinance, members asked for an explanation, which was given by the City Manager who said that sometimes during removal of facilities included in said Ordinance, the street pavement is injured for a greater distance outside the tracks area than the System is required to repair or maintain, and that it then becomes the City's responsibility to restore the street.

ORDINANCE NO. 4502 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$1,200.00 from the Traffic Safety Fund, for the purpose of providing funds for the construction of a culvert from Velma Terrace to Trinidad Way, ^{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 Kerrigan, 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.

At the hour of 1:46 o'clock P.M., the Mayor declared a recess until the hour of 2:00 o'clock P.M., at which time the Council is to conduct the Rent Decontrol hearing.

Upon re-assembling, at the hour of 2:00 o'clock P.M., the roll call showed the following:

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

Mayor Knox opened the hearing by making a statement, setting forth the reason for holding the meeting. He said that the Council had asked him to request that there be no applause for any of the speakers, inasmuch as that would have no influence upon the Council's vote, and would take up time needed for the hearing. He said that 45 minutes would be allotted to each side, with a rebuttal time which would be determined later. He

asked that speakers confine themselves to the presentation of evidence, and refrain from expressing personal opinions or extraneous comments.

On motion of Councilman Schneider, seconded by Councilman Wincote, all evidence from the January 25 hearing, up to and including the present time, was incorporated into and made a part of this hearing.

On motion of Councilman Swan, seconded by Councilman Godfrey, the "City Manager's Analysis of Certain Factors Pertinent to Vacant Rental Housing Accommodations", dated August 14, 1950, addressed to the Mayor and City Council, was made a part of the record.

On motion of Councilman Swan, seconded by Councilman Kerrigan, the communication from William E. Krenning, Postmaster, dated August 14, 1950, addressed to the Mayor, setting forth the result of latest vacancy survey by the United States Post Office, which was presented by the Mayor, was made a part of the record.

At this time the Mayor announced that the Commandant of the Eleventh Naval District, Admiral Wilder D. Baker, wished to make a statement at the beginning of the hearing.

Admiral Baker spoke, but said at the outset that he would take no position in the matter. He spoke about the rapid expansion in San Diego, and of the many families left here by men who have been transferred out. He referred to Reserves' family withdrawal, and the possible re-establishment of their allowances, and said that high rentals create particularly bad hardships for them. The Admiral referred to the temporary housing offered by the Navy, but said there is a shortage there.

The Mayor invited those who desired to be heard in favor of the decontrol of rents to speak at this time.

Charles M. Rockwell, 1945 - 2nd Avenue, spoke. He said that he is a small landlord, having only 6 rentals. He made reference to the greater number of tenant voters than landlord voters. Also, he spoke of the many landlords who rent to only one person and to couples without children, saying that it is easier on the landlord to do so, and costs less to maintain rental units upon that basis. His remarks about doubling the City Manager's figures on rentals were not clear. He advocated giving tenants proper consideration, but he said "stop the tenant voter".

The Mayor asked Mr. Rockwell to confine himself to presentation of facts, whereupon Mr. Rockwell concluded his remarks.

James Hadreas, acting President, Apartment Association of San Diego, said that San Diego is no longer classified as a critical employment area, and that there are now fewer occupants per unit than formerly, with seldom more than two persons to a double apartment.

R. O. Coggeshall, 3036 Hawthorn Street, said that his rents had been frozen at too low figures. He said that there would be no San Diego if there were no landlords. He said that it is "time to release war time propositions."

Lugenia G. Niles, 3687 Columbia Street, said that she has fifteen vacancies per month. Also, she said that she has lowered some of her rents, that she wants to get rid of some of her tenants, but is unable to do so.

Mrs. J. W. Fisher, 204 West Walnut Avenue, said she was speaking not in opposition to frozen rents, but to the "Gestapo methods" in effect. She said that the Census shows fewer residents in San Diego now than in 1946, and that many people now have new houses.

John Cotton, 524 B Street, mentioned the many housing units built here since 1946, being enough for 40,000 persons. He said that is the case, despite the lowered Census figures. He pointed out that there are 3% to 5% of rental housing vacancies based on inactive gas and electric meters, and quoted other figures. He said that the current World situation will probably result in Federal decision in the matter of rents.

George E. Capens, 2244 - 1st Avenue, told of having eighteen rentals, with three vacancies. The same price goes for a couple as for a family. He mentioned his singles at \$45. - \$50.; doubles at \$60. - \$65. He said that he does not anticipate making any rental increases, but wants to be able to do so in order to get rid of some of his tenants.

Frank McElwee, 4408 Brighton, in the beach district, said that the survey made by the City Manager took place in the summer time, which he deemed to be not fair. Nevertheless, he said that there are many vacancies. He identified his property as having twenty one units, on short-term rental basis. Also, he spoke of a duplex on a permanent rental basis, which has been vacant 4 days, with \$41.50 ceiling, upon which he might have to cut the rent. He said that two and three-bedroom houses for large families will not be built. He said that small units cannot go through all the red tape needed to increase rents under the present system. He said he does not want the rents on his places frozen in another war.

D. R. Grable, 4550 Norma Drive, president of the San Diego Realty Board, asked the number of reports received in response to the City's newspaper coupons.

The Mayor replied to Mr. Grable's question, looking at the City Manager's survey, saying that 511 vacancies had replied. He thought there would be about 4% vacancy, based on Gas & Electric Co. meters.

The Postmaster's letter was read by the Mayor, which said there are 1,323 vacancies within the City, of which 380 vacancies are within the Federal Housing Units.

Estelle Henderson, who did not give her residence address, said she resented giving up her rights as an American citizen. She said "give back people's respect for themselves", and added that she doesn't like Russian rule. Mrs. Henderson spoke about the high cost of labor to fix up her apartments, which she could not afford on account of the low rents.

Elmer H. Hartman, 3787 - 29th Street, told of rentals which he had sold and had been moved off the property. His plea for the service men was unclear. Also he said he had sold a home to a tenant who now pays him more on the contract than he did in rent.

Aubrey Davis, 311 Granger Building, spoke of more than 25 vacancies he had had in the past two weeks.

The Mayor thanked the audience for their patience and attention to the speakers.

At this time the Mayor invited those who opposed the decontrol of rents to be heard.

Grace Rittoff, 1677 Torrance Street, spoke in behalf of the League of Democratic Women of San Diego County. She said that in view of the Korean situation, conditions have become and will become more difficult on the West Coast and particularly in San Diego, and urged the Council to publish the findings of the last housing study made and then call a public meeting to decide the merits of decontrol.

Dale O. Reed, 4461 Texas Street, spoke about what will happen in the near future in San Diego, particularly about the influx of personnel due to increase aircraft employment. He said that employees are being recruited out of town, but that new arrivals can often find no place to live. He said that two had returned to Los Angeles because facilities are not available at the price they can pay. He said that the aircraft plants are seeking permission to change working hours, lengthening the days, during which women may be authorized to work. He said women can work only eight hours, whereas a 10-hour day for them is desired in the plants in order to increase production. He spoke of the effect upon areas where rents have been decontrolled, and quoted figures for several parts of the country.

Jesse B. Gay, 641 San Geronimo Street, presented a resolution adopted by the San Diego County Democratic Central Committee on August 14, 1950, which he read. Capt. Gay (U.S.N., ret.) asked that the action to decontrol rent be deferred for further study. The resolution mentioned the increase in manufacturing and employment in San Diego, and the acceleration of military activity due to the war in Korea, making it imperative that there be no abandonment of rent controls in housing in the lower and middle bracket rentals. The resolution requested that the matter be deferred until interested persons and groups shall have had opportunity to study the statistics compiled by the City Manager, and that Council make such statistics available to the public.

John Quimby, 525 "E" Street, representing American Federation of Labor, said that there has been some new construction, but that it is now dropping off. He asked for a continuance of the control on rents, adding that allowable increases take care of inequities. He urged delay at this time and a possible vote of the people.

The Mayor had to rap for order in connection with boos resulting from Mr. Quimby's request to put the matter to a vote of the people.

Gladden Boaz, 2910 Thorn Street, told of his experience in finding a place to live with his wife and two children, being a garage with one room, renting at \$70.00 per month. Now, he said they have had to move in with parents.

Charles F. Brown, 3820 Lincoln, representing C.I.O. Automotive Workers at Ryan Aircraft, spoke about being unable to find low rentals in the two and three bedroom class. He said that he watches the ads, checks real estate agents, but that nothing can be found which is suitable at a price that aircraft workers can afford to pay. He said that there are vacancies, but not those which come within the ability to pay of the aircraft employees.

The Mayor said that the matter has had the attention and study of the Council for many months.

In response to the Mayor's invitation to offer rebuttal, by those who desire the continued controls on rents, no one spoke.

Responding to the Mayor's invitation to speak in rebuttal, by those who wished to have rents decontrolled, the following persons were heard:

W. F. Troop, 805 San Juan Place, Mission Beach, told of reduced rentals, with increased labor costs, in his apartments. He said it is not fair to tell him what to charge when he provides living quarters. He said people who live in rent-frozen places will not move, but stay at low rents, or build their own places.

Mrs. Frank H. Duffy, 3544 - 5th Avenue, said she stands for "statue of liberty", her point being rather vaguely presented.

Dorothy Tobin, 840 Felspar Street, spoke against the control of rents.

De Loss Wesley, 752 - 18th Street, a teacher, who said he had come down from Oregon to help his mother in fixing up her property at 20th & Market Streets, which could not have been put into shape on present rental basis if she had been obliged to hire the labor. Also, he said, his mother will have to borrow to pay the taxes thereon this Fall. He said that there had been a 30% increase granted, and that most the tenants took that in stride, but some opposed although they did not want to move.

W. S. Gray, 2611 Logan Avenue, said he has 27 rentals, with 12 turnovers since July, most of his places being rented to service personnel. Many are leaving San Diego to return to their homes, while others are moving into Navy houses. He said that he is unable to replace the worn furniture and rugs, and some people even offer to pay him more than his rent ceilings permit, if he will replace furniture and rugs. Also, he said, he has not taken advantage of the 30% allowed increase. He said that he cannot get undesirable tenants out of his place. Mr. Gray asked that he be permitted to run his property as a business, and not as he was told to do by someone else.

F. B. Offerman, 3857 Nile Street, said that landlords are suffering more from lack of cooperation on the part of the Housing officials and tenants than from the lack of rents. He said that tenants run up the cost of maintaining rental units unnecessarily. Mr. Offerman contended that the landlords are the backbone of the nation, and that he would build more if he can get better rentals, and mentioned \$16.00 for 2-bedroom places.

Martha St. Martin, 1833 - 3rd Avenue, said that she has two and three bedroom apartments vacant for \$45.00 and \$50.00 per month which she cannot rent.

The Mayor asked if any one wished to speak at this time for continuance of rent controls.

Dale Reed spoke again, favoring relief in hardship cases having the attention of the Housing authorities. He mentioned, again, the figures of rent increases in Salt Lake and in Dallas.

Henriette Bell, 1630 - 3rd Avenue, spoke, but her position in the matter being not clear. She said that she has 24 apartments, has been allowed increases but has not increased her rents. She gets less now than in 1941. Also, she spoke for control on rents to her, as the apartment operator by the owner of the property. The Mayor replied that was quite another subject over which the Council had no jurisdiction, and that matter would have to be handled through other channels than this hearing.

On motion of Councilman Schneider, seconded by Councilman Wincote, the hearing was closed.

The Mayor told of the two resolutions which had been prepared by the City Attorney, under Council direction. He then read a wire from Councilman Dail, which stated that if the vote is close he would be willing to vote on a continued hearing.

At the request of Councilman Schneider, the Resolution providing for the decontrol of rents was read.

RESOLUTION NO. 99098, recorded on Microfilm Roll No. 31,
WHEREAS, pursuant to the provisions of the Housing and Rent Act of Congress of 1949, as amended in 1950, this Council held a public hearing in the Council Chamber, in the Civic Center of The City of San Diego, upon the question of whether or not there exists in The City of San Diego such a shortage in rental housing accommodations as to require the continuation of rent controls in said City; and

WHEREAS, said public hearing was held after the publication of ten days' notice that there no longer exists such a shortage in rental housing accommodations in said City as to require rent control; and

WHEREAS, at said hearing evidence both for and against the existence of such a shortage was received by said Council; and

WHEREAS, this Council after due and proper consideration of said evidence so submitted at said public hearing is of the opinion that there no longer exists such a shortage in rental housing accommodations as to require the continuation of rent controls in The City of San Diego; NOW, THEREFORE,

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

That the Council of The City of San Diego hereby finds and determines from the evidence submitted to it at the public hearing held in the Council Chamber, in the Civic Center of The City of San Diego on August 15, 1950, that there no longer exists such a shortage in rental housing accommodations as to require the continuation of rent controls in The City of San Diego, California.

BE IT FURTHER RESOLVED, that because of such finding the Housing Expediter is hereby respectfully requested to terminate the provisions of the Housing and Rent Act of 1949, as amended to date, in The City of San Diego.

AND BE IT FURTHER RESOLVED, that the City Clerk be, and he is hereby authorized and directed to forthwith send or cause to be sent to said Housing Expediter at Washington, D.C., a certified copy of this resolution.

Presented by _____

Approved as to form by J.F. DuPaul, City Attorney.

By SHELLEY J. HIGGINS,

Assistant City Attorney.

Passed and adopted by the said Council of the said City of San Diego, California, this 15th day of August, 1950, by the following vote, to-wit:
Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox
Nays---Councilmen None
Absent---Councilman Dail.

HARLEY E. KNOX

Mayor of The City of San Diego, California

FRED W. SICK,

City Clerk of the City of San Diego, California

By F. T. PATTEN, Deputy

I hereby certify that the above and foregoing resolution was passed by the Council of the said City of San Diego, at the time and by the vote, above stated.

FRED W. SICK,

City Clerk of the City of San Diego, California

By F. T. PATTEN, Deputy."

The passage and adoption of said Resolution was on motion of Councilman Schneider, which motion was seconded by Councilman Wincote.

(This resolution was repealed by Resolution No. 99099, adopted August 17, 1950)

The second resolution referred to by the Mayor earlier in the hearing, finding that there still continues to exist such a shortage in rent housing accommodations in The City as to require the continuance of rent controls, was not presented for consideration of the Council, but was filed without a motion or second for its adoption.

Communications from Miss Fay Duncan and from Elizabeth McCann per Beulah McCann, expressing views in favor of decontrol, were filed and made a part of the record of these proceedings.

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 4:00 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,
Thursday, August 17, 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 10:00 o'clock A.M.

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

In the absence of the Mayor, Vice Mayor George Kerrigan acted as Chairman.

Councilman Schneider requested, and was granted unanimous consent to present the next item, not listed on the Council's agenda (being a Resolution to repeal and replace 99098, adopted at the meeting of August 15, 1950, relative to decontrol of rents):

"RESOLUTION NO. 99099," recorded on Microfilm Roll; No. 31:

"WHEREAS, pursuant to the provisions of Section 204(j)(3) of the Housing and Rent Act of 1947, as amended in 1950 by an Act of Congress described as Public Law 574 of the 81st Congress, approved June 23, 1950, this Council held a public hearing in the Council Chamber, in the Civic Center of The City of San Diego, upon the question of whether or not there exists in The City of San Diego such a shortage in rental housing accommodations as to require the continuation of rent controls in said City; and

WHEREAS, said public hearing was held after the publication of ten days' notice, as required by said Act; and

WHEREAS, this Council after due and proper consideration of said evidence so submitted at said public hearing is of the opinion that there no longer exists such a shortage in rental housing accommodations as to require the continuation of rent controls in The City of San Diego; NOW, THEREFORE,

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

That the Council of The City of San Diego hereby finds and determines from the evidence submitted to it at the public hearing held in the Council Chamber, in the Civic Center of The City of San Diego on August 15, 1950, that there no longer exists such a shortage in rental housing accommodations as to require the continuation of rent controls in The City of San Diego, California.

BE IT FURTHER RESOLVED, that because of such finding the Housing Expediter is hereby respectfully requested to terminate the provisions of that portion of Title II of the Housing and Rent Act of 1947, as amended to date, which is applicable to The City of San Diego.

BE IT FURTHER RESOLVED, that the City Clerk be, and he is hereby authorized and directed to forthwith send or cause to be sent to said Housing Expediter, at Washington, D.C., a certified copy of this resolution.

AND BE IT FURTHER RESOLVED, that Resolution No. 99098, adopted by the Council of The City of San Diego on August 15, 1950, be, and the same is hereby repealed.

Presented by _____

Approved as to form by J. F. DuPaul, City Attorney

By SHELLEY J. HIGGINS,

Assistant City Attorney

Passed and adopted by the said Council of The said City of San Diego, California, this 17th day of August, 1950, by the following vote, to-wit:

YEAS---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey

NAYS---Councilmen None

ABSENT---Councilman Dail, Mayor Knox.

HARLEY E. KNOX

Mayor of the City of San Diego, California

FRED W. SICK

City Clerk of the City of San Diego, California

By F. T. PATTEN, Deputy

I HEREBY CERTIFY that the above and foregoing resolution was passed by the Council of the said City of San Diego, at the time and by the vote, above stated.

(SEAL)

FRED W. SICK,

City Clerk of the City of San Diego, California.

By F. T. PATTEN, Deputy."

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the appeal of Edghill and Ona Thompson, by Jack E. Thompson, from the decision of the Zoning Committee in denying application of Edghill and Ona Thompson for permission to convert and add to an existing garage, to living quarters with 28 in. side yard and a 5 ft. 8 in. access court, on Lots 30 and 31 Block 11 University Heights, 4648 Ohio Street, Zone R-4, and denying application for a variance to the provisions of Ordinance No. 8924 Section 8a, therefor, the report from the Asst. Planning Director was presented and read.

Edghill Thompson spoke in favor of the granting of his appeal, stating that he wants to construct bachelor's quarters for his aged father. He told of the expense which would be involved in the moving of the garage, a wall around flower beds and the destruction of the flowers, in reply to questions from the Council about possible moving thereof. Mr. Thompson said that the lot is 50 ft. x 150. in size, now containing two houses and two garages. He said that he will provide additional parking area, in reply to the Zoning Committee's

objections to the lack of parking facilities on the property. He exhibited a plot plan of the area, which he said was a rough sketch (an accurate plat of the grounds showed the sketch to be inaccurate).

The Assist. Planning Director appeared, at the request of the Council. He showed a drawing of the property, said that he had viewed the property, and said that there is a distance of about 8 feet between the house and the garage.

RESOLUTION NO. 99100, recorded on Microfilm Roll No. 31, sustaining the appeal of Edghill and Ona Thompson to convert and add to an existing garage, to living quarters with 28 in. side yard and a 5 ft. 8 in. access court on Lots 30 and 31 Block 11 University Heights, at 4648 Ohio Street, in Zone R-4 and overruling and denying the Zoning Committee's decision in denying by its Resolution No. 4854 application No. 8403, and granting application for a variance to the provisions of Ordinance No. 8924 Section 8a to convert and add to said existing garage for living quarters on said property, on the condition that 3-foot side yard be maintained, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Claim of Kenneth Bergman, 3326 - 55th Street, San Diego 5, in the sum of \$36.43, based on damages to his automobile in collision with a City-owned truck, was presented.

RESOLUTION NO. 99101, recorded on Microfilm Roll No. 31, referring claim of Kenneth Bergman to the Percy H. Goodwin Company, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Harbor Department, signed by the Port Director, submitting Resolution authorizing the moving of a building now located at the old Coast Guard Station at the foot of Canon Street, with City forces, was presented.

RESOLUTION NO. 99102, recorded on Microfilm Roll No. 31, authorizing and directing the Port Director to do all the work in connection with moving the 72-foot x 27-foot building now located at the old Coast Guard Station at the foot of Canon Street, to the Byron Street Mole, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Said Resolution recites that the Port Director 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.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for furnishing telephone equipment for Alvarado Filtration Plant, and recommending award to Electric Supplies Distributing Company of San Diego, the low bidder, was presented.

RESOLUTION NO. 99103, recorded on Microfilm Roll No. 31, accepting bid of Electric Supplies Distributing Company of San Diego for the furnishing of Telephone Equipment for Alvarado Filtration Plant, awarding contract therefor and authorizing the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for furnishing Pipe and Fittings for Midway Drive pipeline, recommending award to American Pipe & Construction Co., the low bidder, was presented.

RESOLUTION NO. 99104, recorded on Microfilm Roll No. 31, accepting bid of American Pipe & Construction Co. for the furnishing of Pipe and Fittings for Midway Drive Pipeline, awarding contract therefor 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, bearing the Assistant City Manager's stamp of approval, reporting on bids for furnishing Fire Hose and Fire Department Nozzles, recommending awards to American Elkhart Company, Warren and Bailey Company, Eureka Fire Hose Division of United States Rubber Company, was presented.

RESOLUTION NO. 99105, recorded on Microfilm Roll No. 31, accepting bid of Eureka Fire Hose Division of United States Rubber Company for the furnishing of four 4" x 12' Suction Hose, awarding contract therefor and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99106, recorded on Microfilm Roll No. 31, accepting bid of Warren and Bailey Company for the furnishing of 3" and 2-1/2" Fire Hose, Item 5, awarding contract therefor and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99107, recorded on Microfilm Roll No. 31, accepting bid of American Elkhart Company (Division of American Fire Equipment Co.), for the furnishing of Fire Department Nozzles, listed in said Resolution, awarding contract therefor and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for furnishing of one Differential Recorder and Controller and one Strip Chart Multiple Recorder, for the Sewage Treatment Plant, and recommending award to Minneapolis-Honeywell Regulator Co., the sole bidder, was presented.

RESOLUTION NO. 99108, recorded on Microfilm Roll No. 31, accepting bid of Minneapolis-Honeywell Regulator Co., for the furnishing of one "Brown" Circular Chart Electronic Potentiometer Controller and One "Brown" Electronic Potentiometer Strip Chart Recorder, awarding contract therefor and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on sale of 13 items of discarded and obsolete Sewage Treatment Plant Valves and Fittings, more particularly listed in said communication, stating that 3 sealed bids had been received in response to advertising therefor, and listing sale of various items to S.D. Mill Supply Corp., Reliable Pipe Supply House, Downey Valve Co., at a total sum of \$2,866.28, which moneys received have been deposited with the City Treasurer to the credit of proper accounts, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, said communication was ordered filed.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, submitting Resolution authorizing bids for the furnishing of 49 Fluorescent Fixtures, for the Public Works Electric Division, was presented.

RESOLUTION NO. 99109, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of 49 Fluorescent Fixtures, in accordance with Specifications on file in the office of the City Clerk bearing Document No. 421743, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, submitting Resolution authorizing bids for the furnishing of one 4-wheel drive Automobile equipped with Trenching Attachment, for the Public Works Department, was presented.

RESOLUTION NO. 99110, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for the furnishing of one 4-wheel drive Automobile equipped with Trenching Attachment, for the Public Works Department, in accordance with Specifications on file in the office of the City Clerk bearing Document No. 421746, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager, reporting on communication from the Parament Flag Co. suggesting that the United Nations flag be flown over the Civic Center, and stating that the Building Superintendent has requisitioned two of said flags for the Civic Center, was presented.

On motion of Councilman Godfrey, seconded by Councilman Swan, the communication from the City Manager and the original communication upon which it reported, were ordered filed.

Communication from the City Manager reporting on petition of A. E. Brelin requesting permission to move a row of palm trees from a portion of Catalina Boulevard, in connection with proposed development of the adjoining property, and submitting a copy of his reply, was presented.

The Communication from the City Manager stated to Mr. Brelin that he had been advised by the Superintendent of Parks that in 1947 a project was initiated to transplant alternate palms from Catalina Boulevard to the Mission Bay development, but that the City had determined not to remove them, based upon a large protest, and that they would not be removed unless Mr. Brelin can submit supplementary documents evidencing that the signers of the 1947 protest have withdrawn their objections to the removal of said trees.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the various documents on the subject were ordered filed.

Communication from First District Department of California Veterans of Foreign Wars of the United States, dated August 14, 1950, signed by Al McConnell, Commander First District, stating that the vacancy factor in San Diego is such that it falls far below what would be expected or required when the demand for rental housing has been reasonably met at appropriate levels, was presented. (Although addressed Aug. 14, the communication arrived by mail at the City Clerk's Office on Aug. 16 - one day late to be presented at the Rent Decontrol hearing).

On motion of Councilman Schneider, seconded by Councilman Wincote, said communication was ordered filed.

Communication from Great American Indemnity Company, dated August 14, 1950, signed by Max H. Seeger, Representative, recommending denial of claim of Emma G. Sherburn, 1371 Willow Street, arising out of property damage occurring on April 22, 1950, in the sum of \$22.82, was presented.

RESOLUTION NO. 99111, recorded on Microfilm Roll No. 31, denying claim of Emma G. Sherburn, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from Ocean Beach Publishing and Printing Company, signed by Nate E. Terrill, relative to dangerous traffic conditions in the Point Loma and Ocean Beach districts, recommending a study as soon as possible of the hazardous traffic locations in Ocean Beach and on the western slope of Point Loma, and stating that there are many places where stop signs are needed and other places where warning signs should be painted in the streets, was presented.

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

RESOLUTION NO. 99112, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the installation of traffic signals at Wake Boulevard and Harbor Drive, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Godfrey, 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. 99113, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the installation of a 3-phase controller at Mission Valley Road and Taylor Street, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Godfrey, 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. 99114, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the installation of an automatic water level control (Bristol or equip), from the north elevated tank to the 65th and Herrick Streets Pumping Plant, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Schneider, 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. 99115, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager, for and on behalf of The City of San Diego, to execute an agreement between the City and the United States of America, represented by the Chief of the Bureau of Yards and Docks acting under the direction of the Secretary of the Navy, for the occupation under a revocable permit of a portion of Government-owned property on Mount Soledad, for the purpose of installing and operating radio service in time of public emergency and as alternate headquarters for the San Diego Disaster Council, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99116, recorded on Microfilm Roll No. 31, authorizing the City Engineer to issue an Extra Work Order to Daley Corporation for the furnishing of all labor, equipment and material for the removal of the present sewer line in the deep fill in the Wabash Boulevard roadway, and install a new 12-inch V. C. sewer line between Station 206+00 and Station 109+50, near the left lane of said Wabash Boulevard, the cost of which additional work and material shall not exceed the sum of \$5,500.00, all in accordance with the recommendation of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Said resolution recites that it will be necessary to remove the present sewer line in the deep fill in the roadway and install a new line near the left lane of said Wabash Boulevard.

RESOLUTION NO. 99117, recorded on Microfilm Roll No. 31, granting revocable permit to San Diego Gas & Electric Company for installation, operation, maintenance and replacement of a power pole line over property owned by The City of San Diego in Lot 1 of the Plat of Lot 32 Ex Mission Rancho, and part of Pueblo Lot 1113 of the Pueblo Lands of San Diego, at the location shown in red on Drawing S-1558 accompanying application therefor, being on file in the office of the City Clerk under Document No. 421459, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

ORDINANCE NO. 4503 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$2,400.00 from the Traffic Safety Fund, for the purpose of providing funds for the installation of Traffic Signs at Wake Boulevard and Harbor Drive, said fund to be partially reimbursed in the following amounts: from Consolidated Vultee Corporation, \$500.00; from the Harbor Department, \$757.00; 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--Councilman None. Absent--Councilman Dail, 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, Godfrey. Nays---Councilmen None. Absent--Councilman Dail, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4504 (New Series), recorded on Microfilm Roll No. 31, dedicating a portion of Pueblo Lot 1284 as and for a portion of a highway across a portion of Pueblo Lot 1284 and naming the same Fairway Road, repealing all ordinances or parts of ordinances in conflict therewith, 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. Nays--Councilmen None. Absent--Councilman Dail, Mayor Knox.

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. Nays---Councilmen None. Absent--Councilman Dail, Mayor Knox.

The final reading of such Ordinance was in full.

A proposed Ordinance establishing a set-back line of 5 feet from the front property line on the south side of Loring Street, between Ocean Boulevard and Crystal Drive, being in Block 1 Nettleship Tye Tract No. 1, providing for a penalty for the violation thereof, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, a hearing was set on said proposed Ordinance for the hour of 10:00 o'clock A.M., Thursday, August 31, 1950.

A Proposed Ordinance incorporating a portion of Lot 21 Rancho Mission in the City of San Diego into "R-4" Zone, as defined by Ordinance No. 8924 and amendments thereto, and repealing Ordinance No. 13559 adopted July 11, 1932, insofar as the same conflicts, 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., Thursday, August 31, 1950.

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


ORDINANCE NO. 4505 (New Series), recorded on Microfilm Roll No. 31, repealing Ordinance No. 3440 (New Series), entitled "An Ordinance of The City of San Diego Creating a Special Fund to be Known as the Cultural and Recreational Revolving Fund," adopted May 27, 1947, 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, Godfrey, Mayor Knox. Nays---Councilmen None. Absent--Councilman Dail, 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, Godfrey, Mayor Knox. Nays--Councilmen None. Absent--Councilman Dail, Mayor Knox.

The final reading of such Ordinance was in full.

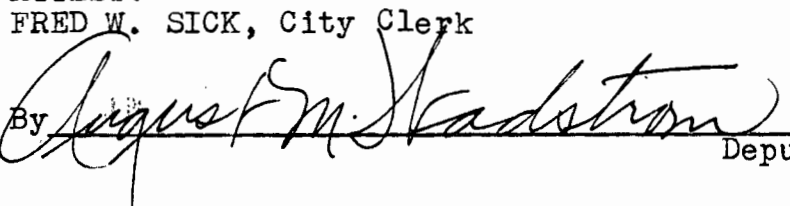
Prior to adoption of said Ordinance the City Manager made an explanation to the Council, stating that the fund has not been self-supporting, and that the activities sponsored thereunder have depleted the fund and that there is no money available in the fund to return to the activities promoted or sponsored. Asked if the repeal of the Ordinance would eliminate teen-age and collegiate activities previously sponsored, the Manager replied that it would not, inasmuch as they would be financed in another manner.

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 10:28 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, August 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 10:07 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 Meetings of Tuesday, August 15, 1950, and Thursday, August 17, 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 Mayor.

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 Resolution of Intention No. 98624 for the paving and otherwise improving of the Alley in Block 3 Ocean Beach Park, to which time the hearing had been continued from the meeting of August 15, 1950, the City Engineer made a verbal report stating that a majority protest had been presented.

RESOLUTION NO. 99118, sustaining the protests of W. P. Fleming, G. G. and Alice Ellison, Ben H. Lorenz and Louise A. Lorenz, Rose Alma Howe and others, and sustaining all other protests, against the proposed improvement of the Alley in Block 3 Ocean Beach Park, within the limits and as particularly described in Resolution of Intention No. 98624, abandoning the proceedings heretofore taken for said proposed improvement, 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 of Intention No. 98713, 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, 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. 98714, for the paving and otherwise improving of the Alley in Block 11 Ocean Beach Park, and the Alley in 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 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 Swan, 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. 98716 of Preliminary Determination, 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, Lot 1 Tract 1385 and Lot 41 Encanto, 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. 99119, recorded on Microfilm Roll No. 31, determining the proposed paving and otherwise improving of Brooklyn Avenue, 63rd Street, 64th Street, Broadway, and Public Rights of Way in Lot 8 Block 1, Lots 21 and 22 Block 9 Encanto Heights, Lot 1 Tract 1385 and Lot 41 Encanto, within the limits and as particularly described in Resolution No. 98716 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 hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98717 of Preliminary Determination, for the paving and otherwise improving of Dalbergia 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. 99120, recorded on Microfilm Roll No. 31, determining that the paving and otherwise improving of Dalbergia Street, within the limits and as particularly described in Resolution No. 98717 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 hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98718 of Preliminary Determination, for the paving and otherwise improving of Linwood Street and Keating 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. 99121, recorded on Microfilm Roll No. 31, determining that the paving and otherwise improving of Linwood Street and Keating Street, within the limits and as particularly described in Resolution No. 98718 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 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. 98719 of Preliminary Determination, for the paving and otherwise improving of Maple Street, Vancouver Avenue and Kalmia 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. 99122, recorded on Microfilm Roll No. 31, determining that the paving and otherwise improving of Maple Street, Vancouver Avenue and Kalmia Street, within the limits and as particularly described in Resolution No. 98719 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 Swan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98806 of Preliminary Determination, for the paving and otherwise improving of Opal 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. 99123, recorded on Microfilm Roll No. 31, determining that the paving and otherwise improving of Opal Street, within the limits and as particularly described in Resolution No. 98806 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 hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98807 of Preliminary Determination, for the removal of existing lighting facilities and the installation of an ornamental street lighting system in portion of 30th 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. 99124, recorded on Microfilm Roll No. 31, determining that the improvement of 30th Street, within the limits and as particularly described in Resolution No. 98807 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 hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1949, made to cover the paving and otherwise improving of Bangor Street, Golden Park Avenue and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 95086, the clerk reported that written appeals had been received from William H. Taggart and Mary L. Taggart, and from Mrs. Betty S. Stoner, which appeals were presented to the Council.

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

Mrs. Mary E. Reppert, 3363 Harbor View Drive, asked about the "approximate" assessment referred to in her notice of assessment, and hoped that the assessment would not be increased inasmuch as she felt that the amount mentioned in the notice was already too high.

William H. Taggart spoke about the high cost of the improvement. He said he had additional work done by the contractor on the job, for less than the assessment.

Mrs. Reppert and Mr. Taggart were referred to the City Engineer, who undertook to explain the matter personally, as to he had arrived at the assessment figures.

The hearing was continued, temporarily, until the Engineer could talk with the protestants.

(See later reference to this hearing in these Minutes) - Page 88

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Lucille V. McKinnon from the Zoning Committee's decision in granting permission to construct a 5-ft. high concrete block wall with a 15-ft. setback at 1145 Pacific Beach Drive, in Zone R-4, instead of a 0-ft. setback in accordance with her application for variance, the clerk presented a letter from Mrs. McKinnon requesting a continuance of the hearing for 4 weeks from this date, the Council on motion of Councilman Schneider, seconded by Councilman Godfrey, continued said hearing until the hour of 10:00 o'clock A.M. of Tuesday, September 19, 1950.

Petition of Rocco Torres and Mary Torres, 1770 Rosecrans Street, for annexation of Lot 65 Las Alturas to the City of San Diego, lying south of Valencia Park, was presented.

On motion of Councilman Wincote, seconded by Councilman Swan, the petition was referred to the City Manager.

Petition of Donald Scott, A. R. Benedict, Ralph C. Smith, d/b/a Western Area Housing Company, by Miller, Higgs and Fletcher, their attorneys, for annexation of portions of Lots 37 and 40 Rancho Mission of San Diego to the City of San Diego, was presented.

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

Petition of M. L. Trim for sale of a City-owned house located at 3404 Pickwick Street, upon which the required \$60.00 deposit has been made, offering to submit a bid of \$3,500.00, was presented.

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

Claim of Rene J. Collette, 3230 Duke Street, San Diego, in the sum of \$118.27, for damage to car and for personal injury to his wife, in collision with a City-owned truck, was presented.

RESOLUTION NO. 99125, recorded on Microfilm Roll No. 31, referring claim of Rene J. Collette to the Percy H. Goodwin Company, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Claim of Estella J. Dipman, 1320 West Washington Place, San Diego, in the sum of \$5,000.00, for personal injury in fall on sidewalk on the easterly side of Lark Street between Fort Stockton and Washington Place, was presented.

RESOLUTION NO. 99126, recorded on Microfilm Roll No. 31, referring claim of Estella J. Dipman to the Percy H. Goodwin Company, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Claim of Joseph Peterson, 844 Cornish Drive, San Diego 7, for injury due to stepping on broken fragment of a glass insulator in the street, in the sum of \$1,000.00, was presented.

RESOLUTION NO. 99127, recorded on Microfilm Roll No. 31, referring claim of Joseph Peterson, 844 Cornish Drive, by his Attorney, David H. R. Pain, and his Guardian Ad Litem, Eileen Peterson, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted. to the Percy H. Goodwin Company

Communication from the Harbor Commission, by the Port Director, transmitting 2 Tideland Lease matters, was presented.

John Bate, Port Director, explained both the lease matters to the Council, in connection with the next two Resolutions:

RESOLUTION NO. 99128, recorded on Microfilm Roll No. 31, ratifying, confirming and approving tidelands lease with Elliott W. Pohl and Llano D. Briggs, co-partners, doing business as San Diego Marine Exchange, covering premises on Byron Street Mole, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99129, recorded on Microfilm Roll No. 31, ratifying, confirming and approving tidelands lease with Herbert Sinnhoffer (agreement for modification of lease heretofore entered into), was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

The Port Director told the Council, at the particular request of Councilman Schneider, details about the transaction. He said that it provides for removal from the premises of a building placed thereon by the lessee, but not upon a foundation, the building remaining his property and that he is entitled to move it.

Louis Karp, Deputy City Attorney, said that permission to remove the building is merely a technicality, inasmuch as it belongs to the lessee (the City having paid nothing for it), and that he is entitled to take the same away, but that he needs Council's approval.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for furnishing one All-Steel Utility Building for erection at Barrett Dam, recommending award to Chambers Steel Company of San Diego, the low bidder, was presented.

RESOLUTION NO. 99130, recorded on Microfilm Roll No. 31, accepting bid of Chambers Steel Company of San Diego, for the furnishing of one 32x80x10 ft. All-Steel Utility Building for erection at Barrett Dam, 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 checks submitted by the low bidder and second low bidder, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for furnishing Gate Valves and Air and Vacuum and Air-Release Valves, for the Water Department, recommending partial award to Crane Co., stating one item had been deleted and that recommendation will be made at a later date on another item, was presented.

RESOLUTION NO. 99131, recorded on Microfilm Roll No. 31, accepting bid of Crane Co. for furnishing 33 8" Hub-end Gate Valves, 250 6" Hub-end Gate Valves, and 110 4" Flange Gate 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 the checks submitted by the low bidder and second low bidder, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for furnishing 10 Police Motorcycles, recommending award to San Diego Harley-Davidson Company, the sole bidder, less 10 trade-in Motorcycles, was presented.

RESOLUTION NO. 99132, recorded on Microfilm Roll No. 31, accepting bid of San Diego Harley-Davidson Company for furnishing 10 Police Motorcycles, less 10 trade-in Motorcycles, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for furnishing Trucks, Chassis and Cabs, Carryall, and Dump Trucks, recommending various rewards to the low bidders thereon, was presented.

RESOLUTION NO. 99133, recorded on Microfilm Roll No. 31, accepting bid of Pearson Motor Co. for furnishing 12 1/2-ton Ford Pickup Trucks, 2 3/4-ton Ford Express Trucks, 3 3/4-ton Ford Chassis and Cabs, 3 2-cu.yd. Ford Dump Trucks, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

The City Clerk was directed to return all bid checks submitted, with the exception of checks submitted by the low bidder and second low bidder.

RESOLUTION NO. 99134, recorded on Microfilm Roll No. 31, accepting bid of Grady Motor Co., Inc. for furnishing one Carryall, 2 2-1/2-ton Chassis and Cabs, 2 3-ton Chassis and Cabs, all manufactured by G.M.C., 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 bidder and second low bidder, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99135, recorded on Microfilm Roll No. 31, accepting bid of J. R. Townsend Co., Inc., for furnishing 4 1-1/2-ton Studebaker Chassis and Cabs, 2 1-1/2-ton Studebaker Chassis and Cabs, 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 bidder and second low bidder, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for furnishing 2 Diesel-powered Motor Graders, one 3/8 yd. Tractor Loader, and one 3/4 yd. Tractor Loader, recommending award to Southern Equipment & Supply Co. for furnishing one 3/4 cu. yd. Hough Tractor Loader, and that the City Council determine whether the request for 5% preference in evaluating bids from Southern Equipment & Supply Co. of San Diego, the second-low bidder (being a local bidder) on Grader, was presented. Recommendation on one to come later.

The Council determined to allow the 5% preference.

RESOLUTION NO. 99136, recorded on Microfilm Roll No. 31, accepting bid of Southern Equipment & Supply Co. for furnishing 2 Adams Motor Graders, 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 checks submitted by the low bidder and second low bidder, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99137, recorded on Microfilm Roll No. 31, accepting bid of Southern Equipment & Supply Co. for furnishing 1 3/4-cu. yd. Hough Tractor Loader, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for furnishing one Sewer Rodding Machine, for the Public Works Department, recommending award to Flexible Sewer-Rod Equipment Company, the manufacturer of said machine (one of the two identical bidders), was presented.

RESOLUTION NO. 99138, recorded on Microfilm Roll No. 31, accepting bid of Flexible Sewer-Rod Equipment Company for furnishing 1 Sewer Rodding Machine, 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 Assistant City Manager's stamp of approval, reporting on bids for furnishing 3 Steel Truck Service Bodies, recommending award to Mamer Truck Bodies Company of San Diego, the low bidder meeting specifications (the low bid does not meet specifications in that the body offered is too small for the intended use), was presented.

RESOLUTION NO. 99139, recorded on Microfilm Roll No. 31, accepting bid of Mamer Truck Bodies Company for the furnishing of 3 Steel Truck Service Bodies, awarding contract and directing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for the furnishing of 16 or more Police Automobiles, stating that there were errors in the low and second low bids, and that a clerical error was contained in the high bid calling for 6-cylinder cars where specifications would require 8-cylinder cars, recommending rejection of all the bids and purchase on the open market of not less than 16 nor more than 18 Police automobiles, and that in the purchase of the new automobiles, 16 used Police cars be traded in as part payment. The report stated that due to unsettled conditions the City should not delay purchase of the required automobiles by readvertising for bids, but to make the purchase without bids.

RESOLUTION NO. 99140, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to purchase in the open market, without readvertising for bids, and rejecting bids received by the Purchasing agent on August 11, for 16 or more Automobiles for the Police Department, 16 used automobiles belonging to said Department to be traded in as part payment on the purchase, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for furnishing 10 Paving Breakers and 10 Clay Diggers, recommending award to Hudson-Tucker, Inc. of San Diego for the Breakers, the low bidder, and to Knight Mills Enterprises of San Diego, the low bidder meeting specifications (the low bidder submitting bid on equipment which would not stand up under use), was presented.

RESOLUTION NO. 99141, recorded on Microfilm Roll No. 31, accepting bid of Hudson-Tucker for furnishing 10 Chicago Pneumatic Paving Breakers, 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 checks submitted by the low and second low bidder, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99142, recorded on Microfilm Roll No. 31, accepting bid of Knight-Mills Enterprises for furnishing 10 Clay Diggers, 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 checks submitted by the low and second low bidder, 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, reporting on bids received for furnishing 2 1500-gallon water tanks, for the Public Works Department, stating that bids were furnished to 9 prospective bidders, but only 1 bid had been made, recommending that although the sole bid of American Pipe & Steel Corporation does not appear to be excessive it is believed that additional interested bidders can be secured, recommending rejecting of said bid and readvertising, was presented and read.

RESOLUTION NO. 99143, recorded on Microfilm Roll No. 31, rejecting bids received for furnishing two 1500-gallon water tanks, and that checks received be returned to bidders, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99144, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing two 1500-gallon Water Tanks, 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, reporting on bids for furnishing of one combination Shear, Punch and Coper, for the Public Works Department, recommending award to Eccles-Germaine Machinery Co. of Los Angeles (the low bid of Hoffman & Heartt of Los Angeles, the low bidder, fails to meet specifications), was presented.

RESOLUTION NO. 99145, recorded on Microfilm Roll No. 31, accepting bid of Eccles-Germain Machinery Co. for furnishing one combination Shear, Punch, and Coper, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing Pipe and Fittings, for Murray Reservoir Pumping Plant, was presented.

RESOLUTION NO. 99146, recorded on Microfilm Roll No. 31, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing Pipe and Fittings, for Murray Reservoir Pumping Plant, in accordance with Specifications on file in the office of the City Clerk under Document No. 421975, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Superintendent of Streets, bearing the Director of Public Works' signature of approval, and the Assistant City Manager's stamp of approval, recommending granting petition to close Radio Station Road between the easterly line of Hubner Knolls Subdivision and the westerly line of Chollas Heights Radio Station, requested in conjunction with a resubdivision of the area offering dedication of streets that will adequately serve the area, was presented.

RESOLUTION NO. 99147, recorded on Microfilm Roll No. 31, granting petition for the closing of Radio Station Road between the easterly line of Hubner Knolls Subdivision and the westerly line of Chollas Heights Radio Station, contained in Document No. 418072, 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 Wincote, adopted.

The hearing on the Street Superintendent's Assessment No. 1949 made to cover the costs and expenses of the work of grading, paving and otherwise improving of Bangor Street, Golden Park Avenue and Public Rights of Way (Heretofore mentioned on page 85 of these Minutes), was resumed at this time.

RESOLUTION NO. 99148, recorded on Microfilm Roll No. overruling and denying the written appeals of Mrs. Betty S. Stoner, Mary L. Taggart and William H. Taggart, and the verbal appeal of Mrs. Mary E. Reppert, overruling and denying all other appeals, from the Street Superintendent's Assessment No. 1949 made to cover the costs and expenses of the work of paving and otherwise improving Bangor Street, Golden Park Avenue and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 95086, confirming said Assessment, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided, directing him to record in his office said warrant, diagram and assessment, 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 Tentative Map of La Jolla Cliffs, was presented.

RESOLUTION NO. 99149, recorded on Microfilm Roll No. 31, granting suspension to Sections 3E5, 3I1, 3J2, 4A8 and 6 of the Subdivision Ordinance, insofar as they affect the Tentative Map of La Jolla Cliffs, 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 Tentative Map of La Jolla Cliffs, a subdivision of portion of Pueblo Lot 1312 east of La Jolla Shores Drive and north of the University of California property, into 37 lots, subject to 9 conditions, was presented.

RESOLUTION NO. 99150, recorded on Microfilm Roll No. 31, approving the Tentative Map of La Jolla Cliffs, on conditions set forth in said Resolution, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending granting suspension of 3 sections of the Subdivision Ordinance in connection with Tentative Map of Makai Heights, was presented.

RESOLUTION NO. 99151, recorded on Microfilm Roll No. 31, granting suspension to Sections 3I1, 4A8 and 6 of the Subdivision Ordinance, insofar as they affect the Tentative Map of Makai Heights, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Tentative Map of Makai Heights, a subdivision of portion of Lot 14 Loma Alta No. 1, near Venice Street and Long Branch Avenue, into 12 lots, subject to 9 conditions, was presented.

RESOLUTION NO. 99152, recorded on Microfilm Roll No. 31, approving the Tentative Map of Makai Heights, on conditions set forth in said Resolution, was on motion of Councilman Swan, 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 Tentative Map of Redwood Village Unit No. 2, was presented.

RESOLUTION NO. 99153, recorded on Microfilm Roll No. 31, suspending Sections 3I2, 3G1, 3G2, 4A8 and 6 of the Subdivision Ordinance, insofar as they affect the Tentative Map of Redwood Village Unit No. 2, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Tentative Map of Redwood Village Unit No. 2, a subdivision of portion of Northeast Quarter of Section 34, into 136 lots, lying easterly of 54th Street and being a continuation of Redwood Village Unit No. 1, subject to 9 conditions, was presented.

RESOLUTION NO. 99154, recorded on Microfilm Roll No. 31, approving the Tentative Map of Redwood Village Unit No. 2, 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 4 sections of the Subdivision Ordinance in connection with the Tentative Map of Vista Valencia, was presented.

RESOLUTION NO. 99155, recorded on Microfilm Roll No. 31, suspending Sections 3E5, 3J6, 4A8 and 6 of the Subdivision Ordinance, insofar as they affect the Tentative Map of Vista Valencia, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Tentative Map of Vista Valencia, a subdivision of Lot 61 of Las Alturas, into 22 parcels, fronting on Gwen Street and the proposed Logan Avenue Extension, subject to 9 conditions, was presented.

RESOLUTION NO. 99156, recorded on Microfilm Roll No. 31, approving the Tentative Map of Vista Valencia, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Planning Commission reporting on petition for re-zoning property on La Jolla Boulevard, from R-4 to C Zone, was presented.

The Clerk reported that a request had been received by telephone from an interested property owner in the area, asking that the Council hold the matter open until he could appear.

Therefore, the matter was continued until the end of the meeting, and it will be shown on the last page of the Minutes of this meeting.

Communication from the City Manager recommending installation of an Intersection Stop at Imperial Avenue and Merlin Drive, and submitting a Resolution thereon, was presented.

RESOLUTION NO. 99157, recorded on Microfilm Roll No. 31, establishing an "Intersection Stop" at Imperial Avenue and Merlin Drive, affecting southbound traffic on Merlin Drive, authorizing and directing the installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending installation of 6 overhead street lights, was presented.

RESOLUTION NO. 99158, recorded on Microfilm Roll No. 31, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Galveston Street at Littlefield Street;
Knoxville Street at Littlefield Street;
Knoxville Street at Tonopah Street;
Frankfort Street at Tonopah Avenue;
Nashville Street at Tonopah Avenue;
Lehigh Street at Tonopah Street;

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

Communication from the City Manager reporting on request of San Diego Historical Days for street decorations, reporting that 18 sets of flags requested have been installed, and recommending filing, was presented.

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

The next item listed on the Agenda, being communication from Metropolitan Water District of Southern California relative to annual finding in connection with payments, together with Resolution in connection with the matter which was to have been prepared by the City Attorney, was not presented. Louis Karp, Deputy City Attorney, explained that the information received from the District was incorrect, and that a new Resolution will have to be drawn.

Thereupon, the Clerk was directed to list the matter on the agenda for the Council meeting of Thursday, August 24, 1950.

Communication from B. C. Allen, City Planning Commission member, reporting on attendance at American Society of Planning Officials Conference, held in Los Angeles, August 14 and 15, 1950, was presented.

On motion of Councilman Godfrey, seconded by Councilman Swan, the communication was ordered filed.

Communication from Kathryn T. Niehouse, Chairman, Assembly Interim Committee on Social Welfare (of the State Legislature), addressed to the City Clerk, expressing thanks and appreciation for courtesies extended in connection with meetings held August 9 and 10 in the Council Chambers and Conference Room #351, and requesting that the Council be thanked in her behalf, was presented.

On motion of Councilman Godfrey, seconded by Councilman Schneider, the communication was ordered filed.

Communications from Robert L. Dill, member of Masonic Fraternity; the Griffith Company, by R. A. Preston, Dist. Mgr.; Recruitment Committee of the Community Blood Bank, 11 committee members representing 11 organizations in attendance at meeting adopting Resolution, all offering approval of the Council's action in connection with the San Diego Blood Bank in adopting its Resolution thereof, were presented.

Communication from San Diego County Medical Society, by Clarence E. Rees, President, acknowledging receipt of Council Resolution No. 99031 relative to the Blood Bank, and setting forth the position of said Society in detail in connection therewith, was presented.

RESOLUTION NO. 99159, recorded on Microfilm Roll No. 99159, recorded on Microfilm Roll No. 31, referring the four communications hereinbefore referred to relative to the matter of operation of a blood bank in San Diego, to Council Conference, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

Communication from Central Labor Council of San Diego County, affiliated with California State Federation of Labor, American Federation of Labor, dated August 18, 1950, signed by John W. Quimby, Secretary, protesting action of the Council in its vote for the decontrol of rents, condemning the action taken, was presented and read.

The communication makes reference to figures made in the Post Office survey, contending that in a community as large as San Diego that it does not in any manner substantiate the contention of the Council that the vacancy factor in our community is beyond the danger point, and that in face of the serious international situation and the necessity of bringing many new workers into the community the action is condemned.

On motion of Councilman Swan, seconded by Councilman Dail, the communication was ordered filed.

Communication from Public Utilities Commission of The State of California, issuing an order in the matter of rerouting San Diego Transit System's Route "R", in connection with removal of the Mission Bay Bridge, etc., was presented.

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

Communication from Mrs. Ella A. Pyle expressing the thanks of herself and her family for the Council's Resolution relative to the late Fred D. Pyle, former Hydraulic Engineer for the City of San Diego, was presented.

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

RESOLUTION NO. 99160, recorded on Microfilm Roll No. 31, approving plans and plat of the assessment district, for the paving and otherwise improving of the Alleys in Blocks 187 and 188 Mission Beach, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99161, recorded on Microfilm Roll No. 31, approving plans and plat of the assessment district, for the paving and otherwise improving of the Alleys in Blocks 197, 196, 195, 194, 198, 199, 200 and 201 Mission Beach, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99162, recorded on Microfilm Roll No. 31, approving plans and plat of the assessment district, for the paving and otherwise improving of Felspar Street, between Morrell Street and Noyes Street, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION OF AWARD NO. 99163, recorded on Microfilm Roll No. 31, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract, 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 Right of Way, within the limits and as particularly described in Resolution of Intention No. 98255, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

The City Engineer reported to the Council, in writing, that the low bid was 0.2% above the estimate.

RESOLUTION OF AWARD NO. 99164, recorded on Microfilm Roll No. 31, 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 Ampudia Street, within the limits and as particularly described in Resolution of Intention No. 98256, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

The City Engineer reported to the Council, in writing, that the low bid was 18.5% below the estimate.

RESOLUTION OF AWARD NO. 99165, recorded on Microfilm Roll No. 31, 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 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 Dail, seconded by Councilman Godfrey, adopted.

The City Engineer reported to the Council, in writing, that the low bid was 17.9% below the estimate.

RESOLUTION ORDERING WORK NO. 99166, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of the Alley in Block 187 City Heights, within the limits and as particularly described in Resolution of Intention No. 98623, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 99167, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of Columbia Street, within the limits and as particularly described in Resolution of Intention No. 98625, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 99168, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of Plum Street, within the limits and as particularly described in Resolution of Intention No. 98627, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 99169, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of Dwight Street, within the limits and as particularly described in Resolution of Intention No. 98626, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 99170, recorded on Microfilm Roll No. 31, for the closing of portion of Radio Station Road, more particularly described in said Resolution, finding that it is not deemed necessary that any land be taken therefor, setting out the boundaries of the district of lands to be affected by said work and improvement, and to be assessed therefor, electing to proceed in making the closing under the provisions of the "Street Opening Act of 1889", directing publication and posting of notices thereof, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99171, recorded on Microfilm Roll No. 31, for the installation of an ornamental street lighting system in Ash Street, between Pacific Highway and 10th Avenue, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99172, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of the Alleys in Blocks 187 and 188 Mission Beach, and Mission Boulevard, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99173, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of the Alleys in Blocks 197, 196, 195, 194, 198, 199, 200, and 201 Mission Beach, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99174, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of Felspar Street, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99175, recorded on Microfilm Roll No. 31, approving the diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Evergreen Street, within the limits and as particularly described in Resolution of Intention No. 96363, directing the City Clerk at the same time of said approval to certify the fact and date thereof, and immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99176, recorded on Microfilm Roll No. 31, approving the diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Draper Avenue, within the limits and as particularly described in Resolution of Intention No. 96929, directing the City Clerk at the same time of said approval to certify the fact and date thereof, and immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99177, recorded on Microfilm Roll No. 31, authorizing and directing the City Engineer to consolidate the assessment districts heretofore ordered by Resolutions Nos. 96381 and 98140 for the improvements of portions of Everts Street, Emerald Street and Felspar Street, in accordance with his recommendation filed in the office of the City Clerk, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99178, recorded on Microfilm Roll No. 31, authorizing and directing the City Engineer to amend the proceedings heretofore commenced by Resolution No. 96613 for the improvement of the Alley in Block 19 Fairmount Addition to City Heights, so as to include the grading, paving, removal of existing concrete wall and construction of retaining walls as required in said Alley, and Public Right of Way across Lot 48 Block 19 Fairmount Addition to City Heights, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99179, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to enter into an agreement for the employment of Armin V. Schmidt, as preparator, taxidermist and museum technician at the Museum of Natural History, for the period commencing on the 15th day of September, 1950, and ending on the 30th day of June, 1951, at the monthly compensation of \$267.00, payable on the first day of each and every month during the life of said contract, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99180, recorded on Microfilm Roll No. 31, accepting the bid of Hotchkiss & Anewalt for the appraisal of property in the San Pasqual Valley necessary to be acquired for water development purposes, in the sum of \$1,500.00, authorizing and empowering the City Manager to enter into a contract for and on behalf of said City for services in connection with said appraisal, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99181, recorded on Microfilm Roll No. 31, extending the contract of employment entered into between The City of San Diego and Roland Hoyt, Landscape Architect, for part time consulting service (at a compensation of \$35.00 per day, for 3 to 5 days per month), to and including the 30th day of June, 1951, upon the same terms and conditions as set forth in contract on file in the office of the City Clerk under Document No. 37289 which contract was extended by Resolution No. 95627 for a period to and including the 30th day of June, 1950, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99182, recorded on Microfilm Roll No. 31, authorizing and directing the City Auditor and Comptroller, pursuant to Section 93 of Charter, to advance \$100,000.00 from the General Fund, for the purpose of providing funds to cover necessary expenditures in connection with the acquisition and construction of additional recreational facilities in or near Mission Bay, for which project bonds were voted at a special municipal bond election held June 6, 1950, but which said bonds have not yet been issued and sold, said General Fund to be reimbursed in said amount when the bonds for said project have been issued and sold, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

Upon being questioned in the matter, the City Auditor replied that it is mandatory, under the Charter, to reimburse the General Fund for such funds advanced therefrom for said project.

RESOLUTION NO. 99183, recorded on Microfilm Roll No. 31, granting revocable permit to Dick Grihalva Motors, 1300 State Street, San Diego, 1, to install and maintain intercommunication wires across State Street, between 1300 State Street and 1341 State Street, on conditions set forth in said Resolution, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

Petition of R. W. Peddicord and Hazel R. Peddicord, for permission to install a common sewer line on easterly 4 ft. by 8 south feet of Lot 63 Block 6 Pacific Beach Vista Tract by easement, was presented, together with recommendation for the granting thereof from San Diego Dep't Public Health, signed Stanley, and bearing the City Manager's stamp of approval, was presented.

RESOLUTION NO. 99184, recorded on Microfilm Roll No. 31, granting permission to R. W. Peddicord and Hazel R. Peddicord to install a common sewer line to serve two units located in Lots 63 and 64 Block 6 Pacific Beach Vista Tract, facing La Jolla Mesa Drive, and being between Agate Street and the Alley, to serve 5243 and 5245 La Jolla Mesa Drive, to be 4 feet inside the property line and run 80 feet to connection with public sewer in the alley, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, 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 application of Edward J. Hornung, Francis C. McCormick, C. G. Selleck, Jr., for permission to transfer to the Lo-Fare Cab Company, 605 G Street, of 17 Taxicabs owned by the Checker Cab Co., was presented.

RESOLUTION NO. 99185, recorded on Microfilm Roll No. 31, granting petition of Edward J. Hornung, Francis C. McCormick and C. J. Selleck, Jr., doing business as the Lo-Fare Cab Company, 605 G Street, San Diego 1, requesting transfer of certificates of public convenience and necessity for 17 taxicabs owned by the Checker Cab Co., as recommended by the City Manager and the Chief of Police, provided all ordinances of The City of San Diego pertaining to the operation and licensing of taxicabs are complied with, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

The Proposed Ordinance amending Section 5 of Ordinance No. 3778 (New Series), (Water Main Extension) adopted June 22, 1948, was presented.

RESOLUTION NO. 99186, recorded on Microfilm Roll No. 31, referring the proposed Ordinance amending Section 5 of Ordinance No. 3778 (New Series), (Water Main Extension) adopted June 22, 1948, relative to water systems in proposed Subdivisions, to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

ORDINANCE NO. 4506 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$10,000.00 from the Sutherland Dam Bond Fund, for the purpose of providing funds to cover the cost of the proposed core drilling of footings under the piers at the Sutherland Dam site, and other work necessary in connection with the completion of the design for the Sutherland Dam, was on motion of Councilman Kerrigan, 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 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.

Prior to adoption of said Ordinance No. 4506 (New Series), the City Manager explained the matter to the members of the Council. He said that the moneys were available in said fund, and felt that they should be expended therefrom, rather than from other funds which were not set up for that purpose.

ORDINANCE NO. 4507 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$1,600.00 from the Acquisition and Investigation Water Bond Fund, for the purpose of providing for securing appraisal of property in the San Pasqual Valley necessary to be acquired for water development purposes, was on motion of Councilman Swan, 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 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 adoption of said Ordinance No. 4507 (New Series), the City Manager and Deputy City Attorney Louis Karp explained the difference in the amount of the Ordinance (\$1,600.00), and in Resolution No. 99180 authorizing employment of Hotchkiss & Anewalt (\$1,500.00).

Mayor Harley E. Knox requested, and was granted, unanimous consent to present the next item, not listed on the Council's agenda:

A communication from the Mayor reporting resignation of G. E. Arnold from the Board of Directors of the San Diego County Water Authority, effective August 14th, and submitting for consideration the name of Mr. Bruce Watt, of Stationers Corporation, as representative to the Water Authority from the City of San Diego, for appointment to fill the vacancy, was presented.

RESOLUTION NO. 99187, recorded on Microfilm Roll No. 31, confirming Mayor Harley E. Knox's appointment of Bruce Watt as representative to the Board of Directors of the San Diego County Water Authority from the City of San Diego, effective August 14, 1950, to fill the vacancy created by the resignation of G. E. Arnold, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

The matter heretofore referred to on page 89 of these Minutes, being a communication from the Planning Commission reporting on petition for re-zoning property on La Jolla Boulevard, between Pearl and Ravina Streets, which had been continued temporarily at the request of a La Jolla property owner was again presented at this time, inasmuch as the individual asking for the postponement had not appeared at the meeting.

Said communication stated that property across the street had been included in the proposed re-zoning by the Planning Commission, in the interest of better planning, and recommended forwarding to the City Attorney's Office for preparation of an Ordinance prior to setting for public hearing by the Council.

On motion of Councilman Kerrigan, seconded by Councilman Swan, the matter was referred to the City Attorney for preparation and presentation of the necessary Ordinance.

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

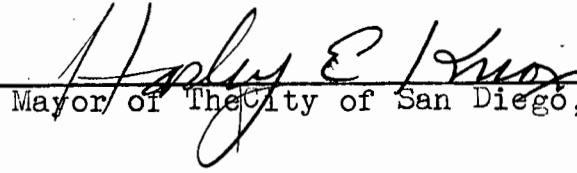
RESOLUTION NO. 99188, recorded on Microfilm Roll No. 31, expressing the gratitude, thanks and appreciation of The City of San Diego, its officers and employees, and the people of said City, for the efforts and generosity of the California Florist Association in decorating and exhibiting the magnificent floral display at the recent homecoming celebration given by the people of the City to honor Miss Florence Chadwick on her return home from her successful venture in swimming the English Channel, directing the City Clerk to send certified copies thereof to Mr. Allen Zukor of the Broadway Florists, with the request that he deliver the same to the organizations, including the San Diego Florist Association, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

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

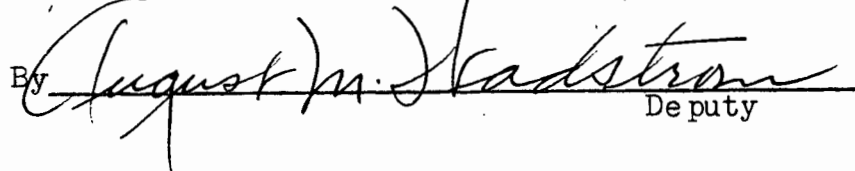
A communication from James R. Edmiston, 1407 Sixth Avenue, San Diego 1, submitting for the Council's consideration, the matter of Sixth Avenue being narrower between Hawthorn and Ivy Streets than the remainder of the avenue from Date Street to Upas Street, and suggesting that no parking be permitted in that block, and expressing his reasons therefor, was presented.

On motion of Councilman Godfrey, seconded by Councilman Dail, said communication was referred to the City Manager.

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 10:45 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, August 24,
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, Godfrey, Mayor Knox
Absent---Councilman Dail
Clerk----Fred W. Sick

RESOLUTION NO. 99189, recorded on Microfilm Roll No. 31, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for furnishing and installing a fire protection sprinkler system in the Fish Market Building located at the corner of Pacific Highway and Harbor Drive, in accordance with Document No. 422090 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 Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99190, recorded on Microfilm Roll No. 31, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for core recovery drilling at Sutherland Damsite, in accordance with Document No. 422088 on file in the office of the City Clerk, authorizing and directing the Purchasing Agent to publish notice contractors calling for bids therefor, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Councilman Dail entered the meeting at this time.

Communication from the City Manager reporting on complaint of P. A. DeGarmo relative to noise emanating from bars in the vicinity of the Washington Hotel, where he lives, stating that the complaint has been investigated and operators of establishments in the neighborhood have been warned against violations of the anti-noise ordinance, and recommending filing, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's report and the communication to which it referred, were ordered filed.

Communication from the City Manager reporting on communication from Mrs. Lee Fouts, Parent Teachers' Association of the Ocean Beach area member, relative to poor acoustics in the Ocean Beach Community Center, was presented. The report states that plans and specifications will be prepared by the City Engineer in the near future, not only for said building but for other community center buildings, pointing out that a copy of said report has been given to Mrs. Fouts, and recommending filing.

On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's report and the communication to which it referred, were ordered filed.

Communication from the City Manager reporting in considerable detail upon complaint of U.A.W.-C.I.O., signed by G. W. Lowe, Safety Committeeman, relative to traffic conditions on Harbor Drive in the vicinity of the Ryan Plant, and setting out the improvements already made and which are to be completed in the near future, was presented.

On motion of Councilman Wincote, seconded by Councilman Swan, the City Manager's report and the communication to which it referred, were ordered filed.

Communication from the City Manager reporting on communication from Public Utilities Commission transmitting a schedule of apportionment of cost for work on grade crossings, together with his reply to the Commission, was presented.

The City Manager made a brief verbal report stating that the Traffic Engineer is meeting with representatives of the Commission, and that "formulas" are yet to be worked out.

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

Communication from the Traffic Engineer reporting on conference with the Public Utilities Commission and others, in San Francisco, relative to program for grade separation at Railroad Crossings, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, said communication was ordered filed.

Communication from Mayor Harley E. Knox submitting the name of Mr. E. D. Sherwin, Vice President of San Diego Gas and Electric Company, to serve as public utilities representative on the San Diego Disaster Council, replacing Mr. Lawrence Klauber, resigned, and requesting Council confirmation, was presented.

RESOLUTION NO. 99191, recorded on Microfilm Roll No. 31, confirming appointment by Mayor Harley E. Knox of Mr. E. D. Sherwin to serve as public utilities representative on the San Diego Disaster Council, replacing Mr. Lawrence Klauber, resigned, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the City Planning Commission, signed by Asst. Planning Director, recommending amendment to Resolution No. 97576, suspending sections of the Subdivision Ordinance relative to the Final Map of the subdivision of Euclid Manor, by suspending two additional sections, was presented.

RESOLUTION NO. 99192, recorded on Microfilm Roll No. 31, amending Resolution No. 97576 adopted April 18, 1950, to provide for the suspension of Sections 3A, 3C, 3E5, 3J6, 3G1, 3H4, 3I2, 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of Euclid Manor, was on motion of Councilman Kerrigan, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Planning Director reporting on the electric sign on the beauty shop at 4271 Central Avenue, in connection with the zone variance granted for a sign painting shop in garage at the rear of the lot, stating that Mr. Jacobson (Jacobson Sign Studio) had again violated the law by constructing and erecting said sign without a permit, and referring to recent conviction by the court of Mr. Jacobson for such a violation on La Jolla Boulevard, and informing the Council that an effort will be made to determine the proper size sign for said shop, was presented and read.

Councilman Kerrigan reported on several Jacobson Sign matters, followed by spirited discussion of the general sign question.

Councilman Wincote asked the City Manager if a member of the County Grand Jury had been to see him, in connection with a charge of discrimination made by Mr. Jacobson to the Jury, and he said "no".

Then followed more opinions on the part of members of the Council on the subject of signs, and reference to having been called before the Grand Jury in connection with Mr. Jacobson's charges of discrimination.

Councilman Wincote said that the Council should "button up" the Sign Ordinance, some members expressing the belief that points in question had been ironed out, while others said that other phases were yet to be settled.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

RESOLUTION NO. 99193, recorded on Microfilm Roll No. 31, setting a hearing on a proposed Sign Ordinance for the hour of 10:00 o'clock A.M., Thursday, September 7, 1950, directing the City Clerk to notify all sign companies having licenses, and interested persons, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Dail, Godfrey, Mayor Knox. Nays---Councilman Kerrigan. Absent---Councilmen None.

Prior to adoption of said Resolution, Councilman Swan sought to have an amendment to the motion to provide for the notifying by the Clerk of all licensed merchants, then the Chamber of Commerce, then the Merchants' Association, but there was no second to the motion. It was pointed out that there would doubtless be wide-spread publicity in the matter of the hearing, and that there would be official advertising in connection therewith.

RESOLUTION NO. 99194, recorded on Microfilm Roll No. 31, directing the City Clerk to notify Mr. Paul W. Rutledge, member of the County Grand Jury, of the hearing to be held September 7, 1950, in connection with regulation of Signs, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

reporting

Communication from Glenn Rick, City Planning Director, on the American Society of Planning Officials Conference held in Los Angeles, August 14, 15, 16, 1950, was presented and read.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from Frederick E. Wagner, City Planning Department, on the National Planning Conference sponsored by the American Society of Planning Officials, August 13 to 16 in Los Angeles, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from Metropolitan Water District of Southern California, relative to annual finding in connection with payments, which matter had been continued until this time from the meeting of August 22, 1950, was presented, together with a communication under date of August 22, 1950, transmitting a corrected schedule in which proper amounts were set forth. Both documents were ordered filed.

RESOLUTION NO. 99195, recorded on Microfilm Roll No. 31, being an order of the Council electing to pay out of Municipal funds all of the amount of tax which would otherwise be levied upon property within said The City of San Diego by and for the Metropolitan Water District of Southern California, for the fiscal year beginning July 1, 1950, and ending June 30, 1951, and providing for the payment thereof, as set up in detail in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Frederick Austin, Executive Secretary, Shoreline Planning Association of California, addressed to Board of Supervisors of San Diego County, being a copy transmitted to the Council, announcing annual convention in Long Beach September 28-30 in conjunction with the American Shore and Beach Preservation Association, announcing nomination of Councilman Franklin F. Swan as a member of the Board of Directors (among others), was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

Councilman Swan announced that he plans to attend.

RESOLUTION NO. 99196, recorded on Microfilm Roll No. 31, authorizing Councilman Franklin F. Swan to attend the Shoreline Planning Association of California annual convention in Long Beach September 28-30, 1950, in conjunction with the American Shore and Beach Preservation Association, and authorizing the incurring of all expense necessary in connection therewith, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from Percy H. Goodwin Company, dated Aug. 22, 1950, signed by F. W. Beachler, Loss Service Dept., recommending denial of claim of George K. Thackeray, was presented.

RESOLUTION NO. 99197, recorded on Microfilm Roll No. 31, denying claim of George K. Thackeray, 4387 Illinois Street, San Diego, filed in the office of the City Clerk under Document No. 421536, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from Great American Indemnity Company, dated August 22, 1950, signed by Max H. Seeger, Representative, recommending denial of claim of Blanche H. Mercer, 2811 Juniper St., San Diego, arising out of property damage occurring on July 3, 1950, filed July 11, 1950, in the sum of \$500.00, was presented.

RESOLUTION NO. 99198, denying claim of Blanche H. Mercer, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Petition of Capital Company, by F. S. Cowles, 649 S. Olive, Los Angeles, for permission to pave the Alley in Block 2 City Heights Annex No. 1, from the property line to the rear of its property, Lots 25 to 28, was presented, together with communication from the City Engineer recommending granting.

RESOLUTION NO. 99199, recorded on Microfilm Roll No. 31, granting property owner permission to pave and otherwise improve the Alley in Block 2 City Heights Annex No. 1, by private contract, in accordance with plans, drawings, typical cross-sections and specifications furnished by the City Engineer filed in the office of the City Clerk under Document No. 422077, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Petition of Southern Title & Trust Company, 940 Third Avenue, San Diego, for permission to construct a transformer vault under the sidewalk in front of its property, was presented, and forwarded with the stamps of approval from the Director of Public Works and Assistant City Manager.

RESOLUTION NO. 99200, recorded on Microfilm Roll No. 31, granting application of Southern Title & Trust Company, for permission to install and maintain a transformer vault underneath the sidewalk area at 940 Third Avenue, on conditions set forth in said Resolution, said permit to be revocable at the pleasure of the Council upon 30 days' written notice, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99201, recorded on Microfilm Roll No. 31, extending the requirement set forth in paragraph marked "Second", sub-paragraph "2" of the lease entered into with The Sheridan Corporation for having within 6 months from the date of the execution of said lease \$150,000.00 on deposit in escrow or in trust, available for construction, improvements and/or furnishings on area "A" leased to said lessee, for an additional 3 months, and resolving that the lessee shall have until the 14th day of November, 1950, to comply with the requirement that it have on deposit or in escrow \$150,000.00 to be available for construction, improvements and/or furnishings on area "A", and that in the event the lessee does not have on deposit said sum by said date, the lease entered into the 14th day of February, 1950, may, at the option of the City, to be exercised by Council Resolution, be declared terminated and of no further force and effect, and that in event of such termination, lessee shall forthwith remove from the leased premises and shall have no further right or claim thereto, and have no right or claim to damages or compensation for any loss suffered by reason of such termination, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Prior to adoption of said Resolution, the City Manager and Louis Karp, Deputy City Attorney, explained the matter to the Council in detail.

RESOLUTION NO. 99202, recorded on Microfilm Roll No. 31, authorizing the Director of Public Works to appear before the State Water Resources Board, in Sacramento, on September 1, 1950, authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The City Manager told the Council about the purpose of the trip. Asked by the Council if it was believed to be necessary, he replied that it was a matter of judgment as to whether or not he should go.

RESOLUTION NO. 99203, recorded on Microfilm Roll No. 31, accepting Subordination Agreement executed by Forrest McKinley and May S. McKinley, beneficiaries, and Southern Title & Trust Company, trustee, bearing date August 11, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 30 Ex-Mission Lands of San Diego, to the right of way and easement for slope rights for excavation 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 certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99204, recorded on Microfilm Roll No. 31, accepting Subordination Agreement executed by Home-Builders' Savings and Loan Association, beneficiary, and Paul Endicott and Russell K. Pitzer, trustees, bearing date August 1, 1950, wherein said parties subordinate all their right, title and interest in and to portions of Lot 8 and Lot 9 Block 10 Frary Heights, to the right of way and easement for slope embankment 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 certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99205, recorded on Microfilm Roll No. 31, accepting Subordination Agreement executed by Elizabeth T. Hammon, beneficiary, and Southern Title and Trust Company, trustee, bearing date August 7, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lots 47 and 48 Block 187 City Heights, 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 certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99206, recorded on Microfilm Roll No. 31, accepting subordination agreement executed by Doris M. Baltes, beneficiary, and Southern Title & Trust Company, Trustee, bearing date March 24, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 30 Ex-Mission Lands of San Diego, to the right of way and easement for slope rights for excavation 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 certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99207, recorded on Microfilm Roll No. 31, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 1st day of August, 1950, granting to The City Lot 2 Block 441 Old 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. 99208, recorded on Microfilm Roll No. 31, accepting deed of the Department of Veterans Affairs, State of California and Curtis Powell and Mabel G. Powell, bearing date June 26, 1950, conveying an easement and right of way for alley purposes in a portion of Lot 25 Block 18 Point 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 Schneider, adopted.

RESOLUTION NO. 99209, recorded on Microfilm Roll No. 31, accepting deed of Nell M. Gould, bearing date August 9, 1950, conveying an easement and right of way for street purposes in portion of Lot 37 La Mesa Colony, setting aside and dedicating the same to the public use as and for a public street, and naming the same 69th 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 Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99210, recorded on Microfilm Roll No. 31, accepting quitclaim deed of Frederick Charles Silverthorn, Jr., Clarence Raymond Silverthorn and Robert LeRoy Silverthorn, bearing date August 18, 1950, quitclaiming all their right, title and interest in and to portions of Lots 12 to 21 inclusive in Block 112 of City Heights, 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 file said quitclaim deed for 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. 99211, recorded on Microfilm Roll No. 31, accepting deed of Rosendo Regenstein and Manuela Regenstein, bearing date August 9, 1950, conveying Lot 10 and a portion of Lot 11 Block C 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 Schneider, adopted.

RESOLUTION NO. 99212, recorded on Microfilm Roll No. 31, accepting deed of Thomas D. Turner and Myrtle J. Turner, bearing date June 26, 1950, conveying an easement and right of way for slope embankment purposes in portion of Lots 8 and 9 Block 10 Frary 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 Schneider, adopted.

RESOLUTION NO. 99213, recorded on Microfilm Roll No. 31, accepting deed of Willis Fullerton and Rose B. Fullerton, bearing date August 4, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 3 Rosemont Addition to 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 Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99214, recorded on Microfilm Roll No. 31, accepting deed of Russell W. Peddicord and Hazel R. Peddicord, bearing date August 16, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 63 Block 6 Pacific Beach Vista Tract, 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 Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99215, recorded on Microfilm Roll No. 31, accepting deed of Carl Wolfram and Erma Wolfram, bearing date March 10, 1950, conveying an easement and right of way for slope rights for excavation in portion of Lot 30 Ex-Mission 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 Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99216, recorded on Microfilm Roll No. 31, accepting deed of Harry M. Brooks and Mittie J. Ellis, bearing date August 15, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 7 Block 21 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 Schneider, adopted.

RESOLUTION NO. 99217, recorded on Microfilm Roll No. 31, accepting deed of George C. Gregory, bearing date August 9, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 7 Block 82 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 Schneider, adopted.

RESOLUTION NO. 99218, recorded on Microfilm Roll No. 31, accepting deed of Florence R. Martin, bearing date August 3, 1950, conveying an easement and right of way for storm drain in portions of Lots 47 and 48 Block 187 City Heights, 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 Schneider, adopted.

RESOLUTION NO. 99219, recorded on Microfilm Roll No. 31, accepting deed of Walter M. McKellar and Lauralee McKellar, bearing date August 2, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 8 Block 69 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 Godfrey, seconded by Councilman Schneider, adopted.

ORDINANCE NO. 4508 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$12,000.00 from the Capital Outlay Fund, for the purpose of providing funds for the construction of an addition to the card room in the Clubhouse in Balboa Park, and for the installation of lights on the Roque Courts in Balboa Park, 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 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. 4509 (New Series), recorded on Microfilm Roll No. 31, establishing the grade of the Alley in Block 15 North Shore Highlands, between the easterly line of Everts Street and the westerly line of Fanuel 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, 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.

establishing the grade of the Alley in Block 157 Pacific Beach,

ORDINANCE NO. 4510 (New Series), recorded on Microfilm Roll No. 31, between the easterly line of Bayard Street and the westerly line of Cass 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.

ORDINANCE NO. 4511 (New Series), recorded on Microfilm Roll No. 31, establishing the grade of Arbor Vitae Street, between the southwesterly line of Manzanita Drive and its termination in Manzanita Drive and Snowdrop 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 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.

ORDINANCE NO. 4512 (New Series), recorded on Microfilm Roll No. 31, establishing the grade of Manzanita Drive, between a line bearing N 22° 42' 39" E from the intersection of the southwesterly line of Manzanita Drive with the Southeasterly line of Arbor Vitae Street, and a line bearing N 40° 30' 56" W from the intersection of the southeasterly line of Manzanita Drive, with the southerly line of Violet Street, 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 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.

ORDINANCE NO. 4513 (New Series), recorded on Microfilm Roll No. 31, establishing the grade of Poplar Street, between the southeasterly prolongation of the northeasterly line of Snowdrop Street and the southwesterly line of Violet 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, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilman 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.

ORDINANCE NO. 4514 (New Series), recorded on Microfilm Roll No. 31, establishing the grade of Tuberose Street, between the northwesterly line of Poplar Street and the southeasterly line of Manzanita Drive, 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 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 City Manager requested, and was granted, unanimous consent, to present the next four matters, not listed on the Council's agenda:

RESOLUTION NO. 99220, recorded on Microfilm Roll No. 31, ratifying and affirming the Agreement made and entered into on the 1st day of August 1950, by and between The City of San Diego, acting by and through its City Manager, and Roy E. Butler of San Diego, California, providing for employment of said Roy E. Butler as Executive Officer of the San Diego Disaster Corps for a period of one year, and providing that the City agree to pay to said Roy E. Butler the sum of \$350.00 each month, but in no case a total sum greater than \$3,850.00, said agreement being on file in the office of the City Clerk as Document No. 421716, rescinding Resolution No. 98935, adopted August 8, 1950, 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 improvement of La Jolla Boulevard and Marine Street, recommending award to the Daley Corporation, the low bidder, was presented.

RESOLUTION NO. 99221, recorded on Microfilm Roll No. 31, accepting bid of Daley Corporation for the improvement of La Jolla Boulevard and Marine Street, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99222, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the installation of a 15-inch trunk sewer extension from the termination of an existing 15-inch sewer in Pueblo Lot 282 of the Pueblo Lands southerly to Anna Avenue, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, 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.

Accompanying said Resolution was a communication signed by the City Engineer, addressed to the City Manager, and forwarded to the Council with the Manager's stamp of approval, recommending that the work be done immediately by City forces, and estimating the cost thereof at \$5,740.00.

ORDINANCE NO. 4515 (New Series), recorded on Microfilm Roll No. 31, amending Sections 1, 2 and 12 of Ordinance No. 4455 (New Series) of the Ordinances of The City of San Diego, entitled "An Ordinance 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," adopted July 5, 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, 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.

The Mayor recognized Lewis H. Dowdy in the audience, and asked if he had anything he wished to present to the Council, the Mayor apparently having had a communication from Mr. Dowdy. Mr. Dowdy had recently been granted a zone variance to permit construction and operation of a 60,000 gallon Butane tank. He spoke about Ordinance No. 4466 (New Series), adopted by the Council on July 11, 1950, amending Ordinance No. 2423, which Mr. Dowdy said would prohibit him from delivering Butane Gas to some of his customers.

The Mayor, who had been handed a copy of said Ordinance by the Deputy City Clerk, read it to the Council, and spoke of its effect upon certain individuals and firms. He mentioned that it had been adopted during his absence, and that until it had been brought to his attention by Mr. Dowdy he was not aware of the matter.

Mr. Dowdy said that he has to await the pleasure of the Fire Chief for a permit to bring his trucks into the Inner Fire Limits to have them repaired when necessary.

Asked if the Council could desist from enforcing the Ordinance, Louis Karp, Deputy City Attorney, replied to the Mayor that the City Manager cannot desist, in view of its adoption by the Council despite any intent other than specified.

RESOLUTION NO. 99223, recorded on Microfilm Roll No. 31, authorizing and directing the City Attorney to prepare and present, for adoption this date, an emergency Ordinance repealing Ordinance No. 4466 (New Series), being an Ordinance amending Traffic Ordinance No. 2423 (New Series) by adding a new section governing the carrying of liquefied Petroleum Gas in the San Diego Inner Fire District, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

ORDINANCE NO. 4516 (New Series), recorded on Microfilm Roll No. 31, repealing Ordinance No. 4466 (New Series), adopted July 11, 1950, which Ordinance added Section 11a to the Traffic Ordinance No. 2423 (New Series) regulating the carrying of Liquefied Petroleum Gas in the San Diego Inner Fire District, reciting that said Ordinance inadvertently prohibits the conduct of business in areas which are not heavily congested or heavily populated, and that it would be detrimental to the public interest to cause the cessation of said businesses, 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, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Said Ordinance provided for the immediate preservation of the public peace, property and safety of The City of San Diego, and the inhabitants thereof, for reasons set forth in the preamble thereof, and took effect and became in force immediately upon its passage.

RESOLUTION NO. 99224, recorded on Microfilm Roll No. 31, directing the City Manager to draft and present to the Council, at an early date, an ordinance regulating the delivery of Liquid Petroleum and the parking of the trucks delivering the same within the City of San Diego, was on motion of Councilman Godfrey, 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 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. Hadstrom*
Deputy

REGULAR MEETING

Chamber of The Council of The City of San Diego, California,
Tuesday, August 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 10:05 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, August 22, 1950 and Thursday, August 24, 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, the latest time set for the receiving of bids, for the paving and otherwise improving of the Alley in Block 136 University Heights, within the limits and as particularly described in Resolution of Intention No. 98444, the clerk reported that two bids had been received, which bids were presented to the Council and on motion duly made and seconded, were publicly opened and declared. Said bids were as follows:

The bid of John B. Henry, accompanied by bond written by The Fidelity and Company of New York in the sum of \$500.00, which bid was given Document No. 422435;
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 \$600.00, which bid was given Document No. 422436.
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 latest time set for the receiving of bids for the paving and otherwise improving of the Alley in Block 99 City Heights, within the limits and as particularly described in Resolution of Intention No. 98442, the clerk reported that two bids had been received, which bids were presented to the Council and on motion duly made and seconded, were publicly opened and declared. Said bids were as follows:

The bid of John B. Henry, accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of \$600.00, which bid was given Document No. 422447;
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 \$600.00, which bid was given Document No. 422446.
Thereupon, on motion of Councilman Swan, 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 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. 98443, the clerk reported that four bids had been received, which bids were presented to the Council and on motion duly made and seconded, were publicly opened and declared.

Said bids were as follows:

The bid of R. E. Hazard Contracting Company, accompanied by bond written by Pacific Indemnity Company in the sum of fifteen hundred dollars, which bid was given Document No. 422445;

The bid of Daley Corporation, accompanied by bond written by the Glens Falls Indemnity Company in the sum of \$1,500.00, which bid was given Document No. 422444;

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. 422443;

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. 422442.

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 latest time set for the receiving of bids for the construction of Reed Avenue Storm Drain, Pacific Beach, in accordance with drawings and specifications contained in Document No. 421460 on file in the office of the City Clerk, the clerk reported that five bids had been received, which bids were presented to the Council and on motion duly made and seconded, were publicly opened and declared.

Said bids were as follows:

The bid of S. B. Lazarevich, accompanied by bond written by National Surety Corporation in the sum of ten percent of the aggregate sum of the bid, which bid was given Document No. 422441;

The bid of Walter H. Barber, an individual, 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. 422440;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Company in the sum of 10% of the aggregate sum of the bid, which bid was given Document No. 422439;

The bid of Pace Construction Company, accompanied by bond written by New York Casualty Company in the sum of \$5,800.00, undertaking that if the proposal is accepted and a contract awarded to said bidder that the bidder will within the time specified enter into a contract in writing and give bond with surety acceptable to the Obligee, which bid was given Document No. 422438;

The bid of J. S. Barrett, 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. 422437.

Asked by the Mayor about the estimate for said construction, the City Engineer replied \$63,350.00.

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 Mayor recognized a group of visitors from Coronado who had come by horse over the Silverstrand, dressed in costumes of the Gay Nineties.

They came forward in a body and presented to the Mayor and members of the Council invitations to attend the Gay Nineties Parade and Dance, September 1, and Coronado's 2nd Annual Fall Festival. Also, they told of the special train to be run from San Diego by way of the Silver Strand where a "hold-up" by Imperial Beach "bandits" will interrupt the Southern Pacific's special excursion. Individual invitations were also presented to attend a reception to be held at Millen Manor, Coronado.

The Mayor and members of the Council accepted the invitations with thanks, and the group posed for newspaper publicity pictures making the presentation to the Mayor.

The business outlined on the Council's agenda was continued at this time.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on 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 Resolution of Intention No. 98804, 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 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 No. 98913 of Preliminary Determination, for the paving and otherwise improving of the Alley in Block 3 La Mesa Colony, 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.

The following persons appeared, and were heard orally in protest against the proposed work:

James S. Kugler, 4927 - 67th Street, referred to the 5-year-old petition. He said that there had been many changes in owners of property, that some have changed their minds and no longer want the work done. He requested a postponement of the proceedings, and suggested that if it is to be done, the work be based upon a new petition.

The following persons appeared, and registered verbal protests against the work, but did not make any further statements other than to say they opposed the improvement:

W. D. Griffiths, B. F. Peale, Mrs. James Martin, Alta Atha, Leona Ancona, -----McLaughlin, Alfred B. Murphy, C. E. Stewart.

The City Engineer said, in answer to a question about the length of time in processing the proceedings, that it had been held up awaiting sewer installation.

RESOLUTION NO. 99225, recorded on Microfilm Roll No. 31, sustaining the verbal protests of James S. Kugler, W. V. Griffiths, B. F. Peale, Mrs. James Martin, Alta Atha, Leona Ancona, Mr. McLaughlin, Alfred B. Mprhy, C. E. Stewart, against the work of improvement of the Alley in Block 3 La Mesa Colony, as provided in Resolution of Preliminary Determination 98913, abandoning the proceedings heretofore taken therefor, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

After said Resolution was adopted, the Mayor observed that some of the speakers did not seem to understand what had happened. He asked if there were any questions, and a speaker asked about the Council's action. The Mayor explained that the proceedings had been abandoned, and that if proceedings are re-instituted, that expenses incurred in the proceedings just abandoned would have, under State law, to be absorbed by the property owners who would be benefited from future improvement of the alley.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98914 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 175 San Diego Land and Town Company's Addition, and Sampson 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. 99226, recorded on Microfilm Roll No. 31, ascertaining and determining that the proposed improvement of the Alley in Block 175 San Diego Land and Town Company's Addition, and Sampson Street, within the limits and as particularly described in Resolution No. 98914 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 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. 1950, made to cover the costs and expenses of the work done upon 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, the clerk reported that written appeals had been received from Mrs. Fern Culbertson and from Gladys Allen, which appeals were presented to the Council.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. Mrs. Fern Culbertson spoke about the sewer lateral and water pipe installed. She said she did not know of the installation, until after made. She said that they were installed to serve her 25-foot unoccupied lot adjoining her home, upon which she will not build.

The City Engineer said that the water lateral had been put in by the Water Department, without charge, and that she would not be charged therefor unless, and until, she connects thereto. He said that the sewer lateral had been put in for the vacant lot, which is the usual practice, because it is a parcel upon which the owner can build, also that the owner can sell the parcel separately from the lot upon which the house is built. Mrs. Culbertson disagreed with that statement, saying that a building permit would not be issued for the 25-foot lot.

Mrs. Gladys Allen spoke, saying that she cannot pay the assessment, and explained her financial position. The Mayor said that although members of the Council sympathise with her, that cannot be taken into consideration in levying the assessment which is of benefit to the property; also, he said, the assessment is against the property, not against the individual.

RESOLUTION NO. 99227, recorded on Microfilm Roll No. 31, overruling and denying the appeals of Mrs. Fern Culbertson and Gladys Allen from the Street Superintendent's Assessment No. 1950, made to cover 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, overruling and denying all other appeals, confirming and approving said Assessment, authorizing and directing the Street Superintendent to attach his warrant and record and issue the same in the manner provided by law, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Considerable discussion followed the hearing on the just-mentioned proceedings, on the matter of differences in bids for various items included. Councilman Schneider said that it might be well for the City to install the sewer laterals, rather than have that done under contract. The question was brought up about the "juggling" of figures, high on some items, low on others, in the bidding, and it was wondered if bids could be called for on a "lump sum" basis, and not itemize the individual units. John Thornton, the Public Proceedings Agent from the City Attorney's office, said that "lump sum" bids may be called for, if the City chooses. The City Engineer had no suggestion to make, expressing the belief that it is a matter for Council determination as to its desired policy.

Councilman Swan moved to refer the matter of Public Proceedings' bidding procedure to the City Manager, with a view to improving the system, upon written recommendation by him, which motion was adopted by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Mayor Knox. Absent---Councilmen None.

After the vote was taken on said motion, there was further discussion, resulting in reconsideration of the action, upon motion of Councilman Godfrey, seconded by Councilman Wincote.

RESOLUTION NO. 99228, recorded on Microfilm Roll No. 31, referring the matter of improvements under Public Proceedings to the Council Conference, to be held with the City Manager, City Engineer and City Attorney, was on motion of Councilman Swan, seconded by Councilman Godfrey, 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 Loma Portal Lighting District No. 1, for a period of one year from and including June 28, 1950, to and including June 27, 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. 99229, recorded on Microfilm Roll No. 31, confirming and adopting as a whole the "Engineer's Report and Assessment for Loma Portal Lighting District No. 1", filed in the office of the City Clerk July 28, 1950, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99230, recorded on Microfilm Roll No. 31, requesting the Governor and members of the Legislature of the State of California to set aside in the budget for the State for the fiscal year 1951-1952 the sum of \$1,078,387.55 for use of the Board of Water Resources in assisting The City of San Diego in completion of the San Diego River Flood Control project for controlling the flood waters of the San Diego River, by reimbursing the City for moneys actually expended by the City in connection with said Project, directing the City Clerk to furnish the proper officers of the State of California certified copies of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Mayor Knox left the meeting at this time - 11:12 o'clock A.M. - explaining that Governor Warren was arriving, and that he was to meet him.

Vice Mayor George Kerrigan assumed the duties of Chairman, and presided over the meeting until its adjournment.

Claim of Lester C. Munn, 3616 Liberator Street, San Diego, in the sum of \$34.41, for damage to his automobile, when struck by a City-owned vehicle, was presented.

RESOLUTION NO. 99231, recorded on Microfilm Roll No. 31, referring claim of Lester C. Munn to the Percy H. Goodwin Company, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Claim of Carroll E. Coffield, c/o Thomas P. Golden, Attorney at Law, 924 San Diego Tr. & Sav. Bldg., San Diego 1, in the sum of \$25.00, for damage to automobile from fine mist of paint over the exterior resulting from painting lamp posts in the vicinity of Front and Market Streets, was presented.

RESOLUTION NO. 99232, recorded on Microfilm Roll No. 31, referring claim of Carroll E. Coffield to the Percy H. Goodwin Company, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Claim of Harold Bell, 4076 Promontory Street, in the sum of \$17.00, for damage to car sprayed with silver paint which was being put on light poles on the north side of C Street between 4th and 5th Avenues, was presented.

RESOLUTION NO. 99233, recorded on Microfilm Roll No. 31, referring claim of Harold Bell to the Pacific Indemnity Company, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Harbor Department transmitting Resolution authorizing the Port Director to do all the work in connection with repairing piling under the Broadway Pier, by appropriate City forces, was presented.

John Bate, Port Director, explained the matter to the Council, stating that it would be difficult to have the work done under contract; work has to be undertaken during certain tide times, and the extent of replacements, etc., is not known until investigations are undertaken on the site during actual work.

RESOLUTION NO. 99234, recorded on Microfilm Roll No. 31, authorizing and empowering the Port Director to do all the work in connection with the repairing of the piling under Broadway Pier, by appropriate City forces, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

The Resolution recites that the Port Director has submitted estimates for the work, and has indicated that the same can be done by the City forces more economically than if let by contract.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for the furnishing of one combination Pumping Engine, Hose Carrier, and Water Tank for the Fire Department, recommending award to Mack-International Motor Truck Corp., the low bidder, was presented.

RESOLUTION NO. 99235, recorded on Microfilm Roll No. 31, accepting bid of Mack-International Motor Truck Corp. for the furnishing of one combination Pumping Engine, Hose Carrier, and Water Tank, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for the furnishing of 3 105-cu.ft. Compressors and one 160-cu.ft. Compressor, for the Public Works Department, recommending award of all to LeRoi-Rix Machinery Company of Los Angeles, the low bidder meeting specifications for the 105-cu.ft. Compressors and the low bidder on the 160-cu.ft. Compressor, was presented.

RESOLUTION NO. 99236, recorded on Microfilm Roll No. 31, accepting bid of LeRoi-Rix Machinery Company for the furnishing of three 105-cubic foot Compressors, and one 160-cubic foot Compressor, 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 Wincote, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for furnishing one Main Station Transmitter-Receiver, for the Electrical Division, Department Public Works, recommending award to Radio Corporation of America, RCA Victor Division, the low bidder, was presented.

RESOLUTION NO. 99237, recorded on Microfilm Roll No. 31, accepting bid of Radio Corporation of America, RCA Victor Division, for the furnishing of one Main Station Transmitter-Receiver, 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 Swan, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for improvement of portions of Hornblend Street and Kendall Street, in Pacific Beach, recommending award to Cox Bros. Construction Co., the low bidder; reporting, also, that Ordinance No. 4333 (N.S.) appropriated \$4,000.00 toward the cost of the work, and that sufficient additional funds should be appropriated to cover the balance of the construction, advertising, and other minor extras which might occur, was presented.

Members of the Council asked the City Manager for an explanation. He replied that the extra work is in connection with the large 1911 Street Improvement program awarded to Cox Bros., having to do with work not chargeable to the adjoining property owners, for which an appropriation in excess of \$3,000.00 beyond the amount already appropriated will be needed.

RESOLUTION NO. 99238, recorded on Microfilm Roll No. 31, accepting bid of Cox Bros. Construction Co. for the grading and installation of curbs and sidewalks on portions of Hornblend Street and Kendall Street, in Pacific Beach, for the sum of \$7,119.00, 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 Schneider, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for the construction of Sewer Outfall from Lot 48 Block 22 Reed & Hubbell's Addition, across 28th Street to existing Navy sewer, recommending award to Pace Construction Co. of San Diego, was presented.

RESOLUTION NO. 99239, recorded on Microfilm Roll No. 31, accepting bid of Pace Construction Co. for the construction of a Sewer Outfall from Lot 48 Block 22 Reed & Hubbell's Addition across 28th Street to an existing Navy sewer, 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 bidder and the second low bidder, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for the resurfacing of Talbot Street between Evereen Street and Armada Terrace, recommending award to Griffith Co., the low bidder, was presented.

RESOLUTION NO. 99240, recorded on Microfilm Roll No. 31, accepting bid of Griffith Co. for the resurfacing of Talbot Street between Evergreen Street and Armada Terrace, 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 bidders, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99241, recorded on Microfilm Roll No. 31, 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 islands on Sixth Avenue from Elm Street to Upas, bearing Document No. 422337, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99242, recorded on Microfilm Roll No. 31, 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 a traffic signal system on Harbor Drive at the Coast Guard Airplane Crossing, bearing Document No. 422339, authorizing 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. 99243, recorded on Microfilm Roll No. 31, 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 Stabilizer in Rose Creek, Mission Bay, bearing Document No. 422324, authorizing and directing the

Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending the suspension of Section 311 of the Subdivision Ordinance for the Tentative Map of Arnold's Park (Shepard Park) - in addition to the sections heretofore suspended by Resolution No. 95346 adopted October 4, 1949, was presented.

The Assistant Planning Director explained to the Council that the suspension of the additional section was needed, but had not been included in the first recommendation.

RESOLUTION NO. 99244, recorded on Microfilm Roll No. 31, suspending Sections 3C, 3E5, 3I1, 3I2, 3J6, 4A8 and 6 of the Subdivision Ordinance (amending Resolution No. 95346 of October 4, 1949), in connection with the Tentative Map of Arnold's Park (Shepard Park), was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of Hubner Park, subject to the filing of an adequate bond to insure the installation of the required improvements, was presented.

RESOLUTION NO. 99245, recorded on Microfilm Roll No. 31, authorizing and directing the City Manager, for and on behalf of The City of San Diego, to execute 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 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 Dail, adopted.

RESOLUTION NO. 99246, recorded on Microfilm Roll No. 31, adopting Map of Hubner Park, being a subdivision of portion of the North Half of the Northeast Quarter of Section 34 Township 16 South, Range 2 West, San Bernardino Meridian, in the Rancho Mission of San Diego, more particularly described in said Resolution, accepting on behalf of the public Lynn Street, Michael Street, Day Street, Streamview Drive, Spa Street, and portion of Dwight Street and unnamed easements shown on said map for public purposes, declaring said public streets and 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 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 Zoning Committee, signed by the Zoning Engineer, reporting on the appeal of Horton M. Ealy, referred back to the Zoning Committee by the Council on July 11, 1950, stating that the Committee considered the revised plans of Mr. Ealy and found that he proposes to build the requested fourth living unit over a three-car garage as recommended by the Committee, recommending granting a variance to permit building of a fourth living unit on Lot 18 Block 109 University Heights with a 2-ft. access court, provided that the said fourth living unit is built over a three-car garage in accordance with the revised plans, was presented.

The Assistant Planning Director made a brief verbal report in the matter to the Council.

(See the end of the minutes for the Resolution - Numbered 99284).

Communication from The City of National City, dated August 23, 1950, signed by Doris Sullivan, City Manager, calling the Council's attention to the odors from the Sewage Disposal Plant on Harbor Drive, and requesting a report as to whether adequate controls are possible in order that she may inform the citizens of that community when they may expect the offensive odors to cease, was presented.

The City Manager requested that the matter be referred to him for report to the Council.

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

Communication from the office of The Housing Expediter, dated Aug. 22, 1950, signed by Tighe E. Woods, the Housing Expediter, acknowledging receipt of the decontrol resolution, stating that his staff is reviewing the resolution to determine whether it was adopted in accordance with the requirements of the Housing and Rent Act of 1947 as amended, and that when the determination has been made that appropriate action will be taken and the City promptly notified, was presented and read.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said communication was ordered filed.

Communication from National Federation of Post Office Clerks, Local No. 3128, dated August 26, 1950, signed by Cyril E. Pewtress, Jr., Pres.; also communication from the same organization bearing the same signature (on a mimeographed form of which the Council has had others), supporting the Council's stand regarding keeping the San Diego Community Blood Bank under its present status, were presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said communications were ordered filed.

Communication from the Percy H. Goodwin Company, signed by F. W. Beachler, Loss Service Dept., reporting that the Great American Indemnity Company has made and delivered

its draft in the amount of \$118.27 to Rene J. Collete, claimant, in full payment of his claim and accepted a release, was presented.

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

Communication from Thomas F. McGuigan, chairman of the Safety Committee of Chambers of Commerce of the San Francisco Peninsula requesting information regarding Grade Separations, and submitting certain reports in connection therewith, was presented.

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

Communication from the Department of Public Works of the State of California, dated August 17, 1950, signed by G. T. McCoy, State Highway Engineer, giving notice of Intention to Relinquish portion of State Highway (XI-S.D.-77-S.D.), was presented.

The City Engineer made a verbal statement, saying that the portion in question, being between the North City Limits of San Diego and Miramar, adjoins Montgomery Field.

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

Communication from Harry Warburton, 4615 College Avenue, San Diego 5, requesting the removal of poles and overhead wires from El Cajon Boulevard, which he believes have been ordered underground but work held up on account of the war) was presented.

On motion of Councilman Godfrey, seconded by Councilman Wincote, the communication was ordered filed.

RESOLUTION NO. 99247, recorded on Microfilm Roll No. 31, directing notice of the Street Superintendent's Assessment No. 1951 and of the time and place of hearing thereof, 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, within the limits and as particularly described in Resolution of Intention No. 96296, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99248, recorded on Microfilm Roll No. 31, directing notice of the Street Superintendent's Assessment No. 1952 and of the time and place of hearing thereof, for 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, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD NO. 99249, recorded on Microfilm Roll No. 31, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the street lamps on bracket arms 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, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99250, recorded on Microfilm Roll No. 31, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Copley Avenue, and Plat No. 2177 showing the exterior boundaries of the district to be included in the assessment for said 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 Schneider, adopted.

RESOLUTION NO. 99251, recorded on Microfilm Roll No. 31, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Fortuna Avenue, and Plat No. 2194 showing the exterior boundaries of the district to be included in the assessment for said 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 Schneider, adopted.

RESOLUTION NO. 99252, recorded on Microfilm Roll No. 31, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Landis Street, and Plat No. 2219 showing the exterior boundaries of the district to be included in the assessment for said 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 Schneider, adopted.

RESOLUTION ORDERING WORK NO. 99253, recorded on Microfilm Roll No. 31, 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 Resolution of Intention No. 98713, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK NO. 99254, recorded on Microfilm Roll No. 31, 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 Schneider, adopted.

RESOLUTION CHANGING GRADE NO. 99255, recorded on Microfilm Roll No. 31, of portions of Saranac Street, Mohawk Street, 71st Street, 72nd Street and 73rd Street, as more particularly described in Resolution of Intention No. 98441, and in accordance with map thereof signed by A. K. Fogg, City Engineer, and filed under Document No. 418289 in the office of the City Clerk on May 31, 1950, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 99256, recorded on Microfilm Roll No. 31, 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 Schneider, adopted.

RESOLUTION ORDERING WORK NO. 99257, recorded on Microfilm Roll No. 31, for the closing of portions 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 Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99258, recorded on Microfilm Roll No. 31, 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 San Diego Lighting District No. 2, for a period of one year from and including July 1, 1950, to and including June 30, 1951, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION OF INTENTION NO. 99259, recorded on Microfilm Roll No. 31, for the furnishing of electric current for the lighting of the ornamental street lights located in San Diego Lighting District Number Four, for a period of one year, from and including August 1, 1950, to and including July 31, 1951, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99260, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of Copley Avenue, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99261, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of Fortuna Avenue, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99262, recorded on Microfilm Roll No. 31, for the paving and otherwise improving of Landis Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99263, recorded on Microfilm Roll No. 31, ascertaining and declaring the wage scale 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 Resolution of Intention to be adopted, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99264, recorded on Microfilm Roll No. 31, ascertaining and declaring the wage scale for the paving and otherwise improving of Dalbergia Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99265, recorded on Microfilm Roll No. 31, ascertaining and declaring the wage scale for the paving and otherwise improving of Linwood Street and Keating Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99266, recorded on Microfilm Roll No. 31, ascertaining and declaring the wage scale for the paving and otherwise improving of Maple Street, Vancouver Avenue, and Kalmia Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99267, recorded on Microfilm Roll No. 31, ascertaining and declaring the wage scale for the paving and otherwise improving of Opal Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99268, recorded on Microfilm Roll No. 31, for the installation of an ornamental street lighting system in 30th Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99269, recorded on Microfilm Roll No. 31, 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 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 Godfrey, adopted.

RESOLUTION NO. 99270, recorded on Microfilm Roll No. 31, directing the City Engineer to delete the Alley in Block 103 University Heights from the improvement proceedings for the Alleys in Blocks 103, 126 and 147 University Heights, heretofore ordered by Resolution No. 96697, in accordance with his recommendation filed in the office of the City Clerk, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99271, recorded on Microfilm Roll No. 31, directing the City Engineer to amend the proceedings for the improvement of Landis Street and Roselawn Avenue, heretofore ordered by Resolution No. 96765, so as to include drainage structures in said improvement, in accordance with his recommendation filed in the office of the City Clerk, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99272, recorded on Microfilm Roll No. 31, granting permission to the San Diego City and County Centennial Commission to install and maintain a conduit and cable for temporary electrical service for purpose of lighting the pageant of "The Golden Pueblo", in Cosoy Way, from the manhole cover to the curb on Presidio Park property, on conditions set forth in said Resolution, directing the City Clerk to transmit a certified copy of said Resolution to George A. Scott, President of the Commission, 624-625 Orpheum Building, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Petition of Mrs. Leo DeSanti, 1805 Columbia Street, for permission to install a 4" cast iron sewer line between the property line and the sidewalk, to serve property located at 430-32-34 West Elm Street, was presented, together with approval from San Diego Dep't Public Health, signed by B. W. Stanley, 8-22-50, and the City Manager's stamp of approval.

RESOLUTION NO. 99273, recorded on Microfilm Roll No. 31, granting permission to Mrs. Leo De Santi 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 westerly direction, parallel to the south line of Lot 6 Block 37 Middletown Subdivision, to point of intersection with public sewer, to serve property at 430-432-434 West Elm Street, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Petition of Standard Oil Company of California, San Diego, by C. C. Ward, for permission to install two 35-foot approaches on La Jolla Boulevard and one thirty-five foot approach on Forward Street, as shown on plans attached thereto, was presented.

Communication from the City Manager, recommending granting the petition, to serve an oil station at that location, on conditions set forth therein, was presented.

RESOLUTION NO. 99274, recorded on Microfilm Roll No. 31, granting permission to Standard Oil Company of California, Bank of America Building, San Diego, Attention: C. C. Ward, to install a 35-foot driveway on the northerly side of Forward Street between points 12 and 47 feet east of the east line of La Jolla Boulevard, and two 35-foot driveways on the easterly side of La Jolla Boulevard between points 8 and 43 feet and between 74 and 109 feet respectively, north of the north line of Forward Street, all adjacent to Lots 1, 2 and 3 Block 3 Bird Rock Addition, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Hydraulic Engineer, addressed to the Director, Water Department, and forwarded with stamps of approval from the Director, Water Dept. and Assistant City Manager, to the Council, recommending that the Hydraulic Engineer be authorized to issue an extra work order to M. H. Golden Construction Company for extra work in connection with installation of a pit for screw conveyor, estimated cost not to exceed \$2,000.00, for truck unloading facilities at Alvarado Filtration Plant, was presented.

RESOLUTION NO. 99275, recorded on Microfilm Roll No. 31, authorizing the Hydraulic Engineer to issue an Extra Work Order in connection with the construction of the Alvarado Filtration Plant to the M. H. Golden Construction Company for extra work in connection with the installation of a pit for a screw lime and chemical conveyor to be used in operation of said filtration plant upon its completion, provided that the cost of said extra work does not exceed the sum of \$2,000.00, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99276, recorded on Microfilm Roll No. 31, authorizing and empowering the City Manager to do all the work in connection with the installation of storm drain extensions on both the east and west sides of Mission Boulevard in Blocks 203 and 200 Mission Beach, Seagirt and Rockaway Courts, as shown on City Engineer's Drawing #7941-L, by appropriate City forces, was on motion of Councilman Godfrey, 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 City forces more economically than if let by contract.

Prior to adoption of the Resolution, the City Manager made a brief explanation.

RESOLUTION NO. 99277, recorded on Microfilm Roll No. 31, 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, and to take all necessary steps to acquire from the State of California tax-deeded unnumbered Lots N. of Lots 17 to 22 incl., Block 292 Seaman & Choate's Addition, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending the installation of 5 overhead street lights, was presented.

RESOLUTION NO. 99278, recorded on Microfilm Roll No. 31, 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 Clinton Street;
38th Street at Clinton Street;
Nile Street at Dwight Street;
44th Street at Maple Street;
45th Street at Myrtle Avenue;

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

RESOLUTION NO. 99279, recorded on Microfilm Roll No. 31, 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 August 8, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 5 Block 10 Valencia Park Unit No. 1, 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 in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99280, recorded on Microfilm Roll No. 31, accepting deed of Edward O'Connor and Lulu L. O'Connor, bearing date July 27, 1950, conveying an easement and right of way for storm drain purposes in a portion of Lot 6 Block 10 Valencia Park Unit Number One, 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 Godfrey, adopted.

RESOLUTION NO. 99281, recorded on Microfilm Roll No. 31, accepting deed of George Tallamante and Vera Tallamante, bearing date August 4, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 5 Block 10 Valencia Park Unit Number One, 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 Godfrey, adopted.

Communication from the City Auditor and Comptroller presenting the Annual Tax Levy Ordinance, which sets a rate of \$1.95 per one hundred dollars of assessed valuation on real and secured personal property, was presented. The communication states that there is an anticipated tax delinquency of 3-3/4% used in computing the tax rate, but that said delinquency factor does not apply upon the public utilities and unsecured personal property valuations. Also, the communication mentions the net increase in the certified tax roll over the prior fiscal year amounts to \$8,768,250.00, compared with the net increase of \$21,509,000.00 for the 1949-50 fiscal year.

ORDINANCE NO. 4517 (New Series), recorded on Microfilm Roll No. 31, fixing the rate and levying Taxes for the Fiscal Year 1950-1951 necessary to provide the amount of money to be raised by Taxation upon the Taxable Property of The City of San Diego as a revenue to carry on the various departments of the City and to pay the bonded and other indebtedness thereof, as fixed and determined by Ordinance No. 4455 (New Series) adopted July 5, 1950, as amended by Ordinance No. 4515 (New Series) adopted August 24, 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, Schneider, Wincote, 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.

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

ORDINANCE NO. 4518 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$1,900.00 from the Traffic Safety Fund, for the purpose of providing funds for the installation of storm drain extensions on both the east and west sides of Mission Boulevard, between the Alleys in Blocks 204 and 199, and the Alleys in Blocks 203 and 200 Mission Beach, Seagirt and Rockaway Courts, 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 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. 4519 (New Series), recorded on Microfilm Roll No. 31, appropriating the sum of \$4,800.00 from the Capital Outlay Fund, for the purpose of providing funds for the installation of a trunk sewer extension southerly in Pueblo Lot 282 to Anna Avenue, 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---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 Lots 10, 11 and 12 Block 13 and portion of Lot 7 Block 14 La Jolla Park, into a "RC" Zone as defined by Ordinance No. 8924, and repealing Ordinance No. 13294 approved August 31, 1931, insofar as the same conflicts, was presented.

The City Planning Commission has recommended RC Zone instead of C Zone, as requested in petition for change from R-4.

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 on September 12, 1950.

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

A Communication from San Diego Metropolitan Mass Chest X-Ray Survey, 4205 Pacific Highway, San Diego 10, California, signed by J. B. Askew, M.D., Secretary, transmitting a check in the sum of \$822.25, drawn on the First National Trust and Savings Bank, which represents refund due the City from money made available which was not needed. The communication stated that in accordance with the agreement, the preliminary and final audit has been made, the business of the Corporation completed and steps are being taken to dissolve the organization. Also, Dr. Askew expressed to the Council the appreciation of the many groups who participated for the interest and financial support of the City of San Diego.

The City Manager made a brief explanation of the matter.

RESOLUTION NO. 99282, recorded on Microfilm Roll No. 31, accepting the check from the San Diego Metropolitan Mass Chest X-Ray Survey, 4205 Pacific Highway, San Diego 10, California, in the sum of \$822.25, drawn on the First National Trust and Savings Bank, representing a refund to the City from the money made available which was not needed (the City's appropriation having been \$10,000.00), and authorizing the City Clerk to turn over said check to the City Treasurer for the proper handling thereof by him, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

(The City Clerk handed said check to the City Auditor on August 30, 1950).

There was some discussion of the X-Ray Mobile Unit matter, following the action noted above, during which the City Manager explained that the Mobile unit now being operated is in the County, outside of the City of San Diego, and that the City has no further connection with examination being made or any financing thereof.

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

RESOLUTION NO. 99283, recorded on Microfilm Roll No. 31, adopting budget for improvement of Major City Streets in the City of San Diego, and approving Memorandum of Agreement for expenditure of Gas Tax Allocation for Major City Streets, for the fiscal year 1951, as set forth in Document No. 422469, directing the City Manager to sign the same on behalf of the City, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

The City Manager made a brief verbal explanation of the matter.

The matter of the report from the Zoning Committee, heretofore referred to on page 107 of these minutes, in connection with the appeal of Horton M. Ealy, resulted in the following Resolution:

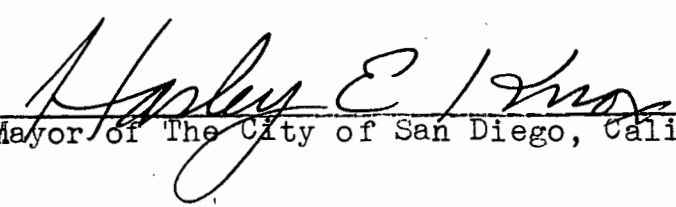
RESOLUTION NO. 99284, recorded on Microfilm Roll No. 31, sustaining the appeal of Horton Ealy from the Zoning Committee's decision in denying by its Resolution No. 4765 his application No. 8222 for variance to Ordinance No. 8924 Section 8a to permit construction of a single family residence, making 4 units on the lot with a 4-ft. access to the street, abutting a 10-ft. alley, on Lot 18 Block 109 University Heights, on the east side of Utah Street, approximately 150 feet north of El Cajon Boulevard, in Zone R-4, overruling said Zoning Committee decision; granting permission to construct said fourth living unit

on the property mentioned above, over a three-car garage in accordance with revised plans, presented to the Zoning Committee, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

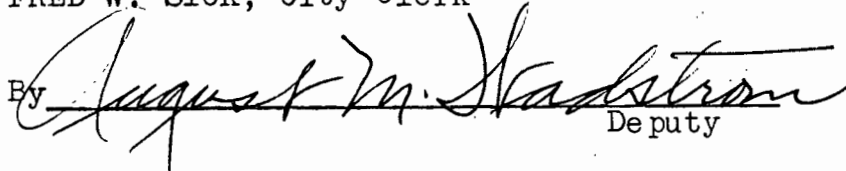
There being no further business to come before the Council, the meeting was adjourned, on motion of Councilman Dail, seconded by Councilman Schneider, at the hour of 11:30 o'clock A.M.

Upon adjournment, the Vice Mayor announced that the Council would go into Conference, in the Mayor's Office, at the hour of 2:00 o'clock P.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, August 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 10:05 o'clock A.M.

Knox

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

Absent---Councilmen None

Clerk----Fred W. Sick

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance establishing a set-back line of 5 feet from the front property line on portion of Loring 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.

ORDINANCE NO. 4520 (New Series), recorded on Microfilm Roll No. 32, establishing a set-back line of 5 feet from the front property line on the south side of Loring Street between Ocean Boulevard and Crystal Drive, being in Block 1 Nettleship Tye Tract No. 1, and providing a penalty for the violation thereof, was on motion of Councilman Kerrigan, 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 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 hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating a portion of Lot 21 Rancho Mission into "R-4" Zone, and repealing Ordinance No. 13559 insofar as the same conflicts, 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. 4521 (New Series), recorded on Microfilm Roll No. 32, incorporating a portion of Lot 21 Rancho Mission into "R-4" Zone, as defined by Ordinance No. 8924 and amendments thereto, repealing Ordinance No. 13559 adopted July 11, 1932, insofar as the same conflicts therewith, 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 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.

Claim of Calvin G. Brown, 3312 Riley Street, San Diego 19, for damage to his automobile by a City-owned automobile, was presented. (\$22.09).

RESOLUTION NO. 99285, recorded on Microfilm Roll No. 32, referring the claim of Calvin G. Brown to the Pacific Indemnity Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Claim of Charles Moss, 520 - 45th Street, for damage to his automobile by a City-owned truck, was presented. (\$29.00).

RESOLUTION NO. 99286, recorded on Microfilm Roll No. 32, referring claim of Charles Moss to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Petition of Leopold Lipec, 4599 - 39th Street, asking for a hearing in connection with the variance heretofore granted by the Zoning Committee to George and Luba Lampros for erecting a garage on a setback at 4593 - 39th Street, stating that Mr. Lampros misrepresented the facts when he applied for the permit and also at the hearing, was presented.

Mr. Leopold Lipec spoke, and told about conditions under which the variance had been granted, and said that there had been considerable misrepresentation at the hearing, also that he had not had the opportunity to present his arguments against granting of the variance.

The Mayor asked the City Attorney for a report.

The City Attorney said that, in view of the fact that Mr. Lipec had not filed his appeal within the prescribed time set up in the zoning ordinance, the Council has no jurisdiction in the matter. He said that Mr. Lipec's recourse against his neighbor, if any, is through the courts.

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

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

The Manager went to the rail, where he asked Fire Chief George Courser to appear with him. He then read a letter from the Police Chief, calling his attention to assistance given by the Fire Chief in apprehending a burglar, after which he presented a miniature police badge "in order that the Fire Chief might be able to identify himself in the future to potential burglars".

The Council reverted to its order of business on the agenda.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for the furnishing of 780 graphite anodes for cathodic protection of steel pipe in the Alvarado Filtration Plant, recommending award to National Carbon Division, Union Carbide & Carbon Corporation, the sole bidder, was presented.

RESOLUTION NO. 99287, recorded on Microfilm Roll No. 32, accepting bid of National Carbon Division, Union Carbide & Carbon Corporation for the furnishing of 780 graphite anodes, 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 Assistant City Manager's stamp of approval, reporting on bids for furnishing 300 pieces heavy timbers for the Harbor Department, recommending award to Benson Lumber Co., Inc., the sole bidder, was presented.

RESOLUTION NO. 99288, recorded on Microfilm Roll No. 32, accepting bid of Benson Lumber Company, Inc. for the furnishing of 300 pieces heavy timbers, 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 Assistant City Manager's stamp of approval, reporting on bids for the furnishing of one panel truck and one 4-door sedan for the Fire Department, one 1/2-ton pickup truck for the Harbor Department, and one light duty and one heavy duty 1-1/2-ton chassis and cab, recommending awards to the bidders shown in the following resolutions, was presented.

RESOLUTION NO. 99289, recorded on Microfilm Roll No. 32, accepting bid of J. R. Townsend Company, Inc. for the furnishing of one 1-1/2-ton light duty Studebaker chassis and cab, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99290, recorded on Microfilm Roll No. 32, accepting bid of Pearson Motor Company for the furnishing of one 1/2-ton panel truck, for the Fire Department, one 4-door sedan for the Fire Department, less a trade-in allowance, 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 the second low bidder, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99291, recorded on Microfilm Roll No. 32, accepting bid of Pearson Motor Company for the furnishing of one 1/2-ton pickup truck, less trade-in allowance, 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 Kerrigan, adopted.

RESOLUTION NO. 99292, recorded on Microfilm Roll No. 32, accepting bid of International Harvester Company for the furnishing of one heavy duty 1-1/2-ton chassis and cab, 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 Assistant City Manager's stamp of approval, reporting on bids for the furnishing of ceramic weld clay sewer pipe, for a period of six months beginning September 1, 1950, recommending award to Mission Pipe and Supply Company of San Diego, one of the two identical bidders, was presented.

RESOLUTION NO. 99293, recorded on Microfilm Roll No. 32, accepting bid of Mission Pipe and Supply Company for the furnishing of the City's requirements of ceramic weld clay sewer pipe, for a period of six months beginning September 1, 1950, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for the construction of a storm drain around Block 195 City Heights, including relocation of sewers, recommending rejection of the two bids received, and stating that the City Engineer concurs in the recommendation and that the job will be redesigned for advertising at a later date, was presented.

RESOLUTION NO. 99294, recorded on Microfilm Roll No. 32, rejecting all bids for construction of a storm drain around Block 195 of City Heights, including relocation of sewers, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for the construction of a storm drain in 38th Street, between University Avenue and Wightman Street, recommending award to Pace Construction Co., the low bidder, was presented.

RESOLUTION NO. 99295, recorded on Microfilm Roll No. 32, accepting bid of Pace Construction Co. for construction of a storm drain in 38th Street, between University Avenue and Wightman Street, awarding contract and authorizing the City Manager to execute the same, directing the City Clerk to return all bid checks submitted, with exception of the checks submitted by the low bidder and the second low bidder, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for furnishing gate valves and air valves, for the Water Department, on which award was made August 9, 1950, on all items excepting Item 5, being 20 4" flanged air vacuum and air release valves, recommending award to E. R. Parkhurst, was presented.

RESOLUTION NO. 99296, recorded on Microfilm Roll No. 32, accepting bid of E. R. Parkhurst for the furnishing of 20 4" flanged air and vacuum and air release valves, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing one dual belt recorder-amplifier for the Electrical Division, was presented.

RESOLUTION NO. 99297, recorded on Microfilm Roll No. 32, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of one dual belt recorder-amplifier, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, submitting Resolution authorizing the Purchasing Agent to advertise and offer a small two bedroom house located at 3404 Pickwick Street for sale at a minimum price of \$3500.00, as petitioned for by M. L. Trim, 3414 Pickwick Street (acquired in the securing of rights of way for Wabash Freeway), stating that the property has been put up for sale by auction and by sealed bids three times at: \$5000., \$4500., and finally at \$3625., and that no bids had been received.

The City Manager made a brief verbal report, repeating the contents of the Purchasing Agent's statements.

RESOLUTION NO. 99298, recorded on Microfilm Roll No. 32, authorizing the Purchasing Agent to advertise for sale of portions of Lots 25 and 26 Block 1 Orange Park, more particularly described in said Resolution, for the reason that the City no longer has any need therefor, determining \$3,500.00 to be the minimum amount for which the property would be sold, reserving the right to reject any and all bids, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the City Manager reporting on petition of Raymond F. Thielen for permit to paint house numbers on the curbs, attaching a copy of his letter addressed to the applicant, quoting from a report of the Chief of Police reasons for recommending denial, recommending filing thereof, was presented.

On motion of Councilman Godfrey, seconded by Councilman Dail, the City Manager's communication and the petition upon which it reported, were ordered filed.

Communication from Apartment Association of San Diego., Chamber of Commerce Building, 499 West Broadway, dated August 28, 1950, signed by J. D. Hadreas, Acting President, extending the thanks of the Association which had been voted unanimously, for the Council's action regarding rent decontrol at the meeting of August 15, and commending the Council for its handling of subsequent developments in Washington, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said communication was ordered filed.

Communication from Pauline Cordiner, 4422 Mentone Street, commending the Council for action relative to rent decontrol, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication was ordered filed.

Communication from Kathryn Amerman, 4327 Ohio Street, referring to the number of vacancies in San Diego, and submitting copies of bills from the San Diego Union for advertisements for rentals in connection with vacancies in her properties, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, ordered filed.

Communication from Mr. and Mrs. L. Greenholgh, 2141 Adams Avenue, expressing the belief that it is time for San Diego to take a stand against Communism and to follow other cities in outlawing it, stating that "we should not fly the flag of the U.N. either while so many of the Communist countries are represented by it", etc., was presented.

On motion of Councilman Swan, seconded by Councilman Godfrey, the communication was ordered filed.

RESOLUTION NO. 99299, recorded on Microfilm Roll No. 32, authorizing and directing the City Clerk to advertise for sealed bids for the purchase of \$4,000,000 general obligation bonds, described in the form of notice set forth in said Resolution, consisting of \$2,000,000 Library Bonds, 1950, which were authorized at the special election held on November 8, 1949, and \$2,000,000 Mission Bay Recreation Facilities Bonds, 1950, which were authorized at the special election held in the City on June 6, 1950, interest rate or rates and premium, if any, on each issue of bonds, etc., also set forth therein, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99300, recorded on Microfilm Roll No. 32, requesting the Board of Supervisors of the County of San Diego to order the consolidation of a Special City Election with the state-wide election to be held on the 7th day of November, 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 thereof, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the Supervisor of Property, addressed to the City Manager, and forwarded to the Council with the Assistant City Manager's stamp of approval, recommending that the Mayor and City Clerk be authorized to execute a quitclaim deed to Paul Thompson and Dorothy Thompson, and to Erma B. Taylor, all the City's right, title and interest in and to the easement heretofore acquired by the City of San Diego in Lots 11 to 24 Block 193 Pacific Beach, no longer required as the ownership of the property has merged in one party, and release thereof is needed for development of the property, was presented.

RESOLUTION NO. 99301, recorded on Microfilm Roll No. 32, authorizing the Mayor and City Clerk to execute a Quit Claim Deed of Sewer Easement to Paul Thompson and Dorothy Thompson, husband and wife, as joint tenants, and Erma B. Taylor, a single person, in portion of Lot 19 Block 193 Pacific Beach, more particularly described in said Resolution, authorizing the City Clerk to deliver the executed Quit Claim Deed to Paul Thompson, 1378 Diamond Street, San Diego 9, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99302, recorded on Microfilm Roll No. 32, accepting subordination agreement, executed by Harold J. Muir and Charlotte J. Muir, beneficiaries, and Security Trust & Savings Bank of San Diego, trustee, bearing date August 24, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Pueblo Lot 1256 of the Pueblo Lands of the City of San Diego, to the right of way and easement for street 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 certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99303, recorded on Microfilm Roll No. 32, accepting deed of Arthur M. Voigt and Hildegard R. Voigt, bearing date August 25, 1950, conveying an easement and right of way for street purposes in portion of Lots 24 and 23 Caruther's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Keeler 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 Dail, adopted.

RESOLUTION NO. 99304, recorded on Microfilm Roll No. 32, accepting deed of Fred Fraysse, bearing date August 25, 1950, conveying an easement and right of way for street purposes in portion of Lots 23 and 24 Caruther's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Keeler 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 Dail, adopted.

RESOLUTION NO. 99305, recorded on Microfilm Roll No. 32, accepting deed of Louis H. Jabben and Laetitia Jabben, bearing date August 25, 1950, conveying an easement and right of way for street purposes in portion of Lots 23 and 24 Caruther's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Keeler 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 Dail, adopted.

RESOLUTION NO. 99306, recorded on Microfilm Roll No. 32, accepting deed of Helen B. Jeffers, bearing date August 17, 1950, conveying an easement and right of way for street purposes in portion of Pueblo Lot 1256, setting aside and dedicating the same to the public use as and for a public street, and naming the same La Jolla Scenic 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 Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99307, recorded on Microfilm Roll No. 32, accepting deed of Marjorie Claire Tavares and Carlos Tavares, bearing date August 8, 1950, conveying an easement and right of way for street purposes in portion of Pueblo Lot 1256, setting aside and dedicating the same to the public use as and for a public street, and naming the same La Jolla Scenic 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 Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99308, recorded on Microfilm Roll No. 32, accepting deed of Juan M. Muniz and Edelmira Muniz, bearing date August 12, 1950, conveying a portion of Lots 1 and 2 Block 2 McLaren's H Street Addition, setting aside and dedicating the same to the public use as and for public street, and naming the same Market 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 Dail, adopted.

RESOLUTION NO. 99309, recorded on Microfilm Roll No. 32, accepting deed of Homes U Finish, Inc., a corporation, bearing date August 29, 1950, conveying an easement and right of way for street purposes in portion of Lot 1 Block 3 Corella Tract, setting aside and dedicating the same to the public use as and for a public street, and naming the same Paul 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 Dail, adopted.

RESOLUTION NO. 99310, recorded on Microfilm Roll No. 32, accepting quitclaim deed of Rufus Choate, as Trustee, bearing date June 20, 1950, quitclaiming a portion of Lots 23 and 24 Block 292 Seaman and Choate'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 file said quitclaim 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. 99311, recorded on Microfilm Roll No. 32, accepting quitclaim deed of H. M. Strock, bearing date August 17, 1950, quitclaiming unnumbered lots lying north of Block 292 Seaman and Choate'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 file said quitclaim 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. 99312, recorded on Microfilm Roll No. 32, accepting deed of Bank of America National Trust and Savings Association, bearing date August 15, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 23 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 Dail, adopted.

RESOLUTION NO. 99313, recorded on Microfilm Roll No. 32, accepting deed of Grace S. Fisher, bearing date August 11, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 1 Block B Starkey's Prospect 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 Dail, adopted.

RESOLUTION NO. 99314, recorded on Microfilm Roll No. 32, accepting deed of James W. Sieg and Aurora Y. Sieg, bearing date August 15, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 8 Mission Cliff Manor, 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. 99315, recorded on Microfilm Roll No. 32, accepting deed of Adeline B. Thomas and Louis A. Thomas, bearing date July 27, 1950, conveying an easement and right of way for storm drain purposes in portion of Pueblo Lot 1161, 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.

ORDINANCE NO. 4522 (New Series), recorded on Microfilm Roll No. 32, establishing the grade of Snowdrop Street, between its termination in Manzanita and Arbor Vitae Street and the northwesterly line of Poplar Street; and between the southeasterly line of Poplar Street and the southeasterly termination of said Snowdrop 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.

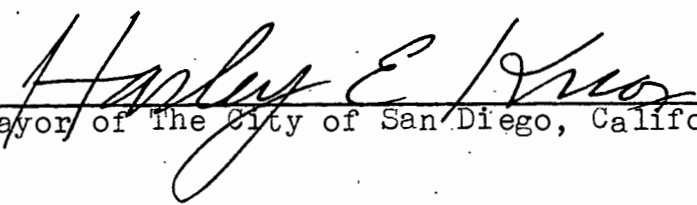
The City Manager requested, and was granted unanimous consent to present the following Resolution, not listed on the Council's agenda, at which time he explained the matter to the Council, followed by an explanation from the City Attorney, who stated that the Alley had been abandoned many years ago, but that the easements therefor had not been abandoned.

Presented also, were several documents in connection therewith, recommending the granting of the request for abandonment of the alley in question.

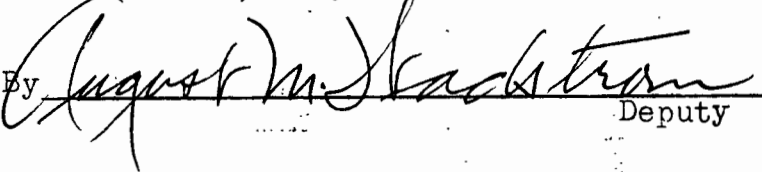
RESOLUTION NO. 99316, recorded on Microfilm Roll No. 32, authorizing and directing the Mayor and City Clerk to execute, for and on behalf of the City of San Diego, a Quitclaim Deed to St. Augustine's School of San Diego, a copy of which was attached to said Resolution and made a part thereof, of easements and rights of way for public utilities purposes heretofore granted to The City of San Diego in and over closed alleys in Blocks 5 and 6 of Carmel Heights, no use having been made of said easements for the past 27 years, authorizing and directing the City Clerk to deliver forthwith a copy of said Quitclaim Deed to Reverend John L. Gallagher, O.S.A., Director, St. Augustine's School of San Diego, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

(The Mayor and City Clerk executed said Quitclaim Deed immediately upon adoption of said Resolution, after which the City Clerk delivered the same to the City Manager for handling thereof by his office as soon as the same was notarized in the office of the City Clerk).

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 10:25 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, September 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 Mayor at the hour of 10:00 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 Council Meetings of Tuesday, August 29, 1950, and Thursday, August 31, 1950, were presented to the Council by the Clerk, and were approved without reading, on motion of Councilman Schneider, seconded by Councilman Dail.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 98907 for the paving and otherwise improving of the Alley in Block 179 Mannasse and Schiller Subdivision of Pueblo Lot 1157, 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 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. 98908 for the paving and otherwise improving of the Alley in Block 13 Ocean Beach Park, 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 Swan, 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. 98909 for the paving and otherwise improving of the Alley in Block 53 Ocean Beach, 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 Swan, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

Councilman Godfrey entered the meeting at this time.

At this time all members of the Council signed the undertaking for street lighting with San Diego Gas & Electric Company for the furnishing of electric current in Kensington Manor 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. 98910 for the paving and otherwise improving of the Alleys in Blocks 52 and 71 University Heights, the clerk reported that written protests had been received from George E. Jones and from Edward J. and Mrs. Edna Newton, which protests were presented to the Council.

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

Mrs. Edith McMurray, 4405 Texas Street, who identified her property as Lots 23 and 24 Block 71 (actually, according to the City Clerk's records, taken from the books of the County Assessor, she is joint owner of a portion of said lots), spoke in protest. Mrs. McMurray said that she has no access to the alley, and that its improvement would be of no value to her. Also, the speaker said that she has a fixed income and is in no position to bear any further assessments.

Russell Hall, Assistant City Engineer, said that the assessment would be a small one only, as a district benefit.

The Mayor explained the assessment, general improvement and assessment procedures to Mrs. McMurray.

Mr. Hall said that the assessment would be around \$20. or \$25.

Asked by the Mayor if she still wished to protest the improvement, Mrs. Murray said that she would withdraw it, after having been assured that the assessment would not as she said had been the case of a neighbor whose assessment had risen from an estimated nominal assessment to \$125.00. Also, the Mayor told Mrs. McMurray that her neighbor must have given her incorrect information on the assessment inasmuch as his \$125. for property directly upon his alley was not a high one, and could not have been as low as he said it had been estimated.

RESOLUTION NO. 99317, recorded on Microfilm Roll No. 32, overruling and denying the protests of George E. Jones, Edward J. Newton and Edna Newton against the proposed work of paving the Alleys in Blocks 52 and 71 University Heights, within the limits and as particularly described in Resolution of Intention No. 98910, overruling and denying all other protests, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Claim of Winifred Johnson, in the sum of \$622.18, based on damage to her car which was struck by a Police patrol car, was presented.

RESOLUTION NO. 99318, recorded on Microfilm Roll No. 32, referring claim of Winifred Johnson, 4237 Alpha Street, 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, reporting on bids for furnishing one 4-wheel-drive automobile equipped with trenching attachment, recommending award to Bob Hansen Motors, the low bidder, was presented.

RESOLUTION NO. 99319, recorded on Microfilm Roll No. 32, for the furnishing of one 4-wheel-drive automobile equipped with trenching attachment, 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 furnishing the City's requirement of Asphaltic Street repair and surfacing materials for a period of ten months, beginning September 1, 1950, recommending award to Daley Corporation, the low bidder, was presented.

RESOLUTION NO. 99320, recorded on Microfilm Roll No. 32, for the furnishing of Asphaltic Street Repair and Surfacing Materials for a period of ten months, beginning September 1, 1950, awarding contract and authorizing the City Manager to execute the same, directing the City Clerk to return all bid checks submitted, with exception of the checks submitted by the low bidder and the 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, submitting Resolution authorizing bids for pumping equipment for fresh water back flow protection unit at Sewage Treatment Plant, was presented.

RESOLUTION NO. 99321, recorded on Microfilm Roll No. 32, authorizing the Purchasing Agent to advertise for sealed proposals or bids for furnishing pumping equipment for fresh water backflow protection unit at Sewage Treatment Works, in accordance with specifications bearing Document No. 422629, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from Fleetridge Realty, dated August 31, 1950, signed by David G. Fleet, requesting that the area marked "Parkway" on Tentative Map of Fleetridge Unit No. 1 be not accepted as a Park or Parkway if the City does not wish to develop it as such, but that the owners then wish to retain the property for possible future development by them, was presented.

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

Communication from National Catholic Community Service, 925 First Avenue, dated August 30, 1950, signed by Frank T. Dunn, Chairman, Board of Directors, suggesting establishment of a central housing bureau similar to the one operated during the war, which would assist in the housing of dislocated military families, was presented.

RESOLUTION NO. 99325, recorded on Microfilm Roll No. 32, referring to Council Conference the communication from National Catholic Community Service relative to establishment of a central housing bureau to assist in housing dislocated military families, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Milton Offner, State Chairman for Southern California of the American Public Works Association, requesting that Verne A. Parker, Assistant Director of Public Works, be directed to represent the City of San Diego at the conference of said Association, to be held in New York City from October 15 to October 18, 1950, inclusive, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said communication was ordered filed.

Communication from the Civil Service Commission, signed by Raymond Krah, Personnel Director, requesting the necessary permission by Council resolution to advertise for the classification of "Librarian I", was presented. The communication states that no one is obtainable through the usual recruitment channels, and that advertising in the Library Journal and the Library Association Bulletin is desired.

The City Manager, asked about the Council, made a brief explanation, stating that Librarian I is the first grade of the professional class, and that after that advancements are made through promotional examinations. Councilman Schneider asked the question about advancements.

RESOLUTION NO. 99324, recorded on Microfilm Roll No. 32, authorizing the Civil Service Commission to advertise in two national professional magazines: "Library Journal",

62 W. 45th St., New York 19, N.Y., and the "Library Association Bulletin", 50 E. Huron, Chicago 11, Illinois, for the classification of "Librarian I", as recommended in communication from the Civil Service Commission, signed by Raymond Krah, Personnel Director, dated August 31, 1950, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending installation of 5 overhead street lights at locations set forth therein, was presented.

RESOLUTION NO. 99322, recorded on Microfilm Roll No. 32, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Quail Street at Market Street;
 Toyne Street at Market Street;
 Toyne Street at F Street;
 35th Street at Tompkins Street;
 38th Street at Beta Street;

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

Communication from the City Planning Director reporting on the proposed advertising Sign Ordinance, on which a hearing has been set before the Council on September 7, 1950, asking for clarifications, making suggestions and comments, was presented.

RESOLUTION NO. 99323, recorded on Microfilm Roll No. 32, referring communication from the City Planning Director relative to the proposed Advertising Sign Ordinance to Council Conference, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION OF AWARD NO. 99326, recorded on Microfilm Roll No. 32, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract for the paving and otherwise improving of the Alley in Block 99 City Heights, within the limits and as particularly described in Resolution of Intention No. 98442, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

A communication from the City Engineer reported that the low bid is 0.05% above the estimate.

RESOLUTION OF AWARD NO. 99327, recorded on Microfilm Roll No. 32, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract for the paving and otherwise improving of the Alley in Block 136 University Heights, within the limits and as particularly described in Resolution of Intention No. 98444, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

A communication from the City Engineer reported that the low bid is 1.7% above the estimate.

RESOLUTION OF AWARD NO. 99328, recorded on Microfilm Roll No. 32, accepting bid of Griffith Company, a corporation, and awarding contract for the paving and otherwise improving of Promontory Street, within the limits and as particularly described in Resolution of Intention No. 98443, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

A communication from the City Engineer reported that the low bid is 2.2% above the estimate.

RESOLUTION OF AWARD NO. 99329, recorded on Microfilm Roll No. 32, awarding contract to Pace Construction Co. for the construction of the Reed Avenue Storm Drain, in Pacific Beach, rejecting all bids received therefore with the exception of the Pace Construction Co., authorizing and empowering the City Manager to execute contract for said work, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

A communication from the City Engineer reported that the low bid is 8.4% below the estimate.

RESOLUTION NO. 99330, recorded on Microfilm Roll No. 32, approving plans, drawings, typical cross-sections, profiles and specifications, and Plat No. 2216 showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of the Alley in Block K Montecello, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99331, recorded on Microfilm Roll No. 32, directing notice inviting sealed proposals 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 Schneider, seconded by Councilman Swan, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 99332, recorded on Microfilm Roll No. 32, for the furnishing of electric current for the lighting of the ornamental street lights located in Loma Portal Lighting District No. 1, 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 Swan, adopted.

RESOLUTION ORDERING WORK NO. 99333, recorded on Microfilm Roll No. 32, 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 Resolution of Intention No. 98804, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99334, recorded on Microfilm Roll No. 32, 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 San Diego Lighting District No. 3, for a period of one year from and including July 16, 1950, to and including July 15, 1951, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99335, recorded on Microfilm Roll No. 32, for the paving and otherwise improving of a portion of the Alley in Block K Montecello, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99336, recorded on Microfilm Roll No. 32, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 175 San Diego Land and Town Company's Addition, and Sampson Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Russell Hall, Assistant City Engineer, explained the reason for presenting the following four resolutions, saying that minor additions are needed to the improvements in the proceedings. Councilman Schneider wondered why that had not been ascertained at the time petitions are issued. Mr. Hall replied that a detailed investigation of needs is not made when petitions are prepared and issued.

RESOLUTION NO. 99337, recorded on Microfilm Roll No. 32, authorizing and directing the City Engineer to amend the proceedings for the improvement of the Alley in Block 317 Reed and Daley's Addition, the Alley in Block 281 San Diego Land and Town Company's Addition, and a portion of 28th Street, in accordance with the recommendation of said Engineer, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99338, recorded on Microfilm Roll No. 32, authorizing and directing the City Engineer to amend the proceedings heretofore commenced for the improvement of Boston Avenue and 37th Street, in accordance with the recommendation of said Engineer, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99339, recorded on Microfilm Roll No. 32, authorizing and directing the City Engineer to amend the proceedings for the improvement of Emerald Street, between Noyes Street and Olney Street, so as to include the installation of water services and improvement of the intersections of Emerald Street with Noyes Street and with Olney Street, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99340, recorded on Microfilm Roll No. 32, authorizing and directing the City Engineer to amend the proceedings for the improvement of portions of Oliphant Street, Poe Street and Locust Street, in accordance with the recommendation of said Engineer, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99341, recorded on Microfilm Roll No. 32, authorizing and directing the City Engineer to amend the proceedings for the improvement of Quimby Street, between Chatsworth Boulevard and the southeast line of Capistrano Street, so as to include the improvement of Chatsworth Boulevard, between the northwesterly prolongations of the southwest and northeast lines of Quimby Street, in accordance with the recommendation of said Engineer, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99342, recorded on Microfilm Roll No. 32, granting property owner permission to construct sewer mains, manholes and appurtenances by private contract, in portions of Pueblo Lots 289, 290 and 1177, in accordance with plans and specifications on file in the office of the City Clerk under Document No. 416828, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99343, recorded on Microfilm Roll No. 32, authorizing and empowering the City Manager to do all the work in connection with the installation of air valve assembly material and chambers for the Bonita Pipe Line Lining by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Godfrey, 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. 99344, recorded on Microfilm Roll No. 32, authorizing and empowering the City Manager to do certain highline and miscellaneous work on the Bonita Pipe Line (Sta. 67+25 and 30th Street and Broadway), by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Godfrey, 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. 99345, recorded on Microfilm Roll No. 32, granting request of O. O. and R. E. Maurer for an extension of time for a period of forty (40) days in which to complete the construction of the East San Diego Office Building at 4067 Fairmount Avenue, as recommended by the City Manager and City Engineer, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99346, recorded on Microfilm Roll No. 32, authorizing the City Manager to execute an agreement by and between The City of San Diego and Henry C. Milam and Docia H. Milam, husband and wife, wherein and whereby the City agrees that upon completion of certain sewer installations by the Milams, the City will, at its own expense, extend sewer from the westerly line of the Wabash Boulevard Freeway right of way to a point on the easterly line of the Wabash Boulevard right of way, said point to be in the North one-half of the South one-half of the southeasterly one-quarter of Lot 7 of Ex Mission Lands of San Diego, commonly known as Horton's Purchase, said agreement to run with the land, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Said Resolution refers to property bought from the Milams by The City, and that deed thereto provided that the City would at no expense construct said sewer prior to or during the construction of a highway thereon, parties now agreeing that said installation of said sewer at the time set forth in the deed is not to the best interests of either party, and that the agreement provided for in said Resolution provides for said construction at the time that the grantors and/or their successors decide to develop and occupy said land.

RESOLUTION NO. 99347, recorded on Microfilm Roll No. 32, authorizing the City Manager to execute an agreement by and between The City of San Diego and John C. Morris, a single man, wherein and whereby the City agrees that when and if the easterly portion of Lot 9 Rancho Mission of San Diego, described in said Resolution, is subdivided and plans therefor are accepted, it will extend at its own expense the sewer now terminating at approximately station 133+50 to whichever point on the easterly boundary of the Wabash Freeway, within Lot 9 appears from subdivision plans to be the most advantageous to the subdivision, said agreement to run with the land, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Said Resolution makes a similar finding referred to in Resolution No. 99346 shown above, in connection with deed to the City of San Diego for construction of a highway on the land more particularly described in said Resolution No. 99347.

RESOLUTION NO. 99348, recorded on Microfilm Roll No. 32, authorizing and empowering the City Manager to enter into a contract of employment with Alma L. Farmer for her services as a nurse at the Blood Bank in the City of San Diego for the period commencing on the 28th day of August, 1950, and continuing through October 31, 1950, at the monthly compensation of \$250.00, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99349, recorded on Microfilm Roll No. 32, determining that the best interests of the City of San Diego require that it compromise action in eminent domain entitled, "The City of San Diego vs. C. S. Bond, W. F. Ott, et al," No. 158792, as to Parcel 5, with the City paying to the owners \$6,012.00, the owners to convey to the City clear title thereto, together with abutters' rights and agree to waive any and all rights to damages accruing to them or either of them their lessees, et al, growing out acquisition of said parcel and/or the construction and maintenance of Mission Valley Freeway, said land and improvements to be subject to that portion of the current tax now due; authorizing and directing the City Auditor to draw a warrant in the amount of \$962.00 payable to the County Clerk which shall be delivered to the City Attorney; authorizing and directing the City Attorney to perform any and all acts necessary to effectuate compromise of said suit, authorizing and directing him to pay on behalf of the City the total sum of \$6,012.00, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Said resolution recites at great length the details of the acquisition of said property and reasons for finding it to be desirable to compromise the suit, all in connection with its use for Mission Valley Freeway.

ORDINANCE NO. 4523 (New Series), recorded on Microfilm Roll No. 32, appropriating the sum of \$3,150.00 from the Traffic Safety Fund, for the purpose of providing additional funds for the grading of and installation of curbs and sidewalks on portions of Hornblend Street and Kendall Street in Pacific Beach (contract having been awarded by the Council at a meeting held last week), 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 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. 4524 (New Series), recorded on Microfilm Roll No. 32, appropriating the sum of \$2,700.00 from the Traffic Safety Fund, for the purpose of providing funds for the resurfacing of Talbot Street, between Evergreen Street and Armada Terrace, 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-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 said Ordinance was in full.

ORDINANCE NO. 4525 (New Series), recorded on Microfilm Roll No. 32, appropriating the sum of \$1,700.00 from the Capital Outlay Fund, for the purpose of providing funds for the construction of a sewer outfall from Lot 48 Block 22 Reed & Hubbell's Addition across 28th Street to an existing Sewer (contract having been awarded by the Council at a meeting held last week), 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---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.

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

A Communication from the Planning Commission, signed by the Asst. Planning Director, reporting on request for rezoning of Blocks 17, 18, 19, 20 of Pauly's Addition, Lots 1 through 8 of Park View, and all of Block 81 of Park Villas, located between Upas and Myrtle Street and between Alabama and Arnold, on the north boundary of the Park opposite the Morley Field development, was presented.

The Asst. Planning Director explained the matter, stating that it had been before the Commission last Wednesday, but that his office had not had time to get it on today's agenda. He said, further, that the matter comes before the Council as a report, rather than a recommendation inasmuch as there were not five commission member votes.

Councilmen Wincote and Schneider said that they had had telephoned protests.

The Asst. Planning Director exhibited maps showing the property in favor of rezoning from R-1 to R-2, those opposed, and those which already have non-confirming properties in the present R-1 Zone (constructed before R-1 Zone was placed thereon). He said that the report comes, not as petitioned for, but in accordance with studies made by the Planning Commission.

On motion of Councilman Swan, seconded by Councilman Godfrey, the matter was referred to the City Attorney for preparation and presentation of the necessary Ordinance, covering the area set forth in the report, and setting a hearing on said proposed Ordinance for the hour of 10:00 o'clock A.M., October 3, 1950.

RESOLUTION NO. 99350, recorded on Microfilm Roll No. 32, rescinding Resolution No. 88394 adopted by the Council on February 10, 1948, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

(Although said Resolution does not state the effect of said Resolution No. 88394, or make any explanation of reasons for its repeal, the Resolution adopted in 1948 directed the City Auditor and Comptroller to honor expenditures from the City Council's Entertainment Expense Account only when direct payment or other requisitions are accompanied by a certified copy of a resolution of the Council authorizing expenditures from such fund).

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Kerrigan, seconded by Councilman Schneider, at the hour of 10:30 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,
Thursday, September 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 10:00 o'clock A.M.

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

In the absence of the Mayor, Vice Mayor George Kerrigan acted as chairman.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance Amending Chapter 3200, consisting of Sections 3201 to 3236, both inclusive, and adding five new sections to said Chapter 3200, to be known as and numbered Sections 3237, 3238, 3239, 3240 and 3241, to Ordinance No. 3674 (New Series), (Building Code), of the Ordinances of the City of San Diego, adopted March 2, 1948; regulating the construction and erection of signs in The City of San Diego; the latest draft of said proposed Ordinance was presented.

A letter from the San Diego Chamber of Commerce, by Stanley Grove, General Manager, stating its position relative to overhanging signs, was presented and read. The letter stated that a survey on the proposal to eliminate overhead sidewalk signs in favor of wall-type signs showed 1050 respondents favored the plan and only 124 were opposed to it.

Deputy City Attorney Louis M. Karp explained recent changes made in the draft of the proposed Ordinance. He read each change or addition to the draft in full.

Harry C. Haelsig, Assistant Planning Director, made certain suggestions to improve the proposed Ordinance. His annotated copy included a mention of the area of signs under Section 3201 - Definitions; showed that an enforcing agency should be specified and authorized to remove illegal signs under Section 3203; showed one line had been omitted in Section 3204, which should be added to comply with the Zoning Ordinance; showed objections to permitting small signs without a City permit under Section 3205; stating some small signs are dangerous to pedestrians as now located; showed an addition to Section 3212 to require all signs to be identified by the maker's name; showed Section 3214 (c) providing no signs on parapets in RC and R-4 Zones; showed a conflict with existing regulations in Section 3215 in areas having architectural control; and stated that the thickness of signs should be specified; showed a conflict with Zoning Regulations in Section 3216; showed that Section 3218 should read, "nine feet in the clear above the sidewalk or above the established grade; showed that Section 3219 should be combined with section 3222 relative to illuminated signs; showed section 3227 relative to clocks on curb lines allows too much space for advertising; stating it would require removal of some existing clocks; showed that Section 3231 (d) should be more specific relative to the height of signs on marquees; showed Section 3231 should be more definite as to the procedure of handling applications by the building inspector and the planning commission; showed Section 3232 relative to Flag-type banners should restrict these banners to project only four feet from the building; showed that Section 3233 regulating theatre and news bulletins should specify either "flat against the building" or, "four feet two inches from the building"; and that Section 3240 relative to the removal of certain signs prior to June 1, 1953, should read "and not in compliance with this ordinance".

A letter from the La Jolla Town Council, Inc., by John H. Dawson, Executive Secretary, regarding the exterior design of signs to be approved by the Building Inspector and the City Planning Commission, was presented and read.

Mr. Dawson spoke in support of his suggestions. He stated that the City Planning Commission should have more leeway relative to signs in districts where architectural control has been established; subject to review by the City Council.

A letter from the San Diego Chapter, The American Institute of Architects, by George Hatch, President, favoring a provision whereby all projecting signs will be prohibited was presented.

Mr. Clarence J. Paderewski, 521 B Street, spoke for the architects; stating he favored "face signs" attached to and made part of the building.

Mr. Preston Justice, representing an advertising Agency, and residing at Room 234, U. S. Grant Hotel, spoke. He wished the Council to adopt a "Modern, progressive Ordinance". He stressed the importance of the tourist trade in San Diego, and said the signs should be kept as attractive as possible.

Mr. Elmer H. Hartman, of 3787 - 29th Street spoke. He objected to Section 3225 of the new Sign Ordinance providing that all electric signs shall burn at full capacity at least two hours each and every night and stating that all signs not so burned shall be entirely removed. He said that he had a sign costing \$1000.00 on property occupied by a former tenant who moved out without notice. He is required to burn the sign in front of a vacant store two hours each evening, and cannot take the sign down without loss of the privilege of replacing it for a new tenant. He further stated that the proposed new ordinance would put a lot of people out of business.

Mr. Isadore Jacobson, of the Jacobson Sign Company, 645 G Street, spoke. He criticised the brochure put out by the San Diego Chamber of Commerce relative to overhanging signs on Fifth Avenue, near G Street; stating the signs shown in their picture have been removed. He also objected to the finding of the survey of merchants relative to their wishes on overhead signs; claiming the reply cards were not signed by the merchants. He made other remarks of a general nature, and stated that the small merchants on Logan, National and Adams Avenue should be "taken care of" on their existing signs.

Councilman Dail asked if any additional time is required to study the Ordinance draft. Mr. Jacobson favored the early adoption of a sign Ordinance.

Councilman Wincote asked Mr. Jacobson for any specific suggestions on the Ordinance draft. None were made. Mr. Jacobson said the Ordinance should be discussed section by section.

Councilman Swan requested Mr. Jacobson, and anyone else who so desired, to bring in written, concrete suggestions.

Mr. J. W. Harper, representing a sign company, spoke. He said the ordinance would affect 75% of San Diego Merchants. Mentioned that newcomers to San Diego stand in need of signs more than established residents. He objected to provision under section 3204 permitting unlighted signs of eight square feet offering premises for sale or lease in Zone R-1. Councilman Godfrey suggested a time limit for maintenance of such signs.

Mr. Harper objected to the provision that no sign shall exceed 25' x 5' in maximum dimension in Zone R-C. He also objected to the architectural approval requirements for signs, and the "Exterior Design" clause. He stated the provisions of Section 3222, reading "Reflected Illumination prohibited" were not very clear; but assumed that "goose-neck lighting" is out under the new ordinance draft. Under Section 3224, Mr. Harper inquired if the use of plastic would be allowed for panels in Non-combustible Signs.

Mr. Harper objected to the discrimination against hotels and cafes in the use of Marquees as against uses permitted for theatrical purposes. He claimed signs on the face of Marquees should be allowed any type of business. Mr. Harper was requested to submit written suggestions.

Councilman Dail suggested that written comments be submitted by all interested persons; preferably to the City Attorney.

Mr. T. L. McMahon, 3272 - 5th Avenue, objected to the limit of four feet that signs may be extended over the sidewalk space. He wanted a provision included in the ordinance to allow signs at barracades around new construction.

Mr. McMahon states he owns a sign shop on upper Fifth Avenue, and that it sometimes takes from two to four hours to get a permit for erecting a good sized sign; stopping at seven different desks and lining up at most of them. He was advised that this had no bearing on the matter under discussion, but might be taken up through the City Manager's office.

Mr. McMahon requested information about securing permits for banners on used car lots. Stated he cannot secure a permit, but that out of town people use such banners all the time. On being advised that such banners were not legal he commented that the City Sign Regulations are not being enforced.

All interested persons having been heard, on motion of Councilman Godfrey, seconded by Councilman Wincote, the hearing was continued for one week, until Thursday, September 14th, 1950, at the hour of 10:00 o'clock A.M.

At this time Councilman Dail was excused from the meeting.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of F.E. Bowyer from the decision of the Zoning Committee denying permission to Frank E and Mattie B. Bowyer to convert an existing attached garage to living quarters, with a 4 foot 4 inch rear yard on the South 4.25 feet of the West One-Half of Lot 1, Block 134, La Playa, at 405 Rosecrans Street, in Zone R-4, a report on the matter from the Assistant Planning Director was presented and read.

Mr. Don E. Bowyer spoke on behalf of his father, R. E. Bowyer. He stated that the vacant area remaining is a side yard, not a rear yard; and that there will be room on the lot, after the new construction, to park one automobile.

It developed that no one had attended the hearing before the Zoning Committee to represent the applicant; and that when the property was inspected no one was present to explain the applicants request.

After considerable discussion, on motion of Councilman Godfrey, seconded by Councilman Swan, the matter was referred back to the Zoning Committee.

Petition of Property Owners protesting the condition of the paving on Vista Street, between Alder Drive and Biona Place, and requesting resurfacing at the earliest possible date was presented and on motion of Councilman Schneider, seconded by Councilman Godfrey, referred to the City Manager.

Claim of J. Z. Stanley, M. D., Hurley Building, Carmi, Illinois, filed under Document No. 422657, for damages to his car at Harbor Drive and Broadway, by City Truck, License No. E46528, in the amount of \$7.76, was presented.

RESOLUTION NO. 99351, recorded on Microfilm Roll No. 32, referring the claim of J. Z. Stanley, M. D., to the Percy H. Goodwin Company, was adopted, on motion of Councilman Godfrey, seconded by Councilman Swan.

Communication from the Acting Port Director relative to tideland leases with the Solar Aircraft Corporation and Laurino & Goodman Inc. was presented.

RESOLUTION NO. 99352, recorded on Microfilm Roll No. 32, ratifying, confirming and approving an Agreement for Amendment of Tideland Lease between the City of San Diego and Laurino & Goodman, Inc.; a copy of which Agreement is contained in Document No. 422675; was adopted, on motion of Councilman Godfrey, seconded by Councilman Schneider.

RESOLUTION NO. 99353, recorded on Microfilm Roll No. 32, ratifying, confirming and approving an Agreement for Amendment of Tideland Lease between The City of San Diego and Solar Aircraft Company; a copy of which Agreement is contained in Document No. 422673; was adopted, on motion of Councilman Godfrey, seconded by Councilman Schneider.

Communication from the Port Director requesting a Resolution to authorize the installation of a 24" storm drain at the foot of Canon Street, with City forces, was presented.

RESOLUTION NO. 99354, recorded on Microfilm Roll No. 32, authorizing and empowering the Port Director to do all the work in connection with the installing of a 24" storm drain at the foot of Canon Street, by appropriate city forces, in accordance with his recommendation, was adopted, on motion of Councilman Wincote, seconded by Councilman Godfrey.

Communication from the Port Director requesting a Resolution to authorize the paving of parking lot at the intersection of Harbor Drive and Scott Street, with City forces, was presented.

RESOLUTION NO. 99355, recorded on Microfilm Roll No. 32, authorizing and

empowering the Port Director to do all the work in connection with paving the parking lot located at the intersection of Harbor Drive and Scott Street, by appropriate city forces, in accordance with his recommendation, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, approved by the City Manager, recommending the advertising for bids for binding for the Public Library was presented. RESOLUTION NO. 99356, recorded on Microfilm Roll No. 32, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego with binding for the Public Library for a period commencing October 1, 1950 and ending June 30, 1951, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file under Document No. 422706, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, approved by the City Manager, recommending the advertising for bids for 7500 feet flexible welding cable for the Water Department, Alvarado Filtration Plant, was presented.

RESOLUTION NO. 99357, recorded on Microfilm Roll No. 32, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego with 7500 feet flexible welding cable, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file under Document No. 422703, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the City Manager recommending filing letter from Harry Warburton urging removal of poles and overhead wires from El Cajon Boulevard, and submitting copy of his reply to Mr. Warburton, was presented and on motion of Councilman Wincote, seconded by Councilman Schneider, ordered filed.

Communication from Tighe E. Woods, Housing Expediter, submitting copy of amendment to rent regulations, issued pursuant to Council resolution calling for Rent Decontrol, decontrolling (1) the City of San Diego, a portion of the San Diego, California, Defense-Rental Area, and (2) the remainder of said Defense-Rental Area on the Housing Expediter's own initiative, effective September 1, 1950, was presented and on motion of Councilman Schneider, seconded by Councilman Wincote, ordered filed.

Communication from American Veterans of World War #2 and Auxiliary, signed by the Commander and by the Auxiliary President, concurring in the action of the City Council in passing its Resolution relative to the American Red Cross continuance of the San Diego Community Blood Bank on its present free basis, was presented and on motion of Councilman Schneider, seconded by Councilman Wincote, ordered filed.

Communication from C. Leon de Aryan protesting the display of United Nations flags at the Civic Center Building, and suggesting that the custodian be instructed not to replace any United States flag or California flag with the United Nations flag unless specifically so ordered by higher authority, was presented and on motion of Councilman Schneider, seconded by Councilman Wincote, ordered filed.

Communication from Eastern San Diego Republican Women's Club urging the City Council to pass legislation outlawing communism was presented.

RESOLUTION NO. 99358, recorded on Microfilm Roll No. 32, referring to Council Conference the communication from Eastern San Diego Republican Women's Club, by Georgette P. McCormick, President, suggesting the passage of legislation outlawing communism, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Invitation from The International City Managers' Association for the City Manager to attend a Conference in Houston, Texas, from November 26th to 29th, 1950, was presented and on motion of Councilman Schneider, seconded by Councilman Godfrey, referred to the City Manager.

Communication from Mrs. Lena Kendall relative to new survey and establishment of mean high tide line on Mission Bay, near Crown Point; and other subjects; was presented and on motion of Councilman Wincote, seconded by Councilman Godfrey, referred to the City Attorney.

Communication from John W. Lawder, 4131 Poplar Street, suggesting postponement of decision on prohibiting sale of Raw Milk until the Council can communicate with various scientific institutions on the subject, and transmitting reprint of an article from The Rural New Yorker, was presented and on motion of Councilman Godfrey, seconded by Councilman Wincote, ordered filed.

Communication from Clyde J. Osborne, M. D. objecting to the proposed extension and dedication of Peck Place was presented and on motion of Councilman Godfrey, seconded by Councilman Schneider, referred to the City Manager.

Communication from George A. Scott, President of San Diego City and County Centennial Commission, thanking the City Council for its wholehearted support of the four-part program; and suggesting a resolution be passed by the City Council commending these civic leaders who helped with the program; was presented and on motion of Councilman Godfrey, seconded by Councilman Swan, ordered filed.

RESOLUTION NO. 99359, recorded on Microfilm Roll No. 32, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 325 feet of 2-inch W. I. water main, and the installation of 900 feet of 6-inch water main and one 6-inch fire hydrant in Armada Terrace, from Rogers Street north to a connection with a 4-inch water main; and in San Elijo Street, from Qualtrough Street to Rogers Street; by appropriate City forces, in accordance with his recommendation; was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99360, recorded on Microfilm Roll No. 32, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 573 feet of 3-inch W. I. pipe and the installation of 603 feet of 6-inch water main and two fire hydrants in Pentucket Street, from Juniper Street to Ivy Street, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99361, recorded on Microfilm Roll No. 32, authorizing and empowering the City Manager to do all the work in connection with the backfilling of trench and filling tunnel shafts with earth on the Otay-San Diego 1st Main Pipe Line, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99362, recorded on Microfilm Roll No. 32, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, an Agreement with Hunt & Johnson Display Company for the purpose of the storage of display materials; to run for one year terminating August 31, 1951; rental at \$10.00 per month; said agreement to be in the form filed in the Office of the City Clerk, under Document No. 422699; was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Petition from Glenn Braemmer for a special plumbing permit was presented; approved by the Health Department and by the City Manager.

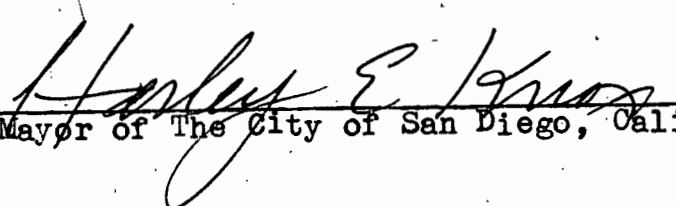
RESOLUTION NO. 99363, recorded on Microfilm Roll No. 32, granting permission to Glenn Braemmer, 4785 Mondell Terrace, to connect two houses to be located on Lot 28, Block "A", Re-subdivision of Lots 1 to 11, inclusive, Normal Heights, to a common soil line installed on an easement to Lot 27, Block "A", of said Re-subdivision; the permission being granted upon the express condition that the City be held free and clear of any claim for damages by reason of the construction, operation and maintenance of said sewer line; was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Petition from Raymond Dobson and Hazle Dell Dobson for special plumbing permit was presented; approved by the Health Department and by the City Manager.

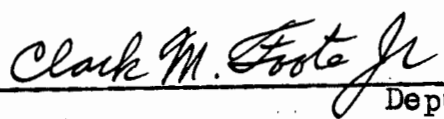
RESOLUTION NO. 99364, recorded on Microfilm Roll No. 32, granting permission to Raymond Dobson and Hazle Dell Dobson to connect a new building, which is replacing a building which is being torn down and which was connected to a common sewer line located on Lots A and B of Block 92, Horton's Addition; the permission being granted upon the express condition that the City be held free and clear of any claim for damages by reason of the construction, operation and maintenance of said sewer line; was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99365, recorded on Microfilm Roll No. 32, authorizing the Mayor and City Clerk, for and on behalf of The City of San Diego, to execute a Quitclaim Deed to St. Augustine's School of San Diego, covering an easement in Block 5 and Block 6 of Carmel Heights, fully described in said Deed, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Wincote, seconded by Councilman Swan, at the hour of 12:30 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, September 12,
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, Godfrey,
Mayor Knox.

Absent----None.

Clerk-----Fred W. Sick.

The Minutes of the Regular Meetings of Tuesday, September 5, 1950 and Thursday, September 7, 1950, were presented to the Council by the Clerk, and on motion of Councilman Wincote, seconded by Councilman Kerrigan, were approved without reading, after which they were signed by the Mayor.

At this time Mayor Knox presented service pins to the following City employees:

Miss Frances Argall who has had continuous City service since September 9, 1920, in the Public Library where she is a Librarian I. 30 year pin.

Mr. Arthur E. Brems. His first record of City service was in May, 1911, in the Harbor Department, where he worked until November, 1915. On April 13, 1925, he returned to the City in the Operating Department. Mr. Brems is now Engineer IV in the City Engineering Office. 35 year pin.

Mr. George J. Gibbs first started to work for the City in 1925. He is a veteran of World War I, U.S. Navy. Now with the Division of Streets, Public Works Department. 25 year pin.

Mr. Charles E. Hasha has been with the Water Department since 1925. Mr. Hasha is a Construction and Maintenance Foreman III in the Division of Water Distribution. 25 year pin.

Mr. Fred J. Kelly first commenced working for the City in 1925 in the Water Department. In 1936 he transferred to the Police Department, and for years was a Motorcycle Officer. He resigned in 1947, but re-entered City service in the Harbor Department where he is Chief Harbor Patrolman. 25 year pin.

Detective Sergeant Harry W. Leetch began his City service in the Police Department in 1918. Except for about two years his service is continuous. 30 year pin.

Mr. Wm. McKinley's service with the City dates back to September 14, 1925, when he began work as an Electrical Inspector. He is a veteran of World War II, having served in the U. S. Army overseas. Mr. McKinley is Superintendent of the Division of Electricity, Public Works Department. 25 year pin.

A number of persons were present who wished to discuss the matter of constructing facilities for off-street parking, under a proposed Charter change to allow the issuance of revenue bonds and the use of receipts from parking meters.

Councilman Godfrey moved that 2:00 P.M. this date, in the Council chamber, be set as the time and place to consider the matter.

Councilman Schneider objected to this motion, due to the short notice.

Councilman Wincote seconded the motion, which was passed with Councilman Schneider voting "Nay".

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 187, City Heights, within the limits and as particularly described in Resolution of Intention No. 98623, the Clerk reported that three bids had been received, which bids were presented to the Council and on motion duly made and seconded, were publicly opened and declared. Said bids were as follows:

The bid of T. B. Penick & Sons, accompanied by bond written by the Massachusetts Bonding and Insurance Company in the sum of \$600.00, which bid was given Document No. 422980.

The bid of John B. Henry, accompanied by bond written by the Fidelity and Casualty Company of New York in the sum of \$600.00, which bid was given Document No. 422981.

The bid of Cast Stone Co., by Robert A. Crist, accompanied by bond written by the Pacific Employers Insurance Company in the sum of \$495.00, which bid was given Document No. 422982.

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.

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 Columbia Street, between Chalmers and Winder Streets, as particularly described in Resolution of Intention No. 98625, the Clerk reported that four bids had been received, which bids were presented to the Council and on motion duly made and seconded, were publicly opened and declared. Said bids were as follows:

The bid of Daley Corporation, accompanied by Certified Check No. 5889, drawn on the San Diego Main Office, Bank of America National Trust & Savings Association, in the sum of \$400.00, which bid was given Document No. 422983.

The bid of R. E. Hazard Contracting Co., accompanied by bond written by the Pacific Indemnity Company in the sum of \$350.00, which bid was given Document No. 422984.

The bid of V. R. Dennis Construction Co., accompanied by a bond written by

the Continental Casualty Company in the sum of \$400.00, which bid was given Document No. 422985.

The bid of Griffith Company, accompanied by a bond from the National Surety Corporation in the sum of \$320.00, which bid was given Document No. 422986.

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

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 Plum Street, between Fenelon & Garrison Street, as particularly described in Resolution of Intention No. 98627, the Clerk reported that three bids had been received, which bids were presented to the Council and on motion duly made and seconded, were publicly opened and declared. Said bids were as follows:

The bid of R. E. Hazard Contracting Company, accompanied by a bond written by the Pacific Indemnity Company in the sum of \$400.00, which bid was given Document No. 422997.

The bid of V. R. Dennis Construction Co., accompanied by a bond written by the Continental Casualty Company in the sum of \$400.00, which bid was given Document No. 422998.

The bid of Griffith Company, accompanied by a bond written by the National Surety Corporation in the sum of \$350.00, which bid was given Document No. 422999.

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, the latest time set for the receiving of bids, for the paving and otherwise improving of Dwight Street, between 41st Street and Marlborough Avenue, as particularly described in Resolution of Intention No. 98626, the Clerk reported that three bids had been received, which bids were presented to the Council and on motion duly made and seconded, were publicly opened and declared. Said bids were as follows:

The bid of Daley Corporation, accompanied by a certified check drawn on the San Diego Main Office, Bank of America National Trust and Savings Association, No. 5888 in the sum of \$450.00, which bid was given Document No. 423000.

The bid of V. R. Dennis Construction Company, accompanied by a bond written by the Continental Casualty Company in the sum of \$500.00, which bid was given Document No. 423001.

The bid of Griffith Company, accompanied by a bond written by the National Surety Corporation in the sum of \$400.00, which bid was given Document No. 423002.

Thereupon, on motion of Councilman Schneider, 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 Resolution of Intention No. 99002, for the paving and otherwise improving of Westland Avenue, Commonwealth Avenue, Pentuckett Avenue and Ivy 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.

Mrs. Mattie D. Walker protested orally, and read to the Council a protest she had prepared, which was given Document No. 422992.

Mrs. H. D. Noble, circulator of the paving petition, spoke in favor of having the work done.

The acting City Engineer reported on the percentage of signatures on the original petition; and the percentage of the frontage represented by Mrs. Mattie D. Walker's protest.

All interested persons having been heard, RESOLUTION NO. 99366, recorded on Microfilm Roll No. 32, overruling and denying the protest of Mattie D. Walker, filed under Document No. 422992, against the proposed paving of Westland Avenue, Commonwealth Avenue, Pentuckett Avenue and Ivy Street, under Resolution of Intention No. 99002; overruling and denying all other protests; 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 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 ending June 14, 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 oral protests were received.

All interested persons having been heard, RESOLUTION NO. 99367, recorded on Microfilm Roll No. 32, confirming the proposed assessment for San Diego Lighting District No. 1, for a period of one year ending June 14, 1951, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Thereupon, 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 portions of Blocks 13 and 14, La Jolla Park into an "RC" Zone; and repealing Ordinance No. 13294, insofar as the same conflicts therewith, the Clerk reported that no written protests had been received.

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

No one appeared to be heard verbally, and no written protests were presented. ORDINANCE NO. 4526 (New Series) Incorporating Lots 10, 11 and 12, Block 13, and portion of Lot 7, Block 14, La Jolla Park, into an "RC" Zone as defined by Ordinance No. 8924 of the Ordinances of the City and Amendments thereto; and repealing Ordinance No. 13294, approved August 31, 1931, insofar as the same conflicts therewith, recorded on Microfilm Roll No. 32, 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 and Mayor Knox. Nays--None. Absent--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 and Mayor Knox. Nays--None. Absent--None. The final reading of such ordinance was in full.

Petition of the General Petroleum Corporation for special driveways permit at the southeast corner of Newport Avenue and Cable Street was presented, and on motion of Councilman Kerrigan, seconded by Councilman Schneider, referred to the City Manager.

Petition of property owners for a pumping plant at Mission Boulevard and Pacific Beach Drive,; the City of San Diego to bear all expense; stating that this point is approximately ten inches below the maximum high tide line; was presented and on motion of Councilman Schneider, seconded by Councilman Kerrigan, referred to the City Manager.

Petition of The Roman Catholic Bishop of San Diego, a corporation sole, for closing the Alley in Block 134, Central Park Addition, from the westerly line of the San Diego & Arizona Railway right of way to the easterly line of 32nd Street, was presented and on motion of Councilman Schneider, seconded by Councilman Kerrigan, referred to the City Manager.

Petition of the San Diego Junior Chamber of Commerce for support in the proposed "San Diego Air Games", and permission to charge 25¢ for parking, to help defray the costs; listing a number of the proposed events; was presented and on motion of Councilman Schneider, seconded by Councilman Dail, referred to the City Manager.

Claim of Emily Burlingame for alleged damages to her automobile on 34th Street, near Federal Boulevard, with no amount specified, was presented.

RESOLUTION NO. 99368, recorded on Microfilm Roll No. 32, referring to the Pacific Indemnity Company the claim of Emily Burlingame, 220 Ivy Street, filed under Document No. 422798, pursuant to the provisions of Policy Number LAC 48400, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Claim of Philip B. Lopez, father and natural guardian of Philip Albert Lopez, a minor, with no amount specified, was presented.

RESOLUTION NO. 99369, recorded on Microfilm Roll No. 32, referring to the Percy H. Goodwin Company the claim of Philip B. Lopez, guardian of Philip Albert Lopez, a minor child, filed under Document No. 422797, pursuant to the provisions of Policy Number L- 970, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent reporting on bids received for the construction of four Fishermen's Piers adjacent to Sonar School; three bids received; recommending award to M. H. Golden Construction Company, the low bidder, was presented.

RESOLUTION NO. 99370, recorded on Microfilm Roll No. 32, accepting the bid of M. H. Golden Construction Company for the construction of four Fishermen's Piers adjacent to the Sonar School, for the Harbor Department, for the sum of \$34,794.00; awarding the contract; and authorizing the members of the Harbor Commission to enter into and execute a contract with said M. H. Golden Construction Company; was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent reporting on bids received for the furnishing of one 3/8 cubic yard tractor loader; two bids received; recommending award to the sole bidder meeting specifications, the Tractor Supply Company of San Diego; was presented.

RESOLUTION NO. 99371, recorded on Microfilm Roll No. 32, accepting the bid of Tractor Supply Company to furnish The City of San Diego with one 3/8 cubic yard tractor loader for the sum of \$2431.32, plus State sales tax; awarding the contract; and authorizing the City Manager to execute a contract with said Tractor Supply Company; was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent reporting on bids received for furnishing two 1500-gallon water tanks; three bids received; recommending award to Mamer Truck Bodies, the low bidder; was presented.

RESOLUTION NO. 99372, recorded on Microfilm Roll No. 32, accepting the bid of Mamer Truck Bodies Company to furnish The City of San Diego with two 1500-gallon water tanks at a price of \$785.00 each, plus State sales tax; awarding the contract; authorizing the City Manager to execute a contract with said Mamer Truck Bodies Company for furnishing of said tanks; was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99373, recorded on Microfilm Roll No. 32, approving the 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 first unit of a club building in Balboa Park, east of Sixth Avenue and Redwood Street, bearing Document No. 422915; ascertaining and declaring the wage scale to be paid for said work; authorizing the Purchasing Agent to proceed to publish notice to contractors calling for

bids for said work; was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99374, recorded on Microfilm Roll No. 32, approving the plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the construction of street lights at Midway Drive and Ventura Boulevard, filed under Document No. 422913; ascertaining and declaring the wage scale to be paid for said work; authorizing the Purchasing Agent to proceed to publish a notice to contractors calling for bids for said work; was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the City Manager recommending filing letter from the City Manager of National City relative to odors from the sewage disposal plant on Harbor Drive; together with a copy of his reply to the City of National City; was presented.

A motion was made by Councilman Schneider, seconded by Councilman Wincote, to file the papers. The Mayor stated he would like further consideration of the matter, to see if the conditions complained of could not be eliminated. Thereupon, the motion was withdrawn.

RESOLUTION NO. 99375, recorded on Microfilm Roll No. 32, referring to Council conference the communication of the City Manager contained in Document No. 422936 relative to odors emanating from the City of San Diego's sewage disposal plant on Harbor Drive; together with his reply to the City of National City in answer to the complaint regarding this nuisance; was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending repeal of order for an overhead street light on Estrella Avenue, north of El Cajon Boulevard; as the Utility Company is unable to secure easements required, and the property owners object to a pole line, or even the necessary pole upon which to mount the desired light; was presented.

RESOLUTION NO. 99376, recorded on Microfilm Roll No. 32, rescinding Resolution No. 98416, adopted June 27, 1950, ordering the installation of an overhead street light on Estrella Avenue north of El Cajon Boulevard, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending denial of petition for a street light at 61st Street and Detroit Avenue, as there not enough homes within a half-block radius to warrant the installation; and the location is approximately 1600 feet from the nearest power company overhead street light circuit; was presented.

RESOLUTION NO. 99377, recorded on Microfilm Roll No. 32, denying the petition of property owners and residents filed under Document No. 422055, for the installation of an overhead street light at the corner of 61st Street and Detroit Avenue, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending the installation of 600 c.p. overhead street lights at six locations as petitioned for by residents was presented.

RESOLUTION NO. 99378, recorded on Microfilm Roll No. 32, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

- Draper Street at Westbourne Street;
- Draper Street at Fern Glen;
- Chelsea Avenue at Bird Rock Avenue;
- Dolphin Place at Bird Rock Avenue;
- Abalone Place at Bird Rock Avenue; and
- College Avenue at College Way.

Communication from the City Attorney returning claims of Guy F. Atkinson Company against the City of San Diego for \$6719.19 and \$3885.72; together with written opinion thereon from Assistant City Attorney Shelley J. Higgins; was presented and on motion of Councilman Schneider, seconded by Councilman Swan, referred to the City Manager.

Communication from the City Planning Director relative to proposals for preparation of plans for the new Morena Boulevard Bridge over the San Diego River Floodway; recommending award to Donald R. Warren Company of Los Angeles, and recommending that the necessary contract be entered into, and the plans started as soon as possible; was presented and on motion of Councilman Godfrey, seconded by Councilman Swan, referred to Council conference by RESOLUTION NO. 99379, recorded on Microfilm Roll No. 32.

Communication from the City Planning Commission submitting Resolution amending Resolution No. 97147 and suspending sections of the Subdivision Ordinance relative to the tentative Map of Clearview, was presented.

RESOLUTION NO. 99380, recorded on Microfilm Roll No. 32, amending Resolution No. 97147, adopted March 9, 1950, to include a suspension of Section 3J3 of the Subdivision Ordinance No. 1025, to permit Lots 52 to 58 to have a 49-foot frontage, in the tentative Map of Clearview, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the City Planning Commission submitting resolution amending Resolution No. 98096 and suspending sections of the Subdivision Ordinance relative to the tentative Map of Cosgrove Mesa, was presented.

RESOLUTION NO. 99381, recorded on Microfilm Roll No. 32, amending Resolution No. 98096, adopted May 31, 1950, to include a suspension of Section 3J3 of the Subdivision Ordinance No. 1025, to permit Lots 25 to 34 inclusive to have lot frontages of 49.68 and 49.69 feet, in the tentative Map of Cosgrove Mesa, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication from the City Planning Commission recommending the approval of the final map of Emerald Hills, under certain conditions, was presented.

RESOLUTION NO. 99382, recorded on Microfilm Roll No. 32, authorizing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Mobil-home Corp. of San Diego, a corporation, and Asa G. Snyder and Howard W. Snyder and Eva Snyder, husband and wife, for the installation and completion of the unfinished improvements for Emerald Hills; 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. 99383, adopting the map of Emerald Hills and accepting the public streets, portions of Public Streets, alley and unnamed easements therein, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the Bar Association of San Diego submitting a resolution urging the compilation and publication of City Ordinances in book form was presented, and on motion of Councilman Schneider, seconded by Councilman Kerrigan, referred to the City Attorney for a reply.

Communication from Mr. and Mrs. R. W. Chadwick thanking the Mayor and City Council for their part in making the parade and luncheon for Miss Florence Chadwick such a success was presented and on motion of Councilman Kerrigan, seconded by Councilman Schneider, ordered filed.

Communication from the Great American Indemnity Company requesting the denial of the claim of Allyn J. Naviaux for \$214.20 based on an accident causing property damage to his automobile was presented.

RESOLUTION NO. 99384, recorded on Microfilm Roll No. 32, denying the claim of Allyn J. Naviaux, 3631 Kite Street, filed under Document No. 417594, in the amount of \$214.20, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Business Manager of Local Union No. 230, United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry of the United States and Canada, relative to a new Wage Scale for Journeymen, Foremen and Apprentices (Revision upwards), was presented and on motion of Councilman Schneider, seconded by Councilman Kerrigan, referred to the City Manager.

Communication from Chief, State Bureau of Game Conservation, favoring the maintenance of the Mission Bay wildlife area in its present state; stating it is a necessary part in maintaining the coastal flight of waterfowl; was presented and on motion of Councilman Swan, seconded by Councilman Kerrigan, referred to the Mission Bay Advisory Commission for a report.

Communication from Wright, Thomas, Dorman & Fox requesting the vacation of certain recorded easements, etc., in Hermosillo Manor, Map No. 2575, was presented and on motion of Councilman Wincote, seconded by Councilman Swan, referred to the City Manager.

RESOLUTION NO. 99385, recorded on Microfilm Roll No. 32, directing notice of filing of assessment roll No. 1954, made to cover the costs and expenses of the installing of sewer mains, connections, fittings and appurtenances in portions of University Avenue, 54th Street, Rex Avenue and public rights of way, under Resolution of Intention No. 96686, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99386, recorded on Microfilm Roll No. 32, directing notice of filing of assessment roll No. 1953, made to cover the costs and expenses of the paving and otherwise improving of Winona Avenue, between University Avenue and Wightman Street, under Resolution of Intention No. 96297, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99387, recorded on Microfilm Roll No. 32, approving plans, drawings, typical cross-sections, profiles and specifications, and Plat No. 2214 showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of the Alleys in Blocks 147 and 126, University Heights, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99388, recorded on Microfilm Roll No. 32, approving plans, drawings, typical cross-sections, profiles and specifications, and Plat No. 2209, showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of Evergreen Street, between the northeasterly line of Whittier Street and the southwesterly line of Xenophon Street, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99389, recorded on Microfilm Roll No. 32, approving plans, drawings, typical cross-sections, profiles and specifications, and Plat No. 2200, showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of Landis Street, between 47th Street and Euclid Avenue; Roselawn Avenue, between Euclid Avenue and Landis Street, and Public Rights of Way in Block D, Belle Crest, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99390, recorded on Microfilm Roll No. 32, approving plans,

drawings, typical cross-sections, profiles and specifications, and Plat No. 2212, showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of Thomas Avenue, between Fanuel Street and Gresham Street, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 99391, recorded on Microfilm Roll No. 32, 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 Resolution of Intention No. 98907, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 99392, recorded on Microfilm Roll No. 32, for the paving and otherwise improving of the Alley in Block 53, Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 98909, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 99393, recorded on Microfilm Roll No. 32, for the paving and otherwise improving of the Alley in Block 13, Ocean Beach Park, within the limits and as particularly described in Resolution of Intention No. 98908, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 99394, recorded on Microfilm Roll No. 32, for the paving and otherwise improving of the Alleys in Blocks 52 and 71, University Heights, within the limits and as particularly described in Resolution of Intention No. 98910, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99395, directing notice inviting sealed proposals for Loma Portal Lighting District No. 1, for the period of one year ending June 27, 1951, recorded on Microfilm Roll No. 32, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION NO. 99396, recorded on Microfilm Roll No. 32, for the paving and otherwise improving of the Alley in Block 1, Monte Mar Vista, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION NO. 99397, recorded on Microfilm Roll No. 32, for the paving and otherwise improving of Dalbergia Street, between Thor Street and Una Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION NO. 99398, recorded on Microfilm Roll No. 32, for the paving and otherwise improving of Linwood Street, between Pringle Street and a line parallel to and distant 150 feet southeasterly from the southeasterly line of Keating Street, and a portion of Keating Street, between Titus Street and Neale Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION NO. 99399, recorded on Microfilm Roll No. 32, for the installation of sewer mains, connections, fittings and appurtenances 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 of Way, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION NO. 99400, recorded on Microfilm Roll No. 32, for the closing of portions of Union Street and Sassafras 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. 99401, recorded on Microfilm Roll No. 32, for the closing of Unnamed Street, Las Alturas Villa Sites, in the vicinity of Euclid Avenue, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99402, recorded on Microfilm Roll No. 32, for the paving and otherwise improving of the Alley in Block 147, University Heights; East and West Alley in Block 126, University Heights; and North and South Alley in Block 126, University Heights; within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99403, recorded on Microfilm Roll No. 32, for the paving and otherwise improving of Evergreen Street, between Whittier Street and Xenophon Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99404, recorded on Microfilm Roll No. 32, for the paving and otherwise improving of Landis Street, between 47th Street and Euclid Avenue; and Roselawn Street, between Euclid Avenue and Landis Street; within

the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99405, recorded on Microfilm Roll No. 32, for the paving and otherwise improving of Thomas Avenue, between Fanuel Street and Gresham Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99406, recorded on Microfilm Roll No. 32, accepting the offer of The Pacific Union Metal Company, filed under Document No. 422736, agreeing to furnish 16 Union Metal Co. Octaflute Monotube Pendent type standards, 16 General Electric Form 101D Luminaires and 16 - 400 watt 6.6 Ampere General Electric Type ILH Ballast at the prices named in said offer and license agreement, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99407, recorded on Microfilm Roll No. 32, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work and improvement on paving and otherwise improving the Alley in Block 3, Carmel Heights, as particularly described in Resolution of Intention No. 98039, and to be assessed to pay the expenses thereof, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99408, recorded on Microfilm Roll No. 32, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work and improvement on paving and otherwise improving the Alley in Block 51, Ocean Beach, as particularly described in Resolution of Intention No. 98040, and to be assessed to pay the expenses thereof, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99409, recorded on Microfilm Roll No. 32, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work and improvement on paving and otherwise improving G Street and Public Rights of Way, as particularly described in Resolution of Intention No. 97765, and to be assessed to pay the expenses thereof, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99410, recorded on Microfilm Roll No. 32, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work and improvement on paving and otherwise improving Hornblend Street, Dawes Street, Reed Avenue, Oliver Avenue, Alley in Block 2, Braemar; Haines Street and Pacific Beach Drive, as particularly described in Resolution of Intention No. 98042, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99411, recorded on Microfilm Roll No. 32, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work and improvement on paving and otherwise improving of Tourmaline Street and Sapphire Street, as particularly described in Resolution of Intention No. 98043, and to be assessed to pay the expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99412, recorded on Microfilm Roll No. 32, authorizing and empowering the City Manager to do all the work in connection with the lowering of approximately 900 feet of 16-inch water main and 100 feet of 6-inch and 8-inch water main in Haines Street, from the south line of Pacific Beach Drive to the south line of Oliver Street, and from the center line of Reed Avenue to the north line of Thomas Avenue, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99413, recorded on Microfilm Roll No. 32, authorizing and directing the Mayor and City Clerk of The City of San Diego to execute a quitclaim deed to James Alfred Horton and Mabel E. Horton, husband and wife, covering an easement over the southerly four feet of Lot 1235, Talmadge Park Estates Unit No. 3, except the westerly ten feet thereof; in exchange for a deed from said parties to an easement over a portion of the easterly 111.17 feet of Lot 1234 in said Talmadge Park Unit No. 3; under terms and conditions fully set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The Mayor requested, and was granted unanimous consent to bring up the matter of appointments to the San Diego Disaster Council and to the Mission Bay Advisory Committee.

RESOLUTION NO. 99414, recorded on Microfilm Roll No. 32, approving the appointment by Mayor Harley E. Knox of Mr. John Quimby, Secretary of the A. F. L. Central Labor Council and Dr. George Geyer, Assistant Superintendent of City Schools to serve as members of the City of San Diego Disaster Council, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99415, recorded on Microfilm Roll No. 32, appointing Mr. Vance Dickerson and Mr. V. W. Derry to serve as members of the Mission Bay Advisory Committee, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

At this time Mayor Knox was excused from the meeting, and Vice Mayor Kerrigan took over the duties of Chairman.

RESOLUTION NO. 99416, recorded on Microfilm Roll No. 32, authorizing the City Manager to issue an Extra Work Order to Carroll & Foster for the furnishing of all labor, equipment and material for realigning the portion of the 24-inch North Park storm drain on University Avenue, between 30th Street and Ray Street; the cost of which additional work shall not exceed the sum of \$3,337.28; was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99417, recorded on Microfilm Roll No. 32, waiving Section 2-02 of the specifications 109 for the improvement of Scott Street and Harbor Drive, in so far as it affects the work done under contract with V. R. Dennis Construction Company, filed as Document No. 418081, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99418, recorded on Microfilm Roll No. 32, granting the request of W. V. Hutchison for an extension of time for a period of thirty days in which to complete the construction of a storm drain in La Jolla Hermosa, La Canada to Camino de la Costa, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99419, recorded on Microfilm Roll No. 32, authorizing and directing the City Manager to execute a lease agreement with Nora L. and Edward A. Dorman for the leasing of the snack bar and restaurant on Santa Clara Point in Mission Bay, under the terms and conditions found in Lease on file in the office of the City Clerk under Document No. 423022, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99420, recorded on Microfilm Roll No. 32, granting permission to Fisher Oil Company, 3702 El Cajon Boulevard, to remove the curb on the west side of 43rd Street, between points 25 and 55 feet, and between points 83 and 113 feet north of the north line of the alley between Alpha Street and Keeler Avenue, for the installation of two driveways adjacent to the south 113.22 feet of the east 150 feet of Lot 24, Caruthers' Addition, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99421, recorded on Microfilm Roll No. 32, granting permission to Roy A. Cook, 4051 Promontory Street, to install a 4" cast iron sewer line to be placed 5 feet outside of property line and run in a southerly direction, parallel to the westerly line of the northerly 40.0 feet of Acre Lot 64, Pacific Beach Subdivision to point of intersection with public sewer; to serve property at 1709 and 1711 Diamond Street; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4527 (New Series) appropriating the sum of \$59,000.00 from the Traffic Safety Fund of the City of San Diego, for the purpose of providing funds for the construction of the Reed Avenue Storm Drain, in Pacific Beach, 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--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 and Godfrey. Nays--None. Absent--Mayor Knox.

The final reading of such ordinance was in full. Recorded on Microfilm Roll No. 32.

ORDINANCE NO. 4528 (New Series), recorded on Microfilm Roll No. 32, appropriating the sum of \$17,500.00 from the Capital Outlay Fund of The City of San Diego for the purpose of providing funds for the construction of a storm drain in 38th Street, between University Avenue and Wightman Street, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final reading and passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays--None. Absent--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 and Godfrey. Nays--None. Absent--Mayor Knox.

The final reading of such ordinance was in full.

ORDINANCE NO. 4529 (New Series), recorded on Microfilm Roll No. 32, appropriating the sum of \$2,600.00 from the Capital Outlay Fund of the City of San Diego, for the purpose of providing additional funds for the construction of a storm drain in North Park (Wightman 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 and Godfrey. Nays--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--None. Absent--Mayor Knox.

The final reading of such ordinance was in full.

ORDINANCE NO. 4530 (New Series), recorded on Microfilm Roll No. 32, dedicating certain Public Land as and for a portion of a Highway across a portion of the south half of the northeast quarter of Section 34, Township 16 South, Range 2 West, San Bernardino Meridian, in Rancho Mission of San Diego, and naming the same REDWOOD 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, Kerrigan, Dail and Godfrey. Nays--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 and Godfrey. Nays--None. Absent--Mayor Knox.

The final reading of such ordinance was in full.

By Unanimous Consent, RESOLUTION NO. 99422, recorded on Microfilm Roll No. 32, referring to the City Manager for a report and recommendation the matter of poor drainage in the area between 25th and 26th Streets, north of the new paving on G Street, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

At the hour of 11:00 o'clock A.M., on motion of Councilman Swan, seconded by Councilman Wincote, the council took a recess until the hour of 2:00 o'clock P.M. this date.

Upon reassembling, the roll call showed as follows:
Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey and Mayor Knox.
Absent----Councilman Dail.
Clerk-----Fred W. Sick.
The meeting convened promptly at 2:00 P.M.

A majority of the members of the Council signed a contract with the San Diego Gas & Electric Company for furnishing electric current for Mission Beach Lighting District No. 1, for the period of one year ending May 14, 1951.

The Mayor presented a draft of proposed Amendment to the Charter by adding a new section thereto, to be numbered Section 90-1/2, which would give the City of San Diego power to provide for the acquisition, construction and maintenance of public parking lots, garages or other automobile parking facilities, and to provide for the payment of the cost thereof by the issuance and sale of bonds or other securities payable in whole or in part from the revenues of any such parking facilities, and also to pledge, place a charge upon, or otherwise make available as additional security for the payment of such securities, any and all revenues from any or all parking meters under the control of said City; providing for the adoption of an Ordinance to make said Charter Amendment effective; etc.

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

The City Clerk read the proposed Charter Amendment in full.

Arthur H. Marston Jr., of the Marston Company, spoke in favor of parking areas close to the congested district; with shuttle-bus service to the center of town. He read a list of names of those associated with him in an endeavor to improve parking conditions. He pledged support to the City of San Diego in its effort to relieve the parking congestion. He stressed the need for vehicle parking facilities in the central parking and congested traffic district.

Fred B. Mitchell, of 1401 - 6th Avenue, a Realtor, spoke in opposition to the City's entering into the business of operating competitive parking facilities to help downtown business firms. He favored the issuance of parking ticket redemption tags by firms benefited as the best solution to the problem.

Frank Grable, of the San Diego Realty Board, opposed the use of funds received from parking meters to build parking lots and facilities near the center of town. He said this would deplete the general fund about \$375,000 per year, and raise the tax rate.

A. J. Sutherland, of the Security Bank, spoke. He stated that ^{it} is just another scheme for Government to take over private business at the expense of the taxpayers. He mentioned existing parking facilities available close to Fifth and Broadway, which are seldom full; and claimed that the area of parking space available in the downtown area is increasing; and stated that a large parking lot is contemplated just south of the Medico-Dental Building.

James A. Cooper of the northeastern portion of the City spoke on behalf of merchants in his district. He favored the proposed Charter amendment.

O. W. Cotton, Realtor, spoke against the proposed Charter amendment. He stated that more privately operated parking lots will be constructed as the need arises; and that the law of supply and demand will take care of the situation. He stated that 15% of the area from 3rd to 12th Avenues and from Ash to Market Streets is now occupied by parking lots; and further stated that the City would run private parking lot operators out of business.

Elmer J. Hartman, 3787 - 29th Street, spoke in opposition to City-owned parking lots. He claimed that parking meters installed in San Diego are illegal.

Bill Miller from North Park section spoke in favor of using parking meter funds for providing off-street parking. He stated that there are 228,000 vehicles in the City of San Diego. He claimed that parking meter receipts should not go into the general fund to reduce real estate taxes.

Henry Cramer spoke in opposition to the "condemnation" feature of the proposed parking lot measure. He believed merchants should provide their own parking lots.

O. J. Hall of the Star and Crescent Company opposed City-owned parking lots. A parking facility he operates under one of the down-town buildings is seldom full, it was claimed.

Mr. Dallas Clark, of the Orpheum Theatre Building, stated that plenty of parking is now available near the center of town.

A Mr. Charles of the Grand Stores spoke in defence of the merchants who want additional parking facilities.

Evan Jones, owner of a parking lot, stated this would be a good thing for Government to stay out of.

He stated that his parking lot has never been full since he took it over last July; and suggested that private enterprise could handle the parking situation.

Walter Ames, an attorney representing a downtown property owner with a large holding; valued at half a million dollars; did not favor the proposed Charter amendment.

A merchant of 1041 - 5th Street, stated he was interested in the preservation of real estate values in downtown San Diego.

Harry Calloway, of 640 Broadway, favored additional parking facilities for congested areas. He requested submission of the proposition on the November ballot.

Wm. A. Evans, an attorney, objected to:

1. Taking money out of the General Fund;
2. the City participating in what is now private business;
3. Possible "blight" of the present business district;
4. Condemnation of certain properties for parking lots;

and stated that it would use public funds to favor a few large business men.

Baron Dukes, from Walker's department store, stated the bonds for parking lots should be self-liquidating. He very much favored the Charter amendment, and wanted the people to vote on the proposition.

Miss Lottie Crawford, a real estate broker, spoke against the proposition as now written; and stated that no parking meter funds should be used for this purpose.

Jack Holt, attorney representing the owner of a parking lot near 3rd Avenue and E Street, spoke against the proposed Charter amendment; stating that no parking lots are now filled every day. He stated that the City with low-interest bearing bond funds would put the private parking lot operators out of business.

Thomas Moll, of 1277 - 4th Avenue, stated the downtown merchants would like a vote of the people on the proposition.

Thereupon, the Mayor declared the hearing closed.

Councilman Wincote spoke. He favored waiting until the Spring election to submit the proposition.

Councilman Schneider favored postponing the matter until the Spring election.

Councilman Swan favored a survey, preferably conducted by the City Manager, of the existing parking lots as to capacity and location.

Councilman Dail spoke on an effort made to secure an assessment district for off-street parking in North Park, which had been unsuccessful. He did not favor any delay in submitting the proposition to the electors.

Councilman Schneider stated that the November ballot is crowded; while next Spring the ballot will be on City items only.

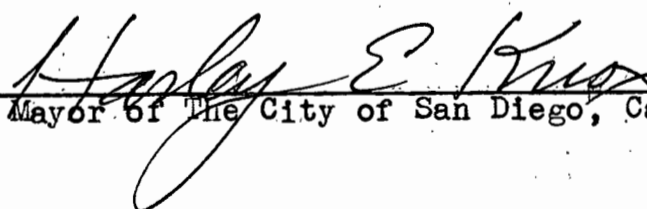
Councilman Godfrey said the matter would eventually have to be voted upon.

The Mayor said he would not wish to jeopardize the proposed November bond issues by submitting another item.

A motion was made by Councilman Schneider to discontinue consideration of this parking matter as a factor in the November election. This motion was withdrawn.

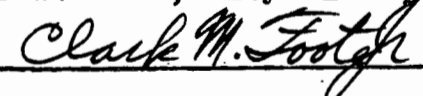
After further discussion, on motion of Councilman Kerrigan, seconded by Councilman Wincote, the entire matter was referred to Council conference.

There being no further business to come before the meeting, on motion of Councilman Schneider, seconded by Councilman Swan, the meeting was adjourned at the hour of 4:00 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, September 14,
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 A.M.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Mrs. G. J. Relder from the decision of the Zoning Committee granting permission to Helen Leyden to construct a steel safety fire escape on the side of an existing building, to be a maximum of 3 ft. in width and placed flush against the wall of said building, with a sideyard not less than 30 inches, on the West 50 ft. of Lots 13 through 16, and 10 feet of Fir Street closed adjacent on the South, Block 50, Seaman and Choates Addition, 2974 Fir Street, Zone C, all papers in connection with the matter were presented. Communication from the Zoning Engineer reporting on the appeal of Mrs. G. J. Relder was read.

Harry Ransom Jr. appeared on behalf of Mrs. G. J. Relder. He stated the proposed fire escape would be too close to Mrs. Relder's bedroom window, and should be constructed on another side of the building it is to serve.

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

The City Manager stated that the fire escape is being installed at the demand of the City Fire Department on a boarding house for the aged.

Assistant Planning Director Harry Haelsig stated the property is in a "C" Zone, and that a commercial building could be constructed to the lot line in such a zone. He stated that there is a ten-foot space between the buildings at present.

Mrs. Helen Leyden of 2974 Fir Street spoke in support of the request for installation of a fire escape. She showed pictures of the property in question, to give a better idea of the space between the buildings; and said the installation of the fire escape on any other side of the building would not be practical.

All interested persons having been heard, RESOLUTION NO. 99423, recorded on Microfilm Roll No. 32, overruling and denying the appeal of Mrs. G. J. Relder from the decision of the Zoning Committee in granting to Helen Leyden, 2974 Fir Street, permission to construct a steel safety fire escape on the side of an existing building, to be a maximum of 3 ft. in width and placed flush against the wall of said building, with a sideyard not less than 30 in. on the west 50 feet of Lots 13 through 16, and 10 feet of Fir Street closed adjacent on the South, Block 50, Seaman and Choates Addition in Zone C; sustaining the said Zoning Committee decision; 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 the continued hearing on the proposed Ordinance Amending Chapter 3200, consisting of Sections 3201 to 3236, both inclusive, and adding five new sections to said Chapter 3200, to be known as and numbered Sections 3237, 3238, 3239, 3240 and 3241, to Ordinance No. 3674 (New Series), (Building Code), of the Ordinances of the City of San Diego, adopted March 2, 1948; relating to the construction and erection of signs in The City of San Diego; all papers previously filed in connection with the matter were again presented.

The Mayor requested Vice Mayor Kerrigan to act as chairman, as Mr. Kerrigan had presided at the previous hearing and was familiar with the subject. This request was complied with; the Mayor retaining a seat on the Council.

Communication from the Silver Gate Building and Loan Association opposing the use of projecting advertising signs was presented and read.

Communication from the San Diego Manufacturers of Electrical Advertising Displays relative to the proposed sign ordinance; listing a number of suggested changes in the present draft; was presented and read.

Mr. George C. Hatch, president of the San Diego Chapter, the American Institute of Architects, stated he thought signs should be allowed to extend not more than 8" from the face of a building.

He started to read a lengthy list of suggested changes in the ordinance draft, including deletions to, additions to, and changes in Sections 3204, 3205, 3206, 3210, 3214, 3215 and 3216. The Mayor interrupted at this point and said these changes appeared to be along the same line--to secure flat signs against the buildings. Mr. Hatch turned in his paper with the list of suggestions, which was given Document No. 423140.

Mr. Joseph Jessop, 1041 - 5th Avenue, wanted a change in the ordinance draft to allow his existing sidewalk clock to remain in its present location. The Mayor moved that this be done, as Mr. Jessop's clock is an asset to the City and one of San Diego's landmarks. Councilman Wincote suggested an amendment to the motion to allow all existing sidewalk clocks to remain in place.

The Assistant Planning Director stated that some of the existing clocks had too much advertising matter displayed. Mr. Jessop stated he would be glad to remove the nameplates from his clock if requested to do so.

The original motion relative to Mr. Jessop's clock was withdrawn.

Thereupon, RESOLUTION NO. 99424, recorded on Microfilm Roll No. 32, referring to Council Conference the matter of Curb Clocks in the City of San Diego, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Mr. George Stillings, president of the San Diego Hotel Association spoke. He wanted to maintain existing Hotel Marquees, and the privilege of proper advertising signs thereon.

Mr. Donald Campbell of the Architects' Association spoke favoring "flat" signs.

Mr. J. W. Harper spoke about the business needs for practical signs. He favored retaining the present provision for retaining 4+ feet as one dimension for standard signs. He stated that if the draft were changed to allow signs to extend 4-1/2 feet from the face of the building, with no definite limit as to height, it would save merchants a great deal of money in converting their existing signs (which are all 4-1/2 feet high) to comply with the new requirement. If this were done, each sign could be up-ended, the lettering changed, and the sign continued in service.

Mr. Clarence J. Paderewski spoke on behalf of the architects; stating that all their suggestions have been practical. Several sign manufactures still objected to the requirement for 8" projection only from buildings, as suggested by the Architects.

Mr. Isadore Jacobson, owner of a sign company, presented a large book containing sign regulations from a number of cities, which he thought might be helpful to the Councilmen in studying the proposed San Diego Sign Ordinance.

Mr. Preston Justice turned in a communication favoring the elimination of overhanging street signs.

All interested persons having been heard, on motion of Councilman Godfrey, seconded by Councilman Schneider, the hearing was continued for three weeks, until Thursday, October 5th, 1950, at the hour of 10:00 o'clock A.M.

Thereupon, Mayor Knox resumed his duties as chairman of the meeting.

Application of Bill C. Smiley for certificate of necessity to operate one limousine for hire was presented and on motion of Councilman Schneider, seconded by Councilman Wincote, referred to the City Manager.

Claim of David A. Carter, on behalf of himself and his minor daughter, Fern Adele Carter, for \$2500.00 was presented.

RESOLUTION NO. 99425, recorded on Microfilm Roll No. 32, referring to the Percy H. Goodwin Company the claim of David A. Carter, on behalf of himself and his minor daughter, Fern Adele Carter, by Harry E. Freyberg, attorney, filed under Document No. 422989, pursuant to the provisions of Policy Number L-970, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Claim of Stella DeLavallada, for property damage, with no amount stated, was presented.

RESOLUTION NO. 99426, recorded on Microfilm Roll No. 32, referring to the Pacific Indemnity Company the claim of Stella DeLavallade, filed under Document No. 422988, pursuant to the provisions of Policy Number LAC 48400, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Claim of Ruth White Lowry for \$560.00 property damage was presented.

RESOLUTION NO. 99427, recorded on Microfilm Roll No. 32, referring to the Percy H. Goodwin Company the claim of Ruth White Lowry, filed under Document No. 423018, pursuant to the provisions of Policy Number L-970, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Claim of Carl and Gertrude Schroder for property damages in the amount of \$1,575.00 was presented.

RESOLUTION NO. 99428, recorded on Microfilm Roll No. 32, referring to the Percy H. Goodwin Company the claim of Carl Schroder and Gertrude Schroder, filed under Document No. 422977, pursuant to the provisions of Policy No. L-970, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent reporting on bids received for furnishing one whiteprinting and duplicating machine for the Water Distribution Division; two bids received; recommending award to Charles Bruning Company, Inc., of Los Angeles, the low bidder meeting specifications; was presented.

RESOLUTION NO. 99429, recorded on Microfilm Roll No. 32, accepting the bid of Charles Bruning Company, Inc. to furnish one whiteprinting and duplicating machine for the Water Distribution Division, for a price of \$2040.00 plus State sales tax; awarding the contract; and authorizing the City Manager to enter into a contract with said Charles Bruning Company, Inc., for furnishing said machine; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99430, recorded on Microfilm Roll No. 32, approving the plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the construction of Midway Drive sewer from Ollie Street to 2800 feet northerly over Midway Drive-Mission Bay Bridge; ascertaining and declaring the wage scale to be paid in connection with this work; authorizing the Purchasing Agent to publish notice to contractors calling for bids for said work; was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99431, recorded on Microfilm Roll No. 32, approving the plans

and specifications for the furnishing of all labor, services, equipment, material, supplies transportation and other expense necessary or incidental for the improvement of Midway Drive and adjacent City property between West Point Loma Boulevard and the San Diego River Floodway, filed under Document No. 423025; ascertaining and declaring the wage scale to be paid in connection with said work; authorizing the Purchasing Agent to publish notice to contractors calling for bids for said work; was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Manager recommending overruling the protest of Dr. Clyde J. Osborne against the proposed widening of Peck Place was presented. RESOLUTION NO. 99432, recorded on Microfilm Roll No. 32, overruling the protest of Dr. Clyde J. Osborne, against the extension and dedication of Peck Place; as recommended by the City Manager under Document No. 423068; was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Communication from the Acting City Engineer recommending the refund of \$103.28 to Al E. Riley on overpayment of incidental expenses on the Alley in Block H, Teralta Heights, was presented. RESOLUTION NO. 99433, recorded on Microfilm Roll No. 32, authorizing the City Engineer to issue a Direct Payment Order payable to Al E. Riley in the amount of \$103.28, being overpayment made by the said Al E. Riley in amount deposited with the City Engineer for incidental expenses in connection with the paving of the Alley in Block H, Teralta Heights, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from the Assistant Planning Director recommending approval of the Final Map of Arnold's Park, under certain conditions, was presented. RESOLUTION NO. 99434, recorded on Microfilm Roll No. 32, authorizing the City Manager to execute, for and on behalf of The City of San Diego, a contract with O. D. Arnold and Ethel Arnold, husband and wife, for the installation and completion of the unfinished improvements for Arnold's Park; 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. 99435, recorded on Microfilm Roll No. 32, adopting the Map of Arnold's Park and accepting the public streets, portions of public streets and unnamed easements therein, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the San Diego Municipal Employees' Association urging wage increases for all City employees was presented. No representative for said Association was present. Mr. Otto Hahn, representing Local 127, CITY and COUNTY Employees' Union, A.F.L. spoke on the subject of wages. He favored referring the matter to conference, for further consideration. After a little discussion, RESOLUTION NO. 99436, recorded on Microfilm Roll No. 32, referring to Council Conference the communication from the San Diego Municipal Employees' Association requesting a raise in pay, due to the increase in living costs, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Percy H. Goodwin Company, requesting denial of claim of Carroll E. Coffield, was presented. RESOLUTION NO. 99437, recorded on Microfilm Roll No. 32, denying the claim of Carroll E. Coffield, c/o Thos. P. Golden, 924 San Diego Trust and Savings Building, in the amount of \$25.00, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on petition for annexation of the "Odom Tract" was presented. RESOLUTION NO. 99438, recorded on Microfilm Roll No. 32, giving notice of the proposed Annexation to The City of San Diego of a portion of Parcel "00" of Lot 19, of the Rancho Ex-Mission, in the County of San Diego, State of California, to be known and designated as "Odom Tract", was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99439, recorded on Microfilm Roll No. 32, granting the request of Daley Corporation for an extension of time for an additional period of twenty-five (25) days in which to complete the improvement of Lowell Street, from Harbor Drive to Rosecrans Street, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99440, recorded on Microfilm Roll No. 32, granting the request of G. R. Handy for an extension of time for an additional period of thirty days in which to complete the construction of Fire Station No. 17, at Chamoune And Orange Avenues, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99441, recorded on Microfilm Roll No. 32, granting the request of R. E. Hazard Contracting Company for an extension of time for a period to and including the 4th day of November, 1950, in which to complete the contract for weed killing and oiling of shoulders on the Montgomery Municipal Airport, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99442, recorded on Microfilm Roll No. 32, granting the request of O. O. and R. R. Maurer for an extension of time for an additional period of ten

days in which to complete the construction of the East San Diego Office Building at 4067 Fairmount Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99443, recorded on Microfilm Roll No. 32, granting the request of Riha Construction Company for an extension of time for a period of thirty days, in which to complete the construction of 10 unit T type airplane hangar at the Gibbs Municipal Airport, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Petition of Thebaut and Nachant for excess width driveways on 11th Avenue, south of Market Street, including the installation of two 40-foot driveways on the west side of Eleventh Avenue, between points 10 and 50 feet, and between points 85 and 125 feet south of the south line of Market Street, adjacent to Lots J, K and L, Block 101, Horton's Addition, subject to certain conditions, was presented.

After discussion on the advisability of allowing so much driveway space for a service station at this location, on motion of Councilman Godfrey, seconded by Councilman Schneider, the matter was continued until the meeting of Tuesday, September 19, 1950.

RESOLUTION NO. 99444, recorded on Microfilm Roll No. 32, adopting and approving the execution of the Grant Agreement to be submitted to the Administrator of Civil Aeronautics, U. S. Department of Commerce, to obtain Federal Aid in the Development of Montgomery Field, in The City of San Diego, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99445, recorded on Microfilm Roll No. 32, accepting the deed of Prezzie H. Wright and Minnie Wright, executed in favor of the City of San Diego, conveying to said City Lot 9, in Block "C" of El Nido Addition; setting aside and dedicating the land therein conveyed to the public use as and for a public street, and naming the same WABASH BOULEVARD; was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99446, recorded on Microfilm Roll No. 32, accepting the deed of Mabel E. Sewell, executed in favor of the City of San Diego, conveying to said City a portion of Lot 2 and Lot 21, Block "D", El Nido, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99447, recorded on Microfilm Roll No. 32, accepting the deed of Dwight L. Gudmundson, executed in favor of the City of San Diego, conveying to said City Lot 7 of Trojan Heights; setting aside and dedicating the land therein conveyed to the public use as and for a public street; naming the same 54TH STREET; was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99448, recorded on Microfilm Roll No. 32, accepting the deed of West Coast Corporation, a corporation, executed in favor of The City of San Diego, conveying to said City an easement and right of way for street purposes through, along and across a portion of Quarter Section 81, Rancho de la Nacion; setting aside and dedicating the land therein conveyed to the public use as and for a public street; and naming the same SEA BREEZE DRIVE; was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99449, recorded on Microfilm Roll No. 32, accepting the quitclaim deed of Ruth Nichols, W. H. Nichols and Geneva M. Nichols, executed in favor of the City of San Diego; quitclaiming to said City for street purposes all that portion, if any, of Lots 1 and 2, Block 67, Seaman & Choate's Addition, being a subdivision of the Southwest Quarter of Pueblo Lot 1138, lying westerly of the easterly line of Balboa Park; setting aside and dedicating the land therein conveyed to the public use as and for a public street; and naming the same 28TH STREET; was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99450, recorded on Microfilm Roll No. 32, accepting the deed of James Benjamin Ewers and Jean R. Ewers, also known as Luana R. Ewers, executed in favor of the City of San Diego, conveying to said City Lots 7 and 8, Block 87, San Diego Homestead Union; setting aside and dedicating the land therein conveyed to the public use as and for a public street; and naming the same WABASH BOULEVARD; was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99451, recorded on Microfilm Roll No. 32, accepting the deed of Mabel E. Sewell, executed in favor of the City of San Diego, conveying to said City portions of Lots 21 and 22 and 1, Block "D", El Nido; setting aside and dedicating the land therein conveyed to the public use as and for a public street; and naming the same WABASH BOULEVARD; was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99452, recorded on Microfilm Roll No. 32, accepting the deed of Mabel E. Sewell, executed in favor of the City of San Diego, conveying to said City a portion of Lot 22, Block "D", El Nido; setting aside and dedicating the land therein conveyed to the public use as and for a public street; and naming the same WABASH BOULEVARD; was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99453, recorded on Microfilm Roll No. 32, accepting the deed of Carl Leroy Sewell and Mabel E. Sewell, executed in favor of The City of San Diego, conveying to said City a portion of Lot 1, Block "D", El Nido; setting aside and dedicating to the public use as and for a public street the land therein conveyed; and naming the same WABASH BOULEVARD; was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99454, recorded on Microfilm Roll No. 32, accepting the deed of Minnie M. Blakeley, executed in favor of The City of San Diego, conveying to said City an easement and right of way for sewer purposes through, along and across Lot 4, Block 44, Normal Heights, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99455, recorded on Microfilm Roll No. 32, accepting the deed of Earl Langlois and Marian F. Langlois, executed in favor of The City of San Diego, conveying to said City an easement and right of way for sewer purposes through, along and across a portion of Lot 18, Block 206, Pacific Beach Subdivision, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99456, recorded on Microfilm Roll No. 32, accepting the deed of Edward L. Renger and Alberta M. Renger, executed in favor of The City of San Diego, conveying to said City an easement and right of way for sewer purposes through, along and across a portion of Lot 75, Boulevard Gardens, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99457, recorded on Microfilm Roll No. 32, accepting the deed of Alma S. Ketelsen and Otto Ketelsen, executed in favor of The City of San Diego, conveying to said City an easement and right of way for storm drain purposes through, along and across a portion of Lots 23 and 24, Block 260, University Heights, and a portion of Alabama Street closed, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99458, recorded on Microfilm Roll No. 32, accepting the deed of Alphonso Cerise and Phyllis Elise Cerise, executed in favor of The City of San Diego, conveying to said City an easement and right of way for water main purposes through, along and across a portion of Section 17, Township 16 South, Range 2 West, S.B.B.M., in Lot 47 of Rancho Mission of San Diego, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4531 (New Series), recorded on Microfilm Roll No. 32, changing the name of Calle Pintesca in The City of San Diego, California, to CUMBERLAND STREET, 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--None. Absent--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--None. Absent--None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4532, (New Series), recorded on Microfilm Roll No. 32, changing the name of a portion of Paul Street in the City of San Diego, California, to FRANKFORT STREET, 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--None. Absent--None.

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

The final reading of such ordinance was in full.

ORDINANCE NO. 4533, (New Series), recorded on Microfilm Roll No. 32, dedicating certain Public Land as and for a portion of Highway across a portion of the south half of the southwest quarter of Section 34, Township 16 South, Range 2 West, San Bernardino Meridian, in Rancho Mission of San Diego, and naming the same MAPLE STREET, was on motion of Councilman Godfrey, 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--None. Absent--None.

Thereupon, on motion of Councilman Dail, 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--None. Absent--None.

The final reading of such ordinance was in full.

ORDINANCE NO. 4534, (New Series), recorded on Microfilm Roll No. 32, dedicating certain public land as and for a portion of a Highway across a portion of Lot 7 in Pueblo Lot 1113 and naming the same MISSION VALLEY ROAD, 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--None. Absent--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, Dail, Kerrigan, Godfrey, Mayor Knox. Nays--None. Absent--None.

The final reading of such ordinance was in full.

ORDINANCE NO. 4535 (New Series), recorded on Microfilm Roll No. 32, establishing the grade of the Alley in Block 27, Ocean Beach, between the southeasterly line of Ebers Street and the Northwesterly line of Froude 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, Dail, Godfrey, Mayor Knox. Nays--None. Absent--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--None. Absent--None.

The final reading of such ordinance was in full.

ORDINANCE NO. 4536, (New Series), recorded on Microfilm Roll No. 32, establishing the grade of the Alleys in Block 104, University Heights, within the limits described in said Ordinance, was on motion of Councilman Swan, 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 Kerrigan, seconded by Councilman Dail, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey and Mayor Knox. Nays--None. Absent--None.

The final reading of this ordinance was in full.

ORDINANCE NO. 4537, (New Series), recorded on Microfilm Roll No. 32, establishing the grade of Everts Street, between the southerly line of Pacific Beach Drive and the southerly boundary line of the Southern Title Guarantee Company's Subdivision, according to Map No. 1864, was on motion of Councilman Kerrigan, 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--None. Absent--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--None. Absent--None.

The final reading of such ordinance was in full.

ORDINANCE NO. 4538, (New Series), recorded on Microfilm Roll No. 32, establishing the grade of Midway Drive, between the northeasterly prolongation of the northwesterly line of Ollie Street and a line drawn at right angles from a point on the southwesterly line of Midway Drive, said point being at the intersection of the southwesterly line of Midway Drive with the westerly line of West Point Loma Boulevard, 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 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.

ORDINANCE NO. 4539, (New Series), recorded on Microfilm Roll No. 32, establishing the grade of Parker Place, between the easterly line of Everts Street and the westerly line of Fanuel 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, Mayor Knox. Nays--None. Absent--None.

Thereupon, on motion of Councilman Kerrigan, 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--None. Absent--None.

The final reading of such ordinance was in full.

ORDINANCE NO. 4540, (New Series), recorded on Microfilm Roll No. 32, establishing the grade of Tuberosa Street, between the southeasterly line of Poplar Street and the northeasterly prolongation of the northwesterly line of the Alley in Block 11, Lexington Park, according to Map No. 1696, 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--None. Absent--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--None. Absent--None.

The final reading of such ordinance was in full.

The following items were presented by unanimous consent, on motion of Councilman Kerrigan, seconded by Councilman Schneider.

RESOLUTION NO. 99459, recorded on Microfilm Roll No. 32, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted, reading as follows:

"RESOLUTION NO. 99459

WHEREAS, Vice Admiral Charles Adams Blakely, U. S. N., retired, formerly 11th Naval District Commandant, passed away on the 12th day of September, 1950; and

WHEREAS, Admiral Blakely had served his country for 45 years, and as 11th Naval District Commandant was stationed in The City of San Diego; and

WHEREAS, Admiral Blakely was tremendously active in San Diego's community affairs, and was instrumental in speeding public improvements necessary for defense and war, and led the fight for increased water supplies for the San Diego area; and

WHEREAS, Admiral Blakely was named by the City Council of The City of San Diego as administrative head of the Civilian Defense Emergency Medical Service and executive secretary of the San Diego Civilian Defense Council, and contributed largely to the civic betterment of The City of San Diego; NOW, THEREFORE,

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

That this Council expresses its deep regret at the passing of such an admirable public figure, both in peace and war, as Admiral Charles Adams Blakely; and this Council does hereby extend its condolence and sympathy to the widow and family of Admiral Charles Adams Blakely.

BE IT FURTHER RESOLVED, that the City Clerk of said City be, and he is hereby directed to forward a certified copy of this resolution to the widow and family of said Admiral Charles Adams Blakely."

RESOLUTION NO. 99460, recorded on Microfilm Roll No. 32, authorizing Mayor

Harley E. Knox to attend the conference of the Intergovernmental Affairs Committee of the League of California Cities, to be held in San Francisco, California, on September 14 and 15, 1950; authorizing the necessary expenses in connection with said trip; was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Councilman Dail suggested that the Council should pass a resolution commending the President for recent change made in the Army Service relative to the appointment of George C. Marshall as Secretary of Defense.

The discussion developed some doubt as to the advisability of the San Diego City Council entering into matters of National Defense at this time.

Thereupon, RESOLUTION NO. 99461, recorded on Microfilm Roll No. 32, referring to Council Conference the suggestion of Councilman Charles C. Dail for a Council Resolution commending President Harry Truman for appointing Gen. George C. Marshall to succeed Louis A. Johnson on his cabinet as Secretary of Defense, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

ORDINANCE NO. 4541, (New Series), recorded on Microfilm Roll No. 32, appropriating the sum of \$600.00 from the Capital Outlay Fund of The City of San Diego, for the purpose of providing funds for the installation of flood lights in the parking area south of the Organ Pavilion in Balboa 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, Mayor Knox. Nays--None. Absent--None.

Thereupon, on motion of Councilman Kerrigan, 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--None. Absent--None.

The final reading of such ordinance was in full.

ORDINANCE NO. 4542, (New Series), recorded on Microfilm Roll No. 32, amending Section 5 of Ordinance No. 3778 (New Series), adopted June 22, 1948, relative to water distribution systems in new subdivisions, and the City's contribution toward the cost of installing large feeder mains where required, 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 Schneider, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Swan, Schneider, Wincote, Kerrigan, Dail, Godfrey, Mayor Knox. Nays--None. Absent--None.

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

RESOLUTION NO. 99462, recorded on Microfilm Roll No. 32, authorizing the City Manager to incur the necessary expense for registration fees and entertainment in connection with the Pacific Coast Building Officials' Conference, to be held in The City of San Diego October 3rd to 6th, 1950, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

The City Manager stated that there would be five persons registered, with total registration fees of \$125.00.

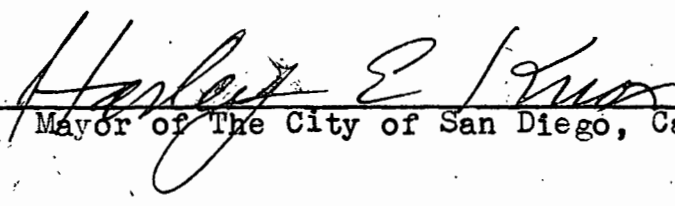
ORDINANCE NO. 4543, (New Series), recorded on Microfilm Roll No. 32, appropriating the sum of \$295.00 from the Unappropriated Balance Fund of the City of San Diego, for the purpose of providing funds for registration fees and entertainment expense in connection with the Pacific Coast Building Officials' Conference to be held in San Diego from October 3rd to 6th, 1950, 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--None. Absent--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--None. Absent--None.

The final reading of such ordinance was in full.

Thereupon, on motion of Councilman Dail, seconded by Councilman Wincote, the Council took a recess until the hour of 12:00 o'clock, noon. The recess was taken at 11:10 A.M.

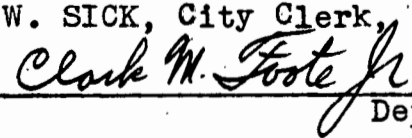
At the hour of 12:00 o'clock, noon, Vice Mayor Kerrigan that there was no further business to come before the meeting, and declared the meeting adjourned. No other Councilmen were present.


Mayor of The City of San Diego, California.

ATTEST:

FRED W. SICK, City Clerk.

By



Deputy.

REGULAR MEETING
Chamber of the Council of The City of San Diego,
California, Tuesday, September 19,
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, Godfrey,
Mayor Knox.
Absent----None.
Clerk-----Fred W. Sick

The Minutes of the Regular Meetings of Tuesday, September 12th, 1950 and Thursday, September 14th, 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.

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 52, Fairmount Addition to City Heights, and Polk Avenue, within the limits and as particularly described in Resolution of Intention No. 98713, the Clerk reported that four bids had been received, which bids were presented to the Council and on motion duly made and seconded, were publicly opened and declared. Said bids were as follows:

The bid of Cast Stone Co., accompanied by a bond written by the Pacific Employers Insurance Company in the sum of \$700.00, which bid was given Document No. 423313.

The bid of Al E. Riley, accompanied by a bond written by the Pacific Employers Insurance Company in the sum of \$800.00, which bid was given Document No. 423314.

The bid of John B. Henry, accompanied by a bond written by the Fidelity and Casualty Company of New York in the sum of \$800.00, which bid was given Document No. 423315.

The bid of T. B. Penick & Sons, accompanied by a bond written by the Massachusetts Bonding and Insurance Company in the sum of \$750.00, which bid was given Document No. 423316.

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 latest time set for the receiving of bids, 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 Resolution of Intention No. 98714, the Clerk reported that four bids had been received, which bids were presented to the Council and on motion duly made and seconded, were publicly opened and declared. Said bids were as follows:

The bid of Cast Stone Co., accompanied by a bond written by the Pacific Employers Insurance Company, in the sum of \$400.00, which bid was given Document No. 423309.

The bid of Al E. Riley, accompanied by a bond written by the Pacific Employers Insurance Company, in the sum of \$400.00, which bid was given Document No. 423310.

The bid of T. B. Penick & Sons, accompanied by a bond written by the Massachusetts Bonding and Insurance Company, in the sum of \$600.00, which bid was given Document No. 423311.

The bid of John B. Henry, accompanied by a bond written by The Fidelity and Casualty Company of New York, in the sum of \$500.00, which bid was given Document No. 423312.

Thereupon, on motion of Councilman Swan, 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 of Preliminary Determination No. 99171, for the installation of ornamental street light standards, equipment, connections and appurtenances in portions of Ash Street, between the east line of Pacific Highway and the east line of 10th 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. 99463, recorded on Microfilm Roll No. 32, ascertaining and determining that the proposed improvement of Ash Street, between the east line of Pacific Highway and the east line of 10th Avenue, within the limits and as particularly described in Resolution of Preliminary Determination No. 99171, 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 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 Preliminary Determination No. 99172, for the paving and otherwise improving of the Alleys in Blocks 187 and 188, Mission Beach, and Mission Boulevard, 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 received.

RESOLUTION NO. 99464, recorded on Microfilm Roll No. 32, ascertaining and determining that the proposed improvement of paving the Alleys in Blocks 187 and 188,

Mission Beach, and Mission Boulevard, within the limits and as particularly described in Resolution of Preliminary Determination No. 99172, 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 the 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 of Preliminary Determination No. 99173, for the paving and otherwise improving of the Alleys in Blocks 197, 196, 195, 194, 198, 199, 200 and 201, Mission 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, verbally, and no written protests were presented.

RESOLUTION NO. 99465, recorded on Microfilm Roll No. 32, ascertaining and determining that the proposed improvement of paving the Alleys in Blocks 197, 196, 195, 194, 198, 199, 200, and 201, Mission Beach, within the limits and as particularly described in Resolution of Preliminary Determination No. 99173, 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 Godfrey, 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. 99174, for the paving and otherwise improving of Felspar Street, between the westerly line of Morrell Street and the westerly line of Noyes 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. 99466, recorded on Microfilm Roll No. 32, ascertaining and determining that the proposed improvement of paving Felspar Street, between Morrell Street and Noyes Street, within the limits and as particularly described in Resolution of Preliminary Determination No. 99174, 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 Wincote, 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 Lucille V. McKinnon from decision of the Zoning Committee granting permission for a 5 ft. high concrete block wall with a 15 ft. setback, on the east 75 feet of the West 950 ft., measuring on the Northerly line (except street) and the East 50 ft of the West 1,000 ft. (except street) of Pueblo Lot 1801, at 1145 Pacific Beach Drive, in Zone R-4, all papers in connection with the matter were presented.

A report from the Assistant Planning Director on the matter was read.

Mrs. Lucille V. McKinnon spoke in support of her request for a wall with no setback. She stated that there was no open street between her property and Mission Bay.

After further consideration, RESOLUTION NO. 99467, recorded on Microfilm Roll No. 32, sustaining the appeal of Lucille V. McKinnon and overruling the decision of the Zoning Committee requiring a 15 ft. setback, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99468, recorded on Microfilm Roll No. 32, requesting the City Planning Commission to hold a hearing on the matter of removal of the setback requirement of 15 feet on the south side of Pacific Beach Drive, in the vicinity of Braemar, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

Application of Paul Valle, Jr. Manager for Paul Valle, Sr. and Iva Cole Valle for a cabaret license at Valle's, 2424 - 5th Avenue, was presented; recommended for granting by the City Manager and the interested City Departments.

RESOLUTION NO. 99469, recorded on Microfilm Roll No. 32, granting permission to Paul Valle, Sr. and Iva Cole Valle, to conduct a cabaret with paid entertainment at Valle's, 2424 - 5th Avenue, where liquor is sold but no dancing conducted; subject to the regular license fee, and to compliance with existing regulations; was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Petition of property owners for the formation of an assessment district to operate ornamental street lights on Camino de la Costa and Avenida Cresta, in Hermosa Terrace, was presented; together with a letter of explanation from Fred E. Winship.

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

Claim of G. N. Backdahl, 1364 Morena Boulevard, filed under Document No. 423291 for \$27.58, based on damage to a water pipe, was presented, and on motion of Councilman Kerrigan, seconded by Councilman Schneider, referred to the Percy H. Goodwin Company, by RESOLUTION NO. 99470, recorded on Microfilm Roll No. 32.

Claim of Willie Hill, 216 S. 30th Street, filed under Document No. 423101, for \$13.45, based on damage to muffler and tailpipe, was presented and on motion of Councilman Schneider, seconded by Councilman Kerrigan, referred to the Percy H. Goodwin Company, by RESOLUTION NO. 99471, recorded on Microfilm Roll No. 32.

Communication from the Port Director submitting one lease and two agreements for Lease Amendments for approval was presented.

Mr. Carl F. Reusch from the Harbor Department explained the proposed lease and the two amendments to the Council.

RESOLUTION NO. 99472, recorded on Microfilm Roll No. 32, approving a lease of certain tidelands with Standard Oil Company of California, for land near the intersection of Harbor Drive and Ferry Lane, a copy of which is contained in Document No. 423222, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99473, recorded on Microfilm Roll No. 32, approving an Agreement for Amendment to a Tideland Lease heretofore entered into between the City of San Diego and Standard Oil Company of California, which lease is on file under Document No. 419121; a copy of which Agreement for Amendment of Tideland Lease is contained in Document No. 423220, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99474, recorded on Microfilm Roll No. 32, approving an Agreement for Amendment of a Tideland Lease heretofore entered into between The City of San Diego and Van Camp Sea Food Co., Inc., which lease is on file under Document No. 355605; a copy of which Agreement for Amendment of Tideland Lease is contained in Document No. 423215, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent reporting on bid call for furnishing one belt recorder amplifier; on which call no bids were received; recommending the purchase of the needed equipment on the open market, was presented.

RESOLUTION NO. 99475, recorded on Microfilm Roll No. 32, authorizing the Purchasing Agent to purchase from the Dictaphone Corporation, without advertising for bids, one dual belt operated recorder-amplifier, for the Electrical Division, Department of Public Works, to be used in monitoring Fire, Police and Public Works radio circuits, for the price of \$1107.92, inclusive of sales tax, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent reporting on bids received for furnishing gate and plug valves; four bids received; recommending award to the best "all or none" bidder, the Industries Supply Company of San Diego, was presented.

RESOLUTION NO. 99476, recorded on Microfilm Roll No. 32, accepting the bid of Consolidated Western Steel Corporation to furnish the City with pipe and fittings for Murray Reservoir Pumping Plant, for the sum of \$20,382.40, plus State sales tax; awarding the contract; and authorizing the City Manager to enter into a contract with said Consolidated Western Steel Corporation; was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted; as recommended by the Purchasing Agent.

RESOLUTION NO. 99477, recorded on Microfilm Roll No. 32, accepting the bid of Industries Supply Company of San Diego to furnish The City of San Diego with gate and plug valves as follows: Item 1, 2 - 16" flanged gate valves at \$863.15, each; Item 2, 4-16" hub and gate valves at \$826.50, each; Item 3, 1 - 24" flanged gate valve at \$1627.20; and Item 5, 3 - 20" flanged gate valves at \$797.10, each; terms net, plus sales tax; awarding the contract; and authorizing the City Manager to enter into a contract with said Industries Supply Company of San Diego, for furnishing of said valves; was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent reporting on bids received for the construction of traffic islands on Sixth Avenue, from Elm Street to Upas Street; six bids received; recommending award to the low bidder, C. B. Saunders, was presented.

RESOLUTION NO. 99478, recorded on Microfilm Roll No. 32, accepting the bid of C. B. Saunders for the construction of traffic islands on Sixth Avenue from Elm Street to Upas Street, for the sum of \$3950.00; awarding the contract; authorizing the City Manager to enter into a contract with said C. B. Saunders for the construction of said traffic islands; was on motion of Councilman Kerrigan, seconded by Councilman Winote, adopted.

Communication from the Purchasing Agent reporting on bids received for the installation of a traffic signal system on Harbor Drive, at the Coast Guard Airplane Crossing; two bids received; recommending award to the Low bidder, California Electric Works, was presented.

RESOLUTION NO. 99479, recorded on Microfilm Roll No. 32, accepting the bid of California Electric Works for the installation of a traffic signal system on Harbor Drive at the Coast Guard Airplane Crossing, for the sum of \$2756.00; awarding the contract; authorizing the City Manager to enter into a contract with said California Electric Works, for said installation; was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99480, recorded on Microfilm Roll No. 32, approving the plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the landscaping of the area in Balboa Park adjacent to the Veteran's Building, south of Park Boulevard and Zoo Drive, including the widening of Zoo Drive and the construction of a service road, bearing Document No. 423224; approving the prevailing rate of per diem wages to be paid by private employers in the City, declaring the wage scale included in said specifications to be the current rate for the various crafts therein mentioned; authorizing the Purchasing Agent to proceed to publish notice to contractors calling for bids for the work described; was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, approved by the City Manager, recommending the advertising for bids for furnishing lubricating oil for a period commencing October 15, 1950 and ending June 30, 1951, was presented.

RESOLUTION NO. 99481, recorded on Microfilm Roll No. 32, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego with its requirements of general purpose motor lubricating oil for a period commencing October 15, 1950 and ending June 30, 1951, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file under Document No. 423264, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, approved by the City Manager, recommending the advertising for bids for furnishing 370 pieces of wrought iron or steel pipe for the Engineering Department, was presented.

RESOLUTION NO. 99482, recorded on Microfilm Roll No. 32, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego with 370 pieces of wrought iron or steel pipe for street name signs, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file under Document No. 423262, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids at public auction for property known as 3404 Pickwick Street, was presented.

RESOLUTION NO. 99483, recorded on Microfilm Roll No. 32, accepting the bid of M. L. Trim for the purchase of portions of Lots 25 and 26, Block 1, Orange Park, improved with a house known as 3404 Pickwick Street, for the price of \$4,025.00; authorizing the Mayor and City Clerk to execute for and on behalf of The City of San Diego, a quitclaim deed, quitclaiming to said M. L. Trim and Annie C. Trim, husband and wife, the property described in said Resolution, under the conditions therein specified, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending granting the petition for the annexation of Lot 65, Las Alturas Villa Sites, was presented.

RESOLUTION NO. 99484, recorded on Microfilm Roll No. 32, granting the petition of property owners requesting the annexation of all of Lot 65, Las Alturas Villa Sites, contained in Document No. 421712, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager reporting on the proposed re-surfacing of the 4800 Block on Vista Street; stating that the work was scheduled for next Spring; was presented, and on motion of Councilman Schneider, seconded by Councilman Dail, referred to Conference by RESOLUTION NO. 99485, recorded on Microfilm Roll No. 32.

Communication from the City Planning Commission recommending approval of the final map of La Jolla del Norte, under certain conditions, was presented.

RESOLUTION NO. 99486, recorded on Microfilm Roll No. 32, authorizing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Blanche E. Rose, Marguerite B. Rose, Virginia R. Olmstead, W. James Rose and George Clarke Rose, for the installation and completion of the unfinished improvements for La Jolla del Norte; 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 Dail, adopted.

RESOLUTION NO. 99487, recorded on Microfilm Roll No. 32, adopting the Map of La Jolla del Norte and accepting the public street and unnamed easements therein, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Planning Commission recommending rezoning portions of Blocks 303, 304, 307 and 308, Horton's Addition, from R-4 to RC Zones; recommending that the papers be referred to the City Attorney for preparation of the necessary ordinance, was presented, and on motion of Councilman Dail, seconded by Councilman Godfrey, the recommendation was adopted.

Communication from the City Planning Commission recommending rezoning portion of the Marcellena Tract and Lot 21, Rancho Mission, from R-1 to R-4 Zones; recommending that the papers be referred to the City Attorney for preparation of the necessary ordinance, was presented, and on motion of Councilman Godfrey, seconded by Councilman Dail, adopted, as recommended.

Communication from the City Planning Commission recommending suspension of section of the Subdivision Ordinance to permit the final map of Compton Terrace to be filed at a scale of one inch equals forty feet, was presented.

RESOLUTION NO. 99488, recorded on Microfilm Roll No. 32, amending Resolution No. 98988 to read as follows:

That, in connection with the Tentative Map of Compton Terrace, the following sections of the Subdivision Ordinance be, and they are hereby suspended:

Section e11, to permit the division of the property with a single tier of lots fronting on El Paseo Grande without an alley or easement in the rear.

Section 3J2, to permit the lot lines to vary from right angles to the street.

Section 3B, to permit the subdividing of this property without a street along the ocean front on the proviso that the land 50 feet seaward of the sea wall be dedicated to the City as a park.

Section 4A8 and 6, to permit the Tentative and Final Maps to be filed at a scale of 1 inch equals 40 feet;

was on Motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the City Planning Director recommending change from 2" to 4" pavement in all subdivisions owned by the E. J. Hubner Building Company was presented. RESOLUTION NO. 99489, recorded on Microfilm Roll No. 32, changing condition 5 of Resolution No. 96675, condition 7 of Resolution No. 97396, condition 5 of Resolution No. 97579, condition 5 of Resolution No. 98290, condition 5 of Resolution No. 99071 and condition 5 of Resolution No. 99154, to change the type of pavement to be installed in Hubner Knolls, Hubner Knolls Annex, Hubner Estates, Hubner Park, Redwood Village Unit No. 1, and Redwood Village Unit No. 2 from two inch asphalt with special sub-grade to four inch asphaltic concrete pavement, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Planning Director reporting on the request of Fleetridge Realty that the area marked "Parkway" on tentative Map of Fleetridge Unit No. 1 be not accepted as a park or parkway was presented.

RESOLUTION NO. 99490, recorded on Microfilm Roll No. 32, repealing Resolution No. 97629, and providing that, in connection with the filing of the Tentative and Final Maps of Fleetridge Unit No. 1, the area designated as "Parkway" be included in adjacent Lots 28 through 37, and that the access rights of Lots 28 to 37 to Canon Street be dedicated on the Final Map, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Attorney J. A. Donnelley requesting continuance of consideration of petition for repeal of Ordinance 401 New Series and Ordinance 13031, until the latter part of October, was presented.

Communication from the City Planning Commission recommending denial of petition for repeal of Setback Ordinances Nos. 401 New Series and 13031, regulating the east side of Pacific Highway between Washington Street and Witherby Street, was presented.

These two communications were considered as one item, and on motion of Councilman Dail, seconded by Councilman Wincote, further consideration was continued to Thursday, October 26, 1950, at the hour of 10:00 A.M.

Communication from the Percy H. Goodwin Company announcing payment of the claim of Kenneth Bergman for \$35.93 property damage, and acceptance of a release, was presented and on motion of Councilman Wincote, seconded by Councilman Schneider, ordered filed.

Communication from Mrs. Sophie E. Hiller complaining of fire hazard and nuisance in the 3900 Block on La Salle Street; and a house moved to a lot on Jupiter Street, and so forth, was presented and on motion of Councilman Schneider, seconded by Councilman Wincote, referred to the City Manager.

Communication from Mr. and Mrs. Z. T. Peranski, complaining of operations of a storage garage at 3741 Park Boulevard; claiming violations of the Anti-noise Ordinance, was presented and on motion of Councilman Swan, seconded by Councilman Schneider, referred to the City Manager.

Communication from San Diego County Building and Construction Trades Council relative to new wage scale for workmen was presented and on motion of Councilman Kerrigan, seconded by Councilman Wincote, referred to the City Manager.

Communication from Harry Warburton urging the Council to re-endorse the improvement of El Cajon Boulevard at the State Highway Commission Budget Session in Sacramento on September 21st and 22nd, 1950 was presented.

RESOLUTION NO. 99491, recorded on Microfilm Roll No. 32, reaffirming the Council's position as set forth in Resolution No. 95561, adopted October 18, 1949, relative to the dangerous condition that exists on a portion of El Cajon Boulevard lying between 72nd Street and La Mesa Boulevard, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99492, recorded on Microfilm Roll No. 32, directing notice of filing of assessment roll No. 1955, made to cover the costs and expenses of the work done upon paving Palomar Avenue, Electric Avenue, Dowling Drive, Retaheim Way and Vincente Way, under Resolution of Intention No. 96299, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

Resolution of Award No. 99493, recorded on Microfilm Roll No. 32, awarding to T. B. Penick & Sons, a co-partnership, the contract for paving and otherwise improving of the Alley in Block 187, City Heights, as described in Resolution of Intention No. 98623, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD NO. 99494, recorded on Microfilm Roll No. 32, awarding to Griffith Company, a corporation, the contract for paving and otherwise improving of Columbia Street, between Chalmers Street and Winder Street, as described in Resolution of Intention No. 98625, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD NO. 99495, recorded on Microfilm Roll No. 32, awarding to Griffith Company, a corporation, the contract for paving and otherwise improving of Dwight Street, between 41st Street and Marlborough Avenue, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted. The work is described in Resolution of Intention No. 98626.

RESOLUTION OF AWARD NO. 99496, recorded on Microfilm Roll No. 32, awarding to Griffith Company, a corporation, the contract for paving and otherwise improving of Plum Street, between Fenelon Street and Garrison Street, as described in Resolution of Intention No. 98627, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99497, recorded on Microfilm Roll No. 32, approving the plans, drawings, typical cross-sections, profiles and specifications, and Plat No. 2199, showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of the Alley in Block 19, Fairmount Addition to City Heights, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99498, recorded on Microfilm Roll No. 32, approving the plans, drawings, typical cross-sections, profiles and specifications, and Plat No. 2217, showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of Boston Avenue, between 37th Street and 38th Street, and 37th Street, between Boston Avenue and Z Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99499, recorded on Microfilm Roll No. 32, approving the plans, drawings, typical cross-sections, profiles and specifications, and Plat No. 2215, showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of Emerald Street, between Noyes Street and Olney Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99500, recorded on Microfilm Roll No. 32, approving the plans, drawings, typical cross-sections, profiles and specifications, and Plat No. 2192, showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of Oliphant Street, between Rosecrans Street and Locust Street; Poe Street, between Rosecrans Street and Locust Street; and Locust Street, between the southwesterly line of Oliphant Street and the northeasterly line of Poe Street; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99501, recorded on Microfilm Roll No. 32, approving the plans, drawings, typical cross-sections, profiles and specifications, and plat No. 2211, showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of Quimby Street, between Capistrano Street and Chatsworth Boulevard; and Chatsworth Boulevard, between the northwesterly prolongations of the southwesterly and northwesterly lines of Quimby Street; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 99502, recorded on Microfilm Roll No. 32, for paving and otherwise improving Westland Avenue, Commonwealth Avenue, Pentuckett Avenue and Ivy Street, within the limits and as particularly described in Resolution of Intention No. 99002, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 99503, recorded on Microfilm Roll No. 32, for furnishing of electric current for the lighting of San Diego Lighting District No. 1, for a period of one year ending June 14, 1951, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 99504, recorded on Microfilm Roll No. 32, for closing of portions of Byron Street, Clove Street and Audubon 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. 99505, recorded on Microfilm Roll No. 32, for the paving and otherwise improving of the Alley in Block 175, San Diego Land and Town Company's Addition, and Sampson Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 99506, recorded on Microfilm Roll No. 32, 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 Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 99507, recorded on Microfilm Roll No. 32, 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 Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 99508, recorded on Microfilm Roll No. 32, for the paving Opal Street, between easterly line of Mission Boulevard and westerly line of Bayard Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 99509, recorded on Microfilm Roll No. 32, for the installation of a new lighting system in 30th Street, between the north line of Wightman

Street and the north line of Lincoln Avenue, including the removal of certain existing concrete foundations and the construction of Portland cement concrete foundations, within the limits and as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 99510, recorded on Microfilm Roll No. 32, for furnishing of electric current for lighting Five Points Lighting District No. 1, for the period of one year ending August 4, 1951, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 99511, recorded on Microfilm Roll No. 32, for closing portions of Sixth Street Extension, in the vicinity of Linda Vista Road, within the limits and as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99512, recorded on Microfilm Roll No. 32, for paving the Alley in Block 19, Fairmount Addition to City Heights, and Public Right of Way, within the limits and as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99513, recorded on Microfilm Roll No. 32, for paving Boston Avenue, between 37th and 38th Streets; and a portion of 37th Street, between the northerly line of Boston Avenue and the northerly line of Z Street; within the limits and as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99514, recorded on Microfilm Roll No. 32, for paving Emerald Street, between the westerly line of Noyes Street and the easterly line of Olney Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99515, recorded on Microfilm Roll No. 32, for paving and otherwise improving of Oliphant Street, between Rosecrans Street and Locust Street; Poe Street, between Rosecrans Street and Locust Street; and Locust Street, between Poe Street and Oliphant Street; within the limits and as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99516, recorded on Microfilm Roll No. 32, for paving Quimby Street, between Capistrano Street and Chatsworth Boulevard; and Chatsworth Boulevard, between the northwesterly prolongations of the southwesterly and northwesterly lines of Quimby Street; within the limits and as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99517, recorded on Microfilm Roll No. 32, accepting the license agreement executed by the Pacific Union Metal Company, filed under Document No. 423028; agreeing to furnish 69 Union Metal Company Octaflute Monotube pendent type standards, 69 "Vertolite" luminaires and 69 line material Catalog L-3275928 series pole base ballast to any and all contractors desiring to bid on the installation of an ornamental lighting system in Ash Street, between the east line of Pacific Highway and the east line of Tenth Avenue, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99518, recorded on Microfilm Roll No. 32, granting the petition contained in Document No. 422528, for the paving and otherwise improving of the Alley in Block 6, Mountain View; directing the City Engineer to furnish the Council with a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs of said work and improvement; was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99519, recorded on Microfilm Roll No. 32, granting the petition contained in Document No. 422151, for the paving and otherwise improving of the Alley in Block 139, University Heights; directing the City Engineer to furnish the Council with a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of said work and improvement; was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99520, recorded on Microfilm Roll No. 32, granting the petition contained in Document No. 414293, for the paving and otherwise improving of Brant Street, between Washington Street and a point approximately 600 feet north of Washington Street; directing the City Engineer to furnish the Council with a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be assessed to pay the costs, damages and expenses of said work and improvement; was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99521, recorded on Microfilm Roll No. 32, granting the petition contained in Document No. 422152, for the paving and otherwise improving of Orchard Avenue, Del Mar Avenue and Coronado Avenue, between Catalina Boulevard and Pueblo Lot 197; directing the City Engineer to furnish the Council with a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected by and to be assessed to pay the costs, damages and expenses of said work and improvement; was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the City Engineer, approved by the City Manager, recommending granting the petition for paving a portion of the Alley in Block 1, North Highland Park, was presented. The work is to be done by private contract.

RESOLUTION NO. 99522, recorded on Microfilm Roll No. 32, granting property owner permission to grade and pave a portion of the Alley in Block 1, North Highland Park, by private contract, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

A proposed Resolution announcing the policy of the Council relative to the services of the sewer system of The City of San Diego to citizens of the City, to other incorporated areas and to unincorporated territories, was presented.

The City Manager explained the purpose of the Resolution.

After a little discussion, the proposed Resolution was referred to Council Conference, by Resolution No. 99523, recorded on Microfilm Roll No. 32, on motion of Councilman Wincote, seconded by Councilman Swan.

RESOLUTION NO. 99524, recorded on Microfilm Roll No. 32, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 900 feet of 2-inch W. I. pipe, and the installation of 1165 feet of 6-inch water main and one fire hydrant on Commonwealth Street, between Laurel Street and Ivy Street, by appropriate City forces, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the Supervisor of Properties, approved by the City Purchasing Agent, requesting permission to hire certain appraisers, was presented.

RESOLUTION NO. 99525, recorded on Microfilm Roll No. 32, authorizing the City Manager, as and when the City is in need of the services of experts to appraise real property, either for the purpose of purchase or sale, to employ one or more of the following named appraisers during the fiscal year 1950-1951, to-wit:

John Milton Barber; O. W. Cotton; Charles W. Curtis; LeRoy E. Goodbody; Ewart W. Goodwin; Hotchkiss and Anewalt; Fred B. Mitchell; Edwin A. Mueller; J. A. Arvin; was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the City Treasurer, approved by the City Manager, recommending the exchange of October 1, 1950 certificates for new 1-1/4% Notes offered by the United States Treasury Department, was presented.

RESOLUTION NO. 99526, recorded on Microfilm Roll No. 32, authorizing the City Treasurer to exchange \$500,000 par value of United States 1-1/8% Certificates of Indebtedness purchased from inactive funds in the City Treasury, due October 1, 1950, for \$500,000 1-1/4% Treasury Notes, dated October 1, 1950, and maturing November 1, 1951, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99527, recorded on Microfilm Roll No. 32, granting the request of C. B. Saunders for an extension of time for a period to and including the 26th day of December, 1950, in which to complete the construction of the Bayview Reservoir, under contract contained in Document No. 412449, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99528, recorded on Microfilm Roll No. 32, granting permission to the East San Diego Chamber of Commerce to conduct its Annual Boom Daze Celebration and Carnival, at the corner of Marlborough and University Avenue, on the 6th and 7th days of October, 1950, upon payment of license fee to total \$100.00, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Petition of Thebaut and Nachant for special driveway permit on the west side of 11th Avenue, south of Market Street, was again presented; having been continued from the meeting of September 14, 1950.

The City Manager orally explained his recommendation in connection with the application:

RESOLUTION NO. 99529, recorded on Microfilm Roll No. 32, granting permission to Thebaut and Nachant, 1025 Grand Avenue, to install two 40-foot driveways as measured at the top of the full-height curb, on the west side of Eleventh Avenue between Points 10 and 50 feet, and between points 85 and 125 feet south of the south line of Market Street, adjacent to Lots J, K, and L, Block 101, Horton's Addition, subject to the following conditions:

1. The existing driveway on the west side of Eleventh Avenue approximately between points 135 and 144 feet south of the south line of Market Street to be removed, and the curb and sidewalk properly restored.

2. Existing sidewalk and curb on both the Eleventh Avenue and Market Street sides, where broken and not in good condition, to be restored to the satisfaction of the Superintendent of Streets.

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

Communication from the City Manager relative for request for excess width driveways at the northwest corner of Seventh Avenue and University Avenue; recommending that said request be granted, was presented.

RESOLUTION NO. 99530, recorded on Microfilm Roll No. 32, granting permission to Hillcrest Auto Laundry, 3908 Seventh Avenue, by James L. Reno and Jess B. Poor, to install a 30-foot driveway on the west side of Seventh Avenue between Points 114 and 144 feet north of the north line of University Avenue; and to install two 35-foot driveways and one 30-foot driveway on the north side of University Avenue between points 12 and 47 feet, 69 and 104 feet, and 146.57 and 176.57 feet west of the west line of Seventh Avenue, all driveway widths to be as measured at the top of the full-height curb, all adjacent to Lots 14 to 23, inclusive, C. A. Bush Addition, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

Communication from the City Manager recommending excess width driveway permit to Lawrence Tire Shop near the northeast corner of 14th and Market Streets was presented.

RESOLUTION NO. 99531, recorded on Microfilm Roll No. 32, granting permission to the Lawrence Tire Shop, 1404 Market Street, to install a driveway on the north side of Market Street, between points 12 and 42 feet (as measured at the top of the full-height curb) east of the east line of 14th Street, adjacent to the west 50 feet of Lot F, Block 175, Horton's Addition, subject to the following condition:

The east 3 feet of the present driveway to be curbed, and the sidewalk restored to grade; was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99532, recorded on Microfilm Roll No. 32, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, an Agreement between Mrs. Lucille Cahill and The City of San Diego; said agreement to be for the purpose of establishing, maintaining, and conducting a miniature auto ride in Balboa Park; to run for one year terminating July 31, 1951; rental at \$15.00 per month payable on or before the 10th day of each month; said agreement to be in the form filed under Document No. 423270, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99533, recorded on Microfilm Roll No. 32, authorizing and directing the City Manager to execute on and in behalf of The City of San Diego an Agreement with the County of San Diego for the maintenance of the Governmental Reference Library, and the establishment of a technical statistical and research service for the fiscal year 1950-51, in accordance with the terms and conditions found in Agreement on file under Document No. 423418, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99534, recorded on Microfilm Roll No. 32, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego an Agreement with C. W. Tobey; said agreement to be for the purpose of operating and maintaining refreshment stands and business in the Municipal Golf Course Clubhouse building in Balboa Park, according to the terms and conditions set forth in the form filed under Document No. 423419; was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99535, recorded on Microfilm Roll No. 32, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a Lease with Jack W. Brem and Helen Brem; said lease to be for the purpose of operating a concrete block plant and landscape contracting, garden wall contracting, and general building contracting, according to the terms and conditions set forth in the form filed under Document No. 423420; was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99536, recorded on Microfilm Roll No. 32, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a Contract with W. Sterne Davis; said contract to be for the purpose of granting the right, license, and privilege to act as and be Golf Professional of the Municipal Golf Course of The City of San Diego, located in Balboa Park, and to give lessons and instruction in Golf on said Municipal Golf Course, according to the terms and conditions as set forth in the form filed in the Office of the City Clerk under Document No. 423260; was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99537, recorded on Microfilm Roll No. 32, authorizing and directing the City Manager to enter into the necessary contractual relations on behalf of The City of San Diego with John H. Lawton, Assistant City Attorney of Glendale, California, providing for the participation of The City of San Diego with the County of San Diego in proceedings to be held before the Public Utilities Commission of the State of California, in connection with the application of the Pacific Telephone & Telegraph Company for authority to increase rates, Application No. 31300; the cost of said participation by the City and County of San Diego not to exceed the sum of \$2500.00; all as fully set forth in said Resolution; was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99538, recorded on Microfilm Roll No. 32, authorizing and empowering the City Manager to execute, for and on behalf of The City of San Diego, a Modification Agreement to Revocable Permit NOy (R) - 44357, covering the construction, use and tie-in of a City-owned 8-inch sewer line to an existing Government-owned 8-inch sewer line at the U. S. Naval Station, San Diego, California, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99539, recorded on Microfilm Roll No. 32, approving and allowing the Bill of San Diego-California Club, bearing date September 14, 1950, in the sum of \$1,478.69 for expenses incurred, as approved by the Advertising Control Committee; authorizing a requisition to be drawn on the Advertising and Publicity Fund of The City of San Diego; was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99540, recorded on Microfilm Roll No. 32, authorizing the Mayor and City Clerk to execute, for and on behalf of The City of San Diego, the necessary conveyances transferring title of the Chestmobile to the County of San Diego, for the sum of \$1.00, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99541, recorded on Microfilm Roll No. 32, accepting the deed of Adelina Navarra, also known as Adelina Navarro, executed in favor of The City of San Diego, conveying to the City an easement and right of way for sewer purposes through, along and across a portion of Lot 1, Block 34, Middletown, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

ORDINANCE NO. 4544 (New Series) recorded on Microfilm Roll No. 32, appropriating the sum of \$4,000.00 out of the Traffic Safety Fund of The City of San Diego, for the purpose of providing funds for the installation of Pedestrian Islands on Sixth Avenue, at Elm Street, Juniper Street, Laurel Street, Redwood Street, Spruce Street and Upas Street, 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--None. Absent--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--None. Absent--None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4545 (New Series) recorded on Microfilm Roll No. 32, appropriating the sum of \$10,200.00 from the Unappropriated Balance Fund of the City of San Diego, and transferring the same to "Outlay," Auto Shops Division, Public Works Department Fund of said City, was on motion of Councilman Dail, 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 and Mayor Knox. Nays--None. Absent--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 and Mayor Knox. Nays--None. Absent--None.

The final reading of such ordinance was in full.

ORDINANCE NO. 4546 (New Series) recorded on Microfilm Roll No. 32, appropriating the sum of \$2500.00 from the Unappropriated Balance Fund of The City of San Diego, for the purpose of providing funds to pay the expense of representation before the Public Utilities Commission of The State of California, in connection with the application of the Pacific Telephone & Telegraph Company to increase its rates, 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--None. Absent--None.

Thereupon, on motion of Councilman Kerrigan, 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--None. Absent--None.

The final reading of such ordinance was in full.

By unanimous consent, at the request of the City Manager, the following item was considered.

Communication from the Purchasing Agent reporting on bids received for the construction of a stabilizer in Rose Creek, Mission Bay; three bids received; recommending award to Guy F. Atkinson Company, the low bidder, in the amount of \$33,880.00.

Glenn A. Rick, City Planning Director, explained the necessity for this contract work to the Council.

Some question was raised as to the necessity for a stabilizer at this point.

Thereupon, RESOLUTION NO. 99542, recorded on Microfilm Roll No. 32, referring to Council Conference the proposed Resolution awarding the contract for the construction of a Stabilizer in Rose Creek, Mission Bay, to the Guy F. Atkinson Company, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, the Council took a recess until the hour of 3:30 P.M. this date.

Upon reassembling, at the hour of 4:25 o'clock P.M. the roll call showed as follows:

Present---Councilmen Wincote, Schneider, Kerrigan, Godfrey and Mayor Knox.

Absent----Councilmen Swan and Dail.

Clerk-----Fred W. Sick.

An Ordinance calling an election to be held in the City of San Diego, on Tuesday, November 7, 1950 for the purpose of proposing and submitting to the electors of the City two propositions to amend the Charter of the City of San Diego; and consolidating said special Municipal Election with the General State Election to be held on the same date, was presented by the Mayor.

The contents of the proposed Ordinance were explained by Shelley J. Higgins, Assistant City Attorney.

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

A motion was made by Councilman Schneider, seconded by Councilman Wincote, to place the proposed Ordinance on its final passage at its first reading.

It was mentioned that Proposition No. 2, in this proposed Ordinance, submitted a Charter Amendment to provide that The City of San Diego shall have power to provide for the acquisition, construction and maintenance of public parking lots, garages or other automotive parking facilities, and to provide for the payment of the cost thereof by the issuance and sale of bonds or other securities payable in whole or in part from the revenues of any such parking facilities, and also to pledge, place a charge upon, or otherwise make available as additional security for the payment of such securities, any or all revenues from any or all street parking meters under the control of said City.

Councilman Schneider thereupon withdrew his motion, as his understanding was that two separate ordinances would be presented on the two propositions.

On motion of Councilman Schneider, seconded by Councilman Swan, the matter was reconsidered.

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

There was considerable discussion at this time as to why the two propositions had been submitted in one ordinance, as certain councilmen were opposed to submitting the proposition relative to the construction and maintenance of parking lots, etc., and the issuance of revenue bonds, and pledging of parking meter receipts.

The Assistant City Attorney assured the council that this was the usual procedure; all proposed Charter Amendments being submitted under one ordinance.

A motion was made by Councilman Swan, seconded by Councilman Schneider, to delete Proposition No. 2 from the proposed Ordinance.

A roll call on this motion showed Councilmen Swan and Schneider voting "Yea"; Councilmen Wincote, Kerrigan, Dail, Godfrey and Mayor Knox voting "Nay"; absent--None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, ORDINANCE NO. 4547 (New Series) recorded on Microfilm Roll No. 32, being an Ordinance of The City of San Diego, California, ordering, calling, providing for and giving notice of a Special Municipal Election to be held in said City on Tuesday, November 7, 1950, for the purpose of proposing and submitting to the electors of said City two propositions to amend the Charter of The City of San Diego; and Consolidating said Special Municipal Election with the General State Election to be held in said City on said November 7, 1950; the propositions to show on the ballots as follows:

PROPOSITION NO. 1. Amend Section 105 of the Charter of The City of San Diego.

This amendment deletes obsolete provisions of the Charter relating to street railway franchises, and gives the Council control over primary and secondary uses of streets and public places with authority to grant franchises on such terms and conditions and for such consideration as the Council shall determine by ordinance.

PROPOSITION NO. 2. Amend the Charter of The City of San Diego by adding a new section thereto, numbered Section 90-1/2.

This amendment authorizes the Council by ordinance to acquire off-street parking facilities and issue revenue bonds secured by receipts of the parking facilities and receipts from parking meters.

was placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Wincote, Kerrigan, Dail, Godfrey, Mayor Knox. Nays--Councilmen Swan and Schneider. Absent--None.

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

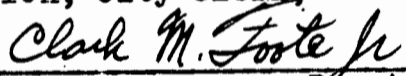
There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Swan, seconded by Councilman Kerrigan, at the hour of 4:42 P.M.


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, September 21,
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 AM.

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

Petition of the American Association for United Nations, San Diego Chapter, requesting free use of the Organ Pavilion in Balboa Park for annual charity fund raising picnic October 24, 1950, was presented and on motion of Councilman Schneider, seconded by Councilman Wincote, referred to the City Manager.

Petition of the County of San Diego, by W. E. Boland, Chief, Office Management Division, Department of Public Works, for cancellation of 1911 Act assessment against Lot 18, Block 1, Cullen's Westland Terrace, occupied by a County-owned building known as 3468 Juniper Street, was presented and on motion of Councilman Wincote, seconded by Councilman Schneider, referred to the City Manager.

Petition of Daley Highleyman for sale at public auction of portions of Lots 8 and 9, Block F, Starkey's Prospect Park, which will not be needed for a new proposed boulevard, was presented and on motion of Councilman Schneider, seconded by Councilman Wincote, referred to the City Manager.

Petition of Mrs. Walter A. Turner for lowering the speed limit on Mission Valley Road, from Sixth Street clover-leaf to the junction with the new Alvarado Canyon road was presented and on motion of Councilman Kerrigan, seconded by Councilman Dail, referred to the City Manager.

Claim of Florence F. Jasper for \$50.00 for injuries sustained, and for expenses of replacing broken glasses, as a result of a fall at 320 South 49th Street, was presented, and on motion of Councilman Dail, seconded by Councilman Swan, referred to the Percy H. Goodwin Company, by RESOLUTION NO. 99544, recorded on Microfilm Roll No. 32.

Claim of Regina G. Killebrew for \$9.00 based upon an accident which occurred at 1028 - 14th Street, when a City Rubbish truck crew dropped a crate off the truck, hitting the back of a parked car, was presented, and on motion of Councilman Dail, seconded by Councilman Swan, referred to the Percy H. Goodwin Company, by RESOLUTION NO. 99545, recorded on Microfilm Roll No. 32.

Claim of John J. Oren for \$1,950.00 based on alleged property damage and personal injuries resulting from an automobile collision with a City Police car at 15th Street and Island Avenue on September 7, 1950, was presented, and on motion of Councilman Dail, seconded by Councilman Swan, referred to the Pacific Indemnity Company by RESOLUTION NO. 99546, recorded on Microfilm Roll No. 32.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for printing Mission Bay Recreation Facilities Bonds and Library Bonds, was presented; reporting three bids received, and recommending award to Schwabacher Frye Company, the low bidder.

RESOLUTION NO. 99547, recorded on Microfilm Roll No. 32, authorizing the purchase from Schwabacher Frye Company, of Los Angeles, California, 2000 Mission Bay Recreation Bonds and 2000 Library Bonds, for the price of \$1445.00, plus sales tax, plus \$50.00 each for additional interest rates in excess of one, in accordance with the quotation for printing heretofore furnished to the Purchasing Agent by said Schwabacher Frye Company, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for core drilling at Sutherland Damsite was presented; reporting four bids received, and recommending award to Fred Cannon Company, the low bidder.

RESOLUTION NO. 99548, recorded on Microfilm Roll No. 32, accepting the bid of Fred Cannon Company for core recovery drilling at Sutherland Damsite, for the sum of \$5669.00; awarding the contract; authorizing the City Manager to execute a contract with said Fred Cannon Company for said work; was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, approved by the City Manager, recommending the advertising for bids for furnishing 400 or more park benches was presented.

RESOLUTION NO. 99549, recorded on Microfilm Roll No. 32, authorizing the Purchasing Agent to advertise for sealed proposals or bids for furnishing 400 - 8-foot benches or 500 - 6-foot benches, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file under Document No. 423380, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, recommending advertising for bids for one lathe for the Harbor Department, was presented.

RESOLUTION NO. 99550, recorded on Microfilm Roll No. 32, authorizing the Purchasing Agent to advertise for bids for furnishing the City of San Diego Harbor Department with one 12" tool room lathe, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file under Document No. 423375, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99551, recorded on Microfilm Roll No. 32, approving the 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 building for use by the United States Customs at the Embarcadero; approving the wage scale included in said specifications as the current or prevailing rate for the various crafts therein mentioned; authorizing the Purchasing Agent to publish notice to contractors calling for bids for said work; was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending a resolution prohibiting parking on the east side of Pacific Highway, south of Rosecrans Street, was presented.

RESOLUTION NO. 99552, recorded on Microfilm Roll No. 32, prohibiting the parking of automobiles at all times on the easterly side of Pacific Highway, between Witherby Street and Rosecrans Street, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Communication from the City Manager recommending the installation of street lights at six locations was presented.

RESOLUTION NO. 99553, recorded on Microfilm Roll No. 32, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted, directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Third Avenue at Kalmia Street;
Seventh Avenue at K Street;
20th Street at F Street;
Front Street at Hawthorn Street;
North Court at Mission Cliff Drive;
Trias Street at Moore Street;

in accordance with the recommendation of the City Manager.

Communication from the City Planning Commission recommending approval of the final map of Compton Terrace was presented.

RESOLUTION NO. 99554, recorded on Microfilm Roll No. 32, adopting the map of Compton Terrace and accepting the Park Therein; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Percy H. Goodwin Company announcing the payment of the claim of Lester C. Munn for property damage in the amount of \$34.41 was presented and on motion of Councilman Swan, seconded by Councilman Wincote, ordered filed.

Communication from the National City Chamber of Commerce urging development of a main highway from Third Street, Chula Vista, to Fairmount Avenue, San Diego, was presented and on motion of Councilman Dail, seconded by Councilman Wincote, ordered referred to the City Manager.

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

Communication from the City Manager reporting on drainage conditions in the area between 25th and 26th Streets, north of the new paving on G Street, was presented and read.

After due consideration, on motion of Councilman Godfrey, seconded by Councilman Wincote, the communication was ordered filed.

Communication from the 1950 San Diego County Grand Jury relative to illegal signs, and proposed new ordinance regulating signs, was presented and on motion of Councilman Swan, seconded by Councilman Wincote, ordered filed.

Communication from the San Diego Recreation Commission, by Herbert Sponholz, Chairman, relative to recreation programs available, and Revenue Report for the fiscal year 1949-50, was presented, read, and on motion of Councilman Kerrigan, seconded by Councilman Wincote, ordered filed.

Communication from J. J. Stuckey relative to dangerous Palm Tree in front of the house at 2531 E Street, which should be removed, was presented and on motion of Councilman Kerrigan, seconded by Councilman Schneider, referred to the City Manager.

RESOLUTION NO. 99555, recorded on Microfilm Roll No. 32, authorizing and empowering the City Manager to do all the work in connection with the installation of beach showers at Ocean Beach, New Mission Beach, Santa Clara Point, Bonita Cove, Pacific Beach South, Pacific Beach North, Old Mission Beach, La Jolla Cove and La Jolla Shores, by appropriate City forces, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99556, recorded on Microfilm Roll No. 32, authorizing and empowering the City Manager to execute, for and on behalf of the City of San Diego, an agreement with Fred W. Reif, for his services as Docent and Caretaker at the Serra Museum, for the period commencing October 4, 1950, and ending June 30, 1951, at a monthly compensation of \$200.00, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99557, recorded on Microfilm Roll No. 32, granting permission to the Ocean Beach Business Men's Association to conduct a Carnival and Bazaar on a city-owned parking lot at the foot of Newport Avenue, in Ocean Beach, on September 22, 23 and 24, 1950; said association to be exempt from the payment of the City license fee, in accordance with application therefor, and the recommendation of the City Manager, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99558, recorded on Microfilm Roll No. 32, accepting the subordination agreement, executed by Mathew Fritz and Adda Fritz, beneficiaries, and Land Title Insurance Company, Trustee, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 28, Block L, Montclair, to the right of way and easement for sewer purposes heretofore conveyed to the City of San Diego through, along and across said property; was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99559, recorded on Microfilm Roll No. 32, accepting the quitclaim deed of Mission Bay Corporation, executed in favor of The City of San Diego, quitclaiming to the City all right, title and interest in and to Lot 1, in Block 104, Wonderland Beach, EXCEPTING that portion thereof, if any, lying below the Mean High Tide Line of the Pacific Ocean; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99560, recorded on Microfilm Roll No. 32, accepting the quitclaim deed of A. E. Williams and Lillie V. Williams, husband and wife, and Charlotte Erickson, executed in favor of The City of San Diego, quitclaiming to said City all their right, title and interest in and to all that real property situated in the City of San Diego, bounded and described as follows: Lots 5 and 6 in Block 8, and Lots 33 to 38, in Block 8 of Bayside, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99561, recorded on Microfilm Roll No. 32, accepting the deed of Hillel Arkin, executed in favor of The City of San Diego, conveying an easement and right of way for street purposes through, along and across a portion of the South 25 acres of the Southwest Quarter of the Northeast Quarter of Section 33, Township 16 South, Range 2 West, San Bernardino Base Meridian; setting aside and dedicating to the public use the land therein conveyed as and for a public street, and naming the same Euclid Avenue; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99562, recorded on Microfilm Roll No. 32, accepting the deed of W. F. Ott, executed in favor of The City of San Diego, conveying to said City a portion of Lot 8 in Pueblo Lot 1113, according to the map thereof No. 875, entitled "Plat of Lot 32, Ex-Mission Rancho and part of Pueblo Lot 1113 in the County of San Diego, State of California"; setting aside and dedicating to the public use the lands therein conveyed, as a public street, and naming the same Mission Valley Road; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99563, recorded on Microfilm Roll No. 32, accepting the deed of Robert W. McClure and Edna B. McClure, executed in favor of The City of San Diego, conveying to said City an easement and right of way for street purposes through, along and across a portion of Lot 21, Eureka Lemon Tract; setting aside and dedicating the land therein conveyed as and for a public street, and naming the same Ticonderoga Street; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99564, recorded on Microfilm Roll No. 32, accepting the deed of Irene M. Benson, executed in favor of The City of San Diego, conveying to said City an easement and right of way for sewer purposes through, along and across a portion of Lot 29, Block L, Montclair, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99565, recorded on Microfilm Roll No. 32, accepting the deed of Joseph A. Cooper and Laowna M. Cooper, executed in favor of The City of San Diego, conveying to said City an easement and right of way for sewer purposes through, along and across a portion of Lot 46, Block 6-1/2 in Subdivision of Blocks 3, 6, 9 and 12, City Heights Annex #1, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99566, recorded on Microfilm Roll No. 32, accepting the deed of Ira C. Engle and Barbara A. Engle, executed in favor of The City of San Diego, conveying to said City an easement and right of way for sewer purposes through, along and across a portion of Lot 29, Lemon Villa, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99567, recorded on Microfilm Roll No. 32, accepting the deed of Josephine King, executed in favor of the City of San Diego, conveying to said City an easement and right of way for sewer purposes through, along and across a portion of Lot 7, La Mesa Colony, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99568, recorded on Microfilm Roll No. 32, accepting the deed of Wallace B. Moyer and Glennis R. Moyer, executed in favor of The City of San Diego, conveying to said City an easement and right of way for sewer purposes through, along and across a portion of Lot 28, Block L, Montclair, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99569, recorded on Microfilm Roll No. 32, accepting the deed of Effie A. Powell, executed in favor of The City of San Diego, conveying to said City an easement and right of way for sewer purposes, through, along and across a portion of Lot 25, Block C, Starkey's Prospect Park Addition, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4549 (New Series) recorded on Microfilm Roll No. 32, appropriating the sum of \$3,000.00 from The Traffic Safety Fund of The City of San Diego, for the purpose of providing funds for the installation of Traffic Signals on Harbor Drive at the Coast Guard Airplane Crossing, 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 and Mayor Knox. Nays--None. Absent--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--None. Absent--None.

The final reading of such ordinance was in full.

ORDINANCE NO. 4550 (New Series) recorded on Microfilm Roll No. 32, appropriating the sum of \$1,400.00 from the Capital Outlay Fund of The City of San Diego, for the purpose of providing funds for the installation of beach showers at nine locations in the City, 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 Swan, 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. 4551 (New Series) recorded on Microfilm Roll No. 32, appropriating the sum of \$253.00 from the Unappropriated Balance Fund, for the purpose of providing additional funds for the construction of additional seats in Balboa Park Bowl, 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--Councilman Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays--None. Absent--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--None. Absent--None.

The final reading of such ordinance was in full.

ORDINANCE NO. 4552 (New Series) recorded on Microfilm Roll No. 32, establishing the grade of Niagara Avenue, in the City of San Diego, California, between the southeasterly line of Venice Street and the northwesterly line of Catalina Boulevard, 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 and Mayor Knox. Nays--None. Absent--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--None. Absent--None.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, the following matters were considered by unanimous consent.

RESOLUTION NO. 99543, recorded on Microfilm Roll No. 32, authorizing W. Allen Perry, Park Superintendent of The City of San Diego, to attend the conference of The American Institute of Park Executives, to be held in Dallas, Texas, from September 25th to 28th, 1950; authorizing him to incur all expenses necessary in connection with said trip; was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4548, (New Series) recorded on Microfilm Roll No. 32, appropriating the sum of \$2,250.00 from the Capital Outlay Fund of the City of San Diego, for the purpose of providing funds for landscaping the area adjacent to the Encanto Community Center, was on motion of Councilman Dail, 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--None. Absent--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--None. Absent--None.

The final reading of such ordinance was in full.

Communication from the City Attorney submitting resolutions relative to the final map of Clearview was presented.

RESOLUTION NO. 99570, recorded on Microfilm Roll No. 32, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Clearview Corporation, for the installation and completion of the unfinished improvements and the setting of the monuments required for Clearview; directing the City Engineer to present an ordinance establishing the official grades of all streets within

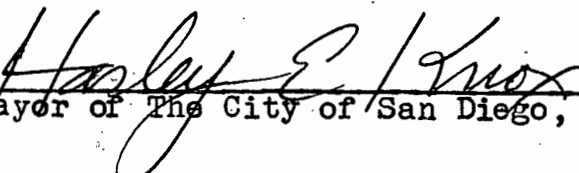
said subdivision, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99571, recorded on Microfilm Roll No. 32, adopting the Map of Clearview and accepting public streets, portions of public streets, and unnamed easements therein, and rejecting the dedication for a public street of the land shown thereon as "Reserved for Street Purposes", was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99572, recorded on Microfilm Roll No. 32, requesting the City Manager to negotiate with the City of National City to arrange for the early construction of a trunk sewer main to serve Paradise Hills and vicinity, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Councilman Dail stated that proceedings are now pending for a lateral sewer system in Paradise Hills, but no sewer outfall connection has been provided.

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 10:25 o'clock A.M.

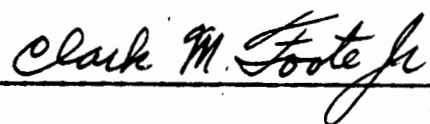


Mayor of The City of San Diego, California.

ATTEST:

FRED W. SICK, City Clerk

By



Deputy.

REGULAR MEETING
Chamber of the Council of The City of San Diego,
California, Tuesday, September 26,
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, Kerrigan, Dail and Mayor Knox.
Absent----Councilmen Schneider and Godfrey.
Clerk-----Fred W. Sick.

The Minutes of the Regular Meetings of Tuesday, September 19th, 1950, and Thursday, September 21st, 1950, were presented to the Council by the Clerk, and on motion of Councilman Kerrigan, seconded by Councilman Dail, were approved without reading, after which they 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 furnishing of electric current for the lighting of College Park Lighting District No. 1, for a period of one year ending May 31, 1951, the Clerk reported that bid had been received from the San Diego Gas & Electric Company, which bid was presented to the Council and on motion duly made and seconded, was publicly opened and declared.

Said bid was accompanied by a certified check on the San Diego Trust and Savings Bank of San Diego in the sum of \$84.12; and was given Document No. 423621.

Thereupon, 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 latest time set for the receiving of bids, 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 Resolution of Intention No. 98804, the Clerk reported that six bids had been received, which bids were presented to the Council and on motion duly made and seconded, were publicly opened and declared. Said bids were as follows:

The bid of Griffith Company, accompanied by a bond written by the National Surety Corporation, in the sum of \$3300.00, which bid was given Document No. 423622.

The bid of V. R. Dennis Construction Co., accompanied by a bond written by the Continental Casualty Company, in the sum of \$4,000.00, which bid was given Document No. 423623.

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

The bid of T. B. Penick & Sons, accompanied by a bond written by the Massachusetts Bonding and Insurance Company, in the sum of \$4,000.00 which bid was given Document No. 423624.

The bid of C. B. Saunders, accompanied by a bond written by the New York Casualty Company, in the sum of \$3400.00, which bid was given Document No. 423625.

The bid of Carroll & Foster, accompanied by a bond written by the Maryland Casualty Company, in the sum of \$3789.26, which bid was given Document No. 423626.

The bid of Cox Bros. Construction Co., accompanied by a bond written by the Great American Indemnity Company, in the sum of \$4,000.00, which bid was given Document No. 423627.

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 hearing on the Street Superintendent's Assessment No. 1952, made to cover the costs and expenses of the work done upon 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, the Clerk reported that written appeals had been received from Dudley B. Oatman, Beulah H. Oatman, F. B. Meek and Minna L. Johnstone, which appeals were presented to the Council.

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

No one appeared to protest orally.

R. A. Hall, Acting City Engineer, reported orally that the appeals represented 11.3% of the frontage property. He also reported on the matters complained of in the appeals, such as change in the grade, removal of a fence, etc.

All interested persons having been heard, RESOLUTION NO. 99573, recorded on Microfilm Roll No. 32, overruling and denying the appeal of Dudley B. Oatman and Beulah H. Oatman, the appeal of F. B. Meek and the appeal of Minna L. Johnstone from the Street Superintendent's Assessment No. 1952, made to cover the costs and expenses of the paving and otherwise improving of the Alley in Block 57, Normal Heights, under Resolution of Intention No. 94298; overruling and denying all other protests; confirming and approving the Street Superintendent's Assessment No. 1952; and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law; 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. 1951, made to cover the costs and expenses of the work of 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, within the limits and as particularly described in Resolution of Intention No. 96296, 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 orally, and no written appeals were presented.

RESOLUTION NO. 99574, recorded on Microfilm Roll No. 32, confirming and approving the Street Superintendent's Assessment No. 1951, made to cover the costs and expenses of 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, under Resolution of Intention No. 96296; authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law; 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 furnishing of electric current for the lighting of the ornamental street lights located in San Diego Lighting District No. 2, for the period of one year ending June 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. 99575, recorded on Microfilm Roll No. 32, confirming and adopting as a whole the "Engineer's Report and Assessment for San Diego Lighting District No. 2", filed in the office of the City Clerk August 18, 1950, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent reporting on bids received for the construction of a stabilizer in Rose Creek, near Mission Bay; three bids received; recommending award to the Guy F. Atkinson Company, the low bidder; was presented.

This matter had been referred to Council Conference on September 19th, 1950.

RESOLUTION NO. 99576, recorded on Microfilm Roll No. 32, accepting the bid of Guy F. Atkinson Company for the construction of a Stabilizer in Rose Creek, near Mission Bay; awarding the contract for the sum of \$33,880.00; authorizing the City Manager to execute a contract with said Guy F. Atkinson Company for the construction of said Stabilizer; was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, approved by the City Manager, recommending bids be received for furnishing the City's requirements of Butane-Propane Gas for a period of six months commencing October 26, 1950; was presented.

RESOLUTION NO. 99577, recorded on Microfilm Roll No. 32, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego with its requirements of Butane-Propane Gas for a period of six months commencing October 26, 1950, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file under Document No. 423558, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, approved by the City Manager, recommending advertising for bids for furnishing one 1½-ton chassis and cab in accordance with specifications, was presented.

RESOLUTION NO. 99578, recorded on Microfilm Roll No. 32, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego with one 1½-ton chassis and cab, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file under Document No. 423555, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, approved by the City Manager, recommending advertising for bids for furnishing one 160-cubic foot skid-mounted air compressor, was presented.

RESOLUTION NO. 99579, recorded on Microfilm Roll No. 32, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego with one 160-cubic foot skid-mounted air compressor, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file under Document No. 423552, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, approved by the City Manager, recommending advertising for bids for furnishing one Midget size track laying tractor for the Public Works Department, was presented.

RESOLUTION NO. 99580, recorded on Microfilm Roll No. 32, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego with one 20 h.p. Midget size track laying tractor, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file under Document No. 423549, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99581, recorded on Microfilm Roll No. 32, approving the plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the installation of walks, drive, lawn, sprinkler system and landscaping of area adjacent to Montgomery Field (Gibbs Municipal Airport) Office Building, on file under Document No. 423561; ascertaining the wage scale included in said specifications to be the current or prevailing rate for the various crafts therein mentioned; authorizing and directing the Purchasing Agent to proceed to publish in accordance with law, notice to contractors calling for bids for the said work; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Superintendent of Streets, approved by the City Manager, reporting on petition for closing Canyon Road, or Mission Grade, from the northerly line of Lot A, Fleischer's Addition, to and including the easterly contiguous half of Sixth Street, was presented.

RESOLUTION NO. 99582, recorded on Microfilm Roll No. 32, granting the petition for closing a portion of Mission Grade from the northerly prolongation of the easterly line of Lot A, Fleischer's Addition to the northerly prolongation of the westerly line of said lot, 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 Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the City Manager, recommending that the above closing be contingent upon a dedication of a 10-foot parcel of Lot A, Fleischer's Addition, was presented.

RESOLUTION NO. 99583, recorded on Microfilm Roll No. 32, accepting the offer of Mercy Hospital, San Diego, a corporation, to dedicate a 10-foot parcel of Lot A, Fleischer's Addition; directing the Property Department to secure the deed of easement in accordance with said offer; was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the City Manager stating that he has granted permission to the Junior Chamber of Commerce to hold air games at Montgomery Field October 28th and 29th, 1950, and to charge 25¢ fee for parking during the games; with the understanding that there will be no admission charge for the games themselves; was presented and on motion of Councilman Kerrigan, seconded by Councilman Dail, ordered filed; together with the petition from the San Diego Junior Chamber of Commerce.

Communication from the City Manager recommending overhead street lights at five locations, as petitioned for by residents, was presented.

RESOLUTION NO. 99584, recorded on Microfilm Roll No. 32, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

- Boundary Street at Thorn Street;
- Boundary Street approximately midway between Redwood Street and Thorn;
- Boundary Street at Myrtle Avenue;
- 33rd Street at Cedar Street;
- McKinley Street at Palm Street.

Communication from the City Planning Director relative to proposals for preparation of plans for the new Morena Boulevard Bridge over the San Diego River Floodway was again presented; having been referred to Conference on September 12th, 1950.

RESOLUTION NO. 99585, recorded on Microfilm Roll No. 32, accepting the bid of Donald R. Warren Co., 500 South Figueroa Street, Los Angeles, for the furnishing to The City of San Diego of engineering services in connection with the preparation of plans and specifications for the proposed bridge across the San Diego River at Morena Boulevard, as particularly outlined and set forth in said bid, and as recommended by the City Manager, at and for the sum of \$11,850.00, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the City Planning Commission recommending acceptance of the Final Map of Cosgrove Mesa, under certain conditions, was presented.

A communication from the Acting City Engineer calling the Council's attention to the fact that the paving in this subdivision would be 4" asphaltic concrete pavement, instead of the 2" asphaltic concrete surfacing specified in previous resolutions, was read.

RESOLUTION NO. 99586, recorded on Microfilm Roll No. 32, authorizing and directing the City Manager to execute, for and on behalf of the City of San Diego, a contract with Chris A. Cosgrove and Celia C. Cosgrove, husband and wife, for the installation and completion of the unfinished improvements and the setting of monuments required for Cosgrove Mesa; directing the City Engineer to present and ordinance establishing the official grades of all streets within said subdivision; was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99587, recorded on Microfilm Roll No. 32, adopting the Map of Cosgrove Mesa and accepting public streets, portion of a public street and unnamed easements therein, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the City Planning Director reporting on the offer of Mr. C. C. Pease for a tidelands lease on a portion of the Mission Bay Tidelands was presented, and on motion of Councilman Wincote, seconded by Councilman Schneider, referred to the Mission Bay Advisory Committee for the purpose of analyzing a lease of this kind, by RESOLUTION NO. 99588, recorded on Microfilm Roll No. 32.

Communication from the Zoning Committee re-affirming the former action of denying permission to Frank E. and Mittie B. Bowyer to convert an existing attached garage to living quarters, with a 4 foot 4 inch rear yead on the South 44.25 feet of the West One-Half of Lot 1, Block 134, La Playa, at 405 Rosecrans Street, in Zone R-4, was presented and read. This matter had been referred back to the Zoning Committee on September 7th, 1950.

RESOLUTION NO. 99589, recorded on Microfilm Roll No. 32, overruling and denying the appeal of Frank E. Bowyer from the decision of the Zoning Committee denying his application No. 8450, and sustaining the Zoning Committee's decision denying permission to convert an existing attached garage to living quarters, with a 4 foot 4 inch rear yard on the South 44.25 feet of the West One Half of Lot 1, Block 134, La Playa, at 405 Rosecrans Street, in Zone R-4, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Zoning Committee recommending denial of appeal of R. George Putz from decision of the Zoning Committee under Application No. 7463 was presented and read.

RESOLUTION NO. 99590, recorded on Microfilm Roll No. 32, overruling and denying the appeal of R. George Putz, and sustaining the decision of the Zoning Committee, denying permission to R. George Putz to demolish an existing garage, replace it and build a den on the upper floor, the building to have no side nor rear yards, the property having no frontage on a dedicated street, being a portion of Pueblo Lot 1260, also known as 478 Marine Street, Zone R-4, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

This matter had been referred back to the Zoning Committee for reconsideration on October 11th, 1949.

Communication from the Superintendent of Streets, approved by the City Manager, recommending denial of a petition to close Robinson Avenue from the east line of Florida Street to the west line of the Alleys in Blocks 258 and 257, University Heights, was presented.

RESOLUTION NO. 99591, recorded on Microfilm Roll No. 32, denying the petition to close Robinson Avenue from the east line of Florida Street to the west line of the Alleys in Blocks 258 and 257, University Heights, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Notice of Hearing before the Public Utilities Commission of the State of California, set for Wednesday, October 11, 1950, at 2:00 p.m. in the Supervisor's Chamber, Room 310, Civic Center Building, on application No. 31542 in the matter of the Application of the San Diego Transit System for authority to again increase rates, was presented and on motion of Councilman Schneider, seconded by Councilman Wincote, ordered filed.

Resolution NO. 99592, recorded on Microfilm Roll No. 32, directing the City Attorney to secure the services of Mr. Clarence A. Winder to represent the City of San Diego at this hearing was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The City Attorney stated that in his opinion the San Diego Transit System is actually losing money, and that the City should not oppose the rate increase.

The matter of transit company rates was further discussed by the City Attorney, Councilmen Dail and Schneider and Mayor Knox.

Copy of complaint of Mary E. Bott relative to bus schedules and service was referred to the City Attorney, on motion of Councilman Kerrigan, seconded by Councilman Wincote.

Complaint of Cora McCall relative to bus service at Ocean Beach was referred to the City Attorney, on motion of Councilman Kerrigan, seconded by Councilman Wincote.

Communication from the El Cortez Hotel relative to retaining a large sign on top of the hotel building, after the new sign ordinance is adopted, was presented and on motion of Councilman Kerrigan, seconded by Councilman Wincote, referred to Council Conference by RESOLUTION NO. 99593, recorded on Microfilm Roll No. 32.

Resolution of the San Diego Chapter of the American Institute of Architects requesting the prohibition of projecting signs and billboards on top of buildings, was presented and on motion of Councilman Kerrigan, seconded by Councilman Wincote, referred to Council Conference by RESOLUTION NO. 99594, recorded on Microfilm Roll No. 32.

Communication from The State Park Commission thanking the Council for use of facilities and for a luncheon in Balboa Park during recent visit to San Diego, was presented and on motion of Councilman Kerrigan, seconded by Councilman Schneider, ordered filed.

Communication from Phil D. Swing favoring a Charter Amendment to "allow" offstreet parking was presented and on motion of Councilman Swan, seconded by Councilman Schneider, ordered filed.

RESOLUTION NO. 99595, recorded on Microfilm Roll No. 32, directing notice of filing of assessment Roll No. 1956, made to cover the costs and expenses of the work of paving and otherwise improving of Atascadero Drive, Alicia Drive and Tennyson Street, under Resolution of Intention No. 96604, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD NO. 99596, recorded on Microfilm Roll No. 32, awarding to Robt. A. Crist, an individual doing business under the firm name and style of Cast Stone Co., the contract for paving and otherwise improving the Alley in Block 11, Ocean Beach Park and Block 94, Ocean Bay Beach, as described in Resolution of Intention No. 98714, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD NO. 99597, recorded on Microfilm Roll No. 32, awarding to T. B. Penick & Sons, a co-partnership, the contract for paving and otherwise improving the Alley in Block 52, Fairmount Addition to City Heights, and Polk Avenue, as described in Resolution of Intention No. 98713, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99598, recorded on Microfilm Roll No. 32, directing notice inviting sealed proposals for furnishing of electric current for lighting of San Diego Lighting District No. 1, for the period of one year ending June 14, 1951, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99599, recorded on Microfilm Roll No. 32, approving the plans, drawings, typical cross-sections, profiles and specification for the paving and otherwise improving of the Alley in Block 317, Reed and Daley's Addition, 29th Street, Public Rights of Way, the Alley in Block 281, San Diego Land and Town Company's Addition, 28th Street and Franklin Avenue, within the limits and as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted. This Resolution also approved Plat No. 2206; showing the assessment district.

RESOLUTION NO. 99600, recorded on Microfilm Roll No. 32, approving the plans, drawings, typical cross sections, profiles and specifications; and Plat No. 2153, showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of Mohawk Street, between the west line of 72nd Street and the west line of 73rd Street; and 72nd Street, between the south line of Saranac Street and the north line of El Cajon Boulevard, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION ORDERING WORK NO. 99601, recorded on Microfilm Roll No. 32, for closing a portion of the Alley adjacent to Block 28, Bird Rock Addition, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION ORDERING WORK NO. 99602, recorded on Microfilm Roll No. 32, for closing the Alley in Block 6, La Jolla Strand, 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. 99603, recorded on Microfilm Roll No. 32, for closing a portion of the Alley in Block 212, Horton's Addition as Subdivided by Carter, Hale and Metcalf, 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. 99604, recorded on Microfilm Roll No. 32, for closing a portion of Baker Street, lying between a line drawn from the southwesterly corner of Lot 16, Eureka Lemon Tract, to the northwesterly corner of Lot 15 in said Eureka Lemon Tract and the southerly prolongation of the westerly line of Sumpter Street, as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION OF INTENTION NO. 99605, recorded on Microfilm Roll No. 32, for closing portions of Field Street and Stough Avenue, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 99606, recorded on Microfilm Roll No. 32, for closing a portion of Westbourne Street, lying between the southerly prolongation of the westerly line of Fay Avenue, and a line parallel to and distant 200 feet easterly, measured at right angles, from the easterly line of Draper Avenue, as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99607, recorded on Microfilm Roll No. 32, for paving and otherwise improving the Alley in Block 317, Reed and Daley's Addition; 29th Street; Public Rights of Way in Block 317, Reed and Daley's Addition; Alley in Block 281, San Diego Land and Town Company's Addition; Public Rights of Way in Block 281, San Diego Land and Town Company's Addition; 28th Street; and Franklin Avenue; 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. 99608, recorded on Microfilm Roll No. 32, for paving and otherwise improving of Mohawk Street, between the west line of 72nd Street and the west line of 73rd Street; and 72nd Street, between the south line of Saranac Street and the north line of El Cajon Boulevard; as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99609, recorded on Microfilm Roll No. 32, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving of the Alleys in Blocks 187 and 188, Mission Beach, and Mission Boulevard, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99610, recorded on Microfilm Roll No. 32, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving of the Alleys in Blocks 197, 196, 195, 194, 198, 199, 200 and 201, Mission Beach, within the limits and as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99611, recorded on Microfilm Roll No. 32, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of installation of ornamental street lights in Ash Street, between the east line of Pacific Highway and the east line of 10th Avenue, as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99612, recorded on Microfilm Roll No. 32, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving of Felspar Street, between the westerly line of Morrell Street and the westerly line of Noyes Street, as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99613, recorded on Microfilm Roll 32, approving the diagram of the property affected and benefited by the work of paving and otherwise improving the Alley in Block 3, Carmel Heights, as described in Resolution of Intention No. 98039, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99614, recorded on Microfilm Roll 32, approving the diagram of the property affected and benefited by the work of paving and otherwise improving the Alley in Block 132, Mannasse and Schiller's Subdivision of Pueblo Lot 1157, as described in Resolution of Intention No. 97344, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99615, recorded on Microfilm Roll 32, approving the diagram of the property affected and benefited by the work of paving and otherwise improving the portions of Florida Court, between Georgia Street and Florida Street, described in Resolution of Intention No. 96930, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99616, recorded on Microfilm Roll 32, approving the diagram of the property affected and benefited by the work of paving and otherwise improving 48th Street, between Franklin Avenue and Ocean View Boulevard, as described in Resolution of Intention No. 97597, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99617, recorded on Microfilm Roll 32, approving the diagram of the property affected and benefited by the work of paving and otherwise improving Promontory Street, between Pacific Beach Drive and Fortuna Avenue, as described in Resolution of Intention No. 97186, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99618, recorded on Microfilm Roll 32, approving the diagram of the property affected and benefited by the work of paving and otherwise improving Tenth Avenue, between Johnson Avenue and Hayes Avenue, as described in Resolution of Intention No. 96860, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99619, recorded on Microfilm Roll 32, approving the diagram of the property affected and benefited by the work of paving and otherwise improving of Tyrian Street, La Jolla Boulevard, Alley in Block 2, and Alley in Block 3, La Jolla Park, as described in Resolution of Intention No. 97274, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99620, recorded on Microfilm Roll 32, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work of paving and otherwise improving Bayard Street, as described in Resolution of Intention No. 98041, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99621, recorded on Microfilm Roll 32, granting permission to the American Association for the United Nations to use the organ pavilion in Balboa Park, without charge, for the purpose of raising money by the serving of a meal therein to help educate the youth of San Diego as to the work of the United Nations; as petitioned for under Document No. 423300; was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99622, recorded on Microfilm Roll 32, authorizing and empowering the City Manager to do all the work in connection with the installation of basketball lighting at the Stockton Playground, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99623, recorded on Microfilm Roll 32, authorizing the City Manager to execute, for and on behalf of the City of San Diego, a lease with Mrs. Emily Cooper for premises described as 1253 - 18th Street, for a term of one year beginning August 15, 1950, at a rental of \$45.00 per month; said lease to be the form filed under Document No. 423675; was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99624, recorded on Microfilm Roll 32, authorizing the City Manager to execute, for and on behalf of the City of San Diego, a lease with Emily N. Noakes, for premises described as 1205 - 18th Street, for a term of one year beginning August 15, 1950 and ending August 14, 1951, at a rental of \$45.00 per month; said lease to be the form filed under Document No. 423677; was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99625, recorded on Microfilm Roll 32, authorizing the compromise of a suit entitled "City of San Diego v San Diego and Arizona Eastern Railway,

No. 157220", by the City paying said railway company \$25.00 in exchange for its right title and interest in a portion of Lot 24, Block 289 of Seaman and Choates Addition; the conditions of the compromise being fully set forth in said Resolution; was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4553, (New Series) recorded on Microfilm Roll No. 32, appropriating the sum of \$7,000.00 from the Unappropriated Balance Fund of The City of San Diego, for the purpose of providing funds for the construction of a Storm Drain in Mission Boulevard, from Block 103, Mission Beach, to Ventura Place, in said Mission Beach, 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, Mayor Knox. Nays--None. Absent--Councilman Godfrey.

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, Mayor Knox. Nays--None. Absent--Councilman Godfrey.

The final reading of such ordinance was in full.

Communication from Mayor Harley E. Knox submitting the name of Dr. Arnold Small to serve on the Psychology Commission, and requesting confirmation of the appointment was presented.

RESOLUTION NO. 99626, recorded on Microfilm Roll No. 32, confirming the appointment of Dr. Arnold Small to serve on the Psychology Commission, to fill the vacancy caused by the resignation of Dr. Melvin Barnes, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99627, recorded on Microfilm Roll No. 32, referring to the Aviation Committee of the San Diego Junior Chamber of Commerce the matter of a celebration on the 26th day of January, 1951, in commemoration of the 40th Anniversary of the first flight of a hydroplane from San Diego Bay by pilot Glenn Curtis, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99628, recorded on Microfilm Roll No. 32, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted, reading as follows:

"RESOLUTION NO. 99628

WHEREAS, The City of San Diego received repeated requests from unincorporated areas to be allowed to connect with existing City sewer system; and

WHEREAS, it has been the general policy of The City of San Diego not to grant such requests unless said areas are annexed to an incorporated city; NOW, THEREFORE, BE IT RESOLVED By the Council of The City of San Diego, as follows:

That it is the announced policy of this Council that the services of the sewer system of The City of San Diego shall be made available primarily to the citizens of The City of San Diego and thereafter to other incorporated areas who warrant and agree and are able to carry their fair share of the burdens created by the rendering of such services.

BE IT FURTHER RESOLVED that it shall be the general policy of this Council not to extend said sewer system services to unincorporated territories unless they are annexed to an incorporated City."

Communication from the City Manager reporting on the proposed resurfacing of the 4800 Block on Vista Street was presented and on motion of Councilman Schneider, seconded by Councilman Dail, ordered filed. This item had been referred to conference on September 19th, 1950.

Communication from the City Manager recommending filing letter from the City Manager of National City relative to odors from the sewage disposal plant on Harbor Drive was presented and on motion of Councilman Schneider, seconded by Councilman Dail, ordered filed. This item had been referred to conference on September 12th, 1950.

Thereupon, on motion of Councilman Kerrigan, seconded by Councilman Dail, the Council took a recess until the hour of 3:30 o'clock P.M. this date.

Upon reassembling, at the hour of 4:10 o'clock PM. the roll call showed as follows:

Present---Councilmen Swan, Wincote, Schneider, Kerrigan and Dail.

Absent----Councilman Godfrey and Mayor Knox.

Clerk-----Fred W. Sick.

In the absence of Mayor Knox, Vice Mayor Kerrigan acted as chairman.

RESOLUTION NO. 99629, recorded on Microfilm Roll No. 32, authorizing and empowering the City Manager to enter into a contract with Mr. Clarence A. Winder, for the employment of the said Clarence A. Winder as rate consultant, in connection with the bus rate hearing to be held in The City of San Diego October 11, 1950, at the compensation of \$100.00 per day, plus travelling expenses; Mr. Winder to pay his own living expenses; was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

ORDINANCE NO. 4554, (New Series) recorded on Microfilm Roll No. 32, appropriating the sum of \$1000.00 from the Unappropriated Balance Fund of The City of San Diego, for the purpose of providing funds for the employment of Mr. Clarence A. Winder as Rate Consultant, in connection with bus rate hearing to be held in The City of San Diego on October 11, 1950, 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. Nays--None. Absent--Councilman Godfrey and 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. Nays--None. Absent--Councilman Godfrey, Mayor Knox.
The final reading of such ordinance was in full.

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 4:15 o'clock P.M.

George Kerrigan
Mayor of The City of San Diego, California.

ATTEST:

FRED W. SICK, City Clerk,

By

Clark M. Foote Jr.

Deputy.

REGULAR MEETING
Chamber of the Council of The City of San Diego,
California, Thursday, September 28th,
1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by Vice Mayor Kerrigan at 10:08 o'clock A.M.

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

In the absence of the Mayor, Vice Mayor Kerrigan acted as Chairman.

By Unanimous Consent, on motion of Councilman Swan, seconded by Councilman Wincote, Planning Director Glenn Rick was requested to brief the Council on the program of the Shoreline Planning Association of California in San Diego this date.

Mr. Rick outlined the luncheon, boat trips, and other activities scheduled to entertain seventy or more delegates coming by bus from New York and other points.

Councilmen Kerrigan, Swan, Schneider and Wincote made reservations to attend a luncheon at the La Jolla Shores Beach Club.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Esther J. Wilton (Esther J. Dotts) from the decision of the Zoning Committee denying permission to convert the second floor of a single family residence into a second living unit and add an exterior stairway leading to the upper living unit, with a 1-foot sideyard, on the Northwesterly 50 feet of Lot 7, Block 187, Middletown, at 3844 California Street, in Zone M-1, a report on the matter from the Assistant Planning Director was presented and read.

Mrs. Esther J. Wilton spoke in support of her request.

The merits of the application were thoroughly discussed.

RESOLUTION NO. 99630, recorded on Microfilm Roll No. 32, sustaining the appeal of Esther J. Wilton (Esther J. Dotts), 3844 California Street, from the decision of the Zoning Committee in denying her permission to convert the second floor of a single family residence into a second living unit and adding an exterior stairway leading to the upper living unit, which would have approximately a one-foot sideyard, on the Northwesterly 50 feet of Lot 7, Block 187, Middletown, at 3844 California Street, in Zone M-1; overruling the Zoning Committee decision; was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Councilman Kerrigan voted "Nay" on the motion.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Vera R. Launder from the decision of the Zoning Committee denying permission to Vera R. Launder to construct a duplex facing Boundary Street, making three living units on Lot 7, Block G, Altadena, at 3227 McKinley Street, in Zone R-2, a report from the Zoning Engineer was presented and read.

Mrs. Vera R. Launder spoke in support of her request.

After considerable discussion, the City Attorney ruled that the Council could not grant the request as there is no non-conforming use in the area.

RESOLUTION NO. 99631, recorded on Microfilm Roll No. 32, denying the appeal of Vera R. Launder, 2911 Bancroft Street, from the decision of the Zoning Committee in denying by its Resolution No. 4962, application No. 8524, permission to construct a duplex facing Boundary Street, making three living units on Lot 7, Block G, Altadena, 3227 McKinley Street, in Zone R-2; sustaining the Zoning Committee decision; was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99632, recorded on Microfilm Roll No. 32, referring to Council Conference the matter of notification of applicants for zoning suspensions that if there are no non-conforming uses in the area the request can not be granted; either by the Zoning Committee or the City Council; further notifying them that they are entitled to a hearing in any event, upon payment of the required application fees; was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

The City Attorney suggested that the Planning Department be instructed to print on the back of their application forms each and every condition under which a variance may be granted.

Application of John R. Blackett for a cabaret license at the Copacabana located at 1039 - 12th Avenue, was presented; together with recommendation for approval from the City Manager and from the interested City Departments.

RESOLUTION NO. 99633, recorded on Microfilm Roll No. 32, granting to John R. Blackett permission to conduct a cabaret with paid entertainment at Copacabana, 1039 - 12th Avenue, where liquor is sold but no dancing conducted; subject to the regular license fee, and to compliance with existing regulations; was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Claim of Arnett Pawley, Jr., for \$5100.00, based on damages incurred when claimant stepped into a hole in the paving in front of 825 - 4th Avenue, was presented.

RESOLUTION NO. 99634, recorded on Microfilm Roll No. 32, referring to the Percy H. Goodwin Company the claim of Arnett Pawley, Jr., filed under Document No. 423617; pursuant to the provisions of Policy Number L-970 on file in the office of the City Clerk; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Joseph T. Lape for \$20.00, based on damage to his pickup truck by a City truck, was presented.

RESOLUTION NO. 99635, recorded on Microfilm Roll No. 32, referring to the Pacific Indemnity Company the claim of Joseph T. Lape, filed under Document No. 423682; pursuant to the provisions of Policy Number LAC 48400, on file under Document No. 422160; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent recommending bids for furnishing the Harbor Department with approximately 448 lineal feet of 24" reinforced concrete pipe and fittings, was presented.

RESOLUTION NO. 99636, recorded on Microfilm Roll No. 32, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego Harbor Department with approximately 448 lineal feet of 24" reinforced concrete pipe and fittings, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file under Document No. 423689, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent recommending bids for six Drafting Tables for the Harbor Department Engineering Division, was presented.

RESOLUTION NO. 99637, recorded on Microfilm Roll No. 32, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego six (6) Drafting Tables for the Harbor Department Engineering Division, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file under Document No. 423706, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent recommending bids for One Wood Planer for the Harbor Department, was presented.

RESOLUTION NO. 99638, recorded on Microfilm Roll No. 32, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego with One Wood Planer for the Harbor Department in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk under Document No. 423703, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99639, recorded on Microfilm Roll No. 32, approving the plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the improvement of streets and public rights of way at Redwood and 32nd Streets, under Document No. 423678; declaring the wage scale included in said specifications to be the current or prevailing rate for the various crafts therein mentioned; directing the Purchasing Agent to proceed to publish notice to contractors calling for bids for the work described; was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on the disposal of two houses to be moved; stating that house at 636 So. 34th Street was sold to Cuyamaca Rigging Co. of El Cajon, California, the sole bidder, for \$175.00, plus sales tax; and that house at 828 So. 34th Street was traded as partial consideration to Juan M. Muniz in acquisition of Muniz property located at southwest corner of 33rd and Market Streets, was presented and on motion of Councilman Godfrey, seconded by Councilman Swan, ordered filed.

Communication from the Superintendent of Streets, approved by the City Manager, recommending DENY petition to close thirty feet on either side of Dodson Street, from Market Street to the alley adjacent to Lot 83, E. W. Morse's Subdivision, was presented.

RESOLUTION NO. 99640, recorded on Microfilm Roll No. 32, denying the petition to close thirty feet on either side of Dodson Street, from Market Street to the Alley adjacent to Lot 83, E. W. Morse's Subdivision, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Communication from the Superintendent of Streets, approved by the City Manager, recommending denial of petition to close ten feet on either side of Georgia Street, from Myrtle Avenue to Upas Street, was presented.

RESOLUTION NO. 99641, recorded on Microfilm Roll No. 32, denying the petition to close ten feet on either side of Georgia Street, from Myrtle Avenue to Upas Street, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Communication from the Superintendent of Streets, approved by the City Manager, recommending granting petition to close twenty feet on the westerly side of La Jolla Shores Drive, in Pueblo Lot 1312, was presented.

RESOLUTION NO. 99642, recorded on Microfilm Roll No. 32, granting the petition for the closing of twenty feet on the westerly side of La Jolla Shores Drive in Pueblo Lot 1312, as recommended by the Superintendent of Streets; further 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 Swan, adopted.

Communication from the Superintendent of Streets, approved by the City Manager, recommending granting petition to close a portion of an unnamed vacated street adjacent to the south side of Churchward Street and Lots 6 and 7, Shirley Terrace, was presented.

RESOLUTION NO. 99643, recorded on Microfilm Roll No. 32, granting the petition for the closing of a portion of an unnamed street, adjacent to the south side of Churchward Street and Lots 6 and 7, Shirley Terrace, 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 Dail, adopted.

Communication from the City Manager recommending excess width driveways at the northwest corner of Main and Woden Streets, as petitioned for by Frank's Texaco Service, was presented.

RESOLUTION NO. 99644, recorded on Microfilm Roll No. 32, granting permission to Frank's Texaco Service, 2796 Main Street, to install two 30 foot driveways on the north-erly side of Main Street between points 12 and 42 feet and points 70 and 100 feet west of the west line of Woden Street; and to install two 30 foot driveways on the westerly side of Woden Street, between points 26 and 56 feet, and points 82 and 112 feet north of the north line of Main Street, all adjacent to Lots 21, 22, 23 and 24 of Block 255, Hoel's Subdivision, on condition that existing driveways at subject location be removed and curb and sidewalks property restored in accordance with City requirements, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99645, recorded on Microfilm Roll No. 32, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a con-tract with Steelcrete Industrial Buildings, Inc., a corporation, for the installation and completion of the unfinished improvements and the setting of the monuments required for Bay Park Vista Unit No. 1; 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.

Communication from the City Planning Commission recommending approval of the Final Map of Bay Park Vista, Unit No. 1, was presented.

RESOLUTION NO. 99646, recorded on Microfilm Roll No. 32, adopting the Map of Bay Park Vista Unit No. 1, and accepting the public street, portions of public streets and unnamed easements therein, was on motion of Councilman Schneider, seconded by Council-man Godfrey, adopted.

Communication from Mrs. Belle Coates relative to increased rent at 1732 - 5th Avenue; where she is now paying \$60.00 per month; was read and on motion of Councilman Schneider, seconded by Councilman Wincote, ordered filed.

Communication from the Percy H. Goodwin Company announcing payment of claim of Winifred Johnson for \$285.00 (Original amount of claim \$622.18), based on damages from collision with a patrol car, was presented and on motion of Councilman Godfrey, seconded by Councilman Dail, ordered filed.

Communication from Mrs. Lena Kendall submitting proposed stipulation in Superior Court Case No. 130137, relative to "Wild Life Protected Area" in Mission Bay, was presented and on motion of Councilman Godfrey, seconded by Councilman Wincote, refer-red to the City Attorney.

RESOLUTION NO. 99647, recorded on Microfilm Roll No. 32, giving notice of the proposed annexation to The City of San Diego of Lot 65, Las Alturas Villa Sites, in the County of San Diego, State of California, to be known and designated as "Torres Tract", was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99648, recorded on Microfilm Roll No. 32, authorizing a compromise in suit in eminent domain, entitled "City v. Adams, et al.," No. 130137, as to Parcel 119; C. M. Potts, the defendant, to deed clear title to the City of Lot 70 in City Gardens; the City to pay said C. M. Potts \$1,500.00; said C. M. Potts to have the right to remove, at his own expense, all buildings and improvements from said real property; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Attorney relative to the above matter was ordered filed.

RESOLUTION NO. 99649, recorded on Microfilm Roll No. 32, requesting the County Board of Supervisors to cancel taxes, together with all penalties and other expenses in connection therewith, and all deeds to the State for delinquent taxes, on City-owned property in F. T. Scripps Addition, El Nido, La Mesa Colony, Hunter's Addition, Seaman and Choate's Addition, Ocean Bay Beach, Wetmore and Sanborn's Addition, Ocean Beach Park Annex, and San Diego Homestead Union, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99650, recorded on Microfilm Roll No. 32, authorizing and empowering the City Manager to do all the work in connection with the erection of scaf-folding, removal of existing dome bracing, sand blasting dome, replacing bracing and paint-ing interior metal with protective paint, on Sewage Treatment Plant Digester No. 2, by appropriate City forces, in accordance with his recommendation, was on motion of Council-man Schneider, seconded by Councilman Wincote, adopted.

Communication from the Hydraulic Engineer, approved by the City Manager, recommending additional work at the Alvarado Filtration Plant, under contract with M. H. Golden Construction Company, was ordered filed.

RESOLUTION NO. 99651, recorded on Microfilm Roll No. 32, authorizing the Hydraulic Engineer to issue an Extra Work Order in connection with the construction of the Alvarado Filtration Plant to the M. H. Golden Construction Company for extra work in

connection with the furnishing and installation of a lime unloading conveyor, to be used in the operation of said filtration plant; provided that the cost of said extra work does not exceed the sum of \$2,300.00; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99652, recorded on Microfilm Roll No. 32, granting permission to Junious A. Blake, 1703 Logan Avenue, to install a four inch cast iron sewer line along the westerly property line two feet outside the property line and running in a northerly direction parallel to the westerly line of Lots 11 and 12, Block 4, Stratford Park Subdivision, to point of intersection with public sewer; said sewer to serve property at 219, 221, 223, 225, 227, and 229 South 35th Street; under the express condition that the City be held free and clear of any claim for damages for the construction, operation and maintenance of said sewer line; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99653, recorded on Microfilm Roll No. 32, granting permission to Allen E. Rose, et ux., owners of Lot 26, Block 23, Lexington Park, and C. S. Kirchmaier, owner of Lot 27, said Block 23, Lexington Park, to install a four inch vitrified clay sewer line between the property line and the sidewalk; said sewer line to serve property on Lots 26 and 27, Block 23, Lexington Park; under the express condition that the City be held free and clear of any claim for damages by reason of the construction, operation and maintenance of said sewer line; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99654, recorded on Microfilm Roll No. 32, granting permission to Safeway Stores, Incorporated, to install a four inch sewer line between the property line and the sidewalk; said sewer line to serve property located at 2850 Midway Drive, on a portion of Lot A, Pueblo Lot 316 of the Pueblo Lands; under the express condition that the City be held free and clear of any claim for damages by reason of the construction, operation and maintenance of said sewer line; was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99655, recorded on Microfilm Roll No. 32, accepting the deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, granting to The City of San Diego Seaman and Choate's Add: Lot 1, Block 67, Spring Garden Tract: Block 6; in the City of San Diego, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99656, recorded on Microfilm Roll No. 32, accepting the deed of Irene Culver Salter, conveying to the City of San Diego Lots 25 and 26, Block 5, Frary Heights Addition, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99657, recorded on Microfilm Roll No. 32, accepting the deed of Solon S. Kipp, Della A. Kipp, W. E. Starke, Cecilia G. Starke, K. L. Mark and Sylvia N. Mark, executed in favor of The City of San Diego, conveying to said City Lot 10, Block "H", Montclair, according to Map thereof No. 1684, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99658, recorded on Microfilm Roll No. 32, accepting the deed of Mary Evans, executed in favor of The City of San Diego, conveying to said City a portion of Lot 19, Block "D", El Nido, according to Map thereof No. 1972; setting aside and dedicating to the public use as and for a public street the land therein conveyed; and naming the same Wabash Boulevard; was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99659, recorded on Microfilm Roll No. 32, accepting the deed of A. F. Goodwine and Agnes J. Goodwine, executed in favor of The City of San Diego, conveying to said City an easement and right of way for slope embankment purposes through, along and across a portion of Lots 23 and 24, Block 5, Frary Heights, according to Map thereof No. 940, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99660, recorded on Microfilm Roll No. 32, accepting the deed of James Alfred Horton and Mabel E. Horton, husband and wife, executed in favor of The City of San Diego, conveying to said City an easement and right of way for public utilities over the Northerly Five Feet of the Easterly 111.17 feet of Lot 1234, Talmadge Park Estates, Unit No. 3; excepting therefrom the Northerly one foot of the Easterly 101.17 feet; was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99661, recorded on Microfilm Roll No. 32, accepting the deed of Fred Lewis Hakel, executed in favor of the City of San Diego, conveying to said City an easement and right of way for sewer purposes through, along and across a portion of Lot 29, Block 7, Pauly's Addition, according to Map thereof No. 65, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99662, recorded on Microfilm Roll No. 32, accepting the deed of Kesling Modern Structures, Inc., executed in favor of The City of San Diego, conveying to said City an easement and right of way for sewer purposes through, along and across a portion of Lot 1, St. Clair's Additions, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99663, recorded on Microfilm Roll No. 32, accepting the deed of Irene Culver Salter, executed in favor of The City of San Diego, conveying to said City an easement and right of way for sewer purposes through, along and across a portion of Lots 3 and 4, Block 10, Frary Heights, according to Map thereof No. 940, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99664, recorded on Microfilm Roll No. 32, accepting the deed of Cornelius J. Soller, executed in favor of The City of San Diego, conveying to said City an easement and right of way for sewer purposes through, along and across a portion of Lot 8, Block 87, Middletown Addition, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99665, recorded on Microfilm Roll No. 32, accepting the deed of Walter M. McKellar and Lauralee McKellar, executed in favor of The City of San Diego, conveying to said City an easement and right of way for storm drain purposes through, along and across a portion of Lot 8, Block 69, Villa Tract, La Jolla Park, according to Map thereof No. 976, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

ORDINANCE NO. 4555, (New Series), recorded on Microfilm Roll No. 32, appropriating the sum of \$1,800.00 from the Unappropriated Balance Fund of The City of San Diego, for the purpose of providing funds to cover certain operational expense of the Veterans' War Memorial Building, in the City, 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--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--None. Absent--Mayor Knox.

The final reading of such ordinance was in full.

ORDINANCE NO. 4556, (New Series), recorded on Microfilm Roll No. 32, appropriating the sum of \$25,100.00 from the Unappropriated Balance Fund of The City of San Diego, and transferring the same to the Police Department Fund of said City, for the purpose of providing funds to cover additional expenses involved in placing the Police Department on a Forty-hour work week, 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--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--None. Absent--Mayor Knox.

The final reading of such ordinance was in full.

RESOLUTION NO. 99666, recorded on Microfilm Roll No. 32, authorizing the Mayor to go to Washington, D. C., for the purpose of attending the Conference of Mayors, to be held in said City on October 5th and 6th, 1950; authorizing all expenses necessary in connection with said trip; was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the City Planning Director relative to the tentative Map of Clairemont Heights, Unit No. 1, was presented and read.

RESOLUTION NO. 99667, recorded on Microfilm Roll No. 32, amending Resolution No. 98424 to include the following suspension:

Item 7. Sec. 3I2, to permit blocks comprising Lots 17 to 85 to be greater than 900 feet in length; in the tentative Map of Clairemont Heights, Unit No. 1; was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99668, recorded on Microfilm Roll No. 32, amending Resolution No. 98425, approving the Tentative Map of Clairemont Heights Unit No. 1 to read as follows:

Condition No. 8. That setbacks, easements, lot and street design and street alignment be provided as shown on the original Tentative Map, except that the provision for the future street, between Lots 35 and 36, not be required, and that the 15-foot setback along Illion Street be amended to 5 feet; that the lot design along Milton Street, between Garfield Road and Patterson Way be subject to final approval by the Planning Department; that lots adjacent to Milton Street be re-platted to provide usable building sites with a 15-foot setback along Milton Street; 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 Wincote, at the hour of 11:00 o'clock A.M.

George Kerrigan
Mayor of The City of San Diego, California.

(ATTEST):

FRED W. SICK, City Clerk,

By

Clark M. Foster
Deputy

REGULAR MEETING
Chamber of the Council of The City of San Diego, California,
Tuesday, October 3, 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, Godfrey
Absent---Mayor Knox
Clerk----Fred W. Sick

In the absence of the Mayor from the City, Vice Mayor Kerrigan acted as Chairman.

The Vice Mayor awarded service pins to the following City employees at this time:

Wm. E. Bohme, Automobile Mechanic at the Division of Shops, Public Works Department, first employed September 8, 1925, 25 years of service with the City completed;
Wm. H. Simpson, Keeper at the El Capitan Dam, began working for the City in October 1, 1925, 25 years of service with the City completed.

The City Manager requested, and was granted, unanimous consent to present the next item of business, not listed on the Council's agenda:

RESOLUTION NO. 99669, recorded on Microfilm Roll No. 33, granting permission to L. H. Martin, 333 11th Avenue, to erect and maintain for a period not exceeding fifteen days a tent at 4200 Pacific Highway, for display of Kaiser-Frazer, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

The minutes of the Regular Council Meetings of Tuesday, September 26, 1950, and of Thursday, September 28, 1950, were presented to the Council by the Clerk. On motion of Councilman Godfrey, seconded by Councilman Swan, said Minutes were approved without being read to the Council, after which they were signed by the Vice 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 179 Mannasse and Schiller Subdivision of Pueblo Lot 1157, the clerk reported that three bids had been received, which bids were presented to the Council, and motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of Robert A. Crist doing business as Cast Stone Co., accompanied by bond written by Pacific Employers Insurance Company in the sum of five hundred dollars, which bid was given Document No. 423997;

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. 423998;

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. 423999.

On motion of Councilman Wincote, 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 53 Ocean Beach, 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 Robert A. Crist doing business as Cast Stone Co., accompanied by bond written by Pacific Employers Insurance Company in the sum of five hundred dollars, which bid was given Document No. 424000;

The bid of Al E. Riley, accompanied by bond written by Pacific Employers Insurance Company in the sum of six hundred dollars, which bid was given Document No. 424001;

The bid of William M. Penick and Lloyd T. Penick, copartners doing business under the firm name of T. B. Penick & Sons, which bid was given Document No. 424002;

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. 424003.

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 13 Ocean Beach Park, 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 Robert A. Crist, doing business as Cast Stone Co., accompanied by bond written by Pacific Employers Insurance Company in the sum of five hundred dollars, which bid was given Document No. 424004;

The bid of Al E. Riley, accompanied by bond written by Pacific Employers Insurance Company in the sum of six hundred dollars, which bid was given Document No. 424005;

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, which bid was given Document No. 424006;

The bid of John B. Henry, accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of four hundred dollars, which bid was given Document No. 424007.

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 the Alleys in Blocks 52 and 71 University Heights, 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 one thousand dollars; which bid was given Document No. 424008;

The bid of John B. Henry, accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of eleven hundred dollars, which bid was given Document No. 424009.

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 furnishing of electric current for the lighting of the ornamental street lights located in Loma Portal Lighting District No. 1, for a period of one year from and including June 28, 1950, to and including June 27, 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 written by San Diego Trust and Savings Bank in the sum of \$159.18, which bid was given Document No. 424011.

On motion of Councilman Schneider, seconded by Councilman Godfrey, 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 improvement of Midway Drive and adjacent City property between West Point Loma Boulevard and the San Diego River Floodway, 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 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. 424010.

Members of the Council wondered why only one bid had been received. The City Engineer replied that it is work which will be difficult to do, on account of portion of the roadway having to be left open to traffic during the work, and contains many items of different kinds of improvements. Also, the Engineer added that the bid submitted was "more than twice the estimate".

Councilman Godfrey wished to have it recorded, officially, that in referring the bid to the City Manager and the City Attorney as is customary, it was not being done simply for a recommendation of award.

The Attorney and Manager, as well as the Engineer, pointed out that the matter would be considered carefully before a recommendation is made, and that a recommendation for award would not necessarily be made.

On motion of Councilman Dail, 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 hearing on Resolution of Preliminary Determination No. 99335, for the paving and otherwise improving of the Alley in Block K Montecello, 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. 99670, recorded on Microfilm Roll No. 33, ascertaining and declaring that the proposed improvement of the Alley in Block K Montecello, within the limits and as particularly described in Resolution No. 99335 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of

such 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, 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 San Diego Lighting District No. 3, for a period of one year from and including July 16, 1950, to and including July 15, 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, verbally, and no written protests were presented.

RESOLUTION NO. 99671, recorded on Microfilm Roll No. 33, confirming the Engineer's Report and assessment for San Diego Lighting District No. 3 as a whole for the furnishing of electric current, 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 proposed Ordinance incorporating Blocks 17 and 18 Pauly's Addition and Block 81 Park Villas into an "R-2" Zone as defined by Ordinance No. 8924 and amendments thereto, and repealing Ordinance No. 12889 insofar as the same conflicts, the clerk presented a written protest, which was read to the Council.

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

Dan Turner, 2306 Upas Street, spoke in opposition to the re-zoning of said property from the existing R-1 zone.

Councilman Schneider pointed out that two blocks had been eliminated from the original petition to rezone.

The Planning Director showed maps and explained the existing "non-confirming uses" in the area which matter had been brought into discussion. He exhibited plats showing the area under consideration, the proponents and opponents, and the non-confirming use properties.

The Vice Mayor invited all those interested in the matter to come up to the Council tables and see the maps, resulting in a "Round Table" discussion between the interested property owners, members of the Council and the Planning Director. Information was asked as to the date when the property had been incorporated into the existing R-1 Zone, and after having referred to files in his office, the Planning Director reported that the date was August 7, 1930.

Asked by the Vice Mayor if anyone else wished to speak in opposition to the re-zoning, the following persons spoke: Mrs. (no initials given) McIntosh, Louis Reburn, Mrs. Zona Young, Mrs. Turner, Orphy Cronburg.

The Vice Mayor invited those in favor of the re-zoning to be heard, resulting in response from Mrs. N. S. Sawyer, 2426 Upas Street; Mrs. John Delvida, Upas and Arizona Streets.

When the matter came up of shacks being constructed in the district, as a result of possible re-zoning, the Planning Director was asked if the property in question is in an Architectural-control area. He replied that it is.

On motion of Councilman Schneider, seconded by Councilman Dail, the hearing was declared closed, and the matter turned over to the Council for its consideration.

Councilman Schneider moved to table the Ordinance. Before the motion could be seconded, discussion was had, in which it was indicated that tabling the Ordinance was not dispose of it, inasmuch as it could be brought up again for further consideration.

Then Councilman Schneider moved to "deny" the Ordinance, which motion was seconded by Councilman Wincote. That motion was withdrawn, when it was thought that it is not a proper action to "deny" an Ordinance.

Councilman Godfrey felt that it would be well to vote directly upon the Ordinance, whereupon he moved for its final passage at its first reading, which motion was seconded by Councilman Dail.

The roll call to place said proposed Ordinance upon its final passage at its first reading was as follows: Yeas---Councilmen None. Nays---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Absent---Mayor Knox.

The Vice Mayor announced to those present for the hearing, that the zoning would remain, at least for the present, as it now exists: in Zone R-1.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance approving the annexation of portion of Parcel "00" of Lot 19 of the Rancho Ex-Mission, designated as "Odom Tract", the clerk reported that no written protests had been received.

The Vice Mayor invited any one interested in the matter to be heard. No one appeared to be heard, verbally, for or against the proposed annexation, and no communications in opposition were presented.

ORDINANCE NO. 4557 (New Series), recorded on Microfilm Roll No. 33, approving the annexation to the City of San Diego of a portion of Parcel "00" of Lot 19 of the Rancho Ex-Mission, in the County of San Diego, designated as "Odom Tract", 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 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.

Petition of Crispulo Egipto, 932 So. 27th Street, San Diego, for a Class "B" Dine and Dance License at Mabuhay Cafe, 402 Island Avenue, was presented, together with recommendations of the Chief of Police, Director of Social Welfare, Fire Marshal, Building Inspector for approval, together with the Acting City Manager's stamp of approval.

RESOLUTION NO. 99672, recorded on Microfilm Roll No. 33, granting application of Crispulo Egipto, for a Class B Dine and Dance license to conduct public dance at 402 Island Avenue, on premises where intoxicating liquor is sold, subject to compliance with existing ordinances and regulations, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Petition of James K. Moore and Don Faggett, 4222 Iowa Street and 4724 Lorraine Drive, for Cabaret License at Vick's Cafe, 122 Broadway, was presented, together with recommendations of the Chief of Police, Director of Social Welfare, Fire Marshal, Building Inspector for approval, together with the Acting City Manager's stamp of approval.

RESOLUTION NO. 99673, recorded on Microfilm Roll No. 33, granting application of James K. Moore and Donald Fagett to conduct a cabaret with paid entertainment at Vick's Cafe, 122 Broadway, where liquor is sold but no dancing conducted, subject to the regular license fee, and to compliance with existing regulations, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Petition of Pacific Soap Company, 301 West Market Street, San Diego, by L. J. Finley, for permission to construct a ramp on the west side of Union Street, south of Market Street, was presented, together with the City Manager's stamp of approval.

RESOLUTION NO. 99674, recorded on Microfilm Roll No. 33, granting permission to Pacific Soap Company, upon a revocable basis, to construct and maintain a ramp on the west side of Union Street, between a line approximately 30 feet south of the south line of Market Street and a line approximately 56 feet south of the south line of Market Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of residents requesting that heavy trucks be kept off from Aldine Drive, from Fairmount Avenue to Monroe Avenue, was presented.

Councilman Schneider and the Vice Mayor made brief comments stating that there is merit to the request.

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

Petition of Atchison, Topeka and Santa Fe Railway Company, by L. H. Powell, Engineering Department, 121 East Sixth Street, Los Angeles 14, California, for installation of a spur track across Nutmeg Street, to serve the R. E. Hazard Contracting Company, was presented.

On motion of Councilman Wincote, seconded by Councilman Swan, the matter was referred to the City Manager.

Claim of Mrs. Alice Rochow, 4423 - 40th Street, San Diego, in the sum of \$87.00, for personal injury in a fall on the sidewalk between 2420 and 2430 B Street, was presented.

RESOLUTION NO. 99675, recorded on Microfilm Roll No. 33, referring claim of Mrs. Alice Rocho 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 construction of street lights at Midway Drive and Ventura Boulevard, and recommending award to Ets-Hokin & Galvan, the low bidder, was presented.

RESOLUTION NO. 99676, recorded on Microfilm Roll No. 33, accepting bid of Ets-Hokin & Galvan for construction of street lights at Midway Drive and Ventura Boulevard, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99677, recorded on Microfilm Roll No. 33, 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 from Marlborough Avenue and 41st Street at University Avenue to 41st Street and Wightman Street and across Block 69 City Heights, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the City Manager reporting on petition of Daley Highleyman, 5545 La Jolla Boulevard, for sale of City-owned portions of Lots 8 and 9 Block F Starkey's Prospect Park at public auction, recommending that the property be not sold inasmuch as definite plans for street openings through the same have not been made, recommending return of the \$60.00 deposit, was presented.

RESOLUTION NO. 99678, recorded on Microfilm Roll No. 33, denying petition of Daley Highleyman for placing of Lots 8 and 9 Block F Starkey's Prospect Park on sale at public auction, directing the City Clerk to return the \$60.00 deposited with the said petition, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on complaint of Mrs. Sophie Hiller regarding fire hazards and other nuisances in the 3900 Block of La Salle Street, stating that investigation has been made, that the City owns no property in that block, that the Planning Department reports no apparent zoning ordinance violations, and that the Fire Marshall's Office will take appropriate action of any violations are discovered together with the Building Inspector, recommending filing, was presented.

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

Communication from the City Manager submitting copy of reply addressed to Mr. and Mrs. Z. T. Peranski, 3721 Indiana Street, regarding their complaint of the operations of the Rose Automotive Service at 3741 Park Boulevard, stating that the garage is in a proper commercial zone for such operation, that the City authorities are unable to take action with respect to the 24-hour operation, that the City can and will take action when called where there are specific violation of regulations, and that they may file complaint with the City Prosecutor if the anti-noise ordinance or other law is being violated, recommending filing, was presented.

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

The City Manager also made a verbal report to the Council, in which it was indicated that the matter is somewhat in the nature of a neighborhood feud.

Communication from the City Manager recommending granting request of General Petroleum Corporation for installation of an excess-width driveway on the easterly side of Cable Street adjacent to the northerly 100 ft of Lots 46, 47, 48 Block 52 Ocean Beach, on certain conditions, recommending repeal of Resolution No. 98377 which previously granted two driveways at the location, was presented.

RESOLUTION NO. 99679, recorded on Microfilm Roll No. 33, granting General Petroleum Corporation, 2619 East 37th Street, Los Angeles 58, to install a 53 foot driveway on the easterly side of Cable Street, between points 3 and 56 feet south of the south line of Newport Avenue, for a service station under construction, adjacent to the northerly 100 feet of Lots 46, 47, 48 Block 52 Ocean Beach, on condition that the existing driveway on the easterly side of said street approximately between points 58 and 84 feet south of the south line of Newport Avenue be removed and the curb and sidewalk properly restored, repealing Resolution No. 98377, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the City Manager recommending granting request of L. H. Hunt for installation of an excess-width driveway on the northerly side of Main Street west of the west line of Dewey Street adjacent to Lots 15 through 24 Block 95 Mannasse and Schiller Subdivision, on certain conditions, was presented.

RESOLUTION NO. 99680, recorded on Microfilm Roll No. 33, granting L. H. Hunte, 7231 Monte Vista Avenue, La Jolla, permission to install an 108 foot driveway on the northerly side of Main Street approximately between points 116 and 224 feet west of the west line of Dewey Street, as measured at the top of the full height curb, adjacent to Lots 15 and 24 Block 95 Mannasse and Schiller Subdivision, on condition that the existing driveway area on the northerly side of Main Street, approximately between points 97 and 115 feet and points 224 and 243 feet west of the west line of Dewey Street be removed and the curb and sidewalk properly restored in accordance with City requirements, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the City Manager recommending installation of 600 c.p. overhead street lights at four locations, was presented.

RESOLUTION NO. 99681, recorded on Microfilm Roll No. 33, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

- Hawk Street at Sutter Street;
- Vermont Street, south of Lincoln Avenue (near north end of footbridge);
- Brant Street, approximately 300 feet to 400 feet north of Washington Street;
- 28th Street at E Street;

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

Communication from the City Manager recommending establishment of a two-hour parking time limit, 8 A.M. to 6 P.M., Sundays and holidays excepted, on Kettner Boulevard between Market Street and Harbor Drive, based on complaints received by the Police Department from persons having business at the Police Station that they are unable to find parking space due to inadequate amount of parking time restrictions in the vicinity, was presented.

RESOLUTION NO. 99682, recorded on Microfilm Roll No. 33, establishing a two hour parking zone between the hours of 8:00 o'clock A.M. and 6:00 o'clock P.M., Sundays and holidays excepted, on Kettner Boulevard between Market Street and Harbor Drive, authorizing and directing installation of the necessary signs and markings, repealing all resolutions or parts of resolutions in conflict therewith, 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 3 sections of the Subdivision Ordinance in connection with the Tentative Map of Smith Terrace, was presented.

RESOLUTION NO. 99683, recorded on Microfilm Roll No. 33, suspending Sections 3J2, 4A8 and 6 of the Subdivision Ordinance in connection with the Tentative Map of Smith Terrace, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the revised Tentative Map of Smith Terrace, lying easterly of 63rd Street and northerly of Collwood Park Unit No. 3, subject to 9 conditions, was presented.

RESOLUTION NO. 99684, recorded on Microfilm Roll No. 33, approving the revised Tentative Map of Smith Terrace, a subdivision of a portion of Lot 12 La Mesa Colony, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending adoption of the Final Map of Dennstedt Heights, in accordance with the Tentative Map approved by Resolution No. 98991 excepting for the amendment of the setback lines on Lots 5 through 11 fronting on Bradford Street, subject to the posting of an adequate bond to insure the require improvements, was presented.

RESOLUTION NO. 99685, recorded on Microfilm Roll No. 33, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with The Dennstedt Investment Company, for the installation and completion of the unfinished improvements and the setting of the monuments required for Dennstedt Heights, 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. 99686, recorded on Microfilm Roll No. 33, adopting Map of Dennstedt Heights, being a portion of Lot 19 La Mesa Colony, accepting on behalf of the public Estelle Street, Bradford Street, Marraco Drive, portion of Seminole Drive, portion of Soria Drive, portion of Revillo Drive and unnamed easements shown thereon for public purposes, on behalf of the public and declaring said public streets and easements to be dedicated to the public use, authorizing the City 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 Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, reporting on the recommended zoning of Lot 53 Ex-Mission Lands of San Diego (recently annexed to the City, lying east of Euclid Avenue), into R-2 and C Zones, which zoning was instigated by said Commission, and recommending forwarding the matter to the City Attorney for preparation and presentation of the proper Ordinance, was presented.

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

Communication from F. B. Meek, 4515 Boundary Street, objecting to the overruling of appeals against the assessment for the paving of the Alley in Block 57 Normal Heights on September 26, and asking for a "fair deal" from the City, was presented and read.

The City Engineer made a verbal report in the matter, stating that a member of his department had been out to interview the property owners after said letter had been placed on the agenda. He recommended the installation of two short sections of retaining wall by the City in front of two buildings at City expense, which improvement he felt to be justified. He said, also, that a fence had been removed by the contractor and not replaced, which matter would be done at the contractor's expense.

On motion of Councilman Wincote, seconded by Councilman Dail, the matter was referred to the City Manager.

Communication from Pacific Indemnity Company, dated September 27, 1950, signed by J. M. MacConnell, announcing settlement of claim of Emily Burlingame, was presented.

On motion of Councilman Swan, seconded by Councilman Schneider, the communication was ordered filed.

Communication from Pacific Indemnity Company, dated September 29, 1950, signed by J. M. MacConnell, recommending denial of claim of John J. Oren, was presented.

RESOLUTION NO. 99687, recorded on Microfilm Roll No. 33, denying claim of John J. Oren, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Communication from Percy H. Goodwin Company, dated Sept. 27, 1950, signed by R. E. Fitzherbert, recommending denial of claim of A. T. Backdahl, was presented.

RESOLUTION NO. 99688, recorded on Microfilm Roll No. 33, denying claim of A. T. Backdahl, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from Percy H. Goodwin Company, dated Sept. 27, 1950, signed by F. W. Braehler, recommending denial of claim of Willie Hill, was presented.

RESOLUTION NO. 99689, recorded on Microfilm Roll No. 33, denying claim of Willie Hill, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from San Diego City and County Centennial Commission, signed by George A. Scott, president, relative to disposition of properties used in the Centennial Bowl in Presidio Park, in connection with the staging of the Pageant of The Golden Pueblo in conjunction with the recent Centennial Celebration, was presented.

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

Communication from Walker's, Fifth Avenue at Broadway, signed by Barry P. Knudson, General Superintendent, opposing section of the proposed Sign Ordinance which would affect the lettering on its marquees, and requesting consideration to a change in the proposed section 3215 of said Ordinance, was presented.

RESOLUTION NO. 99690, recorded on Microfilm Roll No. 33, referring to Council Conference for consideration this date, of the communication from Walker's opposing certain sections of the proposed Sign Ordinance, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99691, recorded on Microfilm Roll No. 33, directing notice of filing of the Street Superintendent's Assessment No. 1958 made to cover the costs and expenses of the work done upon 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 Godfrey, adopted.

RESOLUTION NO. 99692, recorded on Microfilm Roll No. 33, directing notice of filing of the Street Superintendent's Assessment No. 1957 made to cover the costs and expenses of the work done upon the installation of an ornamental street lighting system in 49th Street, Lila Drive, Lorraine Drive, Lucille Drive and Louise Drive, within the limits and as particularly described in Resolution of Intention No. 94760, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99693, recorded on Microfilm Roll No. 33, directing notice of filing of the Street Superintendent's Assessment No. 1960 made to cover the costs and expenses of the work done upon 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 Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99694, recorded on Microfilm Roll No. 33, directing notice of filing of the Street Superintendent's Assessment No. 1959 made to cover the costs and expenses of the work done upon the installation of Sewer System in Millar Street, Hobart Street, Stewart Street, Rose Street, 63rd Street, Catoctin Drive, Choctaw Drive, Art Street, and 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 OF AWARD NO. 99695, recorded on Microfilm Roll No. 33, 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 Vallecitos, Camino del Oro, De la Ribera, and Camino del Sol, within the limits and as particularly described in Resolution of Intention No. 98804, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF AWARD NO. 99696, recorded on Microfilm Roll No. 33, 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 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 Godfrey, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 99697, recorded on Microfilm Roll No. 33, for the furnishing of electric current for the lighting of the ornamental street lights located in San Diego Lighting District No. 2, for a period of one year from and including July 1, 1950, to and including June 30, 1951, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99698, recorded on Microfilm Roll No. 33, 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 San Diego Lighting District No. 4, for a period of one year from and including August 1, 1950, to and including July 31, 1951, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99699, recorded on Microfilm Roll No. 33, approving plans, drawings, typical cross-sections, profiles and specifications, and the Plat No. 2182 showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of the Northeasterly and Southwesterly Alley in Block 18 Point Loma Heights, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 99700, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of the Alleys in Blocks 187 and 188 Mission Beach, and Mission Boulevard, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 99701, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of the Alleys in Blocks 197, 196, 195, 194, 198, 199, 200 and 201 Mission Beach, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 99702, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Felspar Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 99703, recorded on Microfilm Roll No. 33, for the installation of an ornamental street lighting system on Ash Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 99704, recorded on Microfilm Roll No. 33, for the furnishing of electric current for the lighting of the ornamental street lights located in University Avenue Lighting District Number One, for a period of one year from and including August 7, 1950, to and including August 6, 1951, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 99705, recorded on Microfilm Roll No. 33, for the furnishing of electric current for the lighting of the ornamental street lights located in University Avenue Lighting District Number Three, for a period of one year from and including August 7, 1950, to and including August 6, 1951, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99706, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of the Alleys in Block 18 Point Loma Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99707, recorded on Microfilm Roll No. 33, 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 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 NO. 99708, recorded on Microfilm Roll No. 33, 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 Pyncheon 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 NO. 99709, recorded on Microfilm Roll No. 33, 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 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 NO. 99710, recorded on Microfilm Roll No. 33, granting John D. Kingery permission to install sewers in 47th Street, Market Street and Public Rights of Way in Lot 40 Ex Mission Lands of San Diego, by private contract, in accordance with plans on file in the office of the City Clerk, and in compliance with conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99711, recorded on Microfilm Roll No. 33, granting Charles A. Smith, Jr. permission to install a sewer main and appurtenances in 54th Street adjacent to Block A Balboa Vista, by private contract, in accordance with plans on file in the office of the City Clerk, and in compliance with conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99712, recorded on Microfilm Roll No. 33, 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 City-owned Lots 6 to 8, 11 and 12 Block 3; 20 to 23 Block 7 of Drucker's Subdivision, together with all penalties and other expenses in connection therewith be cancelled, authorizing and directing him to take whatever steps he may deem necessary otherwise to secure the cancellation thereof, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99713, recorded on Microfilm Roll No. 33, 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 City-owned lands in Ocean Bay Beach, Drucker's Addition, Pacific View, City Gardens, City Gardens Addition No. 1, Valley Gardens, Bayside, Old San Diego, Pueblo Lots, Sellar's Addition, Electric Line Addition, Mission Beach Addition, and Mission Beach Addition Tract No. 1381, all as more particularly set forth in said Resolution, together with all penalties and other expenses in connection therewith be cancelled, authorizing and directing him to take whatever steps he may deem necessary otherwise to secure the cancellation thereof, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99714, recorded on Microfilm Roll No. 33, authorizing the Director of Parks and Recreation and any employees who shall have been deputized by said Director, and granting permission to use and/or to shoot firearms in The City of San Diego for the purpose of killing coyotes on or about the Municipal Golf Course, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Said resolution finds that coyotes have been and threaten in the future to cause damage to the Municipal Golf Course by digging up greens, and that the Director of Parks and Recreation has advised the Council that shooting thereof is necessary to the public interest (shooting of firearms within the City of San Diego being prohibited by Ordinance No. 2404 (New Series) without permit of the City Council issued by Resolution.

RESOLUTION NO. 99715, recorded on Microfilm Roll No. 33, accepting, ratifying and confirming and consenting to the Assignment of lease of Pueblo Lot 1360 by William Hillman to William and Betty Lou Derbonne, which assignment heretofore executed is on file in the office of the City Clerk, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99716, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to enter into a contract with William P. Bell & Son, golf course architects, providing for their services for making preliminary survey of Camp Callan area for use as a site for a golf course, to include a rough routing of the course, at and for the compensation of \$750.00, provided that the contract contain provision that in the event detailed plans therefor are ordered from said William P. Bell & Son that the amount involved in the contract for the preliminary survey will be included in the overall fee, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99717, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to execute, for and on behalf of the City, an acceptance of a grant of right of way from the State of California for storm drain with right of ingress to and egress from the same over and through portion of Lot 8 Marcellena Tract, upon conditions set forth therein, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99718, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to do all the work in connection with the installation of field and tennis court lighting at the University Heights Playground, 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. 99719, recorded on Microfilm Roll No. 33, authorizing and directing the City Manager to permit the City Treasurer to send an auditor to Los Angeles for a period of from ten to fifteen days to do further auditing of records of persons, firms and corporations doing business in The City of San Diego, but whose principal places of business are outside the City, for the purpose of enforcing the provisions of Ordinance No. 3201 (New Series), commonly known as the Sales and Use Tax Ordinance, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Accompanying said Resolution, was carbon copy of letter from the City Treasurer addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, showing that the City had found considerable tax liability to City of San Diego resulting from a similar audit made from August 21 to September 1 of this year, and further auditing of other companies would be to the City's advantage.

RESOLUTION NO. 99720, recorded on Microfilm Roll No. 33, accepting compromise in action in eminent domain entitled "The City of San Diego vs. J. J. Barrett, et al", Parcel 6, the City to pay to the owners \$700.00, on certain conditions set forth in said Resolution, authorizing the City Auditor to draw a warrant in the amount of \$250.00 payable to the County Clerk and directing said City Auditor to deliver said warrant to the City Attorney, directing the City Attorney to perform any and all acts necessary to effectuate said compromise of suit and directing him to pay \$700.00 to C. Charles Wise and Sylvia Helen Wise, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said Resolution declares it to be to the City's advantage to compromise said suit which has to do with acquisition of land for widening of Federal Boulevard.

ORDINANCE NO. 4558 (New Series), recorded on Microfilm Roll No. 33, appropriating the sum of \$750.00 from the Unappropriated Balance Fund for the purpose of providing funds to cover the cost of a preliminary survey of the Camp Callan area for use as a site for a Golf Course, 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: 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. 4559 (New Series), recorded on Microfilm Roll No. 33, amending Section 1 of Ordinance No. 4294 (New Series) adopted January 19, 1950, to read: "Section 1. That the sum of five thousand dollars (\$5,000.00), or so much thereof as may be necessary, be, and the same is hereby set aside and appropriated out of the Unappropriated Balance Fund of The City of San Diego, for the purpose only and exclusively of providing funds for the development of and supervision at the Southcrest Recreation Center, and also for supervision at the Linda Vista Elementary School Playground; \$200.00 of which shall be used for the purchase of necessary materials and supplies used in connection therewith, 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 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.

Proposed Ordinance incorporating a portion of Lot 21 Rancho Mission and portions of Lots 10 and 11 Marcellena Tract into "R-4" Zone as defined by Ordinance No. 8924 of the Ordinances of said City and amendments thereto, repealing Ordinance No. 13559 insofar as the same conflicts, was presented.

On motion of Councilman Dail, seconded by Councilman Schneider, a hearing was set on said proposed Ordinance, for the hour of 10:00 o'clock A.M., of Tuesday, October 17, 1950.

Proposed Ordinance incorporating Lots J to L inclusive Block 303, Lots A to C inclusive Block 304, Lots A to F inclusive, Block 307 and Lots G to L inclusive Block 308 Horton's Addition into an "RC" Zone as defined by Ordinance No. 8924 and amendments thereto, repealing Ordinance No. 12987 approved October 20, 1930, insofar as the same conflicts, was presented.

On motion of Councilman Dail, seconded by Councilman Schneider, a hearing was set on said proposed Ordinance, for the hour of 10:00 o'clock A.M., of Tuesday, October 17, 1950.

Councilman Swan requested, and was granted, unanimous consent for the next item of business not listed on the Council's agenda:

Councilman Swan presented to Glen A. Rick, City Planning Director, and to Tom J. Allen, Mission Bay Project Engineer, awards on behalf of the Shoreline Planning Association of California, in recognition of their work in connection with preservation and development of shoreline areas. Mr. Swan said that awards were ready for presentation at a recent meeting of the Association held in Long Beach, but that Messrs. Rick and Allen

had not been present to receive them.

There being no further business to come before the Council, the meeting was adjourned, on motion of Councilman Dail, seconded by Councilman Wincote, at the hour of 11:18 o'clock A.M.

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

ATTEST:
FRED W. SICK, City Clerk

By *August M. Stadsen*
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, October
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 10:08 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 from the City, Vice Mayor Kerrigan acted as Chairman.

This being the time and place fixed for the opening of bids on the \$2,000,000 CITY OF SAN DIEGO MISSION BAY RECREATION FACILITIES BONDS, 1950, and the \$2,000,000 CITY OF SAN DIEGO LIBRARY BONDS, 1950, all of said bonds being dated October 1, 1950, the City Clerk reported that ten (10) bids had been filed. Thereupon the bids were publicly opened, examined and declared. Said bids are as follows, to-wit: National City Bank of New York, Union Securities Corporation, Eastman, Dillon & Company, Roosevelt & Cross, Inc., Dominick & Dominick, Laidlaw & Company, Fidelity Union Trust Company, Newark, Taylor and Company, Hayden, Miller & Company, Lyons & Shafto, Inc., Byrne and Phelps, Inc., by H. L. Taylor, Taylor and Company for the Syndicate, \$100,000 each due 10/1/51 to 10/1/56 to bear interest at the rate of 1-1/2% per annum; \$100,000 due 10/1/57 at 1-1/4% per annum; \$100,000 due 10/1/58 at 4% per annum; \$100,000 due 10/1/59 to 10/1/70 at 1-1/2% per annum, accrued interest to date of delivery, and a premium of ten dollars (\$10.00) - for Mission Bay Recreation Facilities; - - \$100,000 each due 10/1/51 to 10/1/56 to bear interest at the rate of 1-1/2% per annum; \$100,000 due 10/1/57 at 1-1/4% per annum; \$100,000 due 10/1/58 at 4% per annum; \$100,000 due 10/1/59 to 10/1/70 at 1-1/2% per annum, accrued interest to date of delivery, and a premium of ten dollars (\$10.00) - for Library Bonds, 1950.

Shields & Company and Associates, by The First National Trust and Savings Bank of San Diego, for the San Diego Mission Bay Recreational Facilities Bonds, \$100,000 each due 10/1/51 to 10/1/53 to bear interest at the rate of 1-1/4%; \$100,000 due 10/1/54 to 10/1/64 at 1-1/2%; \$100,000 due 10/1/65 to 10/1/70 at 1-3/4%, accrued interest to date of delivery and a premium of forty dollars (\$40.00) - - for City of San Diego Library Bonds, 1950, \$100,000 each due 10/1/51 to 10/1/53 to bear interest at the rate of 1-1/4%; \$100,000 due 10/1/54 to 10/1/64 at 1-1/2%; \$100,000 due 10/1/65 to 10/1/70 at 1-3/4%, accrued interest to date of delivery and a premium of forty dollars (\$40.00).

First Securities Company of Chicago and Associates, by The First National Trust & Savings Bank of San Diego, for City of San Diego Mission Bay Recreational Facilities Bonds, 1950, \$100,000 each year 1951 - 1953 inclusive to bear interest at the rate of 4%; \$100,000 each year 1954 - 1970 inclusive to bear interest at the rate of 1-1/2%, accrued interest to date of delivery and no premium -- for City of San Diego Library Bonds, 1950, \$100,000 each year 1951 - 1953 inclusive to bear interest at the rate of 4%; \$100,000 each year 1954 - 1970 inclusive to bear interest at the rate of 1-1/2%, accrued interest to date of delivery and no premium.

Smith, Barney & Co., Northern Trust Company, Weeden & Co., Inc., American Trust Company, Heller, Bruce & Co., William R. Staats Co., E. F. Hutton & Company, by Charles W. Cox, for City of San Diego Mission Bay Recreation Facilities Bonds, 1950, \$1,100,000 bonds due 1951 to 1961 both inclusive at 1-3/4%; \$900,000 bonds due 1962 to 1970 both inclusive at 1-1/2% par plus premium of \$630. and accrued interest from date of bonds to date of delivery -- For City of San Diego Library Bonds, 1950, \$1,100,000 bonds due 1951 to 1961 both inclusive at 1-3/4%; \$900,000 bonds due 1962 to 1970 both inclusive at 1-1/2% par plus premium of \$630.

PHELPS, FENN & CO., New York, MANAGERS, Harris Trust & Savings Bank, Chicago, Chemical Bank & Trust Co., New York, Paine, Webber, Jackson & Curtis, Los Angeles, F. S. Moseley & Co., Boston, Braun, Bosworth & Co., Toledo, Reynolds & Co., New York, Barcus, Kindred & Co., Chicago, The Milwaukee Company, Milwaukee, Mackey, Dunn & Co., Inc., New York, Schwabacher & Co., San Francisco, Martin, Burns & Corbett, Inc., Chicago, John Small & Co., New York, by Paine, Webber, Jackson & Curtis, Stevens Manning, 1-1/4% for bonds maturing October 1, 1951 through October 1, 1955, 4% for bonds maturing October 1, 1956 through October 1, 1959, 1-1/2% for bonds maturing October 1, 1960 through October 1, 1970, par plus premium of \$57,220.00, and accrued interest to the date of delivery -- City of San Diego Library Bonds, 1950, 1-1/4% for bonds maturing October 1, 1951 through October 1, 1955, 4% for bonds maturing October 1, 1956 through October 1, 1959, 1-1/2% for bonds maturing October 1, 1960 through October 1, 1970, par plus premium of \$57,220.00, and accrued interest to the date of delivery.

Halsey, Stuart & Co., Blair, Rollins & Co. Incorporated, Stone & Webster Securities Corporation, Goldman, Sachs & Co., White, Weld & Co., Bacon, Stevenson & Co., Eldredge & Co., Incorporated, First of Michigan Corporation, Otis & Co., Hornblower & Weeks, R. S. Dickson & Company, Incorporated, Hayden, Stone & Co., William R. Compton Company, The First Cleveland Corporation, Fred D. Blake & Co., By Fred D. Blake, for Mission Bay Recreation Facilities Bonds, 1950, 2-1/4% on maturities 1951 to 1954 inclusive, 2-1/2% on maturity 1955, 1-1/2% on maturities 1956 to 1970 inclusive, par plus accrued interest to the date of delivery and in addition thereto a premium of \$200.00 -- Library Bonds, 1950, 2-1/4% on maturities 1951 to 1954 inclusive, 2-1/2% on maturity 1955 and 1-1/2% on maturities 1956 to 1970 inclusive, par plus accrued interest to the date of delivery and in addition thereto a premium of \$200.00.

Councilman Dail was excused from the meeting at this time

The Chase National Bank, Manager, Bankers Trust Company, Kidder, Peabody & Co., California Bank, Los Angeles, L. F. Rothschild & Co., Laurence M. Marks & Co., Laird & Company, Hall & Company, By The Chase National Bank of The City of New York, by B. O. Doane, Second Vice President, for Mission Bay Recreation Facilities Bonds, accrued interest to date of delivery plus premium of \$1,750.00, \$500,000 1951 to 1955 both inclusive, at 1-1/2%, \$100,000 1956 at 4%, \$1,400,000 1957 to 1970 both inclusive at 1-1/2% -- for Library Bonds, 1950, accrued interest to date of delivery plus \$1,750.00, \$500,000 1951 to 1955 both inclusive at 1-1/2%, \$100,000 1956 at 4%, \$1,400,000 1957 to 1970 both inclusive at 1-1/2%.

Blyth & Co., Inc., Harriman Ripley & Co., Inc.; Lehman Brothers; First Boston Corporation, R. H. Moulton & Co., Security First National Bank of Los Angeles, R. W. Pressprich & Co., Hill, Richards & Co., McDonald & Co., Wagenseller & Durst, By Blyth & Co., Inc., Syndicate Managers, S. D. Lamon, Manager, Municipal Department, for Mission Bay Recreation Facilities Bonds, \$1,500,000 due October 1, 1951 to October 1, 1956 inclusive, interest at 1-1/2%, \$500,000 due October 1, 1966 to October 1, 1970, inclusive, interest at the rate of 1-3/4% per cent per annum, par and accrued interest from the date of the bonds to date of delivery, plus premium of \$1,017.00 -- Library Bonds, \$1,500,000 due October 1, 1951 to October 1, 1965, inclusive, interest at the rate of 1-1/2% per annum, \$500,000 due October 1, 1966 to October 1, 1970 inclusive at the rate of 1-3/4% per cent per annum, par and accrued interest from the date of the bonds to date of delivery, plus premium of \$1,017.00.

Glore, Forgan & Co., by J. P. Jamieson, Manager Municipal Department - Account Members: Glore, Forgan & Co., The First National Bank (Portland), Mercantile-Comm. Bank & Trust Co. of St. Louis, B. J. Van Ingen & Co., Inc., Geo. Be. Gibbons & Company, Inc., Robert W. Baird & Co., Inc., Detmer & Co., Julien Collins & Company, Edw. Lowber Stokes Co., John Nuveen & Co., Field, Richards & Co., for San Diego Mission Bay Recreation Facilities Bonds, 1950, 1951 to 1965 incl. at 1-1/2%, 1966 to 1970 incl. at 1-3/4%, about 100.05% of par value, including \$1,000 premium -- For City of San Diego Library Bonds, 1950, 1951 to 1965 incl. at 1-1/2%, 1966 to 1970 incl. at 1-3/4%, about 100.05% of par value, including \$1,000 premium.

Bank of America N. T. & S. A. and Associates, by Bank of America N. T. & S. A. By K. Nairne, Vice President, for City of San Diego Mission Bay Recreation Facilities Bonds, 1950, \$400,000 par value maturing October 1, 1951 to October 1, 1954 inclusive bearing interest at 4%, \$800,000 par value maturing October 1, 1955 to October 1, 1962 inclusive bearing interest at 1-1/4%, \$800,000 par value maturing October 1, 1963 to October 1, 1970 inclusive bearing interest at 1-1/2%, par and accrued interest to date of delivery plus a premium of \$1,369.00 -- For City of San Diego Library Bonds, 1950, \$400,000 par value maturing October 1, 1951 to October 1, 1954 inclusive bearing interest at 4%, \$800,000 par value maturing October 1, 1955 to October 1, 1962 inclusive bearing interest at 1-1/4%, \$800,000 par value maturing October 1, 1963 to October 1, 1970 inclusive bearing interest at 1-1/2%, par and accrued interest to date of delivery plus a premium of \$1,369.00.

Each of said bids was accompanied by a certified or cashier's check in the sum of \$80,000, as provided in the notice inviting bids. The City Attorney reported that each of said bids was regular and in accordance with the notice.

Councilman Dail returned to the meeting at this point.

Thereafter, upon motion made by Councilman Schneider, seconded by Councilman Dail, said bids were referred to the City Treasurer and the City Attorney for checking, said officers to compute the bids and to report back to the Council immediately after such computation with their recommendation as to the best bid.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing had been continued on the proposed Ordinance providing for and regulating the erection, construction, maintenance and repair of signs within the corporate limits of the City of San Diego, providing for permits and fees and fixing penalties for the violation thereof, repealing Sections 5003a to 5008 both inclusive of Ordinance No. 13365, and and Chapter 3200 consisting of Sections 3201 to 3236 both inclusive of Ordinance No. 3674 (New Series), the Vice Mayor spoke briefly about the history of the matter under consideration, pointing out that several hearings had been held thereon at various times, and he called the Council's attention to communications listed on the agenda from Walker's, San Diego Council of Churches, Board of Directors of the La Jolla Woman's Club, J. L. Mudersbach all of which opposed the Ordinance in the form as being considered at this hearing, and a new communication on the subject from Motor Car Dealers' Association of San Diego, all of which were presented.

The Vice Mayor asked if anyone was present who desired to be heard.

The following persons appeared, and all spoke in opposition to the proposed ordinance:

Harry W. Hartman, representing Motor Car Dealers' Association, Employers' Association, Truck and Warehouse Association, Dental Association, Pharmaceutical Association, and requested a 10-day continuance of the hearing;

Dick Dickson, Southern California manager of the Fox West Coast Theatres, who said that it would be in violation of the proposed ordinance with most of theatres' existing marquees, and that they would have to be changed which would be not only costly but damaging to business. He said that the marquees would have to be removed. Mr. Dickson suggested that the Council give strong consideration regarding the height of signs in the Los Angeles Ordinance, permitting sign heights to go up in proportion to lineal footage of length. He said his organization is satisfied with the Los Angeles regulations. Mr. Dickson submitted photographs of the marquees and signs from many of the Fox West Coast Theatres here and in other cities. He also presented sketches of proposed marquees on many of the San Diego theatres, entailing a large expenditure, all of which he said could not be done under the proposed Ordinance.

Edward O. Teague, representing the Hotel Association, and other organizations which he did not identify, mentioned minor changes needed in marquee regulations. He felt that the proposed Ordinance, as drawn, is confusing. He asked that more time be given to permit discussion by various organizations other than the hotels. Mr. Teague contended that existing ordinance sign changes are not needed. (After Councilman Wincote pointed out that Mr. Teague would have, under the existing Ordinance, eliminate the Churchill Hotel's lettering from the marquee, Mr. Teague objected to that feature).

Fred J. Grove, a neighborhood druggist, spoke in behalf of the Druggists' Association. He said that his sign would have to be raised two feet. He asked for the dropping of the height requirement from the proposed Ordinance.

Burton Jones, president of the Independent Theatre Owners' Association of San Diego, objected to "inches and feet aesthetic control and regulation".

Roy Miller, representing the Motor Car Dealers' Association, asked for a 10-day or 2-week continuance of the matter.

Councilman Schneider moved to continue the hearing until October 19, which motion was seconded by Councilman Godfrey. (A change in the motion is shown later in these minutes).

Mr. Dawson, La Jolla Town Council, asked that there be no revisions of the proposed Ordinance until its final consideration, saying that revisions are made from time to time and that interested persons cannot keep posted on changes between hearings.

Mr. Glasscock objected to closing off the hearing at this time, stating that many persons had come down to be heard.

Lawrence Smith, representing the Automobile Dealers' and Automobile Trades' Associations, spoke, saying that there are many things in the Ordinance which would have a far-reaching effect upon the industries for which he spoke.

Councilman Schneider changed his motion, with the consent of the second, to provide for the filing of briefs by October 13, with testimony to be heard again on October 19. (Re-worded motion is shown later).

O. B. Peavey said that another week or two is not going to affect the situation.

Dianna Hudnall suggested seeing all the proposals at the time of final consideration of the Ordinance, and that all information as to its application be made available to affected individuals.

RESOLUTION NO. 99721, recorded on Microfilm Roll No. 33, continuing said hearing until the hour of 10:00 o'clock of Friday, October 13, 1950, at which time briefs may be filed, regarding proposed Ordinance regulating Signs, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

After adoption of the Resolution, Barry Knudson, General Superintendent of Walker's, spoke, requesting consideration to his company's communication in connection with the use of unlighted lettering upon marquees.

Application of Robert Aguilar and Wm. W. Wise, for class A Dine and Dance license at Stirrup Cup, 4095 Pacific Highway, 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. 99722, recorded on Microfilm Roll No. 33, granting application of Robert Aguilar and Wm. W. Wise for a Class A license to conduct public dance at Stirrup Cup, 4095 Pacific Highway, 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.

Claim of William Miller, 1015 Collidge Avenue, National City, in the sum of \$5,830.00, based on an accident in the Mission Beach Amusement Center, was presented.

Miller RESOLUTION NO. 99723, recorded on Microfilm Roll No. 33, referring claim of William Miller to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Claim of Charlotte B. Phipps, 3316 - 40th Street, in the sum of \$31.90, based on sewer stoppage on June 7, 1950 at 3316 and 3304 - 40th Street, was presented.

RESOLUTION NO. 99724, recorded on Microfilm Roll No. 33, referring claim of Charlotte B. Phipps 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 the furnishing of 7500 feet flexible welding cable for cathodic protection at the Alvarado Filtration Plant, recommending rejection of all bids, based on irregularities in the two low bids and a price-adjustment clause in the third low bid, recommending rejection and re-advertising on a revised specification, was presented.

RESOLUTION NO. 99725, recorded on Microfilm Roll No. 33, rejecting all bids received for the furnishing of 7500 feet of flexible welding cable for cathodic protection at Alvarado Filtration Plant, directing that all checks received with bids be returned to 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 received for five items of Gate Valves and Plus Valves, four items of which have previously been awarded under Resolution No. 99477 adopted September 19, 1950, recommending award of item 5 to the Industries Supply Co. of San Diego, the low bidder, was presented.

RESOLUTION NO. 99726, recorded on Microfilm Roll No. 33, accepting bid of Industries Supply Co. of San Diego for the furnishing of three 24" Flanged A.C.F. Plug Valves, awarding contract authorizing the City Manager to execute the same, and directing the City Clerk to return all bid checks submitted with the exception of the checks submitted by the low bidder and second low bidder, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on petition of San Diego Trust and Savings Bank for permission to install sidewalk banking windows on Sixth Avenue north of Broadway and to cap three parking meters during banking hours, stating that the Traffic Engineer has had several conferences with Dave Millan, Vice President, and an arrangement has been worked out which is mutually satisfactory to the bank and to the City, and advising that steps are being taken to put the same into effect, and recommending filing of the document, was presented.

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

(See later entry in these minutes, this date, for Resolution establishing 5-minute parking area at affected location).

Communication from the Acting City Engineer, bearing the Acting City Manager's stamp of approval, recommending, in response to petition for the forming of an assessment district to operate the ornamental street lighting system on Camino de la Costa and Avenida Cresta for their entire lengths in Hermosa Terrace, recommending granting, was presented.

RESOLUTION NO. 99727, recorded on Microfilm Roll No. 33, authorizing the City Manager to direct the San Diego Gas & Electric Company to furnish electric current for the ornamental street lights on Camino de la Costa and Avenida Cresta, for the entire length of said streets, at the City's expense, until such time as an assessment district can be formed, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of Clairemont Heights, Unit No. 1, subject to the posting of an adequate bond and the approval by the City Attorney's office, was presented.

RESOLUTION NO. 99728, recorded on Microfilm Roll No. 33, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Mid-City Heights, Inc., a corporation, for the installation and completion of the unfinished improvements and the setting of the monuments required for Clairemont Heights Unit No. 1, 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 Godfrey, adopted.

RESOLUTION NO. 99729, recorded on Microfilm Roll No. 33, adopting Map of Clairemont Heights Unit No. 1 and accepting Milton Street, Cecelia Terrace and Garfield Road and portion of Illion Street and unnamed easements shown thereon for public purposes, declaring said streets and unnamed easements to 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, California, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from "a Gold Star Mother of San Diego, Cal.", D. Chapman, objecting to further increase in bus fares, referring to having to wait for buses, the crowded conditions and poor service, was presented.

RESOLUTION NO. 99730, recorded on Microfilm Roll No. 33, referring communication from D. Chapman objecting to further increase in bus fares to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from John Clyde Glithero, attorney at law, 511 Harbor Insurance Building, San Diego, transmitting reorganization plan of city police courts, together with copy of Resolution adopted by the Sacramento City Council on August 3, 1950, endorsing proposition No. 3 on the forthcoming November General Ballot, was presented.

RESOLUTION NO. 99731, recorded on Microfilm Roll No. 33, referring the papers submitted by John Clyde Glithero on the Court Reorganization Plan to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from Estelle Henderson, 1546 - 5th Avenue, San Diego 1, relative to the proposed improvements at the Plaza, suggesting calling it "The Horton Plaza", and referring to the "illegal" street in front of Bradley's Place adjoining the Plaza, was presented.

Mrs. Henderson spoke briefly in support of her communication.

RESOLUTION NO. 99732, recorded on Microfilm Roll No. 33, referring communication from Estelle Henderson on revamping of the Horton Plaza to Council Conference, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from G. E. Arnold, Director, Water Department, addressed to the City Manager and referred to the Council with the City Manager's stamp of approval, requesting adoption of a resolution determining that Barrett, Upper and Lower Otay Reservoirs can be opened for duck hunting, also limiting the number of boats on each lake, was presented.

RESOLUTION NO. 99733, recorded on Microfilm Roll No. 33, adopting the following hunting and fishing privileges: Barrett Reservoir to be open to hunting only from October 20 to November 10, 1950, and from December 15, 1950 to January 5, 1951, on Wednesdays, Saturdays, Sundays and holidays, not more than 25 boats to be permitted during the hunting periods; Upper Otay Reservoir to be open to hunting only from October 20 to November 10, 1950, and from December 15, 1950 to January 5, 1951, on Wednesdays, Saturdays, Sundays and holidays, not more than 5 boats to be permitted during the hunting periods; Lower Otay Reservoir to be open to hunting only and closed to fishing from October 20 to November 10, 1950, and from December 15, 1950 to January 5, 1951, on Wednesdays, Saturdays, Sundays and holidays, not more than 25 boats to be permitted on the reservoir during the hunting periods; declaring that the usual Water Department rules and regulations governing hunting and fishing regulations shall be followed, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending establishment of a special 5-minute time limit parking meter zone on the westerly side of Sixth Avenue, adjacent to San Diego Trust and Savings Bank, was presented.

RESOLUTION NO. 99734, recorded on Microfilm Roll No. 33, establishing a 5-minute parking zone, effective between the hours of 9:30 o'clock A.M. to 3:00 o'clock P.M. on week days and 9:30 A.M. to 12:00 noon on Saturdays, Sundays and holidays excepted, on the westerly side of Sixth Avenue between points approximately 75-1/2 feet north of the north line of Broadway and 136 feet north of the north line of Broadway, authorizing and directing the installation of the necessary signs and markings, repealing any resolutions or parts of resolutions in conflict, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99735, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to enter into a lease with Werner H. Peterson for the leasing by the City of San Diego of Lot G in Block 53 of New San Diego, for a period of 3 years, beginning November 15, 1950, at a monthly rental of \$100.00, payable in advance monthly, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99736, recorded on Microfilm Roll No. 33, authorizing and directing the City Manager to execute for and on behalf of The City of San Diego, an agreement and revocable non-exclusive Use and Occupancy Permit with The San Diego Museum Association, for the management and operation of the Museum of Man in the California Building located in Balboa Park, in accordance with the terms and conditions set forth in contract agreement, the form of which is on file in the office of the City Clerk under Document No. 424135, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99737, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to do all the work in connection with the installation of a safety lighting system at the intersection of Mission Boulevard and Ventura Boulevard, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Dail, 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.

Also, a communication from the City Engineer (Acting City Engineer), addressed to the City Manager, and transmitted to the Council with the Acting City Manager's stamp of approval, advising that at least half the labor for the entire project has been done and a part of the material supplied, and that it would be difficult to let a private contract.

Petition of Roth & Tubb Plb. & Htg. by Herman Roth, Co-partner, 1456 J Street, San Diego, for permission to install a cast iron sewer line between the property

line and the sidewalk, to serve property located at 3441 Southerland, was presented, together with recommendation for granting from the Acting City Manager.

RESOLUTION NO. 99738, recorded on Microfilm Roll No. 33, granting permission to Roth and Tubb Plumbing and Heating, 1456 J Street, San Diego, to install a four inch cast iron sewer line between the property line and the sidewalk, to be placed 8 feet outside the property line and run in a southwesterly direction, parallel to the northwesterly line of Lots 11 and 12 Block 184 Middletown Addition Subdivision, to point of intersection with public sewer, to serve property at 3441 Southerland, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Bill of San Diego City and County Convention Bureau, in the sum of \$436.22 was presented, together with approval thereof by the Advertising Control Committee.

RESOLUTION NO. 99739, recorded on Microfilm Roll No. 33, approving bill of San Diego City and County Convention Bureau, bearing date of October 2, 1950, in the sum of \$436.22 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 1950-1951 for said sum, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99740, recorded on Microfilm Roll No. 33, authorizing and empowering the Mayor and City Clerk to execute a deed, for and on behalf of the City of San Diego, granting to the State of California portion of Pueblo Lot 1203 as more particularly set forth in said Resolution, for erection, maintenance and operation of a National Guard Armory to serve the City of San Diego, containing a reversionary clause providing for construction to begin within five years from the date of the conveyance and be prosecuted to completion within a reasonable period of time, to be used forever for such purpose, and/or in the event the property shall at any time no longer be needed and/or used for a National Guard Armory site, the title shall revert to the City, its successors or assigns, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99741, recorded on Microfilm Roll No. 33, accepting agreement of W. A. Milligan, Elmira Milligan, Mary Barattino and Frank Barattino, conveying any and all abutter's rights of vehicular access from and to the State Highway of Lot 12 Reimer's Subdivision of Pueblo Lot 1103, 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. 99742, recorded on Microfilm Roll No. 33, accepting the deed of Solon S. Kipp and Della A. Kipp, bearing date September 18, 1950, conveying a portion of Lots 7 and 8 Block 2 McLaren's "H" Street 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 Dail, adopted.

RESOLUTION NO. 99743, recorded on Microfilm Roll No. 33, accepting the deed of Solon S. Kipp, Della A. Kipp, W.E. Starke, Cecelia G. Starke, K. L. Mark and Sylvia N. Mark, bearing date September 15, 1950, conveying a portion of Lots 4, 5, 6, 7 Block "G" Turnbull's Subdivision, 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 Dail, adopted.

RESOLUTION NO. 99744, recorded on Microfilm Roll No. 33, accepting the deed of Sylvia Wilson, Henry L. Wilson, Frank Synek and Agnes Synek, bearing date September 14, 1950, conveying an easement and right of way for street purposes in portion of Lot 29 of Ex-Mission Lands of San Diego, 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 Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99745, recorded on Microfilm Roll No. 33, accepting the deed of John Bretz, Jr. and Irene A. Bretz, bearing date September 1, 1950, conveying an easement and right of way for street purposes in portion of Lot 26 Block 6 La Jolla Strand, setting aside and dedicating the same to the public use as and for a public street, and naming the same Gravilla 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 Dail, adopted.

RESOLUTION NO. 99746, recorded on Microfilm Roll No. 33, accepting the deed of Solon S. Kipp and Della A. Kipp, bearing date September 18, 1950, conveying a portion of Lots 7 and 8 Block 2 McLaren's "H" Street Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Market 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 Dail, adopted.

RESOLUTION NO. 99747, recorded on Microfilm Roll No. 33, accepting deed of Roy Louis Lamphear, bearing date September 8, 1950, conveying a portion of Lots 13 and 14 Block 2 McLaren's "H" Street Addition, setting aside and dedicating the same as and for a public street, and naming the same Market 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 Dail, adopted.

RESOLUTION NO. 99748, recorded on Microfilm Roll No. 33, accepting deed of Romaine Edith Heisig, bearing date September 25, 1950, conveying a portion of Lot 1286 of the Pueblo Lands of San Diego, setting aside and dedicating the same to the public use as and for a public street, and naming the same Torrey Pines Road, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99749, recorded on Microfilm Roll No. 33, accepting deed of Solon S. Kipp, Della A. Kipp, W. E. Starke, Cecilia G. Starke, K. L. Mark and Sylvia N. Mark, bearing date September 15, 1950, conveying a portion of Lots 4, 5, 6, 7 Block "G" Turnbull's Subdivision, 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 Dail, adopted.

RESOLUTION NO. 99750, recorded on Microfilm Roll No. 33, accepting deed of Luberco, Ltd., a Corporation, bearing date September 22, 1950, conveying an easement and right of way for earth embankment purposes in portion of Lots 15, 16, 17, 18 Block 2 McLaren's "H" Street 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 Dail, adopted.

RESOLUTION NO. 99751, recorded on Microfilm Roll No. 33, accepting deed of C. S. Kirchmaier, bearing date September 22, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 27 Block 23 Lexington 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 Dail, adopted.

RESOLUTION NO. 99752, recorded on Microfilm Roll No. 33, accepting deed of Casimir J. Kurpiel and Betty Jane Kurpiel, bearing date September 22, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 38 Cosgrove 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 Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99753, recorded on Microfilm Roll No. 33, accepting deed of Harry J. Monte and Bettie Monte, bearing date September 26, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 27 Block "A" of the Resubdivision of Villa Lots 1 to 11 inclusive, Normal 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 Dail, adopted.

The City Manager requested, and was granted, unanimous consent to present the next item of business, not listed on the Council's agenda:

ORDINANCE NO. 4560 (New Series), recorded on Microfilm Roll No. 33, directing the enforcement of certain provisions of the Government Code of The State of California with respect to requiring an oath or affirmation of allegiance for public officers and employees, providing for the appointment of additional deputies in the City Clerk's Office for a limited time, and authorizing such deputies to administer such oaths and affirmations, 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---Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---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---Mayor Knox. The final reading of such Ordinance was in full.

At the hour of 11:55 o'clock A.M., on motion of Councilman Schneider, seconded by Councilman Godfrey, the Council took a recess until the hour of 1:45 o'clock P.M., this date, especially to award bid for the sale of Mission Bay Recreation Facilities Bonds, 1950, and Library Bonds, 1950.

Upon re-assembling, at the hour of 1:48 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

The City Treasurer and the City Attorney reported that, as directed by the Council, they had computed the bids for Mission Bay Recreation Facilities Bonds, 1950, and Library Bonds, 1950, and that the bid of Bank of America National Trust and Savings Association is the highest and best bid of a responsible bidder.

After considering the recommendation and the computation,

RESOLUTION NO. 99754, recorded on Microfilm Roll No. 33, entitled "Resolution awarding Mission Bay Recreation Facilities Bonds, 1950, and Library Bonds, 1950, to best bidder, Bank of America National Trust and Savings Association, and rejecting other bids, 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.

ORDINANCE NO. 4561 (New Series), recorded on Microfilm Roll No. 33, providing for issuance of Library Bonds, 1950, in the principal amount of \$2,000,000.00, dated October 1, 1950, one hundred bonds in the denomination of \$1,000. each payable in consecutive numerical order on October 1st in each of the years from October 1, 1951, to October 1, 1970, both inclusive, as more particularly set forth in said Ordinance, 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 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---Mayor Knox.

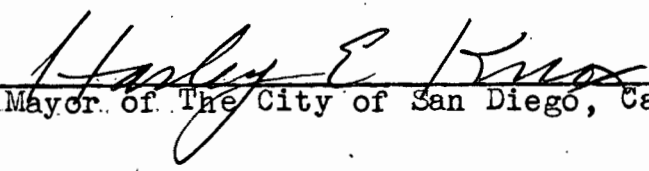
The final reading of such Ordinance was in full.

ORDINANCE NO. 4562 (New Series), recorded on Microfilm Roll No. 33, providing for issuance of Mission Bay Recreation Facilities Bonds, 1950, in the principal amount of \$2,000,000.00, dated October 1, 1950, one hundred bonds in the denomination of \$1,000. each payable in consecutive numerical order on October 1st in each of the years from October 1, 1951, to October 1, 1970, both inclusive, as more particularly set forth in said Ordinance, 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.

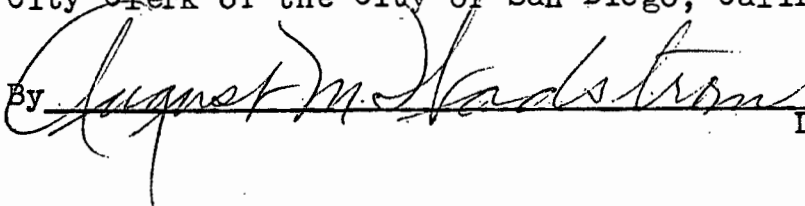
Thereupon, on motion of Councilman Swan, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

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 1:52 o'clock P.M.


Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK
City Clerk of the City of San Diego, California

By 
Deputy

REGULAR MEETING
Chamber of the Council of The City of San Diego,
California, Tuesday, October 10, 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, Mayor Knox
Absent----Councilman Godfrey
Clerk-----Fred W. Sick

The Minutes of the Regular Meeting of Tuesday, October 3, 1950, and of the Regular Meeting of Thursday, October 5, 1950, were presented to the Council by the Clerk. On motion of Councilman Schneider, seconded by Councilman Wincote, said Minutes were approved without reading, after which they were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, the time set for receiving bids on the paving and otherwise improving of Westland Avenue, Commonwealth Avenue, Pentuckett Avenue, and Ivy Street, within the limits and as particularly described in Resolution of Intention No. 99002, the Clerk reported that five bids had been received, which bids were presented to the Council, and upon motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of Daley Corporation, accompanied by bond written by the Glens Falls Indemnity Company in the sum of six thousand dollars, which bid was given Document No. 424361;

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 seven thousand dollars, which bid was given Document No. 424362;

Councilman Godfrey entered the meeting at this point

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of five thousand dollars, which bid was given Document No. 424363;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of five thousand five hundred dollars, which bid was given Document No. 424364;

Councilman Godfrey was excused from the meeting at this time.

The bid of Cox Bros. Construction Co., accompanied by bond written by Great American Indemnity Company in the sum of sixty five hundred dollars, which bid was given Document No. 424365.

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 landscaping of the area in Balboa Park adjacent to the Veterans' Building, south of Park Boulevard and Zoo Drive, including the widening of Zoo Drive and the construction of a service road, the clerk reported that one bid had been received, which bid was presented and upon motion duly made and seconded, was opened and publicly declared.

Said bid was as follows:

The bid of R. E. Hazard Contracting Company, accompanied by bond written by Pacific Indemnity Company, in the sum of 10% of amount bid, which bid was given Document No. 424367.

Considerable discussion ensued as to the reasons for receiving of only one bid, and the high figures contained in the sole bid. The Mayor and some members of the Council favored the immediate rejection of the bid, without a report thereon from the City Manager and the City Attorney. No motion was made, however, to take such action.

Councilman Godfrey returned to the meeting at this time.

On motion of Councilman Dail, seconded by Councilman Kerrigan, said bid was referred to the City Manager and to the City Attorney for report and recommendation. (SEE ANOTHER REFERENCE IN THESE MINUTES, TO ANOTHER BID WHICH WAS RECEIVED SUBSEQUENTLY AND OPENED AT THIS MEETING).

The vote on the motion to refer said bid, was as follows: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Mayor Knox. Absent---Councilmen None.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 99260 of Preliminary Determination for the paving and otherwise improving of Copley 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. 99755, recorded on Microfilm Roll No. 33, determining that the improvement of Copley Avenue, within the limits and as particularly described in Resolution No. 99260 of Preliminary Determination, is feasible and that the lands to be assessed therefor will be able to carry the burden of the proposed assessment, also 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.

At this time the City Clerk administered the oath or affirmation of allegiance, as provided for under Ordinance No. 4560 (New Series) adopted October 5, 1950, to the Mayor and to each member of the City Council.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 99261 of Preliminary Determination for the paving and otherwise improving of Fortuna 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. 99756, recorded on Microfilm Roll No. 33, determining that the improvement of Fortuna Avenue, within the limits and as particularly described in Resolution No. 99261 of Preliminary Determination, is feasible and that the lands to be assessed therefor will be able to carry the burden of the proposed assessment, also 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 Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 99262 of Preliminary Determination to pave and otherwise improve Landis Street, within the limits and as particularly described in said Resolution, the Clerk reported that written petition had just been received, which petition was presented and read.

Said petition requested that the proposed paving of Landis Street, between the easterly line of Highland and the westerly line of Chamoune be improved with black asphalt instead of five inches of Portland cement as provided for in said Resolution.

Also, a petition requesting that the North and South alley between Landis and Dwight, in the 3600 Block, between the easterly line of the 3600 block Highland Ave. and the westerly line of the 3600 block of 45th Street be paved with four inches of asphalt at the same time as Landis Street, if possible, was presented.

The City Engineer made a verbal report in which he said, in view of the poor bearing type of soil, that it would be advisable to use the concrete as specified. He said that the black top, in the area would not be good.

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

Monte McLaren, 3685 Highland Avenue, spoke, in behalf of the signers of the petitions, and stressed the property owners' desire to have the black top improvement.

Asked about the difference in cost of the two improvement types, the City Engineer replied that the cost of black top would be about \$175.00 per lot cheaper than for the cement concrete. In reply to the question about the time that would be lost in changing the type of improvement, he said about two months.

RESOLUTION NO. 99757, recorded on Microfilm Roll No. 33, abandoning proceedings for the improvement of Landis Street, within the limits and as particularly described in Resolution No. 99262 of Preliminary Determination, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99758, recorded on Microfilm Roll No. 33, authorizing and directing the City Engineer to prepare and present plans and specifications for the paving and otherwise improving of Landis Street between the easterly line of Highland Avenue and the westerly line of Chamoune Avenue, using 4" of asphalt concrete pavement, 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 Resolution No. 99402 of Preliminary Determination, for the paving and otherwise improving of the Alley in Block 147 University Heights, the East and West Alley in Block University Heights, the North and South Alley in Block 126 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. 99759, recorded on Microfilm Roll No. 33, determining that the improvement of the Alley in Block 147 University Heights, the East and West Alley in Block 126 University Heights, the North and South Alley in Block 126 University Heights, within the limits and as particularly described in Resolution No. 99402 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 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 Schneider, 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 Evergreen Street, within the limits and as particularly described in Resolution No. 99403 of Preliminary Determination, Councilman Wincote brought up questions in connection therewith at the request of a property owner in the district. The City Engineer and others were unable to supply the information at that particular moment, in connection with the matter of a wall. The Engineer thought it would be well to continue the hearing for one week to permit him to answer Mr. Wincote's question.

RESOLUTION NO. 99760, recorded on Microfilm Roll No. 33, continuing the hearing on Resolution No. 99403 of Preliminary Determination for the improvement of Evergreen Street, between Xenophon Street and Whittier Street, until the hour of 10:00 o'clock A.M. of Tuesday, October 17, 1950, 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 Resolution No. 99404 of Preliminary Determination for the paving and otherwise improving of Landis Street, Roselawn 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. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 99761, recorded on Microfilm Roll No. 33, determining that the improvement of Landis Street, within the limits and as particularly described in Resolution No. 99404 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 improvement, 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. 99405 of Preliminary Determination for the paving and otherwise improving 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. 99762, recorded on Microfilm Roll No. 33, determining that the improvement of Thomas Avenue, within the limits and as particularly described in Resolution No. 99405 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 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 Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Superintendent of Streets' Assessment No. 1954 made to cover the costs and expenses of the work upon the installation of sewer mains, connections, fittings and appurtenances, manholes and appurtenances in portions of University Avenue, 54th Street, Rex Avenue and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 96686, the Clerk reported that written appeal had been received from John Westfall, which appeal 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, verbally, and no additional appeals were presented.

RESOLUTION NO. 99763, recorded on Microfilm Roll No. 33, overruling and denying the appeal of John Westfall from the Street Superintendent's Assessment No. 1954 made to cover the costs and expenses of the work of installing sewers in portions of University Avenue, 54th Street, Rex Avenue and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 96686, overruling and denying all other appeals, confirming said Street Superintendent's Assessment No. 1954, authorizing and directing said Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, 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. 1953, 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 written appeals had been received from Emma S. Colvin, John F. Lansaw, L. W. Christensen, and Clarissa B. Arnett, which written appeals were presented to the Council.

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

Mrs. Suzanne Terry Ball asked questions about the difference in various assessments. When the City Engineer ran into difficulties attempting to answer the question, and it was indicated that others were present who had similar questions, the group interested was asked to meet with the City Engineer in the conference room adjoining the Council Chambers. The City Engineer left with several property owners, to talk over the matter with them. The hearing was continued temporarily. (See later mention of the hearing in the minutes of this date.)

At this time the Clerk reported that another bid had been received in connection with the landscaping of the area in Balboa Park adjacent to the Veterans' Building, (one bid having been previously opened at this meeting), which bid had been delivered to the Purchasing Department in error.

The Mayor asked the City Attorney for a ruling as to whether the bid could be opened at this time. The City Attorney checked the time the bid had been received by Purchasing Agent, showing that it had been delivered there at 9:47 o'clock A.M., this date. He said that it would be proper to open the bid, and advised doing so.

Richard Steck, representing R.E. Hazard Contracting Co., whose bid had been the sole bid opened earlier in the meeting, arose and objected. He said that the notice stated plainly that the bid was to be delivered to the City Clerk not later than 10:00 o'clock A.M. this date, for opening by the Council.

The Mayor directed that the bid be opened and publicly declared, which action was taken.

On motion of Councilman Schneider, seconded by Councilman Wincote, the bid was referred to the City Manager and to the City Attorney for report and recommendation, together with the bid of R. E. Hazard Contracting Co. which had been opened and publicly declared earlier.

It was obvious, upon hearing the bid read, that it was considerably higher than the other one. The Mayor asked Mr. Steck if he wished to have his objection stand, or if he would withdraw it. In view of the high bid, Mr. Steck said he would withdraw his protest.

Petition of Merchants in the 2700 block on Kettner Boulevard, requesting the installation of Parking Meters in front of their individual places of business, was presented.

On motion of Councilman Wincote, seconded by Councilman Dail, said petition was referred to the City Manager.

Claim of Anna Lee Lewis, 4040-1/2 Centre Street, San Diego, in the sum of \$5,000.00, for personal injury resulting from fall on sidewalk in front of 740 E Street, was presented.

RESOLUTION NO. 99764, recorded on Microfilm Roll No. 33, referring claim of Anna Lee Lewis to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Henry Marion Oliver, c/o Levenson & Levenson, 835 Bank of America Building, San Diego, in the sum of \$10,000.00, for personal injury received in the intersection of Pacific Highway and Broadway, was presented.

RESOLUTION NO. 99765, recorded on Microfilm Roll No. 33, referring claim of Henry Marion Oliver to the Pacific Indemnity Company, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Claim of Southern California Baking Co., 101-171 14th Street, San Diego, by Charles W. Winter, President & General Manager, in the sum of \$38.77, for damage to vehicle by a City-owned truck, was presented.

RESOLUTION NO. 99766, recorded on Microfilm Roll No. 33, referring claim of Southern California Baking Company to the Pacific Indemnity Company, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Claim of S. C. Chance, 2544 K Street, San Diego, in the sum of \$200.00, for damage resulting from sewage backing into property located at 2546-1/2 K Street, was presented.

RESOLUTION NO. 99767, recorded on Microfilm Roll No. 33, referring claim of S. C. Chance to the Pacific Indemnity Company, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Claim of Raymond Dimitrovich, 2546-1/2 K Street, in the sum of \$75.00, for damage resulting from sewage backing into property located at 2546-1/2 K Street, was presented.

RESOLUTION NO. 99768, recorded on Microfilm Roll No. 33, referring claim of Raymond Demitrowicz to the Pacific Indemnity Company, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Harbor Department, signed by the Port Director, recommending adoption of a Resolution to authorize work in connection with placing riprap for temporary slope protection at Shelter Island, by City forces, was presented.

RESOLUTION NO. 99769, recorded on Microfilm Roll No. 33, authorizing the Port Director to do all the work in connection with the placing of 8000 tons of riprap for a temporary slope protection at Shelter Island, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Said Resolution recites that said work can be done by the City forces more economically than if let by contract.

Communication from the Purchasing Agent submitting Resolution authorizing bids for the furnishing of approximately 145 Fluorescent Lighting Fixtures for the Public

Works Electric Division and the Building & Grounds Superintendent, was presented.

RESOLUTION NO. 99770, recorded on Microfilm Roll No. 33, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of approximately 145 Fluorescent Lighting Fixtures, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, authorizing bids for furnishing Fuel Oils for a period beginning November 1, 1950 and ending June 30, 1951, was presented.

RESOLUTION NO. 99771, recorded on Microfilm Roll No. 33, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing Fuel Oils for a period beginning November 1, 1950 and ending June 30, 1951, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99772, recorded on Microfilm Roll No. 33, authorizing and directing the Purchasing Agent to purchase from the Consolidated Pump & Engineering Co. of San Diego, without advertising for bids, of the various parts listed in said Resolution for the repair of Fairbanks-Morse 24-inch Pumps used in pumping raw sewage at the Sewage Treatment Plant, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Said Resolution recites that the Purchasing Agent has secured prices from said Company, being the local representatives of the Fairbanks-Morse Co. for furnishing said parts, and makes a finding that the best interests of the City will be subserved by authorizing the purchase from said company.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of the City's requirements of automotive lubricating Oil for a period beginning October 15, 1950 and ending June 30, 1951, recommending award to the Texas Co., was presented.

RESOLUTION NO. 99773, recorded on Microfilm Roll No. 33, accepting bid of the Texas Co. for the furnishing of automotive lubricating Oil for a period beginning October 15, 1950, and ending June 30, 1951, awarding contract and authorizing the City Manager to execute the same, directing the City Clerk to return all bid checks submitted, with exception of the checks submitted by the low bidder and second low bidder, 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 the construction of the first unit of a club building in Balboa Park east of Sixth Avenue and Redwood Streets, recommending award to C. A. Larsen, the low bidder, was presented.

The City Manager reported verbally on the bids, and said that they were higher than the City's estimate, also that the bid does not include the lighting of the roque courts. He said that an Ordinance will be presented to provide for appropriation of additional funds needed.

RESOLUTION NO. 99774, recorded on Microfilm Roll No. 33, accepting bid of C. A. Larsen for construction of the first unit of a club building in Balboa Park east of Sixth Avenue and Redwood Street, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for furnishing Library binding for the period beginning October 1, 1950 and ending June 30, 1951, stating that although the low bidder, Becker Book Bindery of San Diego employs a binding method differing from American Library Association specifications, the City Librarian is willing to give said binding a year's trial, was presented, together with recommendation for award.

RESOLUTION NO. 99775, recorded on Microfilm Roll No. 33, accepting bid of Becker Book Bindery for furnishing The City of San Diego Library with binding for the period beginning October 1, 1950 and ending June 30, 1951, 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 Wincote, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for furnishing 3 Pumps and Motors for the Sewage Treatment Plant, stating that the low bid of Mission Pipe & Supply Co. fails to meet specifications, and that the second low bid submitted by Southern Machinery Company meets specifications in all particulars, recommending award to Southern Machinery Company, was presented.

RESOLUTION NO. 99776, recorded on Microfilm Roll No. 33, accepting bid of Southern Machinery Company for the furnishing of 3 Pumps and Motors, awarding contract and authorizing the City Manager to execute the same, directing the City Clerk to return all bid checks submitted, with exception of the checks submitted by the low bidder and second low bidder whose bids meet specifications, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Advertising & Sales Club of San Diego, by David M. Britton, President, Sales Managers Club of San Diego, by M. D. Rodgers, President, San Diego Vocational Schools, by Rex Gorton, Representative, was taken up at this time out of order, at the request of the Mayor. The communication requests permission for Forrest M. Raymond to speak for the groups at this meeting, regarding San Diego's first Sales Congress and Rally scheduled for October 18, 1950.

Mr. Raymond spoke, and requested that the Council adopt a Resolution,

and the Mayor to issue a proclamation to set aside October 11 to 18, 1950, as "Better Selling Week", was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted. Said Resolution was numbered 99777.

Communication from the City Manager recommending granting permit to A.T. & S.F. Ry. Co. for construction and maintenance of a spur track across Nutmeg Street, to serve R. E. Hazard Contracting Co., was presented.

RESOLUTION NO. 99778, recorded on Microfilm Roll No. 33, granting to the Atchison, Topeka and Santa Fe Railway Company permission to construct, maintain and operate a spur track in and across Nutmeg Street, between Pacific Boulevard and California Street, to serve R. E. Hazard Contracting Co., was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Communication from the City Manager reporting on complaint of J. J. Stuckey regarding palm tree in front of his residence at 2531 E Street, stating that the tree has been trimmed and that the communication may now be filed, was presented.

On motion of Councilman Wincote, 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 granting petition of George A. Lazar, Jr., for various property owners, for permission to install underground electric and telephone service in Albion Street, was presented.

RESOLUTION NO. 99779, recorded on Microfilm Roll No. 33, granting revocable permit to George A. Lazar, Jr., R. E. Hazard and Leon W. Scales to install and maintain an underground conduit for electrical and telephone service in the sidewalk area of Albion Street, south of DuPont Street, to serve Lots 2, 3 and 4 of Fairlawn, on conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending granting petitions for the installation of overhead street lights at 5 locations, was presented.

RESOLUTION NO. 99780, recorded on Microfilm Roll No. 33, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Euclid Avenue at Castana Street;
Felton Street at Hawthorn Street;
Cass Street at Oliver Avenue;
Evergreen Street at Amerson Street;
Milan Street at Warrington Street;

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

Communication from the Planning Commission, by the Asst. Planning Director, recommending approval of the Final Map of El Cerrito Terrace Unit No. 1, subject to the posting of an adequate bond to insure installation of the required improvements, was presented.

Also presented, was a communication from the Acting City Engineer calling attention to the fact that the specifications for improvements in the subdivision call for 4" asphaltic concrete pavement, instead of 2" surfacing specified in Resolution No. 98613 adopted July 11, 1950.

RESOLUTION NO. 99781, recorded on Microfilm Roll No. 33, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Josephine King, for the installation and completion of the unfinished improvements and the setting of the monuments required for El Cerrito Terrace Unit No. 1, 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99782, recorded on Microfilm Roll No. 33, adopting Map of El Cerrito Terrace Unit No. 1, accepting Estelle Street, Madeline Street, 62nd Street, and unnamed easements shown thereon, said subdivision being a subdivision of portion of Lot 7 of La Mesa Colony, authorizing and directing the City Clerk, as and for the act of the Council, to endorse upon said map that said streets and easements are accepted on behalf of the public, directing said Clerk to transmit the Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Planning Director, in behalf of the Mission Bay Advisory Committee, reporting that the Committee had recommended by a vote of 10-0 to not accept the proposal of Mr. C. C. Pease for modification of existing tidelands lease in the area surrounding Crown Point, was presented.

Considerable discussion developed, upon comment from the Mayor, that the procedure for routing of Mission Bay matters was probably incorrect in that the Committee reports directly to the Council upon items which need the City Manager's attention, as well.

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

Communication from the Planning Director, in behalf of the Mission Bay Advisory Committee, recommending that the City Attorney be authorized to prepare a lease with Walter T. Barney for construction and operation of a miniature railway upon City-owned property at Mission Bay, was presented.

The matter of procedure was discussed again, briefly.

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

RESOLUTION NO. 99783, recorded on Microfilm Roll No. 33, referring to Council Conference the matter of Mission Bay items for discussion on procedure, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Street Superintendent recommending denial of petition for the closing of portion of Sassafras Street, west of Ibis Street, inasmuch as it "is not in the public interest", was presented.

RESOLUTION NO. 99784, recorded on Microfilm Roll No. 33, denying petition of property owners for the closing of the southerly eight feet of Sassafras Street, west of Ibis Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Civil Service Commission, signed by George A. Scott, president, recommending an amendment to the Civil Service Rules relative to Military Leaves, and that a hearing be held upon a proposed Ordinance in connection therewith, was presented.

RESOLUTION NO. 99785, recorded on Microfilm Roll No. 33, referring to Council Conference the communication from the Civil Service Commission recommending an amendment to the Civil Services Rules relative to Military Leaves, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Director of Public Health submitting copy of a Report of an Industrial Health Survey conducted in San Diego County, including recommendations regarding establishing of an industrial hygiene service in the Department of Public Health, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the matter was referred to the City Manager.

Communication from Acme Awning & Tent Co., 3964 Thirtieth Street, San Diego 4, objecting to the provisions in the proposed Sign regulation ordinance which would prohibit the painting of signs on Awnings, was presented.

Extensive discussion was entered into as to how to handle the "briefs" which will have been filed with the Council by the hearing on sign ordinance, scheduled for October 13, 1950. Some members thought that the suggestions should be briefed for the Council's study, but no action was taken in that connection.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the communication was referred to the file for consideration at the Friday, October 13, 1950, hearing.

Communication from S.O.S. Neon, 1346 E Street, San Diego 2, relative to Section 28 of the proposed Sign Ordinance, having to do with permits for signs to be issued to licensed electrical contractors, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the communication was referred to the file for consideration at the Friday, October 13, 1950, hearing.

Communication from Mrs. Charles Adams Blakely and Family thanking the Council for its Resolution relative to the death of Vice Admiral Blakely, USN (ret), was presented.

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

Communication from American Municipal Association, by Carl H. Chatters, Executive Director, issuing invitation to its 1950 sessions in Washington, D.C., December 4, 5, 6, and listing questions for discussion, was presented.

RESOLUTION NO. 99786, recorded on Microfilm Roll No. 33, referring communication from the American Municipal Association regarding meeting of the American Municipal Congress in Washington, D.C., December 4, 5, 6, 1950, to Council Conference, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from Joshua L. Bailey, Jr., 4435 Ampudia Street, endorsing a Wild Life Preserve on "False Bay", and opposing a Golf Course at that location, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said communication was referred to the City Planning Department.

Communication from San Diego Fish and Game Association and Izaak Walton League of America, by Carl I. Johnson, President, requesting permission to appear at hearing on October 11, (before the Planning Commission, it would be), regarding the proposed Golf Course in Mission Bay project, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said communication was referred to the City Planning Department.

Communication from Leo L. Laythe, Regional Director, U.S. Department of the Interior, Fish and Wild Life Service, relative to hearing before the Planning Commission on October 11, in connection with arguments for the Golf Course versus wildlife sanctuary along the north shore of Mission Bay, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said communication was referred to the City Planning Department.

Notice of Hearing and Rehearing before the Public Utilities Commission of the State of California, in the matter of fares of Pacific Greyhound Lines, Santa Fe Transportation Co., Gibson Lines, Continental Pacific Lines, Interstate Transit Lines, Burlington Transportation Company, on Monday, October 23, 1950, at the hour of 10:00 A.M. in the Commission Courtroom, State Building, San Francisco, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the notice was ordered filed, after it was learned that local transportation system was not involved.

Communication from Shoreline Planning Association of California, Incorporated, 506 Santa Monica Boulevard, Santa Monica, California, signed by Frederick Austin, Executive Secretary, dated October 3, 1950, in behalf of Geoffrey F. Morgan, president, thanking the Council for the hospitality extended to members of the Shoreline Planning Association and the American Shore and Beach Preservation Association, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said communication was ordered filed.

Communication from the California Highway Commission, P.O. Box 1499, Sacramento 7, dated September 27, 1950, signed by G. N. Cook, Assistant Secretary, addressed to the City Clerk, which communication acknowledged copy of Council Resolution No. 95561 adopted October 18, 1949 and letter of September 19, 1950, reaffirming the Council's position as set forth in said Resolution, relative to dangerous condition on portion of El Cajon Boulevard lying between 72nd Street and La Mesa Boulevard, was presented. The communication refers to operation by the Commission on an annual basis, and stating that critical deficiencies are far in excess of revenue. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed after having been read to the Council by the Clerk.

Communication from F.E. Humphreys, 815 Third Avenue, referring to beautifying of the Plaza park which he thought quite commendable, but suggested that first steps should be taken to force Bradley's to clean and keep clean the sidewalk on the east side of Third Avenue from Plaza Street to the alley at the south, was presented.

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

Communication from San Diego Police Relief Association, by D. N. Allsbrook, Chairman Welfare Committee, thanking the Council for its action in granting a 40-hour week, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said communication was ordered filed.

Communication from Percy H. Goodwin Company, dated Oct. 4, 1950, signed by L.W. Beachler, Loss Service Dept., announcing payment of claim of Regina G. Kellebrew, in the sum of \$9.00, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said communication was ordered filed.

The hearing on the City Street Superintendent's Assessment No. 1953, for the paving and otherwise improving of portion of Winona Avenue, within the limits and as particularly described in Resolution of Intention No. 96297, was resumed at this time.

The City Engineer reported on the distribution of the assessment, the matter which was largely the basis for the appeals.

Mrs. Suzanne Terry Ball spoke again, and persisted in saying that other property owners had not been charged as much as she. The City Engineer pointed out that property referred to was "double-frontage" lots, which were served from another street and for which service owners had already paid. Mrs. Ball apparently was unable to understand the logic of such a system, continuing to insist that owners of those properties should be assessed now the same as her property.

This resulted in a "round table" discussion of considerable length, with the City Engineer again going over and over the matter with protestants. No one, however, spoke to the Council other than Mrs. Ball.

RESOLUTION NO. 99787, recorded on Microfilm Roll No. 33, overruling and denying the appeals of Emma S. Colvin, John F. Lansaw, L. W. Christensen, Clarissa Barnett, and all other appeals, written or verbal, from the Street Superintendent's Assessment No. 1953 made to cover the expenses of the paving and otherwise improving of Winona Avenue, within the limits and as particularly described in Resolution of Intention No. 96297, confirming and approving 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, directing him to record said warrant, diagram and assessment in his office, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 99788, recorded on Microfilm Roll No. 33, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract, for the paving and otherwise improving of the Alley in Block 179 Mannasse and Schiller Subdivision of Pueblo Lot 1157, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION OF AWARD NO. 99789, recorded on Microfilm Roll No. 33, accepting bid of Robt. A. Crist, an individual doing business under the firm name and style of Cast Stone Co., for the paving and otherwise improving of the Alley in Block 13 Ocean Beach Park, within the limits and as particularly described in Resolution of Intention No. 98908, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION OF AWARD NO. 99790, recorded on Microfilm Roll No. 33, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract, for the paving and otherwise improving of the Alley in Block 53 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 98909, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION OF AWARD NO. 99791, recorded on Microfilm Roll No. 33, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract, for the paving and otherwise improving of the Alleys in Blocks 52 and 71 University Heights, within the limits and as particularly described in Resolution of Intention No. 98910, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION OF AWARD NO. 99792, recorded on Microfilm Roll No. 33, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in Loma Portal Lighting District No. 1, 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 Swan, adopted.

RESOLUTION NO. 99793, recorded on Microfilm Roll No. 33, approving plans, drawings, typical cross-sections, profiles and specifications, and Plat No. 2220 showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of the Alley in Block 16 Sunset Cliffs, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99794, recorded on Microfilm Roll No. 33, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in San Diego Lighting District No. 2, for a period of one year from and including July 1, 1950, to and including June 30, 1951, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 99795, recorded on Microfilm Roll No. 33, for the furnishing of electric current for the lighting of the ornamental street lights located in San Diego Lighting District No. 3, for a period of one year from and including July 16, 1950, to and including July 15, 1951, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 99796, recorded on Microfilm Roll No. 33, for the closing of portion of Radio Station Road, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION CHANGING GRADE NO. 99797, recorded on Microfilm Roll No. 33, on Redwood Street, within the limits and as particularly described on that certain map entitled "Map showing the official property line grades to be changed on Redwood Street between the west line of 31st Street and the east line of Bancroft Street," signed by City Engineer on file in the office of the City Clerk under Document No. 420940, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99798, recorded on Microfilm Roll No. 33, setting Tuesday the 17th day of October, 1950, at 10:00 o'clock A.M. in the Council Chamber of the Civic Center, as the time and place for hearing the protest of E. L. Bartlett against the closing of portion of Second Avenue, between the southerly line of J Street and the northeasterly line of the right of way of the San Diego & Arizona Railway Company, under Resolution of Intention No. 99005, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99799, recorded on Microfilm Roll No. 33, 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 Five Points Lighting District No. 1, for a period of one year from and including August 5, 1950, to and including August 4, 1951, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 99800, recorded on Microfilm Roll No. 33, for the closing of portion of 39th 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 Wincote, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99801, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of the Alley in Block 16 Sunset Cliffs, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99802, recorded on Microfilm Roll No. 33, ascertaining and declaring the wage schedule for the paving and otherwise improving of the Alley in Block K Montecello, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99803, recorded on Microfilm Roll No. 33, 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 5 Alhambra Park, within the limits and as particularly described in Resolution of Intention No. 98194, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99804, recorded on Microfilm Roll No. 33, 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 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, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99805, recorded on Microfilm Roll No. 33, 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 Ampudia Street, within the limits and as particularly described in Resolution of Intention No. 98256, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99806, recorded on Microfilm Roll No. 33, 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 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 Wincote, adopted.

RESOLUTION NO. 99807, recorded on Microfilm Roll No. 33, changing the limits of the improvement of Draper Avenue, heretofore ordered by Resolution No. 94014, so as to be from the center line of Bonair Street to the center line of Westbourne Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99808, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of the Alley in Block 5 Chester Park, 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 thereby, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99809, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of the Alleys in Block 32 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 thereby, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99810, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of the Alleys in Blocks 27 Ocean Beach and 2 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 thereby, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99811, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of the Alley in Block 41 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 thereby, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99812, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of the Alley in Block 83 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 thereby, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99813, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of Clayton 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 thereby, directing the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 96384 for the improvement of Hancock Street, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99814, recorded on Microfilm Roll No. 33, granting petitions for the paving and otherwise improving of 42nd Street and Beta 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 thereby, directing the City Engineer to consolidate said assessment with the district heretofore ordered by Resolution No. 94016 for the improvement of Gamma Street, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99815, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of 51st Street, the Alley in Block 42 Fairmount Heights Resubdivision of Blocks 41 to 48 inclusive, 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 thereby, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99816, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of Gresham Street, directing the City Engineer to include sidewalks in the plans and assessment district for said improvement, and Graham Street as heretofore ordered by Resolution No. 96383, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99817, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of Island 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 thereby, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99818, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of Locust 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 thereby, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99819, recorded on Microfilm Roll No. 33, granting petition for the improvement of Noyes 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 thereby, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99820, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of Playa Del Norte Street, 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 thereby, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99821, recorded on Microfilm Roll No. 33, granting petitions 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 thereby, directing the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 98050 for the improvement of Oliver Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99822, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of Rex 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 thereby, directing the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 98554 for the improvement of Wightman Street and Shiloh Road, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99823, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of San Elijo 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 thereby, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99824, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of Tustin 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 thereby, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99825, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of Van Nuys 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 thereby, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted. Said Resolution also directs the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 96761 for the improvement of Archer Street.

RESOLUTION NO. 99826, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of Opal 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 thereby, directing the City Engineer to consolidate with the assessment district heretofore ordered by Resolution No. 99086 for the improvement of Bayard Street, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99827, recorded on Microfilm Roll No. 33, urging the electors of the City of San Diego to cast their votes on November 7 against Proposition Number One, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

Said proposition has to do with the abolishing of all taxes on personal property, and the Resolution recites the Council's reasons for opposing its adoption.

RESOLUTION NO. 99828, recorded on Microfilm Roll No. 33, stating that the electors of the City of San Diego "will hereby enjoin together to the polls on November 7 and cast their vote against Proposition No. 6, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

Said proposition entitled "Pension and Welfare Funding Act" is described in said Resolution, and reasons are set forth in the Resolution for opposing the proposition on the grounds that it is to invite to the State of California gamblers and racketeers by legalizing gambling throughout the State of California and removing from the jurisdiction of cities the powers to regulate or even license or tax any form of gambling.

RESOLUTION NO. 99829, recorded on Microfilm Roll No. 33, authorizing the City Attorney to file a disclaimer in action in the Superior Court of the State of California in and for the County of San Diego entitled, "Mid-City Heights, Inc. and San Diego Urban Company, plaintiff, vs. The City of San Diego, defendant, and numbered 161604 in the files of the County Clerk of said County, having to do with quiet title in connection with dedicated street known as Stough Street and Field Street, superimposed over the same on new subdivision map proposed to be filed, was on motion of Councilman Schneider, seconded Councilman Dail, adopted.

Said Resolution refers to action to be taken in this manner to avoid a long proceeding for the closing of said streets.

RESOLUTION NO. 99830, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to do all the work in connection with the installation of storm drains at the ends of Whitefield Place and Ludington Place, was on motion of Councilman Schneider, seconded by Councilman Dail, 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. 99831, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to do all the work in connection with the installation of cable and interconnecting signals on El Cajon Boulevard, between Fairmount Avenue and College Avenue, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99832, recorded on Microfilm Roll No. 33, authorizing and directing the City Manager to execute a modification of lease agreement made on the 26th day of January, 1949, with the San Diego Civic Light Opera Association, Inc., providing for the leasing of Balboa Park Bowl for the purpose of conducting light operas and theatrical productions, by changing the lease so as to permit the lessee to install permanent improvements as shall first have been authorized by the Council, and to be reimbursed for the cost by having the cost deducted from the money due the City as rental, particularly to provide for reimbursement of \$1452.68 expended for installation of additional permanent seats, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99833, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to execute a contract with the San Diego Gas & Electric Company for furnishing poles, electric current, transformers, etc., for the lighting of Class A and Class B street lights for a period of 12 months from and after the 1st day of July, 1950, in accordance with specifications on file in the office of the City Clerk under Document No. 423825, and schedule of rates of the Railroad Commission, a copy of which is filed in said office under Document No. 411112, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99834, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to execute a contract for the employment of Mary Selman as a nurse at the Blood Bank, for the period commencing October 2, 1950, and continuing through October 31, 1950, at the compensation of \$250.00 per month, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99835, recorded on Microfilm Roll No. 33, authorizing and directing the City Manager to employ the Union Title Insurance and Trust Company for the purpose of furnishing to The City of San Diego of a water search covering approximately 3500 acres of land owned by Henry Fenton, and located in Sections 26, 27, 28, 29, 32, 33, 34 and 35 in Township 12 South, Range 1 West, and in Sections 3 and 4 Township 13 South, Range 1 West, in the County of San Diego, at and for a fee of \$1500.00, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

(Said Resolution, although it does not so state, has to do with property in the San Pasqual Valley and vicinity).

RESOLUTION NO. 99836, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to execute an agreement with Armored Transport, Inc., for the collection of receipts at East San Diego Branch Business Office, 4057 Fairmount Avenue, and delivery thereof to a depository designated by the City, said agreement to commence at a date to be determined by the City Manager and to end on June 30, 1951, in the form of agreement on file in the Office of the City Clerk under Document No. 424414, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99837, recorded on Microfilm Roll No. 33, granting revocable permit to Edward Mitchell, M.D., to install and maintain an electric conduit under and across the alley in Block 225 Pacific Beach, from Pole #A852 to a new building to be located on Lots 11 and 12 and a portion of Lot 10 Block 225 Pacific Beach, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99838, recorded on Microfilm Roll No. 33, granting request of Manufacturers' Casualty Insurance Company for an extension of time for an additional period of 20 days from and after September 28, 1950, in which to complete the construction of Fire Station No. 17 at Chamoune and Orange Avenues, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Said Resolution recites that contract for such construction was entered into with G. R. Handy, which contract has been assigned to Manufacturers' Casualty Insurance Company, that the completion date therefor was on or before June 30, 1950, which time has been extended to the 28th day of September, 1950.

RESOLUTION NO. 99839, recorded on Microfilm Roll No. 33, authorizing and directing the City Treasurer, the City Clerk, and the City Attorney to go to Los Angeles as soon as the Mission Bay Recreation Facilities Bonds, 1950, and the San Diego Library Bonds, 1950, have been lithographed, for the purpose of signing and delivering said bonds to The Bank of America National Trust and Savings Association, and Associates, the bidders for said bonds, authorizing and directing the incurring of all necessary expenses in connection with said trip, expenses to be payable from the funds heretofore appropriated by Ordinance No. 4366 (New Series), was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99840, recorded on Microfilm Roll No. 33, authorizing the Chief of Police, together with one of the ranking officers of the Police Department, to attend the Annual Convention of the Peace Officers' Association of the State of California, to be held in Pasadena, October 25, 26, 27, 1950, authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

ORDINANCE NO. 4563 (New Series), recorded on Microfilm Roll No. 33, changing and reestablishing the boundary lines of the Districts within The City of San Diego for the purpose of nominating and electing members of the City Council, and repealing Ordinance No. 3073 (New Series) adopted September 25, 1945, stating that the Ordinance shall not affect the term of office of any Councilman who has been elected and whose term of office has not expired, 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 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.

Prior to the adoption of said Ordinance, a written or printed copy thereof was furnished to each member of the Council.

ORDINANCE NO. 4564 (New Series), recorded on Microfilm Roll No. 33, establishing the hours within which Garbage, Rubbish or Waste Material or containers thereof may be placed upon the public streets, curbs, curbing and sidewalks, for collection by The City and providing a penalty for the violation thereof and declaring acts in violation to be a public nuisance, and repealing Ordinance No. 2544 (New Series) adopted September 25, 1942, and Ordinance No. 3124 (New Series) adopted January 22, 1946, 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 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.

Prior to the adoption of said Ordinance, a written or printed copy thereof was furnished to each member of the Council.

A communication from Henry Lippitt, 4495 Hortensia Street, San Diego 3, protested adoption of Ordinance No. 4564 (New Series), requesting that the hour be made 4:00 P.M., instead of 6:00 P.M. on the evening before the day of collection, and stating his reasons therefor, was presented.

Councilman Schneider requested unanimous consent for Mr. Paul Maiss to speak on a matter not listed on the Council's agenda.

Mr. Maiss spoke, in behalf of the State-Goldfinch-Reynard Way group, and requested the Council to grant no exclusive transportation franchise. He told, again, of the San Diego Transit System's refusal (referring to a conference with Mr. McNally), to furnish transportation to the County Hospital and to the "bi-sected residential area". He said that the reason his group wants no exclusive franchise is to permit other service to be operated to the area. Also, Mr. Maiss told about the growth of the Reynard Way district.

No action was taken.

Councilman Dail requested unanimous consent for Mr. O. J. Metheny, 3022 Quince Street, to be heard on a matter not listed on the Council's agenda.

Mr. Metheny spoke about his request to the Planning Department for variance to permit addition to residence, and the construction which had been made, also about the complaints from his next door neighbor. He told of denials, work stoppage, etc.

Members of the Council advised Mr. Metheny to apply to the Planning Commission again, and that if his new application were denied that he could then make an appeal to the Council, under the regular procedure.

Upon being questioned, Mr. Metheny stated that he lives in a street car on the rear of the property, and that the "residence" has no toilet.

The Mayor recommended that he build a small residence on the property instead of living in the street car, which it was pointed, had been a source of much annoyance to residents in various parts of the City.

No action was taken, there being none that the Council could take, inasmuch as time for appeal upon the Planning Commission's, or Zoning Committee's action, had passed.

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

ORDINANCE NO. 4565 (New Series), recorded on Microfilm Roll No. 33, amending Ordinance No. 2423 (New Series), (Traffic Ordinance) by adding a new section to be known as and numbered Section 24.2, to make it unlawful to transport by any commercial vehicle or by any vehicle, a load in excess of 8000 pounds upon Aldine Drive, between the easterly line of Fairmount Avenue and the southerly line of Monroe Avenue, 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 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.

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

RESOLUTION NO. 99841, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to name and appoint not to exceed 21 officers and employees of The City of San Diego to attend the annual meeting of the League of California Cities in Los Angeles, October 22 to 25, inclusive, authorizing the incurring by said officers and employees all necessary in connection with said trip which expenses shall be paid by The City of San Diego, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99842, recorded on Microfilm Roll No. 33, authorizing and directing the Purchasing Agent to advertise for bids for the making of the necessary plastering repairs at the La Jolla War Memorial Building, as required by the Fire Marshal, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99843, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to execute a permit granting to the United States of America the right and privilege to use portion or parcel of land situate and being in The City of Diego, shown on map filed in the office of the City Clerk, to be used to provide vehicular parking area for the U.S. Naval Hospital to be used by personnel thereof and visitors to said hospital, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99844, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to execute a Supplemental Contract between the United States of America and The City of San Diego for the supplying of water to Linda Vista, and for the change of meter locations, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

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

The Auditor requested permission to make payroll deductions for Community Chest contributions.

RESOLUTION NO. 99845, recorded on Microfilm Roll No. 33, authorizing the City Auditor and Comptroller to make payroll deductions from the salaries and wages of City employees, covering their contributions to the Community Chest, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99846, recorded on Microfilm Roll No. 33, granting petition for the paving and otherwise improving of the Alleys in Block 79 Pacific 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 Wincote, seconded by Councilman Schneider, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Kerrigan, seconded by Councilman Schneider, at the hour of 12:07 o'clock Noon.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Harrison

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

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Friday, October 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.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance providing for and regulating the erection, construction, maintenance and repair of signs within the corporate limits of the City of San Diego, providing for permits and fees and fixing penalties for its violation, repealing Sections 5003a to 5008 of Ordinance No. 13365, Chapter 3200 consisting of Sections 3201 to 3236 both inclusive of Ordinance No. 3674 (New Series), briefs from Fox West Coast Theatres Corporation, signed by Dick Dickson, Southern California Division Manager; San Diego Retail Associates, signed by Harry W. Hartman, Manager; San Diego County Laundry and Dry Cleaners Association, signed by A. Dewey Allard, President; San Diego County Pharmaceutical Association, by Fred J. Grove, President; Motor Car Dealers' Association of San Diego, signed by Lawrence A. Smith, Exec. Secy.; McNulty and Squier, by Ralph W. Squier, in behalf of Arthur W. Curtis, a hotel owner; Electrical Products Corporation, signed by N. E. Tompsett, Divisional Superintendent; San Diego Neon Sign Co., signed by A. W. Harper; Dianna F. Hudnall, d/b/a Gus Kroesens, and a telegram; Independent Theatre Owners of San Diego County, signed by Burton I. Jones, President; San Diego Chamber of Commerce, by Stanley Grove, General Manager; Casa de Manana, by signed by Col. Henry R. Dutton, Vice President and General Manager; San Diego Hotel Association, signed by T. C. DeBoer, President; Hotel Churchill, signed by E. O. Teague; were presented, together with various communications on the subject which had been received earlier and referred by the Council to this hearing.

The following persons spoke in connection with the briefs which they had filed:

Dick Dickson, Division Manager, Fox West Coast Theatres, who presented photographs of theatre marquees;

Harry W. Hartman, San Diego Retailers' Association, and other unidentified groups, read a copy of his brief and explained its contents. Mr. Hartman submitted photographs of Stationer's Corporation and Whitney's, which he asked to have returned to him. There were questions from Mr. Hartman and from members of the Council regarding the number of years for removal of non-conforming signs;

Fred J. Grove, San Diego County Pharmaceutical Association, along the line of the brief he had filed;

Lawrence Smith, Automobile Dealers and Automobile Trades Association, who endorsed Mr. Hartman's ideas, and who made various suggestions. Mr. Smith spoke about business in R-C Zones, and asked that they be granted the same sign privileges as those in C Zone. Here the Mayor asked about business in the R-C Zone, and the City Planning Director said that if there were any such he would like to know about them, inasmuch as automobile business were not supposed to operate in R-C Zone. The Planning Director told of the differences between uses in R-C and C Zones, and said that R-C is a "restricted commercial zone".

Ralph W. Squier, attorney, representing Arthur W. Curtis, owner of the Knox Hotel and Harper Hotel, went into the matter of legislation and legality of determining the matter of esthetical standards by ordinance. The Mayor said that was not the subject for the hearing, and that could be argued pro and con, but the hearing was on the ordinance as presented together with briefs which might be explained at this time. Mr. Squier then asked for the same thing for hotels, and other, that would be granted to theatres for their marquees;

Mr. Dawson, of the La Jolla Town Council, spoke about the non-conforming signs, their ownership, and effects in a financial manner if ordered to change them;

C. K. Glasscock, Electrical Products, said that nearly all of the signs are owned by the businesses which display them, and about the cost of their removal. He expressed the belief that little is to be gained by requiring same of the signs to be raised 1, 2, or 3 feet;

Mr. Hartman spoke again. He asked for permission to amend the brief which he had filed.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, Mr. Hartman was granted a 1-day extension (making it on Monday of next week) to file a brief amendment, if he desires;

E.C. Schneider, pastor of Emanuel Evangelical Church, asked for consideration so as not to subject churches to hardship regarding changes to overhanging church signs;

W. H. Astler, Automobile Dealers, said that the expense of changing the signs would eventually be passed on to the general public in the same manner that all of such charges are.

At this point the Mayor said that consideration of the Sign question had come about as a result of a plebiscite conducted by the Chamber of Commerce among a great many merchants of the city. He stated, also, that the maintenance of signs over public is a privilege, not a right, and said that he felt it to be in the interest of the merchants to maintain an attractive city;

Dianna F. Hudnall, who had also addressed a telegram to the Mayor who filed it, spoke about benefits derived from projecting signs, particularly as they affect the small business owner;

Lawrence Smith spoke again, commenting upon the plebiscite, and questioning its accuracy and value;

I. Jacobson, who said he had not filed a brief inasmuch one had been filed by San Diego Neon Sign Co. which expressed the views of the entire sign industry, also spoke about the plebiscite. He said that the Chamber of Commerce had sent out 1710 questionnaires one day, and reported receiving replies in the form of 1710 cards the next day, many of which were unsigned. He spoke about various conflicts in the sign regulations and views thereon.

Councilman Kerrigan moved to close the hearing, and refer to Council Conference the briefs for study and preparation of a final ordinance, which motion was seconded by Councilman Schneider. That motion carried by a clear vote.

Councilman Wincote asked that the matter be not dragged out, and urged consideration at an early Council Conference.

Councilman Wincote moved to hold the Conference upon the Sign Ordinance within the next two weeks, which motion was seconded by Councilman Schneider.

RESOLUTION NO. 99847, recorded on Microfilm Roll No. 33, referring to Council Conference, for consideration within two weeks from the date of its adoption, briefs filed in connection with the proposed Ordinance regulating Signs, for the purpose of preparing a final ordinance thereon, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Petition of C. M. Rodefer for permission to make a fill over the 18" culvert now in place in Hortensia Street at the intersection with San Diego Avenue, was presented.

On motion of Councilman Swan, seconded by Councilman Wincote, the petition was referred to the City Manager.

Petition of Whitney Waterman Jr. and Dell H. Waterman, owners of Dellcrest Subdivision, for permission to grade a 20-foot roadway on Rhoda Drive from the intersection of Cabrillo Avenue to Mar Avenue, thence on Mar Avenue to the intersection of Dellcrest Lane, by private contract, was presented.

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

Petition of property owners on Wrelton Drive for the closing off the opening on Electric Street, being the old La Jolla Underpass, and repair to the damage done on Wrelton Drive, was presented.

On motion of Councilman Swan, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

Petition of Scripps Estates Associates for lease of City-owned lands between La Jolla Canyon Drive and La Jolla Shores Drive, was presented.

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

Claim of Edna W. West, 3571 28th Street, San Diego, in the sum of \$31.50, for personal injury which occurred on 30th Street, between Capps and Dwight Streets, was presented.

RESOLUTION NO. 99848, recorded on Microfilm Roll No. 33, referring claim of Edna W. West, was referred to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing one electric posting machine, for the City Treasurer's office, was presented.

RESOLUTION NO. 99849, recorded on Microfilm Roll No. 33, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of one electric posting machine, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from Theodore Byline, 2495 Congress St., San Diego 10, protesting paving of Congress Street, Harney Street, et al., in Old San Diego, was presented. (The Council's agenda contained the information, from the City Clerk, that no hearing has been set in the matter).

On motion of Councilman Wincote, seconded by Councilman Schneider, the City Clerk was directed to write to Mr. Byline and tell him that no hearing has yet been set.

Communication from Mrs. E. Morrow, 7424 La Jolla Boulevard, La Jolla, relative to dog nuisance, and making suggestions for correction, was presented.

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

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 3 Sections of the Subdivision Ordinance, in addition to Resolution No. 99070 adopted August 15, 1950, in connection with Redwood Village Unit No. 1, was presented.

RESOLUTION NO. 99850, recorded on Microfilm Roll No. 33, amending Resolution No. 99070 adopted August 15, 1950, in connection with Redwood Village Unit No. 1, to include suspension of Sections 3G1, 3I2, 5C of the Subdivision Ordinance, 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 Final Map of Redwood Village Unit No. 1, subject to the posting of an adequate bond to insure the required improvements, was presented.

RESOLUTION NO. 99851, recorded on Microfilm Roll No. 33, authorizing and directing the City Manager to execute a contract with Hubner Building Company, a partnership, for the installation and completion of the unfinished improvements and the setting of the monuments required for Redwood Village Unit No. 1, 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 Schneider, adopted.

RESOLUTION NO. 99852, recorded on Microfilm Roll No. 33, adopting Map of Redwood Village Unit No. 1, being a subdivision of portion of the North Half of the Northeast Quarter of Section 34 Township 16 South, Range 2W San Bernardino Meridian, in the Rancho Mission of San Diego, accepting on behalf of the public Alice Street, Juanita Street, Lynn Street, Redwood Street, Spa Street, Sue Street, Thorn Street and unnamed easements shown thereon, and declaring said streets 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99853, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to do all the work in connection with the installation of field lighting at the Pacific Beach and Golden Hill Community Centers, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, 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. 99854, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to do all the work in connection with the installation of cable to relocate Life Guard Radio Control Point, from the Mission Beach Amusement Center to Mount Soledad, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, 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. 99855, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to do all the work in connection with the installation of 2-way radio equipment in mobile units, assigned to the following divisions and departments in the following quantities: Fire Department, 6; Sewer Division, 3; Refuse Division, 2; Public Buildings Division, 2; and Shops Division, 3, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, 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. 99856, recorded on Microfilm Roll No. 33, authorizing Robert L. Clayton, Lay Dairy Inspector, to attend the Annual Meeting of the California Association of Dairy and Milk Sanitarians, to be held at the Alexandria Hotel, in Los Angeles, on October 23, 24 and 25, 1950, authorizing the incurring of all necessary expenses for meals and lodging in connection with said trip, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Accompanying said Resolution, was communication from J. B. Askew, M.D., Director of Public Health, addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, recommending such action by the Council, said expenses to exclude traveling.

RESOLUTION NO. 99857, recorded on Microfilm Roll No. 33, allowing the bill of San Diego-California Club, in the sum of \$4,424.77 for expenses incurred, as approved by the Advertising Control Committee, authorizing a Requisition to be drawn on the Advertising and Public Fund for the fiscal year 1950-1951 for said sum, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99858, recorded on Microfilm Roll No. 33, accepting the subordination agreement, executed by Home-Builders' Savings & Loan Association, beneficiary, and Paul Endicott and Russell K. Pitzer, trustees, bearing date August 15, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 36 Block 69 City Heights, 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, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99859, recorded on Microfilm Roll No. 33, accepting the subordination agreement, executed by Harvey L. Lewis and Lois E. Storr, beneficiaries, and Bank of America National Trust and Savings Association, trustee, bearing date September 18, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 20 Block 69 City Heights, 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 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. 99860, recorded on Microfilm Roll No. 33, accepting the subordination agreement, executed by Harvey L. Lewis and Lois E. Storr, beneficiaries, and Bank of America National Trust & Savings Association, trustee, bearing date September 18, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lots 19 and 20 Block 69 City Heights, 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 certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99861, recorded on Microfilm Roll No. 33, accepting the subordination agreement, executed by Herman Linke and Caroline Linke, beneficiaries, and Union Title Insurance and Trust Company, trustee, bearing date August 15, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lots 37 and 38 Block 69 City Heights, 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, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99862, recorded on Microfilm Roll No. 33, accepting the deed of Agnes M. Behrens, bearing date September 21, 1950, conveying an easement and right of way for sewer purposes in a portion of Lot 1 Block 16 Eastern 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. 99863, recorded on Microfilm Roll No. 33, accepting the deed of Sibyl H. Darlington, Florence R. McKinney and Ruth McKinney Glendon, bearing date March 14, 1950, conveying an easement and right of way for sewer purposes in portion of Cowie Street closed by Resolution No. 28139 of the Common Council of the City of San Diego September 5, 1922, 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. 99864, recorded on Microfilm Roll No. 33, accepting the deed of Dennstedt Investment Company, bearing date September 25, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 67 Partition of Rancho Mission of the City 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. 99865, recorded on Microfilm Roll No. 33, accepting the deed of Florence R. McKinney and Ruth McKinney Glendon, bearing date September 29, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 2 and 3 Block 45 La Jolla Park, and a portion of the Alley closed in said block by Ordinance No. 3137 of the Common Council of the City of San Diego January 9, 1908, and a portion of Lot 1 Block 73 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 Kerrigan, adopted.

RESOLUTION NO. 99866, recorded on Microfilm Roll No. 33, accepting the deed of William R. Regenhardt and Jeanne B. Regenhardt, bearing date October 10, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 9 Block "D" La Jolla Country Club 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. 99867, recorded on Microfilm Roll No. 33, accepting the deed of Edward John Thiverge and Dorothy Jean Thiverge, bearing date September 29, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 2 Block 55 Roseville, 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. 99868, recorded on Microfilm Roll No. 33, accepting the deed of Union Title Insurance and Trust Company, bearing date September 28, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 67 Partition of Rancho Mission of the City 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. 99869, recorded on Microfilm Roll No. 33, accepting the deed of Edward E. Beach, bearing date August 22, 1950, conveying an easement and right of way for storm drain purposes in a portion of Lot 14 Block 69 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 Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99870, recorded on Microfilm Roll No. 33, accepting the deed of V. Fern Boyd and George L. Boyd, bearing date August 10, 1950, conveying an easement and right of way for storm drain purposes in portion of Lots 47 and 48 Block 69 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 Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99871, recorded on Microfilm Roll No. 33, accepting the deed of Ferne Boyd and G. L. Boyd, Jr., bearing date August 10, 1950, conveying an easement and right of way for storm drain purposes in portion of Lots 45 and 46 Block 69 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 Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99872, recorded on Microfilm Roll No. 33, accepting the deed of Tillie Cears, bearing date August 10, 1950, conveying an easement and right of way for storm drain purposes in portion of Lots 41 and 42 Block 69 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 Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99873, recorded on Microfilm Roll No. 33, accepting the deed of William C. Dunn and Marie M. Dunn, bearing date August 11, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 20 Block 69 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 Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99874, recorded on Microfilm Roll No. 33, accepting the deed of William C. Hubrich and Anna K. Hubrich, bearing date August 28, 1950, conveying an easement and right of way for storm drain purposes in portion of Lots 17 and 18 Block 69 City Heights, 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 Kerrigan, adopted.

RESOLUTION NO. 99875, recorded on Microfilm Roll No. 33, accepting the deed of Solon S. Kipp, Della A. Kipp, W. E. Starke, Cecilia G. Starke, K. L. Mark and Sylvia N. Mark, bearing date September 11, 1950, conveying an easement and right of way for storm drain purposes in portion of Lots 39 and 40 Block 69 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 Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99876, recorded on Microfilm Roll No. 33, accepting the deed of John S. Lakes, bearing date September 2, 1950, conveying an easement and right of way for storm drain purposes in portion of Lots 15 and 16 Block 69 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 Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99877, recorded on Microfilm Roll No. 33, accepting the deed of Carrie M. Leibensperger, bearing date August 10, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 36 Block 69 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 Wincote, seconded by Councilman Kerrigan, adopted.

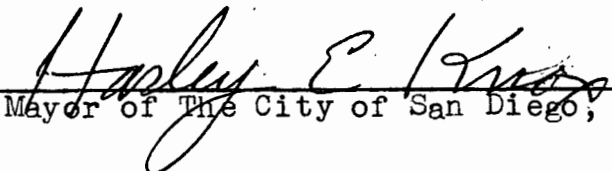
RESOLUTION NO. 99878, recorded on Microfilm Roll No. 33, accepting the deed of George A. Mann, bearing date August 11, 1950, conveying an easement and right of way for storm drain purposes in portion of Lots 19 and 20 Block 69 City Heights, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

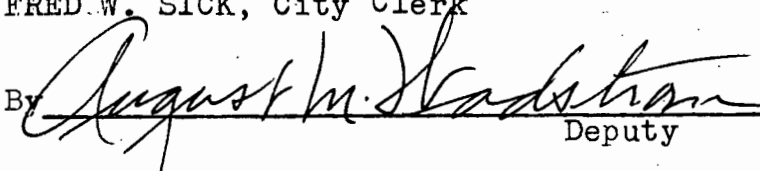
RESOLUTION NO. 99879, recorded on Microfilm Roll No. 33, accepting the deed of Ann H. Parkell, bearing date August 29, 1950, conveying an easement and right of way for storm drain purposes in portion of Lots 43 and 44 Block 69 City Heights, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 99880, recorded on Microfilm Roll No. 33, accepting the deed of Gertrude E. Wickham, bearing date August 14, 1950, conveying an easement and right of way for storm drain purposes in portion of Lots 37 and 38 Block 69 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 Wincote, seconded by Councilman Kerrigan, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Wincote, at the hour of 11:22 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,
Tuesday, October 17, 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.

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, October 10, 1950, and of the Regular Meeting of Thursday, October 13, 1950, were presented to the Council by the Clerk. On motion of Councilman Schneider, seconded by Councilman Godfrey, said Minutes were approved by the Council without reading, after which they were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed annexation of Lot 65 Las Alturas Villa Sites, to be known and designated as "Torres Tract", the Clerk reported that no written protests had been presented. No one

appeared to speak in opposition, and no written protests were filed. The matter was referred to the City Attorney for preparation and presentation of the necessary Ordinance.

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 San Diego Lighting District No. 1, for a period of one year from and including June 15, 1950, to and including June 14, 1951, the clerk reported that one bid had been received, which bid was presented to the Council, and upon 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 \$836.27 written by San Diego Trust and Savings Bank, which bid was given Document No. 424659.

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 the continued hearing on Resolution No. 99403 of Preliminary Determination for the paving and otherwise improving of Evergreen Street, within the limits and as particularly described in said Resolution, Councilman Wincote reported that the question which he had asked in behalf of an interested property owner had been answered by the City Engineer, and Mr. Wincote thanked the Engineer for supplying the information desired.

RESOLUTION NO. 99881, recorded on Microfilm Roll No. 33, ascertaining and determining that the proposed improvement of Evergreen Street, within the limits and as particularly described in Resolution No. 99403 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 Schneider, adopted.

The City Clerk reported that interested property owners had requested that the Hearing for improvement of the Alley in Block 19 Fairmount Addition, on Resolution No. 99512, be continued until the hour of 10:45 o'clock A.M. this date, in order that they might attend. Several, it was stated, had gone to the funeral of a neighbor, so that they were unable to be at the meeting at the scheduled hour.

By common consent, the matter was postponed, temporarily.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 99513 of Preliminary Determination for the paving and otherwise improving of Boston Avenue and 37th Street, within the limits and as particularly described in said Resolution, the Clerk reported that a written protest had been received from Joseph and Agnes Leavitt, Dr. Josh J. Kimbrough, Albert and Mary Teincutt, Mr. & Mrs. Roger Crocker, Mrs. Elsie Adolphy, which protest was presented.

Councilman Dail said that interested property owners were present who desired to ask questions about the improvement.

The City Engineer told of the limits of the paving to be done, and showed a plat of the district.

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

After some delay, Fred Schlerf came forward, and said that there were rumors in the neighborhood of a high cost for the improvement.

The City Engineer reported a 20.4% protest, and said that the assessment for the improvement would be about \$550.00 per 50-foot lot on Boston Avenue.

RESOLUTION NO. 99882, recorded on Microfilm Roll No. 33, overruling and denying the protest of Joseph Leavitt and Agnes Leavitt and others against the proposed paving and otherwise improving of Boston Avenue and 37th Street, within the limits and as particularly described in Resolution of Preliminary Determination No. 99513, overruling and denying all other protests thereon, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99883, recorded on Microfilm Roll No. 33, determining that the proposed paving and otherwise improving of Boston Avenue and 37th Street, within the limits and as particularly described in Resolution No. 99513 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 Wincote, adopted.

It was observed that Victoria Whalen, 4064 - 47th Street, who had asked for the temporary continuance of the hearing on Resolution No. 99512 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 19 Fairmount Addition, had arrived, and the Mayor asked if she wished to be heard.

Mrs. Whalen spoke, and said that several persons who had intended to be present would not be at the hearing, and particularly the man who was to act as spokesman for the group. She said that although it was not 10:45 o'clock, she was ready to be heard, if agreeable to the Council, at this time.

Mrs. Whalen spoke about the comparative cost of asphalt concrete and cement concrete.

The City Engineer replied that the cost of asphalt concrete and cement concrete in alleys is about the same, the cement being perhaps a little less, and pointed out that the City has not used asphalt concrete specifications or bids therefor in alleys. He explained, as he has many times, that difficulty is encountered in rolling the asphalt in the narrow alleys. He said that the assessment would be about \$125.00 per 25-foot lot. He said that the proposed water main would be put in by the Water Department under the Water Main Extension Ordinance, at \$1.25 per front foot.

Asked when work would be commenced, if proceedings go on to the point of bids, the Engineer said that it would not be until after the rainy season is over.

Mrs. Whalen filed a letter from Ruth V. (Early) Anderson, Anna L. Dorris and Fred K. Dorris, stating that they are opposed to the most expensive type of concrete paving construction.

W. D. Lane, 4045 Menlo, entered into a lengthy discussion about the proposed water main, stating that there is no need for the main inasmuch as all the water that is needed is available through the present main.

The Mayor said that it is good business to put in new lines under new pavement, and stressed the nominal cost to the property for the water line.

Mr. Lane said that he wants the black top "if it is cheaper".

The question arose as to why the property owners would pay for water main in the improvement project, when it was stated that a water line had been installed in a nearby area at no cost to the adjoining property owners.

The City Manager sent for the Director of the Water Department and the Water Accountant to explain the setup for installing the mains, and for clarifying the question of charge in some areas and not in others.

The hearing was continued, again, to await the answers on the water main.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 99514 of Preliminary Determination for the paving and otherwise improving of Emerald 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. 99884, recorded on Microfilm Roll No. 33, determining that the proposed paving and otherwise improving of Emerald Street, within the limits and as particularly described in Resolution No. 99514 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 Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 99515 of Preliminary Determination for the paving and otherwise improving of Oliphant Street, Poe Street and Locust 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. 99885, recorded on Microfilm Roll No. 33, determining that the proposed paving and otherwise improving of Oliphant Street, Poe Street and Locust Street, within the limits and as particularly described in Resolution No. 99515 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 Swan, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 99516 of Preliminary Determination for the paving and otherwise improving of Quimby Street and Chatsworth Boulevard, 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. 99886, recorded on Microfilm Roll No. 33, determining that the proposed paving and otherwise improving of Quimby Street and Chatsworth Boulevard, within the limits and as particularly described in Resolution No. 99516 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 Swan, 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. 1955 made to cover the costs and expenses of the work done upon the paving and otherwise improvement 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 no written appeals had been received.

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

Elsie Worrell, 6483 Dowling Drive, asked how the assessment had been figured. She thought her assessment was too high, compared to another in the vicinity.

The Mayor invited Mrs. Worrell to come up and discuss the matter with the City Engineer, who gave her the detailed breakdown on the assessment.

Mrs. Worrell then conceded that the "assessment is fair".

RESOLUTION NO. 99887, recorded on Microfilm Roll No. 33, overruling and denying the verbal appeal of Elsie Worrell from the Street Superintendent's Assessment No. 1955 made to cover the costs and expenses of the work 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, overruling and denying all other appeals thereon, approving and confirming 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, directing him to record in his

office said 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, being the time set for the hearing of protests on Resolution No. 99396 for the paving and otherwise improving of the Alley in Block 1 Monte Mar Vista, within the limits and as particularly described in said Resolution, the clerk reported that written protest had been received from Vernon C. Treais and Agnes J. Treais, which protest was presented to the Council.

The City engineer reported a 4% 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 in writing.

RESOLUTION NO. 99888, recorded on Microfilm Roll No. 33, overruling and denying the protest of Vernon C. Treais and Agnes J. Treais, against the proposed paving and otherwise improving of the Alley in Block 1 Monte Mar Vista, within the limits and particularly described in Resolution of Intention No. 99396, 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, 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, being the time set for the hearing of protests on Resolution of Intention No. 99397 for the paving and otherwise improving of Dalbergia 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.

On motion of Councilman Wincote, seconded by Councilman Schneider, 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, being the time set for the hearing of protests on Resolution of Intention No. 99398 for the paving and otherwise improving of Linwood Street and Keating Street, within the limits and as particularly described in said Resolution, the clerk reported that a written protest had been received from Luella Brock, 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 verbally, and no additional written protests were presented.

RESOLUTION NO. 99889, recorded on Microfilm Roll No. 33, overruling and denying the protest of Luella Brock, against the proposed improvement of Linwood Street and Keating Street, within the limits and as particularly described in Resolution of Intention No. 99398, overruling and denying all other protests, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

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

The hearing for the proposed paving and otherwise improving of the Alley in Block 19 Fairmount Addition to City Heights and Public Right of Way, under Resolution of Preliminary Determination No. 99512, was resumed at this time.

Ralph Campbell, Water Department Accountant, explained the installation of water main in another area at no cost to the property owners, pointing out that it was to the City's advantage to do so.

G. E. Arnold, Water Department Director, told how the main can be paid for. He said that it is at the rate of \$1.50 per foot on each side, with credit for the existing main, and that payments may be made over a 12 months period with no interest.

Mrs. Whalen said that she was satisfied.

The question came up about being able to secure 100% of the property owners to sign up for the installation of the water main under the Water Main Extension Fund. The Mayor advised installation of the main now, pointing out that it will be a big saving - even if some property owners who might have to pay for the share of some who might not agree to the installation.

Mr. Campbell said the City is contacting all the affected property owners.

RESOLUTION NO. 99890, recorded on Microfilm Roll No. 33, overruling and denying the protest of Fred K. Dorris, et al., against the proposed paving and otherwise improving of the Alley in Block 19 Fairmount Addition to City Heights, and Public Right of Way, within the limits and as particularly described in Resolution of Preliminary Determination No. 99512, overruling and denying all other protests thereon, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99891, recorded on Microfilm Roll No. 33, determining that the proposed improvement of the Alley in Block 19 Fairmount Addition to City Heights, and Public Right of Way, within the limits and as particularly described in Resolution No. 99890 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 Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, being the time set for hearing on Resolution of Intention No. 99399, for the construction 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 of Way, within the limits and as particularly described in said Resolution, the Clerk reported that a written protest had been received from Elbert, Ltd., which protest was presented to the Council.

The City Engineer reported a .27% protest.

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. 99892, recorded on Microfilm Roll No. 33, overruling and denying the protest of Lubarco, Ltd. (Elbert, Ltd.), against the proposed installation of sewers 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 of Way, within the limits and as particularly described in Resolution of Intention No. 99399, overruling and denying all other protests thereon, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, being the time set for hearing protest of E. L. Bartlett, 2111 Newton Ave., against the proposed closing of a portion of Second Avenue, between the southerly line of J Street and the northeasterly line of the right of way of the San Diego & Arizona Eastern Railway Company, under Resolution of Intention No. 99005, the written protest of Mr. Bartlett was presented.

The City Manager explained the matter to the Council, and said that allegations made in the protest are incorrect.

RESOLUTION NO. 99893, recorded on Microfilm Roll No. 33, overruling and denying the protest of E. L. Bartlett against the proposed closing of a portion of Second Avenue, under Resolution of Intention No. 99005, overruling and denying all other protests, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

In response to an invitation from the Mayor for anyone interested in the matter to be heard, no one appeared to be heard, verbally, and no communications on the subject 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, being the time set for hearing on the proposed Ordinance to incorporate portions of Blocks 303, 304, 307 and 308 Horton's Addition into an "RC" Zone, being along 4th Avenue between Maple and Olive Streets, 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. 4566 (New Series), recorded on Microfilm Roll No. 33, incorporating Lots J to L inclusive Block 303, Lots A to C inclusive Block 304, Lots A to F inclusive Block 307 and Lots G to L inclusive Block 308 Horton's Addition, into an "RC" Zone as defined by Ordinance No. 8924 of the Ordinances of the City of San Diego and amendments thereto, repealing Ordinance No. 12987 approved October 20, 1930 insofar as the same conflicts, 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 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, being the time set for hearing on the proposed Ordinance to incorporate portion of Lot 21 Rancho Mission and portions of Lots 10 and 11 Marcellena Tract, in the vicinity of Montezuma Road, Campanile Drive and 55th Street, into "R-4" Zone, 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.

Councilman Schneider, asked for details as to the exact location of the property proposed to be zoned under this proceeding.

The City Planning Director showed a map of the area to Councilman Schneider.

ORDINANCE NO. 4567 (New Series), recorded on Microfilm Roll No. 33, incorporating a portion of Lot 21 Rancho Mission and portions of Lots 10 and 11 Marcellena Tract into "R-4" Zone as defined by Ordinance No. 8924 of the Ordinances of the City of San Diego and amendments thereto, repealing Ordinance No. 13559 adopted July 11, 1932 insofar as the same conflicts, 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. Absent---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.

Petition of San Diego Yellow Cabs, Inc., dated October 13, 1950, signed by Joseph L. Green, President, requesting permission to change the rates on taxicabs from \$.40 for the first 3/5 mile to \$.30 and that the \$1.50 point-to-point rate now in existence be eliminated, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Godfrey, the petition was referred to the City Manager.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of one 160-cubic inch Air Compressor, recommending award to Industrial Equipment Co. of Los Angeles, the low bidder - there having been 5 bids - was presented.

RESOLUTION NO. 99894, recorded on Microfilm Roll No. 33, accepting bid of Industrial Equipment Co. of Los Angeles, for the furnishing of one 160-cubic foot Air Compressor, awarding contract and authorizing the City Manager to execute the same, directing the City Clerk to return all bid checks submitted with exception of the checks submitted by the low bidder and the second low bidder, 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 the furnishing of the City's requirements of Butane-Propane Gas for a 6-month period, beginning October 26, 1950, and ending April 25, 1951, recommending award to Rockgas Service Co. Inc. of El Cajon, the low bidder - there having been 4 bids - was presented.

RESOLUTION NO. 99895, recorded on Microfilm Roll No. 33, accepting bid of Rockgas Service Co. Inc., for the furnishing of Butane-Propane Gas for a six-month period, beginning October 26, 1950, and ending April 25, 1951, awarding contract and authorizing the City Manager to execute the same, directing the City Clerk to return all bid checks submitted with exception of the checks submitted by the low bidder 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 the furnishing of one 1-1/2-ton Chassis and Cab, for Division of Shops, Department of Public Works, recommending award to J. R. Townsend Co. Inc. of San Diego, the low bidder - there having been 4 bids - was presented.

RESOLUTION NO. 99896, recorded on Microfilm Roll No. 33, accepting bid of J. R. Townsend Co., Inc. of San Diego, for the furnishing of one 1-1/2-ton Studebaker chassis and cab, awarding contract and authorizing the City Manager to execute the same, directing the City Clerk to return all bid checks submitted, with exception of the checks submitted by the low bidder and the second low bidder, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for construction of the Midway Drive sewer, from Ollie Street to point 2800 feet northerly, over the Mission Bay Bridge, recommending award to Carroll & Foster, the low lump-sum bidder for the sewer installation, and rejection of bids for construction of sewer including removal and replacement of pavement, was presented.

RESOLUTION NO. 99897, recorded on Microfilm Roll No. 33, accepting bid of Carroll & Foster to construct a sewer from Ollie Street to 2800 feet northerly, over the Mission Bay Bridge, awarding contract therefor and directing the City Manager to execute the same, rejecting bids for Addendum "A", directing the City Clerk to return all bid checks submitted, with exception of the checks submitted by the low bidder and second low bidder, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Communication from the City Manager recommending granting permission to F. E. Young Construction Company to install 3 excess-width driveways to serve a service station on Morrell Street and Garnet Street, was presented.

RESOLUTION NO. 99898, recorded on Microfilm Roll No. 33, granting permission to F. E. Young Construction Company, 2141 Main Street, to install a 36-foot driveway on the easterly side of Morrell Street between points 12 and 48 feet north of the north line of Garnet Street; also a 31-1/2 foot driveway and a 34-foot driveway on the northerly side of Garnet Street between points 12 and 43-1/2 feet and points 65-1/2 and 99-1/2 feet east of the east line of Morrell Street, all adjacent to Lots 37 to 40 inclusive Block 206 Pacific Beach Subdivision, on condition that excess-width driveways construction and reconstruction of curbs be in accordance with City requirements, was on motion of Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 6 sections of the Subdivision Ordinance in connection with Tentative Map of Brockbank Manor, was presented.

RESOLUTION NO. 99899, recorded on Microfilm Roll No. 33, suspending Sections 3E2, 3F3, 3I1, 3J2, 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of Brockbank Manor, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Tentative Map of Brockbank Manor, being subdivision of portions of Lots 13 and 14 La Mesa Colony between subdivisions of Collwood Manor and

Cosgrove Mesa, northerly of 63rd Street, subject to 9 conditions, was presented.

RESOLUTION NO. 99900, recorded on Microfilm Roll No. 33, approving the Tentative Map of Brockbank Manor, a subdivision of portion of Lots 13 and 14 of La Mesa Colony, subject to 9 conditions more particularly set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending amendment to Resolution No. 96771 relative to installation of 4" pavement in lieu of 2" pavement upon 6" compacted subgrade, was presented, together with a communication from the City Engineer making the same recommendation.

RESOLUTION NO. 99901, recorded on Microfilm Roll No. 33, amending Resolution No. 96771, approving the Tentative Map of Collwood Manor, to provide for the paving of all interior streets, the intersection of East Falls View Drive with Montezuma Road and the half-width of 63rd Street adjacent to the subdivision, with 4" asphaltic concrete, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending granting request of Albert W. Daniels, Survey for the subdividers of Fleetridge Unit No. 1 and of David Fleet, for amendments to the resolutions of approval of the Tentative Map of the subdivision, that the improvement requirements for Clove Street between Fenelon and Carrison Streets be removed from the requirements of Fleetridge Unit No. 1 and that the same requirements be made as a condition of approval of Unit No. 2, and that the communication from Mr. Fleet that portion of the subdivision adjacent to Canon Street be shown as a future street, which parcel was originally labeled as "Parkway" to be dedicated as portion of street, subsequently eliminated as a requirement for dedication, was presented.

RESOLUTION NO. 99902, recorded on Microfilm Roll No. 33, repealing Resolutions Nos. 97628, 97629 and 99490, and that the Tentative Map of Fleetridge Unit No. 1, a portion of Pueblo Lot 197 and portions of the adjacent subdivision of Roseville, into 72 lots located at Clove and Canon Streets, upon the 10 conditions set forth therein, be approved, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99903, recorded on Microfilm Roll No. 33, amending Resolution No. 98615, in respect to the Tentative Map of Fleetridge No. 2, insofar as Sections 1, 4(c) and 5 are concerned (having to do with improvements), was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from New Spreckels Theatre, 123 Broadway, dated October 13, 1950, signed by Robert S. Strauss, District Manager, for Spreckels, Tower & Broadway Theatres, requesting changes in the proposed Sign Ordinance, particularly in connection with with Section 32 having to do with Signs on Marquees, paragraph B, was presented.

Communication from San Diego Retail Associates, 423 Spreckels Building, dated October 13, 1950, signed by Harry W. Hartman, Manager, submitting amendment to previously-filed brief, pertaining to Sections (a) and (b) of Section 32 of the proposed Sign Ordinance, having to do with Signs on Marquees, was presented.

Communication from San Diego Neon Sign Co. requesting permission to install "Information" Neon sign on the proposed information booth at the Plaza, free of charge, provided that the Planning Dept. consents and that the City secure permits, pay the taxes and bring feed wires to the sign location, was presented.

RESOLUTION NO. 99904, recorded on Microfilm Roll No. 33, referring the communications from the San Diego Neon Sign Co., New Spreckels Theatre, and San Diego Retail Associates, all in connection with Signs, to Council Conference, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Communication from Senator Fred H. Kraft offering assistance in drafting measures for presentation to the State Legislature, which the City might not intend to handle through the League of California Cities, was presented.

RESOLUTION NO. 99905, recorded on Microfilm Roll No. 33, referring the communication from Senator Fred H. Kraft relative to legislation to be introduced to the Legislature, and the offer to assist with the drafting of the same, to Council Conference, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication from R. W. Reed, 4381 New Jersey, San Diego 16, being a postal card dealing with a variety of subjects, including Parks, fishing from the Jetty, the Ocean Beach Bridge, paving bonds, gross income tax, and others, was presented.

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

Councilman Swan thought that there might be items of interest to the Council in the communication, and thought it should be read. Nevertheless, the action to file was taken. The card was passed over to Mr. Swan who attempted to read it, but gave up and returned it to the Clerk.

Communication from Frank Simpson, 4145 Palmetto Way, San Diego 3, suggesting public ownership of local Bus Lines, was presented. The communication states that the demand (for increased fares) by the owners of the busses justifies an analysis of the bus business to see how it operates.

Before any action could be taken by the Council, or the matter discussed, on the Simpson letter, Robert McPherson, president, McKinley Civic Group, spoke regard-

ing the existing "shuttle bus", poor service and the request for proposed increase in fares.

Councilman Wincote said that it would be a mistake to involve the City in a public ownership of busses, and referred to the San Francisco experience in the municipal operation of its transportation system, which he pointed out is anything but ideal and is costing the taxpayers a lot of money.

The Mayor thanked Mr. McPherson for his comments about the City's graft-free administration, but went on to say that the City should certainly not enter into the transportation business, because it is costly to the taxpayers, and would be of no value to the users of the transit system.

Mayor Knox left the meeting at this point - 11:20 o'clock P.M. - at which time the Vice Mayor took the Chair. The Mayor told the Council that he had to go to the airport.

The City Attorney told the Council about the hearings which are being held by the Public Utilities Commission, and said that they are for the purpose of hearing evidence in connection with increase of fares, and not for the presentation of service matters. He pointed out that the hearings are conducted by the Commission, in accordance with its own rules, and that he (the City Attorney) has no jurisdiction in the matter.

Mr. McPherson said that hearings are held at a time when the bus users are unable to attend, and asked for evening hearings.

The City Attorney said that he would be glad to request the Public Utilities Commission to conduct an evening meeting.

Estelle Henderson spoke, in opposition to public ownership of the City's transportation. She told of the hearing which had been held, at which she was present, and said that it was conducted fairly. Also, she said that questionnaires were distributed for those in attendance, to express their views on the Transit System's operations.

Asked if she thought there were many bus drivers in the lobby, she replied that in her opinion nearly all of them were.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication from Frank Simpson was ordered filed.

RESOLUTION NO. 99906, recorded on Microfilm Roll No. 33, directing notice of filing of assessment and of the time and place of hearing thereof, 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 Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF AWARD NO. 99907, recorded on Microfilm Roll No. 33, accepting bid of Griffith Company for the paving and otherwise improving of Westland Avenue, Commonwealth Avenue, Pentuckett Avenue, and Ivy Street, and awarding contract, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99908, recorded on Microfilm Roll No. 33, directing Notice Inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in San Diego Lighting District No. 3, for a period of one year from and including July 16, 1950, to and including July 15, 1951, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 99909, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of portion of the Alley in Block K Montecello, 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. 99910, recorded on Microfilm Roll No. 33, for the furnishing of electric current for the lighting of street lamps on mast arms attached to poles located in Mission Beach Lighting District No. 2, together with the maintenance of said mast arms, wires and lamps, for a period of one year from and including August 17, 1950, to and including August 16, 1951, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99911, recorded on Microfilm Roll No. 33, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 147 University Heights and the Alleys in Block 126 University Heights, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99912, recorded on Microfilm Roll No. 33, ascertaining and declaring the wage scale for the paving and otherwise improving of Copley Avenue, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99913, recorded on Microfilm Roll No. 33, ascertaining and declaring the wage scale for the paving and otherwise improving of Fortuna Avenue, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99914, recorded on Microfilm Roll No. 33, ascertaining and declaring the wage scale for the paving and otherwise improving of Landis Street, Roselawn Avenue and Public Right of Way, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99915, recorded on Microfilm Roll No. 33, ascertaining and declaring the wage scale for the paving and otherwise improving of Thomas Avenue, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99916, recorded on Microfilm Roll No. 33, authorizing and directing the City Engineer to form the assessment district for the paving and otherwise improving portions of Sequoia Street, Crown Point Drive and Pacific Beach Drive, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99917, recorded on Microfilm Roll No. 33, including in the assessment district ordered by Resolution No. 97711, the paving and otherwise improving of Venice Street, Brighton Avenue, portion of the Alley in Block 91 Point Loma Heights, in accordance with recommendation of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99918, recorded on Microfilm Roll No. 33, granting petitions for the paving and otherwise improving of the Alley in Block 2 Idyllwild, Pennsylvania Avenue, and all of Godsall Lane, 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 Swan, adopted.

RESOLUTION NO. 99919, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to do all the work in connection with the installation of electrical equipment at the new lifeguard station at the Ocean entrance to Mission Bay, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Swan, 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. 99920, recorded on Microfilm Roll No. 33, authorizing the City Manager to execute a supplemental contract with Everts and Esenoff, Certified Public Accountants, for the employment of Everts and Esenoff for the purpose of assisting the Treasurer in making an audit of certain of the Treasurer's trust funds, and in planning more adequate accounting procedures for the 1911 Street Improvement bond funds, at a compensation not to exceed \$1,000.00, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99921, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to execute a contract with the San Diego Chamber of Commerce, in consideration of the payment to it of the sum of \$15,000.00 to be paid out of the Advertising and Publicity Fund, for a period of one year will continuously promote the interests of the City by making known the advantages of The City of San Diego as a place of business and residence and promoting the trade and commerce of the City, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Asked if the \$15,000.00 would be in addition to funds already set up, the Manager said it would not, the funds now being provided for in the Advertising and Publicity Fund.

RESOLUTION NO. 99922, recorded on Microfilm Roll No. 33, transferring to "Other Outlays, Construction and Equipment Account," Outlay, Water Department Fund of The City of San Diego:

From "Metropolitan Water District Obligation Account," Water Department Fund, \$53,782.00;

From "Unappropriated Cash Surplus," Water Department Fund, \$21,218.00; was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Accompanying said Resolution, was letter from the Director, Water Department, addressed to the Budget Officer, and transmitted to the Council with the City Manager's stamp of approval, indicating the advisability of cement lining in place in the distribution system in the La Jolla area, particularly in La Jolla Shores and La Jolla Hermosa.

ORDINANCE NO. 4568 (New Series), recorded on Microfilm Roll No. 33, appropriating \$9,300.00 and transferring the same to various funds (all of which are for establishing, equipping and providing life guards for the new lifeguard station at the Ocean entrance to Mission Bay), 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 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. 4569 (New Series), recorded on Microfilm Roll No. 33, changing the name of 16th Street in the S.W. Quarter of Quarter Section 103 of Rancho de la Nacion to Alleghany Street, changing the name of a portion of Stewart Street to Connors Street, and changing a portion of Stewart Street to Pacific Highway, 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 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.

Mayor Knox returned to the meeting, and resumed the duties of Chairman.

The City Manager requested, and was granted unanimous consent, to present the next two items of business, not listed on the Council's agenda:

ORDINANCE NO. 4570 (New Series), recorded on Microfilm Roll No. 33, appropriating the sum of \$1,000.00 from the Unappropriated Balance Fund, for the purpose of providing funds to pay the expenses necessary and incidental recently incurred in the conduct of a physical survey of the Mission Bay and shoreline planning projects by the U. S. Army Engineers made under the supervision of The City, and also for any surveys which may be necessary in the future for similar 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, 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.

Communication from the City Engineer, bearing the City Manager's stamp of approval, reporting on bids received for the landscaping of the area in Balboa Park adjacent to the Veterans' Building, south of Park Boulevard and Zoo Drive, including the widening of Zoo Drive and the construction of a service road, recommending that the low bid on Alternate #3 of R. E. Hazard Contracting Co. of \$62,245 be accepted and the contract awarded, was presented.

The City Manager made a verbal report in the matter.

RESOLUTION NO. 99923, recorded on Microfilm Roll No. 33, accepting bid of R. E. Hazard Contracting Co. for the landscaping of the area in Balboa Park adjacent to the Veterans' Building, south of Park Boulevard and Zoo Drive, including the widening of Zoo Drive and the construction of a service road, upon Alternate #3, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

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

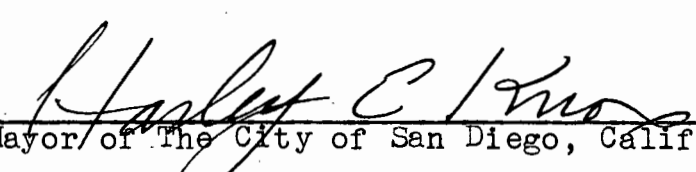
Councilman Dail spoke of a conference held with members of a delegation from the Paradise Hills area, and recommended that the City of San Diego request the Post Office Department to include the Paradise Hills area within the San Diego Postal district.

RESOLUTION NO. 99924, recorded on Microfilm Roll No. 33, requesting the City Attorney to prepare a Resolution requesting the Post Office Department to include the Paradise Hills area (now served through National City Post Office) within the City of San Diego Postal district, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

The City Attorney thought it might be well to include the La Jolla Post Office in the same request, and the motion was made to do so. It was pointed out, however, that such a request had not been received from La Jolla residents, and that they might not desire such an arrangement. That portion was withdrawn from the motion, and the original motion was voted upon, resulting in Resolution No. 99924 shown above.

On motion of Councilman Dail, seconded by Councilman Schneider, the Council took a recess, at the hour of 11:45 o'clock A.M., upon going into Conference, until the hour of 2:00 o'clock P.M. this date, to permit consideration of any matters which might come out of the Conference.

Councilman Godfrey appeared in the Council Chambers at the hour of 3:55 o'clock P.M., being the only member of the Council present, at which time he declared the meeting adjourned inasmuch as there was no further business to come before the Council at this meeting.


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, October 19, 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 George Kerrigan acted as Chairman

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the appeal of Dr. Wayne Monsees from the decision of the Zone Committee in denying permission to construct a residence and garage with a 12-foot setback from Via del Norte on Lot 1 Block 7 La Jolla Hermosa, in Zone R-1, the Clerk presented a letter signed by Thomas L. Shepherd, Architect, 7466 Girard Avenue, La Jolla, stating that inasmuch as the Zoning Committee has reconsidered the application for setback variance, Dr. Monsees wished to withdraw his appeal.

On motion of Councilman Schneider, seconded by Councilman Godfrey, Dr. Wayne Monsees was permitted to withdraw his appeal, the matter being filed, and the hearing not held.

Councilman Dail entered the meeting at this time.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the appeal of Harry F. Roberts from the Zoning Committee decision in denying permission to convert an existing apartment into two apartments, making six living units where five units now exist, on the second floor of a building which has a 0-ft. side yard, on Lots 23 and 24 Block San Diego Land and Town Company's Addition, at 2092 to 2096 Logan Avenue, the report from the Zoning Engineer was presented and read.

Mr. Roberts spoke, particularly regarding the matter of parking, and said that the Commission "had not given him a fair deal". He said that he has arranged for parking space across the alley, and that perhaps he could provide for the parking of 2 cars on the property in question. Also, he said, the Health Department "has given the green light on the plumbing".

Shown a picture of the junky appearance of the property, Mr. Roberts said the area photographed is needed for piling material used in the garage (also on the property).

Mr. Roberts then filed photographs of the property, showing arrangement of the buildings thereon.

Asked if the parking arrangements are on a lease basis, Mr. Roberts replied that it is for month-to-month, but thought he would have a lease. He said, also, that the junk on the property is on the area leased by the adjoining garage.

Mayor Knox entered the meeting at this time, and assumed the duties of Chairman.

Councilman Schneider moved to refer the matter back to the Zoning Committee, for further consideration upon the new evidence presented by Mr. Roberts, which motion was seconded by Councilman Godfrey. After more discussion, the motion was withdrawn.

RESOLUTION NO. 99925, recorded on Microfilm Roll No. 33, sustaining the appeal of Harry F. Roberts from the Zoning Committee decision in denying variance to Ordinance 8924 Sec 8a, to permit Harry F., Elizabeth and Myrtle C. Roberts to convert an existing apartment into two apartments, making six living units where five now exist, on the second floor of a building which has no side yard, on Lots 23 and 24 Block 176 San Diego Land & Town Company's Addition, at 2092, 2094 and 2096 Logan Avenue, in Zone C, subject to leaving a 32 ft. x 20 ft. in depth area on Evans Street for parking purposes, and overruling said decision, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

The City Manager requested, and was granted unanimous consent to present the next item of business, not listed on the Council's agenda:

RESOLUTION NO. 99926, recorded on Microfilm Roll No. 33, waiving any penalties or liquidated damages due under contract with Oil Field Construction Company for the furnishing and installation of a steel boiler at the Police Headquarters, as contained in Document No. 417143 on file in the office of the City Clerk, authorizing and directing the City Auditor and Comptroller to issue a warrant in favor of said Company for any moneys due under the terms of said contract, provided that the time for filing materialmen's or mechanics' liens has expired, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted. still

The City Manager explained that there had been no delay on the part of the contractor, but that the City had inadvertently neglected to complete its records and authorize payments upon the contract when the work had been finished.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the installation of walks, drive, lawn, sprinkler system, and landscaping of the area adjacent to Montgomery Field, recommending award to Moffitt & Waddington Irrigation Co. of San Diego, the low bidder (there having been 3 bids received), was presented.

RESOLUTION NO. 99927, recorded on Microfilm Roll No. 33, accepting bid of Moffitt & Waddington Irrigation Co. of San Diego for the furnishing of the installation of walks, drive, lawn, sprinkler system, and landscaping of the area adjacent to Montgomery Field, awarding contract and directing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The Mayor asked the City Manager for a report upon size of area, etc., which information was not immediately available, but which he said he would furnish.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of 370 pieces of wrought iron or steel pipe, for street name sign posts, recommending that the bid of Mission Pipe & Supply Co., sole bidder, be rejected, and that the Purchasing Agent be authorized to purchase the same in the open market as available, at approximately \$2,000.00 saving over the bid price, was presented.

RESOLUTION NO. 99928, recorded on Microfilm Roll No. 33, rejecting bid of Mission Pipe & Supply Company for the furnishing of 370 pieces of pure wrought iron pipe, authorizing the Purchasing Agent to purchase the same number of pieces of steel pipe, without advertising for bids, for use for street name sign posts, 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 bids for furnishing approximately 20,000 gallons of SC-2 Liquid Asphalt, for the Public Works Department, was presented.

RESOLUTION NO. 99929, recorded on Microfilm Roll No. 33, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing approximately 20,000 gallons of SC-2 liquid asphalt, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted. approx-

A proposed Resolution authorizing bids for the removal of the Mission Boulevard Bridge, was presented.

The City Planning Director, upon being questioned, said that the estimates had been made and that various figures ranging from \$32,000.00 to \$40,000.00 had been received.

Members of the Council asked about the recovery of the materials, to which the Planning Director replied that it was not contemplated that the City retain the materials, since they are old and probably of little use, although there had been some replacement of timbers from time to time.

The Council expressed its willingness to adopt the Resolution authorizing bids for the bridge removal, providing that specifications were either re-drawn, or an addendum thereto to provide for retention of materials by the City as well as the alternate to permit the materials to be retained by the contractor.

RESOLUTION NO. 99930, recorded on Microfilm Roll No. 33, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies,

transportation and other expense necessary or incidental for the removal of the Mission Boulevard Bridge, authorizing and directing the Purchasing Agent to publish in accordance with law notice to contractors calling for bids therefor, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99931, recorded on Microfilm Roll No. 33, authorizing and directing the City Attorney to prepare and furnish re-drawn specifications, or an addendum to the existing specifications on file in the office of the City Clerk under Document No. 424718 in connection with bids for removal of the Mission Boulevard Bridge, to provide for an alternate whereby the materials recovered thereby would be retained by the City of San Diego, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Manager, reporting upon petition of approximately one hundred residents asking for abatement of the Chollas rubbish dump, was presented.

Said report states that there is no question that said dump and the one in Murray Canyon must be abolished soon, and that studies have been made by the Public Works Department of various possible sites for a new dump, which must be located far enough from any potential expansion of residential areas so that the City may have the use of a disposal area for at least ten years. Also, it stated that a solution is being worked out, and a recommendation for leasing land for rubbish disposal dump will be presented to the Council within two weeks for approval, after which the two dumps complained of can be abolished when the new dump is put into operation following preparation of the land and access to it.

On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's communication, and the petition to which it refers, were ordered filed.

Communication from the City Manager returning documents pertaining to proposal of C. C. Pease for development of tideland lease surrounding Crown Point, stating that the matter has been reviewed by the Mission Bay Advisory Committee and the Planning Director, and that he concurs in their recommendation which is against accepting Mr. Pease's proposal, was presented.

On motion of Councilman Wincote, seconded by Councilman Dail, the City Manager's communication, and the matter to which it refers, were ordered filed.

Communication from the City Engineer, bearing the Assistant City Manager's stamp of approval, reporting upon the only bid received for improvement of Midway Drive and Adjacent City property between West Point Loma Boulevard and the San Diego River Floodway, from Walter H. Barber, recommending its acceptance, was presented.

A lengthy report from the City Manager, upon the same subject, was presented, which reported upon the difficult and hazard job from the contractor's standpoint, and setting them out in detail, pointing out that an examination of the Engineer's estimate of approximately \$83,000.00 (the bid was \$118,192.00) indicates that sufficient allowance was not made in the estimate to cover the unusual conditions. It states, further, that normally when only one bid is received on a project of the size involved, he would be inclined to recommend rejection and readvertising, but that in this case ten contractors took out plans, and sets out other reasons for making the award.

RESOLUTION NO. 99932, recorded on Microfilm Roll No. 33, accepting bid of Walter H. Barber for improvement of Midway Drive and adjacent City property between West Point Loma Boulevard and the San Diego River Floodway, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from Girl Scout Council of San Diego County, Incorporated, by Mrs. Gene P. McFall, Executive Director, reporting that it is with deep regret that the Camp Callan Officers' Club must be relinquished, and returning the keys, was presented. The communication stated that the City Fire Marshal has advised that the structure could not be approved for large public gatherings without an expenditure of funds totaling more than \$10,000.00, which the Girl Scout Council does not have.

Communication from Great American Indemnity Company, dated October 16, 1950, signed by Max H. Seeger, Representative, requesting denial of claim of Estella J. Dipman, 1320 W. Washington Place, San Diego, in the sum of \$5,000.00, based upon personal injury arising from a fall, was presented.

RESOLUTION NO. 99933, recorded on Microfilm Roll No. 33, denying claim of Estella J. Dipman, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Great American Indemnity Company, dated October 16, 1950, signed by Max H. Seeger, Representative, requesting denial of claim of Mrs. Florence F. Jasper, 330 South 49th Street, San Diego, in the sum of \$50.00, based upon personal injury arising from a fall, was presented.

RESOLUTION NO. 99934, recorded on Microfilm Roll No. 33, denying claim of Mrs. Florence F. Jasper, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99935, recorded on Microfilm Roll No. 33, 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 property, more particularly set forth in said Resolution, lying in McLaren's "H" Street Addition, Trojan Heights, El Nido, 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, 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 Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 99936, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to enter into a contract with Clark C. Evernham, for his employment as Curator of the San Diego Museum of Man, at a salary of \$256.00 per month for a term commencing on the 7th day of October, 1950, and ending on the 30th day of June, 1951, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Accompanying said Resolution, was communication signed by the Superintendent of Parks, approved by the Parks & Recreation Director, and forwarded to the Council by the City Manager with his stamp of approval, covering said employment.

RESOLUTION NO. 99937, recorded on Microfilm Roll No. 33, authorizing and directing the City Clerk to appoint, with the approval of the Personnel Director, not to exceed 5 additional deputies in the office of the City Clerk, to administer to new employees the oath or affirmation prescribed by the Government Code of the State of California, and the provisions of Ordinance No. 4560 (New Series) of the City of San Diego, said deputies to serve without extra compensation and to make no charge for administering said oath or affirmation, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99938, recorded on Microfilm Roll No. 33, accepting the subordination agreement executed by Robert H. Baker, Anne Nutt Baker and Mary C. Baker, beneficiaries, and Southern Title and Trust Company, trustee, bearing date October 9, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lots 15 and 22 Eureka Lemon Tract, to the right of way and easement for storm drain 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 Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99939, recorded on Microfilm Roll No. 33, accepting the subordination agreement executed by Bank of America National Trust and Savings Association, beneficiary, and Corporation of America, a California corporation, trustee, bearing date September 19, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 1 Block 1 La Mesa Colony, and a portion of East-West alley in said Block having been closed to public use by the County Board of Supervisors on May 7, 1923, to the right of way and easement for sewer 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 certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99940, recorded on Microfilm Roll No. 33, accepting the subordination agreement executed by Cora Edith Zimmerman, beneficiary, and Bank of America National Trust and Savings Association, trustee, bearing date September 21, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 1 Block 1 La Mesa Colony, and a portion of East-West alley in said Block having been closed to public use by the County Board of Supervisors on May 7, 1923, to the right of way and easement for sewer 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 certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99941, recorded on Microfilm Roll No. 33, accepting the deed of C. Charles Wise and Sylvia Helen Wise, bearing date September 19, 1950, conveying an easement and right of way for street and highway purposes in portions of Lots 14 and 16 and of unnumbered lot lying between Lots 14 and 16 in 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 Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99942, recorded on Microfilm Roll No. 33, accepting the deed of Jack Erwin Boldrick and Nadine W. Boldrick, bearing date October 11, 1950, conveying an easement and right of way for sewer in portion of Lot 36 La Mesa Colony, and a portion of Vista Street closed to public use by the County Board of Supervisors on April 30, 1923, 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. 99943, recorded on Microfilm Roll No. 33, accepting the deed of William C. Brown and Lela M. Brown, also known as Lela M. Brown, bearing date October 4, 1950, conveying an easement and right of way for sewer purposes in Lot B La Mesa Colony, and a portion of Vista Street as closed by County of San Diego Board of Supervisors on April 30, 1923, 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. 99944, recorded on Microfilm Roll No. 33, accepting the deed of B. G. Carroll and Bernetta Carroll, bearing date October 6, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 26 and 27 Block 259 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 Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 99945, recorded on Microfilm Roll No. 33, accepting the deed of James Douglas Harritt and Ethel Peggy Harritt, bearing date September 18, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 1 Block 1 La Mesa Colony, and a portion of East-West Alley in said Block, having been closed to public use by the County Board of Supervisors on May 7, 1923, 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. 99946, recorded on Microfilm Roll No. 33, accepting the deed of Herbert E. Harrington, bearing date September 21, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 1 Block 1 La Mesa Colony, and a portion of Vista Street closed by County Board of Supervisors on April 30, 1923, 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. 99947, recorded on Microfilm Roll No. 33, accepting the deed of Norman A. Lytle and Edna M. Lytle, bearing date October 4, 1950, conveying an easement and right of way for sewer purposes in portion of Lot B 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 Dail, adopted.

RESOLUTION NO. 99948, recorded on Microfilm Roll No. 33, accepting the deed of Steelcrete Industrial Buildings, Inc., a corporation, bearing date September 30, 1950, conveying an easement and right of way for storm drain purposes in portion of Lots 15 and 22 Eureka Lemon 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 Dail, adopted.

ORDINANCE NO. 4571 (New Series), recorded on Microfilm Roll No. 33, establishing the grade of the Alley in Block 24 Bird Rock Addition, between the northwesterly line of Colima Street and the southeasterly line of Midway 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, Godfrey, Dail, 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. 4572 (New Series), recorded on Microfilm Roll No. 33, establishing the grade of the Alley in Block 245 Mission Beach, between the easterly line of Strandway and the westerly line of Mission Boulevard, was on motion of Councilman Godfrey, 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 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. 4573 (New Series), recorded on Microfilm Roll No. 33, establishing the grades of the North and South Alley in Block 65 E. W. Morse Subdivision, between the north line of E Street and the south line of Broadway; the East and West Alley in said Block, between the west line of 29th Street and the east line of the North and South Alley in said Block 65, 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 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.

ORDINANCE NO. 4574 (New Series), recorded on Microfilm Roll No. 33, establishing the grade of the Alley in Block 250 Pacific Beach, between the westerly line of Kendall Street and the easterly line of Jewell Street; the Alley in Block 251 Pacific Beach, between the westerly line of Jewell Street and the easterly line of Ingraham Street, 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 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.

ORDINANCE NO. 4575 (New Series), recorded on Microfilm Roll No. 33, establishing the grade of 51st Street, between the south line of Orange Avenue and the north line of Polk Avenue, 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 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. 4576 (New Series), recorded on Microfilm Roll No. 33, establishing the grade of 52nd Street, between the north line of Trojan Avenue and the southerly line of El Cajon 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 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.

The City Manager requested, and was granted unanimous consent to present the next item of business, not listed on the Council's Agenda:

RESOLUTION NO. 99949, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to execute a contract with Eli H. Levenson and Morey S. Levenson, a co-partnership doing business as Levenson & Levenson, providing for the employment of the services of said Levenson & Levenson for the preparation of a Municipal Code for The City of San Diego, consisting of the indexing, listing, analyzing and codification of all general ordinances of said City, at a compensation of \$10,000.00, payable as follows: \$1500.00 when the City Attorney has approved a list of the ordinances to be included in said code; \$1500.00 when the City Attorney has approved the table of contents; \$4000.00 when all of the ordinances are arranged, numbered and titled; and the remaining \$3000.00 when the copy is completed, together with index, and accepted by the City Attorney, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

At this time a majority of the members of the Council executed an undertaking for furnishing electrical current, in College Park Lighting District No. 1, with San Diego Gas & Electric Company.

Councilman Dail requested, and was granted unanimous consent to present the next matter of business, not listed on the Council's Agenda:

Councilman Dail brought the matter of safety to the students of the Lincoln High School, stating that there are 825 students who converge upon Imperial Avenue, where no curbs exist, on the single-width street. Also, he said, there is no safety program to take care of the dangerous situation. He urged that Gas Tax funds be appropriated for the widening and installation of curbs on Imperial Avenue, between 47th Street and Euclid Avenue.

Manager RESOLUTION NO. 99950, recorded on Microfilm Roll No. 33, referring to the City for examination and report back with firm recommendation, the matter of safety at the Lincoln High School, including the possible use of Gas Tax Funds for widening of Imperial Avenue between 47th Street and Euclid and the installation of curbs, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

Councilman Godfrey requested, and was granted unanimous consent to present the next matter of business, not listed on the Council's Agenda:

Councilman Godfrey brought up the matter of danger which exists on Cabrillo Freeway where it comes into Ash Street, stating that cars turn across lines of traffic after having speeded southerly on the Freeway, and that there is certain to be serious accidents, and perhaps loss of life unless something is done to correct the situation.

He felt that the Highway Department should be asked to place a sign providing for "West-bound Traffic", or "Ash Street Traffic Only", and that left turns be prohibited where the Freeway enters Ash Street.

RESOLUTION NO. 99951, recorded on Microfilm Roll No. 33, requesting the State Highway Division to install safety signs regulating traffic emerging from the Cabrillo Freeway into Ash Street, to be lettered "West-bound Traffic" or "Ash Street Traffic Only", and "No Left Turn", was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Councilman Godfrey said that members of the City's Traffic Division had suggested such measures to the Highway Department, but with no success, and he felt that if the request were to come from the Council it was quite probable that attention would be given to the matter.

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

Councilman Kerrigan touched briefly upon the proposed lighting district on Ash Street, and spoke of a dangerous condition which exists on Ash Street at 7th Avenue, where traffic comes over the hump to approach the traffic signal at 6th Avenue. He felt that some study should be given to the problem, and that the matter ought to be referred to the City Manager for study and recommendation.

RESOLUTION NO. 99952, recorded on Microfilm Roll No. 33, referring to the City Manager the matter of a dangerous condition which exists on Ash Street at 7th Avenue, where traffic comes over the hump to approach the traffic signal at 6th Avenue, for study and recommendation for possible improvement to the situation, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

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

Councilman Dail said that Otto Hahn, representative for Local #127 had asked for permission to speak to the Council.

Mr. Hahn, Mr. Dail said, had asked when the next Conference would be held on the re-classification of equipment operators, as proposed.

The City Manager said that he has taken the matter up with the Civil Service for study to be made in the near future, since it is largely a matter for that department.

Mr. Hahn spoke, particularly regarding the Municipal Employees' Association request for pay increase, which matter he felt had not had the attention it merited. He reported on a meeting with Public Works Department employees and the Assistant Director of Public Works, at which increases were asked for. He asked for a Conference at which he could present the subject. He said, also, that good people are leaving the City, inasmuch as they feel that they cannot afford to stay at the existing low pay.

Councilman Swan moved that all employee groups be represented at a Conference on the subject, which motion was seconded by Councilman Godfrey.

After more discussion, that motion was withdrawn.

Councilman Wincote, moved that the City Manager request representative City employee groups for information on subjects they would like to discuss in Conference, and that all such information be in the hands of the City Manager before such a Conference, which motion was seconded by Councilman Dail.

That motion was withdrawn, also, after further discussion.

RESOLUTION NO. 99953, recorded on Microfilm Roll No. 33, referring to the City Manager the matter of meeting with City employee groups regarding requests for increases in salary, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

The City Manager requested permission to present the next matter, not listed on the Council's agenda, which permission was granted:

RESOLUTION NO. 99954, recorded on Microfilm Roll No. 33, authorizing and empowering the City Attorney to file a Disclaimer to the complaint in Superior Court in and for the County of San Diego, "John F. Kirchmaier, Plaintiff vs. Pacific Company, formerly The Elliott-Horne Company, a corporation, et al., Defendants" being designated as No. 160047, for the purpose of bringing quiet title to Lot 48 Block 4 Ocean Beach Park, which Disclaimer shall disclaim any interest of The City of San Diego in the property arising out of street assessment bond No. 76 Series 1185 issued by The City of San Diego under and pursuant to provisions of the Act of 1911 (Stats. 1911 p. 730), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Prior to adoption of said Resolution, H. F. Landgraf, of the City Attorney's Office, made a brief explanation of the City's position in having been included in the suit, and said that the City has no interest in the matter.

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 11:17 o'clock A.M.

It was announced that the Council would go into Conference, immediately.


Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By  Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, October 24, 1950

A Regular Meeting of the Council of The City of San Diego, California, was scheduled to be held this date, but a majority of the members were in Los Angeles, California, attending the League of California Cities annual conference.

Councilman Godfrey came to the Council Chambers at the hour of 10:05 o'clock A.M., and announced that the meeting would not be held, for the above-mentioned reasons.

Councilman Godfrey announced that all the hearings which had been set for this time, at the hour of 10:00 o'clock A.M., would be continued until the same hour on Thursday, October 26, 1950, at which time they will be considered, namely:

The Alley in Block 175 San Diego Land and Town Company's Addition, and Sampson Street, on Resolution of Intention No. 99505;

Brooklyn Avenue, 63rd Street, 64th Street, Broadway, and Public Rights of Way, on Resolution of Intention No. 99506;

Maple Street, Vancouver Avenue, and Kalmia Street, on Resolution of Intention No. 99507;

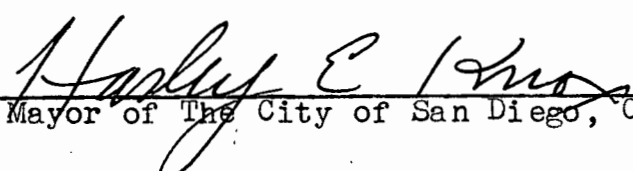
Opal Street, on Resolution of Intention No. 99508;

30th Street, for installation of lights, on Resolution of Intention No. 99509;

Atascadero Drive, Alicia Drive, and Tennyson Street, on the Assessment;

Jeanne B. Fiori (also known as Jeanne Chisholm and Jeanne Offerman) - two appeals from zoning Committee decisions affecting her properties in Blocks 192 and 155 Pacific Beach, both having to do with requests for zone variance to permit construction on parcels not having street frontages.

Councilman Godfrey declared the meeting adjourned until the hour of 19:30 o'clock A.M., Thursday, October 26, 1950.


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, October 26,
1950

A Regular Meeting of the Council of The City of San Diego, California, was held at this time, having been adjourned from the meeting of Tuesday, October 24, 1950, and was called to order by the Mayor at the hour of 9:30 o'clock A.M.

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

The Minutes of the Regular Meetings of Tuesday, October 17, 1950, Thursday, October 19, 1950, and Tuesday, October 24, 1950, were presented to the Council by the Clerk, and were approved without reading, on motion of Councilman Godfrey, seconded by Councilman Kerrigan, after which they were signed by the Mayor.

Petition of Oreste Busato, 3037 - 5th Avenue, San Diego, for the sale by the City of Lots 41-42 Block 78 University Heights, located at 4470 Park Blvd., for which \$9,750.00 was offered, was presented.

\$60.00 in cash, as required by Ordinance, was deposited with the City Clerk at the time of the filing of said petition.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the petition was referred to the City Manager.

Petition of Ed Fletcher, Jr., requesting accepting of land for lanes or alleys, as public property, and dedicating the same to the public use, in Block 294 Pacific Beach, was presented.

On motion of Councilman Godfrey, seconded by Councilman Kerrigan, said petition was referred to the City Manager.

Petition of Ben W. Hayden, 3685 - 7th Avenue, for special permit to construct an inexpensive sewage disposal arrangement on his property in Paradise Hills, awaiting installation of sewers, was presented.

On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

Claim of Arthur Avery, 981 Catalina Boulevard, in the sum of \$200.00, for for damage to car struck by a City dump truck in a sudden stop, was presented.

RESOLUTION NO. 99955, recorded on Microfilm Roll No. 33, referring claim of Arthur Avery, 981 Catalina Boulevard, to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Dr. Arthur J. Brenner, 7837 Fay Avenue, La Jolla, in an unspecified amount, for damage to car at an unlighted ditch, was presented.

RESOLUTION NO. 99956, recorded on Microfilm Roll No. 33, referring claim of Dr. Arthur J. Brenner to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from E. Earl Allen, 3353 University Avenue, San Diego 4, attorney in fact for Josephine King, referring to Resolution No. 82362 dated January 8, 1946, which granted a zone variance to Lynn Boyd and others for radio towers, was presented. The communication calls attention to the fact that the conditions of the zone variance relative to beautification of grounds have not been complied with, and requests that they be enforced or that the variance be rescinded.

On motion of Councilman Kerrigan, seconded by Councilman Godfrey, the communication was referred to the City Planning Department.

Communication from Rhoda Lindberg, 1338 - 31st Street, protesting the flying of "blue flags" at the Civic Center (being the United Nations' flags), was presented.

On motion of Councilman Godfrey, seconded by Councilman Kerrigan, said communication was ordered filed.

Communication from Percy H. Goodwin Company, dated Oct. 18, 1950, signed by F. W. Brachler, Loss Service Dept., reporting settlement of claim of J. Z. Stanley, in the amount of \$7.76, and acceptance of release therefor, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, said communication was ordered filed.

Communication from Pacific Indemnity Company, dated October 20, 1950, signed by J. M. MacConnell, announcing payment of Harold Bell claim, in the sum of \$17.00, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, said communication was ordered filed.

Communication from Pacific Indemnity Company, dated October 19, 1950, signed by D. Long, for J. M. MacConnell, announcing payment of Calvin Brown claim, in the sum of \$21.50, was presented. On motion of Councilman Schneider, seconded by Councilman Swan, said communication was ordered filed.

Communication from Pacific Indemnity Company, dated October 19, 1950, signed by D. Long, for J. M. MacConnell, announcing payment of Jos. T. Lape claim, in the sum of \$20.00, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, said communication was ordered filed.

Communication from Pacific Indemnity Company, dated October 19, 1950, signed by D. Long, for J. M. MacConnell, announcing payment of Southern Calif. Baking Company claim, in the sum of \$38.77, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, said communication was ordered filed.

RESOLUTION OF AWARD NO. 99957, recorded on Microfilm Roll No. 33, 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 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 Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99958, recorded on Microfilm Roll No. 33, directing notice of the filing by the Street Superintendent of his Assessment No. 1962, for the installation of an ornamental street lighting system in Girard Avenue, within the limits and as particularly described in Resolution of Intention No. 94761, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99959, recorded on Microfilm Roll No. 33, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley lying Northeasterly of and contiguous to Lots 1 to 5 inclusive in Block L Plumosa Park, the Alley lying southeasterly of and contiguous to Lots 6 to 11 inclusive said Block, the Alley lying Southwesterly of and contiguous to Lots 12 to 17 said Block, approving Plat No. 2224 showing exterior boundaries of the district to be included in the assessment for said work, 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 Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99960, recorded on Microfilm Roll No. 33, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Draper Avenue, approving Plat No. 2204 showing exterior boundaries of the district to be included in the assessment for said work, 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 Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99961, recorded on Microfilm Roll No. 33, approving plans, typical cross-sections, profiles and specifications for the paving and otherwise improving of Gresham Street, approving Plat No. 2218 showing exterior boundaries of the district to be included in the assessment for said work, 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 Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK NO. 99962, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of the Alley in Block 1 Montemar Vista, within the limits and as particularly described in Resolution of Intention No. 99396, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 99963, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Dalbergia Street, within the limits and as particularly described in Resolution of Intention No. 99397, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 99964, recorded on Microfilm Roll No. 33, for the construction of sewer mains 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 of Way, within the limits and as particularly described in Resolution of Intention No. 99399, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 99965, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Linwood Street and Keating Street, within the limits and as particularly described in Resolution of Intention No. 99398, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 99966, recorded on Microfilm Roll No. 33, for the closing of portion of Second Avenue, 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. 99967, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of the Alley in Block 147 University Heights, the East and West Alley in Block 126 University Heights, the North and South Alley in Block 126 University Heights, 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. 99968, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Copley Avenue, 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. 99969, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Fortuna Avenue, 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. 99970, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Landis Street, Roselawn 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. 99971, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Thomas Avenue, 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. 99972, recorded on Microfilm Roll No. 3, for the furnishing of electric current for the lighting of the ornamental street lights located in Ocean Beach Lighting District Number One, for a period of one year, from and including August 14, 1950, to and including August 13, 1951, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99973, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of the Alleys in Block L Plumosa Park, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99974, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of portions of Draper Avenue, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 99975, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Gresham Street and Graham Street, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99976, recorded on Microfilm Roll No. 33, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 19 Fairmount Addition to City Heights, and Public Right of Way, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 99977, recorded on Microfilm Roll No. 33, ascertaining and declaring the wage scale for the paving and otherwise improving of Boston Avenue and 37th Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99978, recorded on Microfilm Roll No. 33, ascertaining and declaring the wage scale for the paving and otherwise improving of Emerald Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99979, recorded on Microfilm Roll No. 33, ascertaining and declaring the wage scale for the paving and otherwise improving of Evergreen Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99980, recorded on Microfilm Roll No. 33, ascertaining and declaring the wage scale for the paving and otherwise improving of Oliphant Street, Poe Street and Locust Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99981, recorded on Microfilm Roll No. 33, ascertaining and declaring the wage scale for the paving and otherwise improving of Quimby Street and Chatsworth Boulevard, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99982, recorded on Microfilm Roll No. 33, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improving on the paving and otherwise improving of the Alley in Block 99 City Heights, within the limits and as particularly described in Resolution of Intention No. 98442, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99983, recorded on Microfilm Roll No. 33, 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 136 University Heights, within the limits and as particularly described in Resolution of Intention No. 98444, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99984, recorded on Microfilm Roll No. 33, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improving on the paving and otherwise improving of Promontory Street, within the limits and as particularly described in Resolution of Intention No. 98443, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 99985, recorded on Microfilm Roll No. 33,
 "WHEREAS, it has come to the attention of the Mayor and City Council of the City of San Diego that Miss E. Louise Peck, an employee of the City of San Diego in the Catalog Department of the San Diego Public Library has resigned on September 1, 1950, due to reasons of health; and
 WHEREAS, Miss Peck became associated with the City of San Diego in the capacity of library assistant in August of 1909 and advanced to the position of Supervisor of the Catalog Department of the Public Library and said association has not been interrupted since August 1909 to September 1, 1950; and
 WHEREAS, Miss Peck has always given diligent service in connection with her duties in the Public Library, has gained friends among the Library staff and employees of the City of San Diego for her example of forty-one years of honorable, conscientious and loyal service to the citizenry of San Diego; and
 WHEREAS, her standard of work for herself and those under her supervision were of the highest and contributed greatly to the orderly classification and cataloging of the San Diego Public Library's book collections to the benefit of the Public Library and its patrons, 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 26th day of October, 1950, hereby express their appreciation for the years of sincere and meritorious service given to the people of the City of San Diego by Miss Peck, 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 Miss Peck,"
 was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Inasmuch as the Council had completed all the items of business listed on the agenda, with the exception of the hearings set for the hour of 10:00 o'clock A.M. this date, a recess was taken at the hour of 9:38 o'clock A.M., at which time the Council went into Conference.

Upon re-assembling, at the hour of 10:03 o'clock A.M., the roll call showed the following:

Knox

Present--Councilmen Wincote, Schneider, Kerrihan, Dail, Godfrey, Mayor

Absent---Councilman Swan

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. 99505, for the paving and otherwise improving of the Alley in Block 175 San Diego Land and Town Company's Addition, and Sampson 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.

On motion of Councilman Kerrigan, 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. 99506, 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, the clerk reported that written protests had been received from James I. Capen; the Chief, of the Office Manager Division of the Department of Public Works, County of San Diego; San Diego Baptist City Mission Society, David and Gladys Gaboury, which protests were presented and read.

Councilman Swan entered the meeting at this time

The City Manager made a verbal report on the County's protest, stating that the property in question had been acquired under an indigents' program of some years past (which procedure is no longer followed), and that if the improvement is made the County will not pay the assessment, which assessment would then have to be paid from City funds.

The City Engineer reported a 2.5% written protest.

Thereupon, the Mayor inquired if any interested property owners were present who wished to protest the proposed improvement.

Mrs. Dale Combs spoke in opposition to the proposed grade on her street, which would leave her property several feet below grade, and the cost of the improvement;

Mrs. John Swan said she protested the improvement;

Mrs. A. L. Anderson protested the grade change, and the improvement cost;

James I. Capen spoke about the City using portions of his two lots for an open drainage ditch, making them unusable by him, but for which he is taxed, and upon which he would be assessed for the improvement;

R. C. Fleischer, executive secretary, San Diego Baptist Mission Society, said that the 5-foot fill proposed would be across the Society's 100-foot frontage, upon which it is proposed to build a church, and that the improvement at the grade proposed would necessitate filling of the lot at a prohibitive cost.

The City Engineer reported a 53% petition, and said that an additional petition had been filed, but had not been counted, because of the already sufficient number of signatures on the original petition. (Later, he stated that the second petition would bring the signers in favor of the improvement up to 66%).

The City Engineer said that the protested fill is required for the improvement, in connection with a bridge, to get into Atkins Avenue. He said that if the street is lower, that rains would flood and wash out the improvement on the roads, from the natural drainage channel. He said that the work could not be done below the grade of the existing bridge.

Councilman Dail said that bridges will be needed in the future, but that they and other features had been cut out of the proposed job, to keep it at a minimum cost price.

The City Engineer said that he does not like the proposed grade, but that the City cannot do better than what is proposed.

Asked if the 63rd Street property's improvement could be eliminated, the City Engineer said that it could.

A man who identified himself as the father of Mrs. Bessie Krohn, protested the improvement, but did not amplify his statement.

John G. Vanstrom spoke, and said that the improvement is needed in the community, and hoped that protest of a small area would not deprive the entire district from having the improvement. He suggested that if the 63rd Street property owners do not want the improvement, that said street be eliminated from the proceedings.

RESOLUTION NO. 99986, recorded on Microfilm Roll No. 33, continuing the hearing on Resolution of Intention No. 99506, for the improvement of Brooklyn Avenue, 63rd Street, et al., until the hour of 10:00 o'clock A.M., of Thursday, November, 2, 1950, and directing the City Engineer to submit a full report and recommendation 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. 99507, for the paving and otherwise improving of Maple Street, Vancouver Avenue and Kalmia Street, within the limits and as particularly described in said Resolution, the clerk stated that a written protest had been received from D. E. Franke, which protest 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 speak in opposition to the improvement.

The City Engineer reported a 1.2% written protest.

RESOLUTION NO. 99987, recorded on Microfilm Roll No. 33, overruling and denying the protest of D. E. Franke, for the paving and otherwise improving of Maple Street, Vancouver Avenue and Kalmia Street, within the limits and as particularly described in Resolution of Intention No. 99507, 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, 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. 99508, for the paving and otherwise improving of Opal 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.

On motion of Councilman Schneider, seconded by Councilman Swan, 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. 99509, for the installation of an ornamental street lighting system, 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 Wincote, 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 the Street Superintendent's Assessment No. 1956 made to cover the costs and expenses of 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 written appeals had been received from Netta Semarad, Mrs. Chas. E. Jones in behalf of her husband, Mr. and Mrs. A. A. Zarrachina, Jr., 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.

RESOLUTION NO. 99988, recorded on Microfilm Roll No. 33, overruling and denying the appeals of Netta Semarad, A. A. and Amelia M. Zarracina, Mrs. Chas. E. Jones, from the Street Superintendent's Assessment No. 1956, made to cover the costs and expenses of 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, overruling and denying all other appeals, confirming and approving said Assessment No. 1956, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, directing him to record in his office 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 the two appeals of Jeanne B. Fiori (also known as Jeanne Chisholm and Jeanne Offerman), from the Zoning Committee's decisions in granting variance to permit single-family residence on the south half of Lots 11 and 12 Block 192 Pacific Beach, in Zone R-4 without a street frontage (the original application, amended to the Zoning Committee, was for a duplex, and from decision in denying variance to permit a duplex on the rear portions of Lots 11 and 12 Block 155 Pacific Beach in Zone R-4 without street frontage, a report from the Zoning Engineer was presented and read.

The Mayor left the meeting at this time, and Vice Mayor George Kerrigan assumed the duties of Chairman.

Letters from Jessie E. Morgan, real estate broker, George A. Ury M.D. (whose letter was addressed to Mrs. Fiori), and Mrs. Loella W. Luttgen, favoring granting of the appeal, were presented.

A communication from James A. Robbins, protesting the granting of the appeal, was presented.

V. J. Dorman, attorney, representing Mrs. Fiori, appeared in her behalf. Mr. Dorman asked that both appeals (listed separately on the agenda) be considered together, inasmuch as they are similar in nature. He challenged the ordinance which places the property in such an unusable position as to confiscate it, and asked that the matter be referred to the City Attorney's office for a ruling.

The City Attorney agreed that there may be a question, and thought it would be well to investigate the matter and make a report thereon to the Council.

Councilman Swan wanted to know if anyone wished to be heard, and asked that all interested persons be given an opportunity to speak.

Again it was said that it is a legal matter, and will have to be established upon that basis, regardless of personal views.

RESOLUTION NO. 99989, recorded on Microfilm Roll No. 33, referring the matter of the appeals of Jeanne B. Fiori from Zoning Committee's decisions in connection with her applications for zone variance on the South half of Lots 11 and 12 Block 192 and on rear portions of Lots 11 and 12 Block 155 in Pacific Beach, to the City Attorney for a legal ruling to the Council at its meeting on November 2, 1950, continuing both hearings until the hour of 10:00 o'clock A.M. on said date, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The Vice Mayor said that there^{were} several women in the audience who had indicated that they wished to present a matter to the Council, not listed on the Council's agenda. He then asked if someone wished to speak for the group.

Mrs. Thelma Dewgaw spoke about a political paper "Voters' Voice" which made charges, especially regarding payments made in connection with the Cedar Street Mall site for public buildings.

Councilman Wincote answered by outlining the background and saying that only legal payments had been made.

Mrs. Dewgaw said that statements are particularly damaging to Councilman Dail (who is running as a candidate for the Board of Supervisors of San Diego County), and that she does not like the charges in the pamphlet. She asked that something be done to establish or discredit the statements made.

The City Attorney made a verbal report, in which^{he} said that appraisals had been paid for by the City, and that any actions taken, illegally as charged, can be taken to court. He said, also, that Council^{men} named could sue for slander. He said that the items as printed are untruths; and that the publishers have had plenty of opportunity to test legality of actions through the courts, but have not done so. The City Attorney added that his office, the City Auditor checked all the expenditures referred to for legality, and that each of them was legal, instead of as charged in the "Voters' Voice". (See later action in these minutes on this subject)

There being no further action to come before the Council at this time, on the agenda for the October 24 meeting which had been continued until this date, the meeting was adjourned at the hour of 11:10 o'clock A.M., on motion of Councilman Godfrey, seconded by Councilman Swan.

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, October 26, 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 11:10 o'clock A.M., immediately upon adjournment of the preceding meeting.

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.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the recommendation of the City Planning Commission for denial of petition to remove the setback lines on the east side of Pacific Highway, between Rosecrans and Witherby Streets, the clerk reported that a letter had been received from J. A. Donnelly, of J. A. Donnelley and Richard P. MacNulty, representing petitioners in connection with request to repeal Ordinances Nos. 401 (New Series) and 13031, requesting continuance until November 30 or some date after that time.

On motion of Councilman Wincote, seconded by Councilman Schneider, said hearing was continued until the hour of 10:00 o'clock A.M., of Thursday, November 30, 1950.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Lucretia Day Belt from the decision of the Zoning Committee in connection with sign on her Beauty Parlor located at 4271 Central Avenue, a report from the Zoning Engineer was presented and read.

Mrs. Belt spoke, and said that she did not know of the hearing before the Zoning Committee. She said that she would be willing to change the sign if the Jacobson Sign Studio which had erected it, and charged her for the sign as well as for the permit which it had not taken out, would correct the sign to comply with regulations, but said that she does not want to lose the sign or its use.

The Planning Director made a verbal report, in which he said that although the Zoning Committee had denied the variance as requested, it was not objectionable from his point of view.

RESOLUTION NO. 99990, recorded on Microfilm Roll No. 33, sustaining the appeal of Lucretia Day Belt, from the decision of the Zoning Committee in denying application of Lucretia Day Belt, owner, and J. E. Belt, operator, to erect and/or maintain a 2'x12' sign on a beauty shop on Lots 7 and 8 Block 27 Resubdivision of Teralta, located at 4271 Central Avenue, in Zone R-4, granting a variance to Ordinance No. 12989, overruling said decision, 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 appeal of Elton S. Baily from the decision of the Zoning Committee in attaching condition for a 4-foot side yard in connection with variance to Ordinance No. 8924 Section 8a to permit construction of an addition to a residence and an addition to the rear of an existing garage with no side yard on Lot 6 Block 6 Islenair Unit No. 2, at 3225 Isla Vista Drive, in Zone R-1, a report from the Zoning Engineer was presented and read.

Mr. Bailey spoke in favor of his appeal, and said he could think of no reason for denial of his request, and went into his experience as an air-conditioning engineer to point out that there is no necessity of providing the side yard as required by the Committee.

Mayor Knox returned to the meeting at this time, but did not assume the duties of Chairman.

The communication from Mr. Bailey attached to, and made a part of his appeal, was read.

RESOLUTION NO. 99991, recorded on Microfilm Roll No. 33, sustaining appeal of Elton S. Bailey from the Zoning Committee's decision in attaching condition for a 4-foot side yard in connection with variance to Ordinance No. 8924 Section 8a to permit construction of an addition to a residence, and an addition to the rear of an existing garage with no side yard, on Lot 6 Block 6 Islenair Unit No. 2, at 3225 Isla Vista Drive, in Zone R-1, overruling said decision, was on motion of Mayor Knox, seconded by Councilman Schneider, adopted. (Said action permits a 3-foot side yard, instead of the 4-foot area provided for in the Committee's decision)

Mayor Knox returned to the Chair, and re-assumed the duties of Chairman.

Petition of Shirley J. and George E. Klindt, 1533 Oliver Ave., for permission to install sewer line between the property line and the sidewalk, to serve property at 2621 Vancouver Street, was presented, together with recommendation from the Senior Right of Way Agent, bearing the Assistant City Manager's stamp of approval.

RESOLUTION NO. 99992, recorded on Microfilm Roll No. 33, granting permission to Shirley J. Klindt and George E. Klindt, to install a 4-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 westerly line of Lot 7 Block "R" Montclair Subdivision, to point of intersection with public sewer, to serve property at 2621 Vancouver Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of Bramdwell Construction Company, Division of Safeway Stores, Inc., by C. J. Jones, for permission to use 1-1/4" galvanized pipe for exposed indirect waste lines to convey defrosting water from refrigerators to a main drain which shall be properly trapped and vented, was presented, together with recommendation for approval from San Diego Dept. of Public Health, signed by Floyd Strachan, and bearing the City Manager's stamp of approval.

RESOLUTION NO. 99993, recorded on Microfilm Roll No. 33, granting permission to Raymond Blakewell, master plumber acting for Bramwell Construction Company, Division of Safeway Stores, Inc., (C.J. Jones) to install in Safeway Super Market, 1650 Garnet Street, two 20-foot lengths of 1-1/4" galvanized pipe for exposed indirect waste lines to convey defrosting water from refrigerators to a main drain located between two vegetable counters, which will drain into a floor sink properly trapped and vented, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Petition Winston R. and Hazel G. Alm, for permission to install 4-inch cast iron sewer line between the property line and sidewalk, to serve property located at 2615 Vancouver Street, was presented, together with recommendation from the Senior Right of Way Agent, bearing the Assistant City Manager's stamp of approval.

RESOLUTION NO. 99994, recorded on Microfilm Roll No. 33, granting permission to Winston R. Alm and Hazel G. Alm 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 westerly line of Lot 8 Block "R" Montclair Subdivision, to point of intersection with public sewer, to serve property at 2615 Vancouver Street, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Claim of Pacific Telephone and Telegraph Company, substituting a corrected claim in the sum of \$137.28, to replace previously-filed claim in the estimated amount of \$300.00, for damaged underground cable in front of 3719 Olcott Street, was presented.

A motion was made to refer the amended claim to the City's insurance carrier, but was changed, resulting in reference to the City Manager, on motion of Councilman Wincote, seconded by Councilman Godfrey.

Communication from the Harbor Commission, by the Port Director, submitting two Resolutions in connection with Harbor Leases: Independent Paper Stock Co., and Fisherman's Marine Company, was presented.

The Port Director, asked if the leases were based upon existing standard rates, he replied that they are.

RESOLUTION NO. 99995, recorded on Microfilm Roll No. 33, ratifying, confirming and approving tidelands lease with Independent Paper Stock Company, being approximately 30,500 sq. ft. of area at the Foot of 28th Street, for the bailing, storage, and distribution waste paper, for five years with one five-year option to renew, a copy of which is on file in the office of the City Clerk under Document No. 424909, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 99996, recorded on Microfilm Roll No. 33, ratifying, confirming and approving Agreement for Amendment to Tideland Lease heretofore entered into with Fisherman's Marine Company, at the foot of Dewey Street, re installation of fire protection equipment to conform with the actual installation and the recommendations of the Fire Department, a copy of which is on file in the office of the City Clerk under Document No. 424911, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing signature of approval of the Acting City Mgr., reporting on bids for construction of a Harbor Department Building, for use of the U.S. Customs, at the Embarcadero, recommending award to H. W. Grizzle, the low bid - two bids having been received - was presented.

RESOLUTION NO. 99997, recorded on Microfilm Roll No. 33, accepting bid of H. W. Grizzle for construction of a building for the Harbor Department, for use by the United States Customs at the Embarcadero, awarding contract and directing the City Manager to execute the same, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing signature of approval of the Acting City Mgr., reporting on bids for furnishing of 6 steel-base Drafting Tables, for the Harbor Department, recommending award to Engineers' Service Co., the low bid meeting specifications - two bids having been received - was presented.

RESOLUTION NO. 99998, recorded on Microfilm Roll No. 33, accepting bid of Engineers' Service Co. for furnishing six steel-base Drafting Tables, awarding contract and authorizing the Harbor Commission to execute the same, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing signature of approval of the Acting City Mgr., reporting on bids for furnishing one Lathe, for the Harbor Department, recommending award to Tornquist Machinery Co. of Los Angeles, the low bid - two bids having been received - was presented.

RESOLUTION NO. 99999, recorded on Microfilm Roll No. 33, accepting bid of Tornquist Machinery Co. for the furnishing of one Lathe, less a trade-in allowance for two used and obsolete Harbor Department lathes, awarding contract and authorizing the Harbor Commission to execute the same, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing signature of approval of the Acting City Mgr., reporting on bids for furnishing 448 feet of 24" reinforced concrete pipe and fittings, for the Harbor Department, recommending award to American Pipe and Construction Co., the low bid - two bids having been received - was presented.

RESOLUTION NO. 100000, recorded on Microfilm Roll No. 33, accepting bid of American Pipe and Construction Company for furnishing approximately 448 feet of 24" reinforced concrete pipe and fittings, awarding contract and authorizing the Harbor Commission to execute the same, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing signature of approval of the Acting City Mgr., reporting on bids for furnishing one 24" x 8" Planer, for the Harbor Department, recommending award to Western Metal Supply Co., the low bid meeting specifications - five bids having been received - was presented.

RESOLUTION NO. 100001, recorded on Microfilm Roll No. 33, accepting bid of Western Metal Supply Co. for furnishing one 24" x 8" Planer, awarding contract and authorizing the Harbor Commission to execute the same, directing the City Clerk to return all bid checks submitted, with exception of the checks submitted by the second low bidder and the third low bidder whose bids meet specifications, was on motion of Councilman of Swan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the Acting City Manager's signature of approval, reporting on bids for improvements of streets and public rights of way at Redwood and 32nd Streets, recommending award to R. E. Hazard Contracting Company, the low bid - four bids having been received - was presented.

RESOLUTION NO. 100002, recorded on Microfilm Roll No. 33, accepting bid of R. E. Hazard Contracting Company for the improvement of streets and public rights of way at Redwood and 32nd Streets, 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 Acting City Manager's signature of approval, submitting Resolution authorizing bids for furnishing Asbestos Cement Pipe, was presented.

RESOLUTION NO. 100003, recorded on Microfilm Roll No. 33, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Asbestos Cement Pipe, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the Acting City Manager's signature of approval, submitting Resolution authorizing bids for furnishing creosoted piles and Douglas fir creosoted timbers, was presented.

RESOLUTION NO. 100004, recorded on Microfilm Roll No. 33, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of 153 Douglas fir creosoted piles and 182 pieces Douglas fir creosoted timbers, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the Acting City Manager's signature of approval, submitting Resolution authorizing bids for furnishing 25 or more Radio Transmitter-Receivers, was presented.

RESOLUTION NO. 100005, recorded on Microfilm Roll No. 33, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of 25 or more Radio Transmitter-Receivers, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100006, recorded on Microfilm Roll No. 33, 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 various water mains in La Jolla, authorizing and directing the Purchasing Agent to proceed to publish notice to contractors calling for bids therefor, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the City Manager submitting Resolution authorizing him to issue the necessary orders and take steps for the City to take over the balance of contract work in connection with M. H. Golden Construction Company contract at the Sewage Treatment Plant, and to do any and all work necessary to place Digesters Nos. 4 and 5, directing withholding of payments until the City directs otherwise, was presented.

Said communication contains a detailed history of the contract and the work thereunder, and gives reasons for recommending that the City take over the work.

Also accompanying the City Manager's letter, was a report from the City Engineer, addressed to the City Manager, and transmitted to the Council with the City Manager's stamp of approval, containing the background resulting in the recommendation.

RESOLUTION NO. 100007, recorded on Microfilm Roll No. 33, authorizing and directing the City Manager to issue the necessary orders and take the necessary steps which will result in the City taking over the balance of the contract work covered by the contract for the reconstruction and enlargement of the Sewage Treatment Plant, and to do any and all work necessary to place Digesters Nos. 4 and 5, described in said contract (referred to in the early part of the Resolution) in proper condition for immediate service on behalf of the City by City forces, and to notify said contractor accordingly, authorizing and directing the City Auditor and Comptroller to withhold any further payment to the M. H. Golden Construction under the terms and provisions of the contract contained in Document No. 388775 on file in the office of the City Clerk until directed otherwise by Resolution of the Council, directing the City Clerk to serve or cause to be served a certified copy of said Resolution, together with a copy of the recommendation of the City Manager, upon the said M. H. Golden Construction Company, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

(The City Attorney filed in the office of the City Clerk acknowledgment of the receipt of a certified copy of said Resolution No. 100007, being upon the back of a copy thereof, reading "Received a certified copy of this Resolution No. 100007 this 27 day of October, 1950. M. H. GOLDEN COMPANY By (Signed) ROBERT M. GOLDEN").

RESOLUTION NO. 100008, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to do all the work in connection with landscaping and planting at the Alvarado Filtration Plant, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, 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.

Accompanying the Resolution was a 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 action provided for in the Resolution.

RESOLUTION NO. 100009, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to execute an agreement with Southern Pipe & Casing Co. and Carroll & Foster altering their respective contracts, being Documents Nos. 420625 and 419881, in accordance with the terms of the form of agreement heretofore filed with the City Clerk and bearing Document No. 424959, providing for extension of time for the furnishing of pipe and the installation of the same for a public improvement known as the Bonita Pipe Line Replacement, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Accompanying the Resolution was a communication from Southern Pipe & Casing Co., addressed to the Hydraulic Engineer, requesting the extension of time, and stating the reasons therefor, together with agreement for extension of time under the Southern Pipe & Casing Co. contract from Peerless Casualty Company for ninety days.

Also accompanying the Resolution was a communication from the Hydraulic Engineer, addressed to the Director, Water Department, and forwarded with the Director's stamp of approval.

RESOLUTION NO. 100010, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to execute an agreement with Donald R. Warren Co. for the conduct of a sub-surface foundation investigation at the site of a bridge across the San Diego River Floodway, generally identified as the Morena Boulevard Bridge and for the purpose of determining the character and kind of a foundation to be constructed to support said bridge, and for securing necessary data relative to subsurface conditions influencing the designs of said foundation, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, 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 authorization for such a contract.

RESOLUTION NO. 100011, recorded on Microfilm Roll No. 33, granting request of S. F. Nielsen, doing business as the Nielsen Construction Company, for an extension of time for a period of sixty days in which to complete the construction of the Linda Vista Library at 6950 Linda Vista Road, necessitated by delay due to refusal of carpenters to work under their agreement with the A.G.C., was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Accompanying said Resolution was communication from the City Engineer, bearing the Acting City Mgr.'s signature of approval, recommending granting the same, together with carbon copy of letter from the Nielsen Construction Company addressed to the City Engineer requesting the same.

RESOLUTION NO. 100012, recorded on Microfilm Roll No. 33, authorizing and directing the City Manager to execute an extension for a period of five years from September 19, 1950, of that contract between The City of San Diego and B. J. Primmer, doing business under the name of San Diego Seat Advertising Company, said contract being on file in the office of the City Clerk and designated as Document No. 323184 and said Extension of Contract being designated as Document No. 425047, provided that said extension of contract shall provide that the said B. J. Primmer shall maintain at least 700 benches during period of said extension shall be effective, and that at the termination of said five years, said contract shall be terminated and that no further option to extend shall be extended to the said B. J. Primmer, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Accompanying said Resolution was a verbal explanation made by the City Manager, in relation to the time elements involved.

RESOLUTION NO. 100013, recorded on Microfilm Roll No. 33, waiving penalties or liquidated damages due under contract between The City of San Diego and W. V. Hutchison for the construction of a storm drain in La Jolla Hermosa, as contained in Document No. 417735, necessitated by delay due to refusal of carpenters to work under their agreement with the A.G.C., was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Accompanying said Resolution was communication from the City Engineer, addressed to the City Manager, and forwarded to the Council with the Assistant City Manager's stamp of approval, recommending the same.

RESOLUTION NO. 100014, recorded on Microfilm Roll No. 33, requesting the Postmaster-General of the United States to direct the respective postmasters of San Diego and National City to take appropriate steps to give to the residents of Paradise Hills, within the City of San Diego, a San Diego post office address, requesting U.S. Representative Clinton D. McKinnon to take such steps as he deems necessary to carry into effect the intent of said Resolution, authorizing and directing the City Clerk to send a certified copy of said Resolution to the Postmaster-General and to Representative Clinton D. McKinnon, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100015, recorded on Microfilm Roll No. 33, authorizing the Civil Service Commission to place an advertisement in the National magazine "Survey", a technical publication devoted to social welfare workers, in order to recruit competent social welfare workers for the Social Welfare Department of The City of San Diego, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Said Resolution finds it to be in the best interests of the City to advertise in said nationwide publication.

RESOLUTION NO. 100016, recorded on Microfilm Roll No. 33, authorizing the Civil Service Commission to place an advertisement for applicants for Librarian III in two technical library publications, to-wit: the Library Journal and the Library Association Bulletin, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Said Resolution finds that in order to obtain eligibles for the position, it is in the best interest of the City to advertise in publications whose circulation is nation-wide.

RESOLUTION NO. 100017, recorded on Microfilm Roll No. 33, accepting the quitclaim deed of Mission Bay Lands, Incorporated, bearing date October 19, 1950, quitclaiming all its right, title and interest in and to all of Lot 60 Block 103 Ocean Bay Beach, lying between the northeasterly prolongation of the southeasterly lines of Lots 41 and 43 Block 13, to the mean high tide line, as adjudicated, 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. 100018, recorded on Microfilm Roll No. 33, granting R. P. Ramirez, 6452 Scimitar Drive, permission to construct a garage and use a small portion of the lot belonging to the City upon which the Encanto tank is located, together with right to cross said lot to gain access to said garage, on conditions set forth in said Resolution, upon a revocable basis, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Accompanying said Resolution was a communication from the Director, addressed to the City Attorney through the City Manager, and forwarded to the Council with the City Manager's stamp of approval, stating that application had been made by said R. P. Ramirez to purchase a portion of the City's land but that it is inadvisable to sell, and stating that there is no objection to granting a revocable use permit therefor.

The City Manager made a brief verbal explanation of the matter, along the same lines as set forth in the Director's communication.

Asked if this was a legal procedure, the City Attorney replied that the granting of a revocable permit for occupancy of the small portion of the City-owned land is proper.

ORDINANCE NO. 4577 (New Series), recorded on Microfilm Roll No. 33, amending Sections 75 and 75.1 of Ordinance No. 11648 (Plumbing Ordinance), as amended by Ordinance No. 4479 (New Series) relating to the materials used, 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 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.

Said Ordinance was declared to be an emergency measure, to take effect and be in force immediately upon its passage, for the reasons set forth in the preamble thereto.

ORDINANCE NO. 4578 (New Series), recorded on Microfilm Roll No. 33, appropriating the sum of \$15,000.00 from the Unappropriated Balance Fund, and transferring the same to the Advertising and Publicity Fund, for the purpose of providing funds to meet the payment to the San Diego Chamber of Commerce, as required by the terms of a contract to be entered into between said City and the San Diego Chamber of Commerce as authorized by Resolution of the Council, was on motion of Councilman Godfrey, seconded by Councilman Wincote, said Ordinance was 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. 4579 (New Series), recorded on Microfilm Roll No. 33, appropriating the sum of \$800.00 from the Unappropriated Balance Fund, and transferring the same to Account 411, Maintenance and Support, General Appropriations, for the purpose of providing funds for rental of property located at Columbia and E Streets for the balance of the Fiscal Year 1950-1951, 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.

ORDINANCE NO. 4580 (New Series), recorded on Microfilm Roll No. 33, establishing the official property line grades, curb grades, and positions of curbs on Carleton Street between the northwesterly line of Clove Street and the northwesterly line of Roseville, 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.

ORDINANCE NO. 4581 (New Series), recorded on Microfilm Roll No. 33, establishing the grade of the Alleys in Block 9 La Jolla Park; the Alley lying westerly of and contiguous to the northerly prolongation of the easterly line of the Alley in Block 9 La Jolla Park, and the Alley in Block 22 La Jolla Park:

- (1) The Alley in Block 9, between the northerly line of Pearl Street and the northerly line of said Block 9;
- (2) The Alley lying westerly of and contiguous to the northerly prolongation of the easterly line of the Alley in Block 9, between the northerly line of said Block and the southerly line of Block 21 said La Jolla Park;
- (3) The Alley in Block 21, between the southerly line of said Block, 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 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. 4582 (New Series), recorded on Microfilm Roll No. 33, establishing the grade of Acacia Street, between the northeasterly prolongation of the southeasterly line of Rigel Street and the westerly line of 36th 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 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. 4583 (New Series), recorded on Microfilm Roll No. 33, establishing the grade of Beryl Street, between the southwesterly line of Randall Street and a line produced northerly at right angles from a point on the southerly line of Beryl Street and distant 20.00 feet easterly along said southerly line from the intersection of the southerly line of Beryl Street with the northeasterly line of Pendleton 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 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. 4584 (New Series), recorded on Microfilm Roll No. 33, establishing the grade of Waverly Avenue, between the southerly line of Midway Street and the southerly line of Colima Street, 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 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 Kerrigan brought up the matter which had been presented earlier in the meeting, in connection with statements and allegations made in the political paper "Voters' Voice", and expressed the belief that the Council should take some definite action with irresponsible attacks made.

RESOLUTION NO. 100019, recorded on Microfilm Roll No. 33, requesting the City Attorney to prepare and present a letter addressed to the Grand Jury inviting and requesting it to make an investigation into the charges made in the "Voters' Voice" regarding alleged illegal acts, in Volume 3, No. 3, dated October, 1950, in connection with proposed location of public buildings on the Cedar Street Mall, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

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

RESOLUTION NO. 100020, recorded on Microfilm Roll No. 33, granting permission to the San Diego Junior Chamber of Commerce to use Montgomery Airport on October 28 and 29, 1950, for the purpose of holding the first annual San Diego Air Games, only with the permission of the Gibbs Flying Service, Inc., that no admission charge be made for attendance at said air show, that said Junior Chamber be authorized to charge 25¢ per car for parking, and to operate an eating concession at the field, upon the understanding that none of the proceeds from said eating concession shall be paid to the Gibbs Flying Service, Inc., or figure in the accounting due the City from said Gibbs Flying Service, Inc. as compensation for their lease-hold interest, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100021, recorded on Microfilm Roll No. 33, authorizing the City Manager to issue a permit for continued occupancy by the San Diego Blood Bank of its present site as at the present for one month from date of said Resolution, to provide for completion of its new site at 4231 Park Boulevard, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 100022, recorded on Microfilm Roll No. 33, referring to Conference the matter of the proposed Sign Ordinance, for consideration at the hour of 2:00 o'clock P.M., Tuesday, October 31, 1950.

There being no further business to come before the Council at this time, the meeting was adjourned, at the hour of 11:40 o'clock A.M., on motion of Councilman Swan, seconded by Councilman Kerrigan.

ATTEST:
FRED W. SICK, City Clerk

By August M. Hadstrom Deputy

George Kerrigan
Mayor of The City of San Diego, California

REGULAR MEETING
Chamber of the Council of The City of San Diego, California,
Tuesday, October 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 10:05 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, Vice Mayor George Kerrigan acted as Chairman.

The Minutes of Adjourned meeting of Thursday, October 26, 1950 (adjourned from Tuesday, October 24, 1950), and the Regular Meeting of Thursday, October 26, 1950, were presented to the Council by the Clerk, and upon motion of Councilman Schneider, seconded by Councilman Wincote, were approved without reading, after which they were signed by the Vice Mayor.

RESOLUTION NO. 100023, recorded on Microfilm Roll No. 33, amending Section 1 of Resolution No. 99754 awarding Mission Bay Recreation Facilities Bonds, 1950, and Library Bonds, 1950, to the best bidder, which section shall read: "Section 1. That the bid of Bank of America National Trust and Savings Association, and Associates, offering par, accrued interest to date of delivery, and a premium of \$1,369.00 for said MISSION BAY RECREATION FACILITIES BONDS, 1950, Bonds Nos. 1 to 400, inclusive, to bear interest at the rate of 4% per annum, Bonds Nos. 401 to 1200, both inclusive, to bear interest at the rate of 1-1/4% per annum, and Bonds Nos. 1201 to 2000, both inclusive, to bear interest at the rate of 1-1/2% per annum, all interest payable semiannually, and offering par, accrued interest to date of delivery, and a premium of \$1,369.00 for said LIBRARY BONDS, 1950, Bonds Nos. 1 to 400, inclusive, to bear interest at the rate of 4% per annum, Bonds Nos. 401 to 1200, both inclusive, to bear interest at the rate of 1-1/4% per annum, and Bonds Nos. 1201 to 2000, both inclusive, to bear interest at the rate of 1-1/2% per annum, all interest payable semiannually, is the highest and best bid for said bonds, and said bid is hereby accepted and the bonds awarded to said bidders in accordance with the terms of their proposal," was on motion of Councilman Schneider, 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.

At this time the Vice Mayor awarded service pins to the following City employees:

Fred J. Rimbach, Construction and Maintenance Foreman III, who has been employed since October 31, 1925, at Mount Hope Cemetery, a Division of the Department of Parks and Recreation. On October 31, he completed 25 years of continuous City service.

Miss Nera M. Judy, who first entered the City service in the office of the Civil Service Commission on October 25, 1920, and on July, 1947, became Assistant Personnel Director. On October 25, she completed 30 years of continuous City service.

The Vice Mayor offered his congratulations to both recipients of the awards, and Miss Judy responded with thanks. The Personnel Director, Raymond Kraw, was called upon and he said that Miss Judy had planned to retire and take a trip to South America, but that she had been persuaded to stay on with the City. William P. Elser, member of the City Civil Service Commission, was also present at the presentation of the awards.

The hour of 10:00 o'clock A.M. having arrived, 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 San Diego Lighting District No. 2, for a period of one year from and including July 1, 1950, to and including June 30, 1951, the clerk reported that one bid had been received, which bid was presented to the Council by the Clerk and opened and publicly declared upon motion duly made and seconded.

Said bid was as follows:

The bid of San Diego Gas & Electric Company, accompanied by certified check in the sum of \$1,578.56, written by San Diego Trust and Savings Bank, which bid was given Document No. 425193.

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 hearing on Resolution No. 99607 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 317 Reed and Daley's Addition, 29th Street, Public Rights of Way in Block 317 Reed and Daley's Addition, the Alley in Block 281 San Diego Land and Town Company's Addition, Public Rights of Way in Block 281 San Diego Land and Town Company's Addition, 28th Street, and Franklin Avenue, 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. 100024, recorded on Microfilm Roll No. 33, determining that the proposed improvement of the Alley in Block 317 Reed and Daley's Addition, 29th Street, Public Rights of Way in Block 317 Reed and Daley's Addition, the Alley in Block 281 San Diego Land and Town Company's Addition, Public Rights of Way in Block 281 San Diego Land and Town Company's Addition, 28th Street, and Franklin Avenue, within the limits and as particularly described in said Resolution, 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 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. 99608 of Preliminary Determination for the paving and otherwise improving of Mohawk Street and 72nd 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. 100025, recorded on Microfilm Roll No. 33, determining that the proposed improvement of Mohawk Street and 72nd Street, within the limits and as particularly described in Resolution No. 99608 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 Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 99706 of Preliminary Determination for the paving and otherwise improving of the Alleys in Block 18 Point Loma 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. 100026, recorded on Microfilm Roll No. 33, determining that the proposed improvement of the Alleys in Block 18 Point Loma Heights, within the limits and as particularly described in Resolution No. 99706 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 Swan, 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. 1958 made to cover the costs and expenses of 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 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, verbally, and no written appeals were presented.

RESOLUTION NO. 100027, recorded on Microfilm Roll No. 33, confirming and approving the Street Superintendent's Assessment No. 1958 made to cover the cost and expenses of 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, 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 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 the Street Superintendent's Assessment No. 1957, made to cover the costs and expenses of the installation of an Ornamental Street Lighting System in 49th Street, Lila Drive, Lorraine Drive, Lucille Drive and Louise Drive, within the limits and as particularly described in Resolution of Intention No. 94760, the clerk reported that written appeals had been received from Allen & Judith Hitch, David Starr, Chas. A. and Vena Lucille Miller, Mitchell Angus, Henry F. Huys, H. L. Close, James H. and Mary Alice McKim, Mrs. Herbert L. Chapman, Milton F. and Ethel Morgan, 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.

Allen Hitch spoke in behalf of several unidentified appealing property owners. He asked for a redistribution of the assessments according to benefits received

instead of as assessed.

The City Engineer made a verbal report upon the way the assessment had been made and spread. He said that there was a basis of 50% each on frontage and on area. He felt that to be the best system for levying the assessments upon the property in question. He said that he had tried various formulas, which he mentioned, but the one finally used was in his opinion the correct one.

Mr. Hitch thanked the City Engineer for his explanation, and said that all of the property owners appreciate the newly-installed lighting, but still felt that the method of assessing was not correct.

A "round table discussion" followed, with various property owners meeting with the City Engineer and members of the Council around maps and figures used in the assessment.

The City Attorney spoke, explaining the legal phases of assessments. He said that the City Engineer must make his assessment in accordance with benefits to property (not on a per-family, or some other method). The Attorney said that the Engineer might try some formula other than the one used, if the Council so directs.

Councilman Schneider moved to return the assessment roll to the City Engineer for a re-valuation and recommendation on a re-assessment, and continue the hearing for one week. The motion received no second.

Mrs. Ethel Morgan spoke regarding the cost to her property.

Councilman Swan wondered about the Engineer using a "4-phase" formula, instead of the one which he had used.

The City Engineer said that legal measurements of property used are indisputable, but that "usable area" formula would open up a field for argument. He wondered who would determine which of the canyon properties would be determined to be "usable" as a basis for the making of the assessment.

The City Attorney assessed valuation of the property, as someone had suggested, is not a legal basis for an assessment.

RESOLUTION NO. 100028, recorded on Microfilm Roll No. 3, continuing the hearing on the Street Superintendent's Assessment No. 1957, made to cover the costs and expenses of the installation of an Ornamental Street Lighting System in 49th Street, Lila Drive, Lorraine Drive, Lucille Drive and Louise Drive, within the limits and as particularly described in Resolution of Intention No. 94760, until the hour of 10:00 o'clock A.M. of Wednesday, November 8, 1950, and directing the City Engineer to attempt to "re-valuate the formula" for the assessment, was on motion of Councilman Godfrey, seconded by Councilman Wincote, 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 San Diego Lighting District No. 4, for a period of one year, from and including August 1, 1950, to and including July 31, 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, verbally, and no written protests were presented.

RESOLUTION NO. 100029, recorded on Microfilm Roll No. 33, confirming the Engineer's Report and Assessment for San Diego Lighting District No. 4, filed in the office of the City Clerk September 22, 1950, under Resolution of Intention No. 99259, and adopting the same as a whole, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

At this time a majority of the members of the Council executed undertaking for Loma Portal Lighting District No. 1, with San Diego Gas & Electric Company.

Petition of Warner Austin for permission to conduct fireworks display at Mission Beach Amusement Center, opposite the Miniature Golf Course, on November 11 or 12, 1950, from 10:00 P.M. to 10:30 P.M., was presented, together with recommendations for granting, subject to laws of the State and regulations of the State Fire Marshal,

RESOLUTION NO. 100030, recorded on Microfilm Roll No. 33, granting permission to the Mission Beach Company, by Warner Austin, Manager, to conduct a public display of fireworks at the Mission Beach Amusement Center, opposite the miniature golf Course, November 11 and 12, 1950, from 10:00 P.M. to 10:30 o'clock P.M., upon condition that the Mission Beach Company shall comply 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 the public display of fireworks, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of Disabled American Veterans, by Richard J. Cosgriff, for proclaiming November 9, 10, and 11, 1950, as D.A.V. "Forget-Me-Not" days and for permission to the San Diego Chapters 2 and 70 to hold sale on the streets those dates, and at the Balboa Stadium on November 11, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, said petition was referred to the City Manager.

Petition of The Military Order of the Purple Heart, by Irving W. Parker, Field Exhibits Representative, for permission to display one, and possibly two touring exhibits, at different periods of time during the ensuing year, to consist of exhibit housed in 28-foot mobile trailer unit, admission free, contributions permitted, was presented.

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

Claim of Harold L. Tomkiel, 497 Elm Avenue, Chula Vista, in the sum of \$44.05, for damage to car by a Police Department automobile, was presented.

RESOLUTION NO. 100031, recorded on Microfilm Roll No. 33, referring claim of Harold L. Tomkiel to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Claim of Jack Sicola, 421 E Street, in the sum of \$5,000.00, for personal injury when he stepped into a hole in the pavement adjacent to 824 - 4th Avenue, was presented.

RESOLUTION NO. 100032, recorded on Microfilm Roll No. 33, referring claim of Jack Sicola to Pacific Indemnity Co., was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Claim of Eula J. and Eugene A. Anderes, 7025 Amherst, in the sum of \$156.32, for damage to car by a City-owned truck, was presented.

RESOLUTION NO. 100033, recorded on Microfilm Roll No. 33, referring claim of Eula J. and Eugene A. Anderes to Pacific Indemnity Co., was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent recommending request of Wilbur-Ellis Co. for a 6-month extension period for the sale to it of City sewage sludge fertilizer, due to lack of sufficient digester capacity, resulting from faulty paint work at the Sewage Treatment Plant for which reason the City has been unable to deliver fertilizer in accordance with contract, was presented. Communication bears City Manager's stamp of approval.

RESOLUTION NO. 100034, recorded on Microfilm Roll No. 33, extending contract heretofore entered with Wilbur-Ellis Co. on the 12th day of May, 1950, for sale by the City and purchase of said Company of all of the heat dried sludge produced from raw sewage at the Sewage Treatment Plant located at 3375 East Harbor Drive, which the City may have for sale, less minor amounts required by the Departments of the City, for a period of six months commencing May 1, 1950, for a period of six months from and after November 1, 1950, upon the same terms and conditions as set forth in said contract, was on motion of Councilman Wincote, 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 400 or more metal-frame Park benches, recommending award for the furnishing of 500 to Giant Manufacturing Co. of Council Bluffs, Iowa, the low bid - there having been 9 bids - was presented.

RESOLUTION NO. 100035, recorded on Microfilm Roll No. 33, accepting bid of Giant Manufacturing Co. for the furnishing of 500 Metal Frame Park Benches, awarding contract and authorizing the City Manager to execute the same, directing the City Clerk to return all bid checks submitted, with exception of the checks submitted by the low bidder and the second low bidder, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent reporting on bids for installation of Sprinkler System in the Fish Market Building, located at Pacific Highway and Harbor Drive, recommending award to "Automatic" Sprinklers of the Pacific, Los Angeles, the low bid - there having been 2 bids - was presented.

RESOLUTION NO. 100036, recorded on Microfilm Roll No. 33, accepting bid of "Automatic" Sprinklers of the Pacific, Inc., for installation of a Sprinkler System in the Fish Market Building, for the Harbor Department, 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 Swan, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing approximately 33,000 feet of Communication Cable for the Electric Division, Public Works Department, was presented.

RESOLUTION NO. 100037, recorded on Microfilm Roll No. 33, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of approximately 33,000 feet of Communication Cable, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the City Manager recommending granting petition of C. M. Rodefer to grade the southwesterly half of San Diego Avenue between the southeasterly line of Trias Street and the northwesterly line of Witherby Street, by private contract, was presented.

RESOLUTION NO. 100038, recorded on Microfilm Roll No. 33, adopting the recommendation of the City Manager for granting petition of C. M. Rodefer to grade the southwesterly half of San Diego Avenue between the southeasterly line of Trias Street and the northwesterly line of Witherby Street, by private contract, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the City Manager recommending granting petition of Whitney Waterman Jr. and Dell H. Waterman, owners of Dellcrest Subdivision, for permission to grade a 20-foot roadway on Rhoda Drive from the intersection of Cabrillo Avenue to Mar Avenue, thence on Mar Avenue to the intersection of Dellcrest Lane, by private contract, was presented.

RESOLUTION NO. 100039, recorded on Microfilm Roll No. 33, adopting recommendation of the City Manager for granting petition of Whitney Waterman, Jr. and Dell H. Waterman to grade a 20-foot roadway on Rhoda Drive from the intersection of Cabrillo Avenue to Mar Avenue, thence on Mar Avenue to its intersection with Dellcrest Lane, by private contract, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on communication from the Exchange Club of San Diego suggesting use of portion of Morley Field, Balboa Park, for flying model aircraft, stating that the Director of Parks and Recreation reports that such activity has been unofficially permitted at times in the Morley Field area but complaints from residents in the vicinity regarding the noise have made it inadvisable to permit use of that area for said purpose, was presented.

The communication reports that a location has been selected which is suitable to all parties concerned, on City-owned land north of Montgomery Field, that the Public Works Department is now in the process of preparing the ground and expects to have the job completed by October 31.

On motion of Councilman Schneider, seconded by Councilman Swan, the City Manager's communication was ordered filed, together with the matter upon which it reported.

Communication from the City Manager returning communication from Aeronautical Mechanics Local 755 regarding renovation of the Plaza, together with copy of his reply which states that the City is desirous of proceeding with the project at an early date and that suggestions will be given careful consideration, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, 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 Mrs. E. Morrow relative to dog nuisance in the vicinity of 7424 La Jolla Boulevard, stating that the matter has been investigated by the Poundmaster, and the results of the investigation reported to the complainant, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the City Manager's communication was ordered filed, together with the matter upon which it reported.

At the request of the Council, the City Planning Director gave a rather detailed explanation of the next three items.

Communication from the City Manager reporting on accompanying communications in respect to the acceptance and dedication of a 40-foot service road along the north side of West Point Loma Boulevard, in Lot C of Loma Alta No. 2, stating that the road dedication, establishment of a 10-foot setback line and the closing of Alvarado Street are all a portion of a settlement of land exchange between the City, Evelyn Chang, and K. and E. Radar, was presented. The communication stated that the land exchange is in escrow at the present time and is being held subject to institution of proceedings for acceptance and dedication of the 40-foot road, the establishment of a 10-foot setback and the closing of Alvarado Street, and recommended that the offer and dedication be adopted by the City Council.

RESOLUTION NO. 100040, recorded on Microfilm Roll No. 33, accepting the offer of dedication of a 40-foot service road along the north side of West Point Loma Boulevard in Lot C of Loma Alta No. 2, requesting the City Property Division of the Purchasing Agent to secure such deed of easement, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Street Superintendent, bearing the City Manager's and the Director of Public Works's stamps of approval, recommending the closing of Alvarado Street in Pueblo Lot 211 as requested by the Planning Commission, stating that the street has never been opened for use and all the property owners affected concur, was presented.

RESOLUTION NO. 100041, recorded on Microfilm Roll No. 33, 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 Alvarado Street in Pueblo Lot 211, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, bearing the City Manager's stamp of approval, recommending that the City Attorney's office be directed to draft an ordinance to establish a 10-foot setback line along West Point Loma Boulevard in Lot C of Loma Alta No. 2, in connection with land exchange between the City, Evelyn Chang and K. and E. Rader, was presented.

RESOLUTION NO. 100042, recorded on Microfilm Roll No. 33, adopting recommendation of the Assistant Planning Director in the matter of establishment of a 10-foot setback line on Lot C Loma Alta No. 2, along West Point Loma Boulevard, a portion of which is owned by the City of San Diego, requesting the City Attorney to prepare the proper ordinance to effect said setback, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, reporting on hearing initiated by Council Resolution No. 99468 at the time of the appeal on the McKinnon property to permit a masonry wall to be built to the front property line on the south side of Pacific Beach Drive, between Dawes and Everts Streets, stating that there have been several written protests against the removal of the setback line and that the office could not recommend removal because of its adverse effect upon the already-constructed properties, and recommending denial of the setback line removal, was presented.

The Planning Director told the Council about the history of the proposed setback removal proceedings.

RESOLUTION NO. 100043, recorded on Microfilm Roll No. 33, adopting recommendation of the Assistant Planning Director that the 15-foot setback be maintained along Pacific Beach Drive, between Dawes Street and Everts Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, reporting on petition of R. L. Haniman for rezoning portions of Lots F, Q, R, S, and T in Block A of Bird Rock Villas from the existing R-4 Zone to Zone RC, which would square out the RC Zone which now exists on the southwest corner of La Jolla Boulevard and Midway Street, and recommending that the matter be forwarded to the City Attorney's office for drafting of an ordinance prior to setting it for a hearing before the Council, was presented.

The Planning Director explained the matter, briefly, to the Council.

On motion of Councilman Schneider, seconded by Councilman Swan, the matter was referred to the City Attorney for preparation and presentation of the necessary Ordinance incorporating said property into RC Zone.

Communication from the Planning Commission, signed by the Asst. City Planning Director, recommending amendment to Resolution No. 98606 suspending portions of the Subdivision Ordinance re the Tentative Map of Plumosa Manor Unit No. 2, was presented.

RESOLUTION NO. 100044, recorded on Microfilm Roll No. 33, amending Resolution No. 98606, to add the suspension of Sections 3J8, 3H4, 5C of the Subdivision Ordinance in connection with the Tentative Map of Plumosa Manor Unit No. 2, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from North Park Business Club, signed by R. J. Dowling, Jr., President, thanking the Council for cooperation in construction of the recently-installed storm sewers at Thirtieth and University and vicinity, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said communication was ordered filed.

Communication from The Ocean Beach Jeans and Calico Club, signed by Enar Olson, President, thanking the City for putting the matter of solving the acoustical problems of the Ocean Beach Community Center auditorium in number one position, was presented.

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

RESOLUTION NO. 100045, recorded on Microfilm Roll No. 33, directing notice of the filing of the Street Superintendent's Assessment No. 1967 made to cover the costs and expenses of the work done upon the paving and otherwise improving of portion 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 Wincote, adopted.

RESOLUTION NO. 100046, recorded on Microfilm Roll No. 33, directing notice of the filing of the Street Superintendent's Assessment No. 1966 made to cover the costs and expenses of the work done upon the paving and otherwise improving of portions 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 Wincote, adopted.

RESOLUTION NO. 100047, recorded on Microfilm Roll No. 33, directing notice of the filing of the Street Superintendent's Assessment No. 1965 made to cover the costs and expenses of the work done upon 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 Wincote, adopted.

RESOLUTION NO. 100048, recorded on Microfilm Roll No. 33, directing notice of the filing of the Street Superintendent's Assessment No. 1964 made to cover the costs and expenses of the work done upon 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 Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100049, recorded on Microfilm Roll No. 33, directing notice of filing of the Street Superintendent's Assessment No. 1963 made to cover the costs and expenses of the work done upon 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 Wincote, adopted.

RESOLUTION ORDERING WORK NO. 100050, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of the Alley in Block 175 San Diego Land and Town Company's Addition, and Sampson Street, within the limits and as particularly described in Resolution of Intention No. 99505, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 100051, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Maple Street, Vancouver Avenue, and Kalmia Street, within the limits and as particularly described in Resolution of Intention No. 99507, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 100052, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Opal Street, within the limits and as particularly described in Resolution of Intention No. 99508, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 100053, recorded on Microfilm Roll No. 33, for the installation of an ornamental street lighting system in 30th Street, within the limits and as particularly described in Resolution of Intention No. 99509, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100054, recorded on Microfilm Roll No. 33, 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 on or along the streets within University Avenue Lighting District No. 1, for a period of one year from and including August 7, 1950, to and including August 6, 1951, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100055, recorded on Microfilm Roll No. 33, 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. 3, for a period of one year from and including August 7, 1950, to and including August 6, 1951, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 100056, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of the Alley in Block 19 Fairmount Addition to City Heights, and Public Right 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. 100057, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Boston Avenue and 37th 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. 100058, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Emerald 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. 100059, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Evergreen 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. 100060, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Oliphant Street, Poe Street and Locust Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 100061, recorded on Microfilm Roll No. 33, for the paving and otherwise improving of Quimby Street, and Chatsworth Boulevard, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 100062, recorded on Microfilm Roll No. 33, for the furnishing of electric current for the lighting of the ornamental street lights located in Pacific Beach Lighting District Number One, for a period of one year from and including September 1, 1950, to and including August 31, 1951, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 100063, recorded on Microfilm Roll No. 33, for the closing of portion of Radio Station Road, as more particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100064, recorded on Microfilm Roll No. 33, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Emerald Street, within the limits and as particularly described in Resolution of Intention No. 98196, 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 Swan, adopted.

RESOLUTION NO. 100065, recorded on Microfilm Roll No. 33, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Evergreen Street and Dickens Street, within the limits and as particularly described in Resolution of Intention No. 97693, directing the City Clerk at the same time of said approval to certify the fact and date thereof and immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100066, recorded on Microfilm Roll No. 33, approving diagram of the property affected or benefited by the work of improvement to be done on 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, 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 Swan, adopted.

RESOLUTION NO. 100067, recorded on Microfilm Roll No. 33, approving diagram of the property affected or benefited by the work of improvement to be done on 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, directing the City Clerk at the same time of said approval to certify the fact and date thereof and immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100068, recorded on Microfilm Roll No. 33, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Tourmaline Street and Sapphire Street, within the limits and as particularly described in Resolution of Intention No. 98043, 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 Swan, adopted.

RESOLUTION NO. 100069, recorded on Microfilm Roll No. 33, granting permission to property owners to install water mains and appurtenances in Montezuma Road and Yerba Santa Drive, 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. 424413, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100070, recorded on Microfilm Roll No. 33, authorizing and directing the Purchasing Agent to advertise for a period of at least five days in the official newspaper of the City, of Lots 41 and 42 Block 78 University Heights, for the reason that said property is no longer needed for City purposes, finding that an appraisal has been made by a qualified real estate appraiser and the value thereof as determined by the appraiser is the sum of \$9,750.00, determining that the minimum sum which the Council will consider is \$9,750.00, reserving the right to reject any and all bids received, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100071, recorded on Microfilm Roll No. 33, authorizing and directing the Purchasing Agent to sell scrap steel, cast-iron, and brass which is no longer desirable for use or retention by the City, belonging to Division of Shops, Department of Public Works, and Water Distribution Department, and temporarily stored at City Shops and at Kettner and Vine Street Pipe Yard, all expenses of advertisement and sale to be deducted from proceeds received from such sale, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100072, recorded on Microfilm Roll No. 33, approving the recommendation of the City Planning Director, approved by the City Manager, for the dredging and filling of a triangle bounded on the east by Midway Drive, on the south by the north levee of the Flood Channel and on the west by the proposed extension of Sunset Cliffs Boulevard, at a cost not to exceed \$105,000.00, authorizing and directing the Mission Bay Office of the City to proceed with the plans and specifications for said work, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Accompanying said Resolution was a communication from the City Planning Director, addressed to the Mayor and City Council, bearing the City Manager's stamp of approval, making the recommendation which resulted in adoption of Resolution No. 100072. The communication stated that at a meeting of the Advisory Committee (Mission Bay Advisory Committee) on October 4 the matter was discussed and its opinion the City should proceed with the dredging and filling on a modified plan to conform to the above description, and stating that unless the area is filled there may be some recurrence of the mosquito menace due to stagnant water pools.

The City Planning Director made a verbal report to the Council in the matter, and showed plats of the areas proposed to be filled by the City. He said that the work would accomplish two purposes, namely: to provide more deep-water area, and create beautiful land.

The City Manager made a brief verbal report, substantiating the Planning Director's statements.

RESOLUTION NO. 100073, recorded on Microfilm Roll No. 33, authorizing and directing the City Manager to continue the employment of nurses at the Blood Bank for the month of November, 1950, upon the same terms and conditions as set forth in the various contracts of employment of said nurses, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100074, recorded on Microfilm Roll No. 33, 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 property in Block G Turnbills Subdivision, Block 2 McLaren's "H" Street Addition, and Block 87 San Diego Homestead Union, as more particularly described in said Resolution, requesting that all taxes against the same, together with all penalties and other expenses in connection therewith be cancelled, and that all deeds to the State of California for delinquent taxes thereon be cancelled, and authorizing and directing the 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. 100075, recorded on Microfilm Roll No. 33, accepting the deed of Charles H. Brown and Ella Mae Brown, bearing date October 27, 1950, conveying an easement and right of way for street purposes in portion of Pueblo Lot 1120, setting aside and dedicating the same to the public use as and for a public street, and naming the same Camino del Rio, 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.

ORDINANCE NO. 4585 (New Series), recorded on Microfilm Roll No. 33, dedicating portions of Quarter Sections 101, 102 and 103, being public land, in Rancho de la Nacion, for and naming the same Reo Drive and Alleghany 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---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 City Manager requested, and was granted, unanimous consent to present the next matter of business, not listed on the Council's agenda:

Communication from La Jolla Beach and Tennis Club, addressed to the City Manager, telling of difficulty in complying with the 1/4 of an inch fall per foot required by plumbing Ordinance No. 11648, in connecting with the new main sewer line recently installed in La Jolla, requesting permission to the work where the grade is approximately 1/8 of an inch per foot, was presented.

RESOLUTION NO. 100076, recorded on Microfilm Roll No. 33, granting permission to La Jolla Beach & Tennis Club, 2000 Spindrift Drive, La Jolla, to install house sewer lines within property at less than 1/4" grade, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Godfrey, seconded by Council Schneider, at the hour of 11:12 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk.

George Kerrigan
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, November 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 Mayor at the hour of 10:00 o'clock A.M.

Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Mayor Knox
Absent---Councilman Godfrey
Clerk----Clark M. Foote, Jr.

Before any actions had been taken or matters presented to the Council, but after the roll call on attendance had been taken, Councilman Godfrey entered the meeting.

Councilman Chester E. Schneider requested, and was granted, unanimous consent to present the next matter, not listed on the Council's agenda:

Councilman Schneider handed to the Clerk a communication and a clipping from the Evening Tribune of Wednesday, November 1, 1950, in connection with the newspaper article quoting Mayor Knox as stating, "the Real Estate Lobby got to Schneider", referring to Mr. Schneider's opposition to the proposition numbered F on the November 7, 1950, ballot dealing with off-street parking, which communication was read at his request.

The communication told of Mr. Schneider's effort to have the proposition left off the ballot until the Spring election, and that when he had time to study it and realized the dangerous possibilities it contained he voted with Councilman Swan "against putting this scheme on the ballot." The communication stated that the Mayor's statement his "having been got to by the Real Estate Lobby" infers that he was bribed or persuaded to change his stand by that group is completely untrue and that he demanded that the Mayor publicly withdraw his false accusation.

Mr. Schneider spoke, and asked for an apology by the Mayor.

Mayor Knox replied by saying that he has no apology to make for his statement. He explained the proposition as presented on the ballot, and said that it is "not loosely drawn" as charged by Mr. Schneider. He added that Mr. Schneider had favored the measure, but had changed his mind, and spoke of the many motions made by Mr. Schneider, in Council Conference in connection with the matter.

Councilman Schneider then re-iterated that he wanted an apology from the Mayor, who, he inferred, charged "crookedness".

Councilman Wincote spoke regarding the Council background of the issue leading to the placing of the proposition upon the ballot.

The Mayor said, again, that he has no apology to make. He stated that the City Attorney had worked out the measure on the best advice of a recognized Revenue Bond Attorney who is an expert in such matters. He asked the City Attorney if the measure had been loosely drawn.

The City Attorney said that the proposition had not been "loosely drawn", and pointed out that it had been prepared by his experienced assistant and by tax experts. He said that after all, the decision will be made by the voters. Councilman Schneider said that he "is man enough to admit his mistake". Thereupon, the matter was closed.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on Resolution of Intention No. 99506, 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, Lot 1 Tract 1385, and Lot 41 Encanto, within the limits and as particularly described in said Resolution, Councilman Dail opened the hearing by saying that the matter had been referred to the City Engineer a week ago.

The City Engineer made a verbal report in which he said that there is a 5.8% district protest, 19.9% protest in the block affected. He spoke about the matter of a grade change in order to avoid filling of adjoining properties which matter had been brought up at the original hearing.

The following property owners appeared at the Council tables resulting in a "round table" discussion of looking at maps with the City Engineer, etc:

Mrs. John Swanson, 515 - 63rd Street; Lee C. Shirley, 531 - 63rd Street; R. C. Fleischer, representing the Baptist Mission Society; Mrs. Dene Combs, 547 - 63rd Street; all of whom appeared to be opposed to least some phase of the improvement.

The City Engineer explained to the group the effects of grades upon property and upon the drainage.

Councilman Dail said that there are not enough protests in the district to abandon the project, and spoke of the long planning it had taken to get the proceedings up to the present point, and said that residents and property owners in the district had been pleading for improvements for years.

Mrs. Combs, who said that she is the one most affected by the grade, stated that she is willing to have it left as is.

The City Engineer told of drainage needs, and the City being liable for damage resulting from failure to provide it.

Councilman Dail pointed out, again, that the improvement request comes from the property owners - not from the City's administration as charged by some in the area who contend that the improvement costs are being forced upon them.

The City Engineer said that the work might be done during the rainy season, taking into consideration the length of time needed for the various steps of the proceeding.

The Mayor opposed work during the rainy season, and said that in his opinion none should be permitted then, stating that a poor job is the result.

Mrs. Combs proposed holding off until there is a rain, so that the City can see how it actually looks at that time. She asked for the cheapest type of paving.

The City Engineer and the Mayor said that under a public proceeding the light, cheap surfacing that Mrs. Combs suggested, could not be laid down.

The City Engineer said that he would not recommend a permanent paving on the present grade, that it would wash out.

Councilman Dail wondered if the City could fill the low-lying lots.

The City Engineer replied to Mr. Dail's question that the City cannot improve private property. He said that the contractor could put the surplus dirt, of which there will be a sizable quantity, on the low lots if arrangements are made between him and the property owners.

Councilman Dail wanted to know if the City could contribute to the drainage cost, pointing out that such had been done in other instances.

The City Attorney answered Mr. Dail's question said that the City could put money into the project for the drainage, but not at this point in the proceedings. He said that the proceedings would have to be abandoned, and started over, with a declaration that moneys would be appropriated.

Councilman Dail said that property owners now only need the improvement, but want it as soon as possible.

Councilman Wincote said that delay caused by backing up and starting over would not take too long, considering the anticipated rains which could cause postponement, automatically, of the improvement.

John G. Vanstrom spoke, and urged the City to go ahead with the improvement as soon as possible.

The Mayor pointed out that any contribution made by the City to the drain would have to be done on an entire district basis, not for a particular section of the assessment district.

Councilman Dail, although he sought to avoid any undue delays, said that to do the work during the rainy seasons creates a mess.

Mr. Vanstrom spoke against further delays, and said that property owners in area want the work to go ahead now. He spoke about the condition of the streets which is such that it is wrecking the cars.

Mrs. Dorothy Evans wants the Council and Engineer "to do their duty", and said that a delay could be had if it would be of benefit to the property owners to postpone the improvement a short while.

Paul Edwin Polman, who referred to himself as a new property owner in the district, said that "no one talked to him" about the improvement. He asked that there be no undue delays, and said that he is representing the new people in the area. He contended that the old-time residents may want to hold up the project, but that he and the other new property owners do not. He stressed the point that the owners of property on one street are holding up the entire improvement.

The City Engineer said that 66% of the property owners on 63rd Street are in favor of the improvement, being the block upon which the discussion about drainage and grade centered.

Councilman Kerrigan moved to overrule the protests, but there was no second.

In line with the discussion of whether the City could contribute to the drainage cost, the Mayor said that the City has already spent thousands of dollars to correct the drainage situation by making improvements to the creek which drains the area.

The question then arose as to the procedure to be followed if the contribution were to be made. Councilman Dail said that he wanted it definitely determined if the City would put money into the project before abandoning the present proceedings. That resulted in the following resolution:

RESOLUTION NO. 100077, recorded on Microfilm Roll No. 33, determining that the City of San Diego shall contribute \$2,000.00 toward the cost of drainage in the proceedings for the paving and otherwise improving of Brooklyn Avenue, 63rd Street, 64th Street, Broadway, and Public Rights of Way, within the limits and as shown in former Resolution of Intention No. 99506, with the City doing the drainage work, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100078, recorded on Microfilm Roll No. 33, abandoning proceedings for the paving and otherwise improving of Brooklyn Avenue, 63rd Street, 64th Street, Broadway and Public Rights of Way, within the limits and as particularly shown in Resolution of Intention No. 99506, directing the City Engineer to re-design said improvements as hastily as possible, with the City of San Diego doing the main drainage work with funds authorized by Resolution No. 100077, the tie-in drainage to be included in the job, and the proper grades for the improvement to be as indicated by the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

The Mayor requested, in behalf of the City Attorney, unanimous consent which was granted, to present the next matter not listed on the Council's agenda:

A communication from the City Attorney, dated November 2, 1950, referring to statements made in a printed advertisement in connection with the campaign for Supervisor in the County of San Diego which contained statements reflecting upon the activities of members of the Council in connection with the recent controversy over the Cedar Street Mall, and directing that the same be submitted to the Grand Jury for consideration, was presented and read.

Said communication states that he is in receipt of a communication from the District Attorney, and quotes an excerpt taken from the minutes of the report of the Grand Jury for 1949 on file with the Clerk, which excerpt reads as follows:

"Paragraph (f) - Cedar Street Mall:

'Allegations of intended graft in connection with the development of the Mall were examined into and found to be unsupported.'

On motion of Councilman Kerrigan, seconded by Councilman Swan, the communication was ordered filed.

Also submitted, was a letter from the District Attorney, addressed to the City Attorney, under date of November 2, 1950, on the same subject, which was read also.

On motion of Councilman Kerrigan, seconded by Councilman Swan, the communication was ordered filed.

At this point the City Attorney spoke regarding the articles in the "Voters' Voice", which had been the basis for the letters just mentioned. He said that there is not, and never has been anything illegal in the City's actions, concerning the location of public buildings, known as the "Cedar Street Mall", and he averred that the editor of that publication knows that he is lying.

The hour of 10:00 o'clock A.M. having arrived, being the time to which the two appeals of Jeanne B. Fiori from the decisions of the Zoning Committee in connection with her applications for zone variances on the south half of Lots 11 and 12 Block 192 and Block 155 Pacific Beach had been continued, letters from S. M. Stayer, et al, and from S. M. Stayer, protesting the variance, were presented after having been filed by Lt. Stayer.

Report from the City Attorney, signed by Harry S. Clark, Deputy, and approved by the City Attorney, stating that "since the properties were divided prior to the zoning which was placed on it some 7 years later, and an additional restriction was adopted 9 years later than the zoning classification, prohibiting building on properties not fronting on a public street, it is the opinion of this office that the petitioner is entitled to use the properties according to the zoning classification and the building regulations existing at the present time," was read.

Councilman Kerrigan moved to sustain both appeals, which motion was seconded by Councilman Dail. (Before the motion could be voted upon, it was withdrawn).

The City Planning Director spoke, before the roll was called on the previously-mentioned motion. He said that Mr. Clark had not consulted with him in the matter, and said that there are several other phases of the zoning ordinances which need to be studied before final action is taken. He asked for a continuance, because he said that a decision could be far-reaching, and could affect other similarly-situated properties. He said that there are other details which need to be worked out.

V. J. Dorman, attorney for Mrs. Fiori, said that he can be at a continued hearing next week if the Council wishes to postpone the matter, as suggested by Mr. Rick, the Planning Director. He said that he is willing to meet with Mr. Rick and with the City Attorney.

Lt. Stayer asked that if the matter be continued, it be for a period of two weeks, instead of one, so that he might be present.

On motion of Councilman Swan, seconded by Councilman Kerrigan, said hearing was continued until the hour of 10:00 o'clock A.M. of Thursday, November 16.

Councilman Dail was excused from the meeting at this time.

The hour of 10:00 o'clock A.M. having arrived, the time set hearing on the appeal of Grace M. Henley, and others, from the decision of the Zoning Committee in granting by its Resolution No. 5052 a variance to the provisions of Ordinance No. 12321, to permit Harry Phelps to build a single-family residence and garage with a 19-foot setback on the northwest 65 feet of the southwest 105 feet of Lot 1 Block 529 Old San Diego, on the easterly corner of Pine and Trias Streets, in Zone R-1, a report from the Zoning Engineer was presented and read.

Grace M. Henley spoke, and said that her property would be damaged if the setback of 25 feet is not observed, and that view now afforded her property will be cut off.

The City Planning Director explained the background of the property and the proceedings leading up to the variance. He referred to the large old residence on the adjoining property, which has an exceptionally deep setback.

Mrs. Ruth M. Sparks presented a written protest, being a copy of one on file with the City Clerk, from Willis W. and Kate G. Brown (it was returned later, inasmuch as

the original was in the City Clerk's files). She said that she does not want her view cut off.

Earl Hillman, builder representing Harry Phelps, said that there is practically now view that would be lost by the variance.

Leo Calland, 4455 Trias Street, said that he wants an open space between his house and the Phelps residence.

RESOLUTION NO. 100079, recorded on Microfilm Roll No. 33, denying the appeal of Grace M. Henley and others from the decision of the Zoning Committee in granting variance to the provisions of Ordinance No. 12321 to permit Harry Phelps to build a single-family residence and garage with a 19-foot setback on the northwest 65 feet of the southwest 105 feet of Lot 1 Block 529 Old San Diego, on the easterly corner of Pine and Trias Streets, in Zone R-1, sustaining said decision, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on appeal of Fred B. and Elizabeth W. Waters from the decision of the Zoning Committee in denying by its Resolution No. 5047 application for variance to the provisions of Ordinance No. 32 (New Series) and Ordinance No. 8924 Section 12 to permit division into two building sites and construction of a single-family residence on each, of the southeast 1/4 (except the north 50 feet and except the south 100 feet) of Pueblo Lot 175, on the east side of Rosecrans Street, 100 feet north of Rogers Street, in Zone R-1, one of which building sites having no street frontage but served by a 10-foot easement, a report from the Zoning Engineer, was presented and read.

V. J. Dorman, attorney for Colonel Waters, requested that the Council hear the written appeal, which he read. He thought that the application for the variance might not be necessary (as in the Fiori case, shown heretofore in these Minutes). Mr. Dorman thought that the matter should be referred to the City Attorney for interpretation.

The City Planning Director made a verbal report, in which he said it might be necessary to discuss the matter with the City Attorney. He said that the Zoning Committee had the right, in his opinion, to take the action which it had. Referring to an earlier zone variance, he said that Colonel Waters did not build within the six months period required under a 1937 zone variance.

Harvey Atherton, attorney, spoke in behalf of Mr. Kucera, adjoining property owner, and protest the second building as requested in the variance. He said that Mr. Kucera had paid \$40,000.00 for his property on account of its fine location in a choice neighborhood. He said that all the lots are large, with single-family residences, in the area. He said that the breaking of the existing zone requirements would destroy other property values in the area. He stated that Colonel Waters wants to build for rental purposes, and that other residences are owner-occupied; does not want "commercialism" in the district. Mr. Atherton urged that the little fine residential area left, be permitted to remain as such.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, the matter was referred to the City Attorney for conferences with the interested parties, and the hearing was continued until the hour of 10:00 o'clock A.M., of Thursday, November 16, 1950.

Application of C. M. Rodefer, Box 1249, San Diego 12, Land Title Building, San Diego, for permission to make excavation on private property in Lots 2 and 3 Block 537 Old San Diego, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, said application was referred to the City Manager.

Petition of Chester H. Tucker, Box 40, R. 1, Del Mar, for permission to start annexation proceedings as provided by the Annexation Act of 1913, of property known as Del Mar Terrace Subdivision, more particularly described in said petition, subject to the outstanding obligations and liabilities of the City of San Diego, was presented.

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

Communication from the Harbor Department, signed by the Port Director, submitting Resolution approving agreement for amendment to Tideland Lease with John S. Lyons, was presented. Said lease covers premises used for operation of a restaurant on the 28th Pier, and recommendation is based upon the fact that construction of the Pier extension began shortly after October 4, 1949, and because traffic has been blocked on the extreme end of the pier on which the premises are located, the Harbor Commission has agreed to abate the rent from October 1, 1950, until construction is completed.

RESOLUTION NO. 100080, recorded on Microfilm Roll No. 33, ratifying, confirming and approving agreement for amendment of tideland lease with John S. Lyons under Document No. 394561, which amendment is on file in the office of the City Clerk under Document No. 425274, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Prior to consideration of the next-mentioned communication from the Purchasing Agent, E. W. Barry, representing Hercules Oil Company, spoke, referring to the bids submitted for furnishing the City's requirements of fuel oil for the period of November 1, 1950 to and including June 30, 1951, on which two bids had been received on October 25, 1950. Mr. Barry made reference to "increase on quotation". He expressed the belief that it was not to the best interest of the City to accept recommendation of the Purchasing Agent, which might result in the City ultimately paying more. He said that Hercules bid would protect the City and the tax payers.

The Mayor said that no one could tell at this moment whether prices specified, on the increase or decrease scale, would be a detriment to the City, but that those who have given study to the matter feel that acceptance of Pep's Kerosene Service would be of advantage to the City, and that the City Manager and Purchasing Agent had so recommended.

Asked for a statement, the City Manager told the Council, verbally, that in his opinion the bid of Pep's Kerosene Service is the low and best bid, and that he so recommended.

RESOLUTION NO. 100081, recorded on Microfilm Roll No. 33, accepting bid of Pep's Kerosene Service for the furnishing of the City's requirements of Fuel Oil and Diesel Oil for the period November 1, 1950, to June 30, 1951, awarding contract and authorizing and directing the City Manager to execute the same, 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 furnishing one 20-h.p. midget size Track-Laying Tractor, recommending award to the Crook Company of Los Angeles, the low bidder substantially meeting City specification, was presented.

RESOLUTION NO. 100082, recorded on Microfilm Roll No. 33, accepting bid of Crook Company for the furnishing of one Midgi-Krawl Tractor, complete with hydraulic angledozer, awarding contract therefor and authorizing and directing the City Manager to execute the same, authorizing and directing the City Clerk to return all bid checks submitted with exception of the checks submitted by the low bidder and second low bidder, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager, reporting on amended claim of the Pacific Telephone and Telegraph Company, referred to him by the Council on October 26, 1950, stating that it should be referred to the insurance company in conformance with the established procedure, was presented.

RESOLUTION NO. 100083, recorded on Microfilm Roll No. 33, referring the amended claim of The Pacific Telephone and Telegraph Company, case No. 27315, to the Percy H. Goodwin Company (to whom the original claim was referred), was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the Park and Recreation Director, addressed to the City Manager, forwarded to the Council by the City Manager, reporting on the 52nd Annual Conference of the League of California Cities which he attended, was presented.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, said communication was ordered filed.

Communication from the City Traffic Engineer, bearing the City Manager's stamp of approval, reporting on the National Meeting of the Institute of Traffic Engineers at which he presented a paper, was presented.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, said communication was ordered filed.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of Woodland Terrace Unit No. 2, subject to the posting of an adequate bond to insure the installation of the required improvements, was presented.

RESOLUTION NO. 100084, recorded on Microfilm Roll No. 33, authorizing 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 Woodland 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 Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100085, recorded on Microfilm Roll No. 33, adopting Map of Woodland Terrace Unit No. 2 and accepting Tarento Drive, Savoy Street, Garden Lane, portion of Catalina Boulevard and unnamed easements shown thereon for public purposes, declaring said streets and easements to be public streets and easements and dedicated to the public use, 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 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 Swan, seconded by Councilman Kerrigan, adopted.

Copy of communication from The Atchison, Topeka and Santa Fe Railway Company, addressed to the Public Utilities Commission of California, for authority to construct a spur track across Nutmeg Street, was presented.

On motion of Councilman Swan, seconded by Councilman Godfrey, the matter was referred to the City Manager. (The application was granted by the City, under its Resolution No. 99778 adopted October 10, 1950 - the City's connection therewith having been completed as of that date).

Communication from League of California Cities, signed by Richard Carpenter, Legal Counsel, expressing concern that nothing is being done to assure the passage of Proposition No. 8 upon the November 7, 1950, ballot, relating to salaries of the Councilmen, including Mayors in the Sixth Class cities, was presented.

Councilman Wincote moved to refer the matter to Council Conference, which motion was seconded by Councilman Swan.

Councilman Swan then pointed out that the next meeting of the Council would be the day after the election, he thought that consideration might well be given to the matter at this time.

The City Attorney and the Mayor pointed out that the proposition is con-

cerned with a class of cities which would have no effect upon the City of San Diego.

Before being voted upon, said motion was withdrawn.

On motion of Councilman Schneider, seconded by Councilman Swan, said communication was ordered filed.

Communication from Sales Managers Club of San Diego, 205 Fifth Avenue Building, 521 B Street, signed by M. D. Rodgers, president, and Rex Gorton, secretary, thanking the Council for its assistance and support of the recent Sales Congress and Rally, was presented.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, said communication was ordered filed.

Communication from Great American Indemnity Company, dated October 30, 1950, signed by Max H. Seeger, representative, requesting denial of claim of Mrs. Helen Dull, 9432 Fuerte Drive, La Mesa, California, arising out of injury occurring on April 28, 1950, in the sum of \$860.29, was presented.

RESOLUTION NO. 100086, recorded on Microfilm Roll No. 33, denying the claim of Mrs. Helen Dull, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from Great American Indemnity Company, dated October 30, 1950, signed by Max H. Seeger, representative, requesting denial of claim of Veida Hamilton, 3410 Isla Vista Drive, San Diego, arising out of property damage occurring on April 28, 1950, in the sum of \$763.44, was presented.

RESOLUTION NO. 100087, recorded on Microfilm Roll No. 33, denying the claim of Veida Hamilton, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from Great American Indemnity Company, dated October 30, 1950, signed by Max H. Seeger, representative, requesting denial of the claim of Mrs. Esther Hidde, 5355 Collier Ave., San Diego, arising out of personal injury occurring on April 28, 1950, in the sum of \$4500.00, was presented.

RESOLUTION NO. 100088, recorded on Microfilm Roll No. 33, denying the claim of Mrs. Esther Hidde, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from Great American Indemnity Company, dated October 30, 1950, signed by Max H. Seeger, representative, requesting denial of claim of Clavin W. Jaques, 204 West Lewis Street, San Diego, arising out of injury occurring on April 20, 1950, in the sum of \$67,000.00, was presented.

RESOLUTION NO. 100089, recorded on Microfilm Roll No. 33, denying the claim of Clavin W. Jaques; was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from Great American Indemnity Company, dated October 30, 1950, signed by Max H. Seeger, representative, requesting denial of claim of John K. Kirkman, 4555 University Ave., San Diego, arising out of property damage occurring on April 28, 1950, in the sum of \$264.40, was presented.

RESOLUTION NO. 100090, recorded on Microfilm Roll No. 33, denying claim of John K. Kirkman, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from Great American Indemnity Company, dated October 30, 1950, signed by Max H. Seeger, representative, requesting denial of claim of Anna Lee Lewis, 7377 Mt. Vernon Ave., Lemon Grove, Calif., arising out of injury occurring on July 21, 1950, in the sum of \$5,000.00, was presented.

RESOLUTION NO. 100091, recorded on Microfilm Roll No. 33, denying claim of Anna Lee Lewis, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from Great American Indemnity Company, dated October 30, 1950, signed by Max H. Seeger, representative, requesting denial of claim of Charlotte B. Phipps, 3316 40th Street, San Diego, arising out of a sewer backup resulting in damage to property at 3316 40th and 3304 40th Street, in the sum of \$31.90, was presented.

RESOLUTION NO. 100092, recorded on Microfilm Roll No. 33, denying claim of Charlotte B. Phipps, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from Pacific Indemnity Company, dated October 30, 1950, signed by J. M. MacConnell, requesting denial of claim of Stella de Lavallade, for damage to her car when she ran into fire hydrant, in an unspecified amount, was presented.

RESOLUTION NO. 100093, recorded on Microfilm Roll No. 33, denying claim of Stella de Lavallade, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100094, recorded on Microfilm Roll No. 33, authorizing and directing the City Manager to do all the work in connection with the application of copper foil to the exposed wall surfaces in basins and conduits at the Alvarado Filtration Plant, by appropriate City forces, was on motion of Councilman Swan, seconded by Councilman Kerrigan, 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. 100095, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to execute an agreement with the U. S. Army Engineers providing for the construction of an additional 48-inch culvert through the south levee of the San Diego River Flood Channel to serve as the outfall for the proposed storm culvert in Abbott Street and West Point Loma Boulevard by the United States Government, at a cost to The City of San Diego of a sum not to exceed \$5,000.00, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 100096, recorded on Microfilm Roll No. 33, authorizing and empowering the City Manager to execute an agreement with the State of California, acting by and through its duly elected, appointed, qualified and acting President of San Diego State College, wherein and whereby the City agrees to install a 10-inch lateral sewer line and connect the San Diego State College sewage system with the Mission Valley trunk sewer in Alvarado Canyon, said connection to be made immediately above the existing sewage treatment plant at the point where the sewage now enters the disposal system, all as shown on Drawing No. 1418D of the City of San Diego Engineering Department, and the State of California agreeing to pay to the City the sum of \$24,887.00 upon the completion of the project and submission by the City of invoices in triplicate, repealing Resolution No. 98484 adopted June 29, 1950, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

Mayor Knox left the meeting at this time, and Vice Mayor George Kerrigan assumed the duties of Chairman.

RESOLUTION NO. 100097, recorded on Microfilm Roll No. 33, authorizing and directing the City Manager to employ the services of B. W. Powers, 3422 Bayonne Drive, San Diego, for the purpose of making necessary sketches for the renovation of Horton Plaza, at a cost not to exceed \$100.00, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100098, recorded on Microfilm Roll No. 33, requesting the State Allocation Board to withdraw Application No. 324 Allotment No. P-233 Mission Valley Trunk Sewer, under which \$6,500.00 was allotted, and rescind Executive Order No. P-233, directing that certified copies thereof be forwarded to the Director of Finance, the State Controller and the State Allocation Board, repealing Resolution No. 97399 adopted March 28, 1950, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100099, recorded on Microfilm Roll No. 33, authorizing and empowering the City Attorney to file a disclaimer to the complaint in action entitled "Stanley Picard, Plaintiff, v. The Pacific Company, a corporation, et al, Defendants", designated as No. 160478 in the Superior Court of the State of California in and for the County of San Diego, to determine the adverse interests in real property described as Lot 6 Block 14 North Shore Highlands, arising out of public improvement assessments and Bond No. 229 Series 920 issued by the City of San Diego, disclaiming any interest of the City of San Diego arising out of said Street Assessment Bond issued pursuant to the provisions of the Act of 1911 (Stats. 1911, p. 730), was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

The proposed Resolution authorizing a change in taxicab rates, as petitioned for by the San Diego Yellow Cabs, Inc., which had been recommended for granting by the City Manager and by the Chief of Police, was presented.

RESOLUTION NO. 100100, recorded on Microfilm Roll No. 33, referring proposed Resolution authorizing change in taxicab rates for the San Diego Yellow Cabs, Inc., to Council Conference, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100101, recorded on Microfilm Roll No. 33, granting request of St. Rita's Church, Euclid and Imperial Avenues, San Diego 14, by Rev. John F. Gallagher, pastor, for permission to erect a 60x40 foot tent to conduct a three-day church fiests on November 10, 11, 12, 1950, on the church grounds located at 5124 Churchward Street, San Diego, upon condition that all ordinances, regulations and requirements of The City of San Diego be complied with and that permission be subject to the approval of the Fire Marshal of said City, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100102, recorded on Microfilm Roll No. 33, granting to The Roman Catholic Bishop of San Diego, a corporation sole, permission to install a four-inch cast iron private sewer line across Cadiz Street in a southerly direction parallel with and 2.0 feet westerly from the easterly line of Lot 3 Harbor Villas Subdivision, on conditions set forth in said Resolution, to serve property located at 2808 Cadiz Street, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100103, recorded on Microfilm Roll No. 33, accepting deed of The Roman Catholic Bishop of San Diego, a corporation sole, bearing date October 23, 1950, conveying an easement and right of way for sewer purposes in a strip of land 4 ft in width lying 4 ft northwesterly of a strip of land in Harbor Villa Subdivision, more particularly described in said Deed, 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 Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100104, recorded on Microfilm Roll No. 33, authorizing Councilman George Kerrigan to go to Washington, D.C., for the purpose of attending the American Municipal Association Convention, to be held on December 4, 5, 6, 1950, authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

recorded on Microfilm Roll No. 33,
RESOLUTION NO. 100105, abandoning easement and right of way for sewer purposes in portion of Lot 12 Partition of Rancho Mission of San Diego, recorded October 15, 1928, in Book 1545 page 68 of Deeds, in the office of the Recorder of San Diego County, and easement and right of way for sewer in portion of the same lot, recorded June 12, 1947, in Book 2408 page 439 of Official Records in the office of the Recorder of said County, authorizing and empowering the Mayor and City Clerk to execute, for and on behalf of the City of San Diego a deed quitclaiming all the interest of the City in said easements to the record owners of all lots in Hermosillo Manor, according to Map thereof No. 2675 filed June 29, 1950, being a subdivision of portion of said Lot, said deed to be delivered to the City Attorney to be by him filed for record in the office of the County Recorder of San Diego County, and thereafter delivered to the Southern Title & Trust Company, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100106, recorded on Microfilm Roll No. 33, accepting deed of William M. Green and Mable G. Green, bearing date September 22, 1950, conveying portions of Lots 4, 5, 6 Block "C" El Nido, 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 Wincote, adopted.

RESOLUTION NO. 100107, recorded on Microfilm Roll No. 33, accepting quitclaim deed of Commercial Corporation of Los Angeles, bearing date October 17, 1950, quitclaiming Lots 25 and 26 Block 5 Frary Heights, authorizing and directing the City Clerk to transmit said quitclaim 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 Wincote, adopted.

RESOLUTION NO. 100108, recorded on Microfilm Roll No. 33, accepting deed of The United States of America Housing and Home Financing Agency Public Housing Administration, bearing date October 6, 1950, conveying an easement and right of way for street purposes in portions of Pueblo Lots 241 and 242, setting aside and dedicating the same to the public use as and for a public street, and naming the same Kemper 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 Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100109, recorded on Microfilm Roll No. 33, accepting deed of Roy A. Cook and Virginia R. Cook, bearing date October 16, 1950, conveying an easement and right of way for sewer purposes in portion of Acre Lot 64 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 Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100110, recorded on Microfilm Roll No. 33, accepting deed of Peggy Peters Daniels, Rodney E. Luscomb, Santina Cutri and Cosmo Cutri, bearing date October 19, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 5 and 8 Block 136 Middletown, 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 Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100111, recorded on Microfilm Roll No. 33, accepting deed of Kesling Modern Structures, Inc., bearing date October 17, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 3 Block 2 Hermosa Terrace, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder,

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

RESOLUTION NO. 100112, recorded on Microfilm Roll No. 33, accepting deed of Kesling Modern Structures, Inc., bearing date October 17, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 4 Block 2 Hermosa 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 Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 110013, recorded on Microfilm Roll No. 33, accepting deed of Alice G. Wilde and Mary J. Wilde Iliff, bearing date August 11, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 8 Block 49 Eastern 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 Swan, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4586 (New Series), recorded on Microfilm Roll No. 33, appropriating the sum of \$122,000.00 from the Capital Outlay Fund, for the purpose of providing funds for the improvement of Midway Drive and adjacent City property between West Point Loma Boulevard and the San Diego River Floodway, 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. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

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. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

The final reading of such Ordinance was in full.

Prior to its adoption, Councilman Swan asked the reason for the increase. The City Manager, to whom the question was directed, replied that he did not know.

ORDINANCE NO. 4587 (New Series), recorded on Microfilm Roll No. 33, appropriating the sum of \$24,500.00 from the Capital Outlay Fund, for the improvement of streets and public rights of way at Redwood and 32nd Streets, for the purpose only and exclusively of providing funds for the improvements and public rights of way at that location, 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, Godfrey. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

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. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4588 (New Series), recorded on Microfilm Roll No. 33, appropriating the sum of \$20,000.00 from the Capital Outlay Fund, for the purpose of providing funds for the landscaping of the area adjacent to the Veterans' Building, including the widening of Zoo Drive and the construction of a service road, in Balboa Park, 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, Godfrey. Nays---Councilmen None. Absent---Councilmen Dail, 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, Godfrey. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4589 (New Series), recorded on Microfilm Roll No. 33, appropriating the sum of \$10,000.00 from the Unappropriated Balance Fund for the purpose of providing funds for the payment of salaries of additional personnel and the purchase of necessary materials, supplies and equipment for the carrying on of the Civil Defense effort for the balance of the fiscal year 1950-1951, 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. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

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. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4590 (New Series), recorded on Microfilm Roll No. 33, appropriating the sum of \$6,450.00 from the Capital Outlay Fund for the purpose of providing funds for the installation of walks, drive, lawn and sprinkler system at Montgomery Field, and providing that unexpended funds of the City remaining after reimbursement by the Civil Aeronautics Administration for said work shall be returned to the said Capital Outlay Fund, 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. Nays---Councilmen None. Absent---Councilman Dail, 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, Godfrey. Nays--Councilmen None. Absent--Councilman Dail, Mayor Knox.
The final reading of such Ordinance was in full.

ORDINANCE NO. 4591, (New Series), recorded on Microfilm Roll No. 33, appropriating the sum of \$5,000.00 from the Capital Outlay Fund for the purpose of providing funds for the construction of an additional 48-inch culvert through the south levee of the San Diego River Flood Channel to serve as the outfall for the proposed storm culvert in Abbott Street and West Point Loma Boulevard, 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. Nays--Councilmen None. Absent--Councilman Dail, 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, Godfrey. Nays--Councilmen None. Absent--Councilman Dail, Mayor Knox.
The final reading of such Ordinance was in full.

A proposed Ordinance regulating the operation of Smorgasbords in the City of San Diego, providing for a penalty for violation thereof, providing that except as in said Ordinance expressly provided, in all respects the provisions of Ordinance No. 1823 (New Series) shall govern and control the application for a permit and the payment of inspection fees therefor and the operation by said permittee thereafter of Smorgasboards in the City of San Diego, was presented.

On motion of Councilman Wincote, seconded by Councilman Godfrey, a hearing on said proposed Ordinance for the hour of 10:00 o'clock A.M., Thursday, November, 16, 1950.

The City Manager requested, and was granted, unanimous consent, to present the next item of business, not listed on the Council's agenda:

The City Manager explained Proposition 3 on the ballot for November 7, 1950, having to do with Court reorganization, into which matter the Council had requested him to investigate and report. He said that the City would lose around \$35,000.00 net revenue under the present system of citing parking violations under local ordinances. He said, further, that if the measure is passed, the City would probably cite under the State law and could recover. The City would be in a better position, he said also, under the reorganization.

RESOLUTION NO. 100114, recorded on Microfilm Roll No. 33, endorsing Proposition No. 3 on the November 7, 1950, ballot, having to do with reorganization of Inferior Courts, being Assembly Constitutional Amendment No. 49 and giving the Council's reasons for endorsing said proposition, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

(The Resolution was not prepared at the time of its adoption, but the City Attorney was directed to prepare and submit the same).

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Godfrey, seconded by Councilman Swan, at the hour of 12:20 o'clock Noon.

George Kerrigan
Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August McAdams*
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Wednesday, November 8, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held at this time, and was called to order by the Vice Mayor at the hour of 10:08 o'clock A.M.

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

In the absence of the Mayor, Vice Mayor George Kerrigan acted as Chairman.

At this time the Vice Mayor presented City service award emblems to the following persons:

Captain Paul B. Allen, Fire Department, originally with the Operating Department, and with the Fire Department since June, 1924, having completed 30 years service.

Fred A. Rhodes, Director of Public Works, who has at various times and at intervals been City Engineer, Superintendent of Streets, Manager of Operations, Public Works Director, City Manager, and now Public Works Director, having served a total of 25 years.

The Minutes of the Regular Meetings of Tuesday, October 31, 1950, and of Thursday, November 2, 1950, were presented to the Council by the Clerk, and upon motion of Councilman Swan, seconded by Councilman Godfrey, were approved without reading, after which they were signed by the Vice 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 San Diego Lighting District No. 3, for a period of one year from and including July 16, 1950, to and including July 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 \$790.84, written by San Diego Trust and Savings Bank, which bid was given Document No. 425500.

On motion of Councilman Wincote, seconded by Councilman Godfrey, 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 the Street Superintendent's Assessment No. 1957 made to cover the costs and expenses of the installation of ornamental street lights in 49th Street, Lila Drive, Lorraine Drive, Lucille Drive and Louise Drive, within the limits and as particularly described in Resolution of Intention No. 94760 had been continued from the meeting of October 31, 1950, the City Engineer made a verbal report. He said that the assessment had been changed to the extent of lowering the charge upon 23 parcels, increasing the assessment on 118 parcels, making the maximum assessment now \$203.36. The Engineer said that the formula for levying the assessment had been modified to cover "usable areas."

Allen Hitch, who spoke at the first hearing on said assessment in behalf of several property owners, was heard again, verbally. He said that he had made a house-to-house canvass, and had found that most of the property owners in the affected district favor the levying of an assessment in an equal amount upon each lot.

The City Attorney said, again, that the City cannot levy assessments upon the basis proposed by Mr. Hitch.

Mr. Hitch said that there is only one family to each lot, and that each parcel receives the same benefit from the lights.

RESOLUTION NO. 100115, recorded on Microfilm Roll No. 34, denying the appeals of David Starr, Charles A. Miller and Vena Lucille Miller, Mitchell Angus, Henry F. Huys, H. L. Close, Ethel Morgan, James H. McKim and Mary Alice McKim, Mrs. Herbert L. Chapman, Allen Hitch, and Judith Hitch, and overruling and denying all other appeals, from the Street Superintendent's Assessment No. 1957 made to cover the cost of installation of ornamental street lights in 49th Street, Lila Drive, Lorraine Drive, Lucille Drive and Louise Drive, within the limits and as particularly described in Resolution of Intention No. 94760, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100116, recorded on Microfilm Roll No. 33, directing the City Engineer to re-assess the property for the improvement of 49th Street, Lila Drive, Lorraine Drive, et al, within the limits and as particularly described in Resolution of Intention No. 94760, for the installation of ornamental lights upon said streets, in accordance with his verbal recommendation made to the Council this date, 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 the Street Superintendent's Assessment No. 1960, made to cover the cost and expenses of 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, 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 arrived to be heard, verbally, and no written appeals were presented. RESOLUTION NO. 100117, recorded on Microfilm Roll No. 34, confirming and approving the Street Superintendent's Assessment No. 1906, made to cover the cost and expenses of 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, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, directing him to record said diagram, warrant 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 the Street Superintendent's Assessment No. 1959 made to cover the costs and expenses of the work done upon the installation of sanitary sewer main and otherwise improving of Millar Street, Hobart Street, Stewart Street, Rose Street, 63rd Street, Catoctin Drive, Choctaw Drive, Art Street, and Public Rights of Way in Lots 11 and 12 Oakemere, and 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, the clerk reported that written appeals had been received from Peter V. Ruth and from John E. Quintrell, 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.

John E. Quintrell asked for the formula used by the City Engineer in figuring the assessment.

The City Engineer replied that two formulas had been used: one for the water, the other for the sewer installation.

Mr. Quintrell told of an agreement he had with the owner from whom he purchased his two lots. He said that he paid an additional \$500.00, which was to cover participation in the sewer which had already been paid for at a total cost of \$1,100.00 for his newly-acquired property and the property of his next door neighbor, Peter V. Ruth.

The City Engineer said there was a \$79.87 charge made for sewer on each lot. He said that the former owners should reimburse Mr. Quintrell for the extra money paid to said former who was identified as "Mr. Paige".

Peter V. Ruth spoke regarding his assessment.

The City Engineer said that the Ruth assessment was for water and for fire hydrant only.

Mr. Ruth protested the price-per-foot of the water main, which he contended was unreasonably high.

The City Engineer disagreed on the point of price, stating that the bid was 27.3% below his estimate. He pointed out, also, that the water main was an item bid in the entire contract, and that charge therefor would have to be based upon the bid and the amount thereof in the contract.

Councilman Swan moved to continue the hearing for one week, for further consideration. The motion was not seconded until later.

Elmer Warren, representing the contractor, spoke. He said that as assignee of the assessment roll he protested the continuance of the hearing, stating that the contractor was in no fault about the assessment and that his money should not be held up. He said that the assessment matter, regarding the sewer main, is between Mr. Quintrell and the former owner, and is a private matter.

Councilman Godfrey seconded Councilman's motion, resulting in RESOLUTION NO. 100118, recorded on Microfilm Roll No. 34, continuing the hearing on the Street Superintendent's Assessment No. 1959 made to cover the costs and expenses in Millar Street, Hobart Street, Stewart Street, and other streets and rights of way, within the limits and as particularly described in Resolution of Intention No. 96293, until the hour of 10:00 o'clock A.M., of Tuesday, November 14, 1950, and requesting the City Engineer to submit a report in the matter of the assessment against property owned by John E. Quintrell, was on motion of Councilman Swan, seconded by Councilman Godfrey, 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 Alleys in Blocks 187 and 188 Mission Beach, and Mission Boulevard, within the limits and as particularly described in Resolution of Intention No. 99700, 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.

Minnie L. Sodahl asked about a strip between the paving and property line, and referred to a similar strip which had been torn up adjoining property owned by a friend in the vicinity, and urged that the same not be done adjoining her property.

The City Engineer said that the contractor would work only upon City property.

Mrs. Sodahl reiterated that she does not "want the strip dug up". She said she is not protesting the improvement.

The City Engineer asked Mrs. Sodahl to come to his office, after he had left the Council Chambers, where he would show Mrs. Sodahl the plans for the work under consideration.

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

On motion of Councilman Wincote, seconded by Councilman Godfrey, the proceedings were referred to the City Attorney for preparation and presentation of the first 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 Alleys in Blocks 197, 196, 195, 194, 198, 199, 200 and 201 Mission Beach, within the limits and as particularly described in Resolution of Intention No. 99701, 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.

On motion of Councilman Wincote, seconded by Councilman Swan, 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 the paving and otherwise improving of Felspar Street, within the limits and as particularly described in Resolution of Intention No. 99702, the clerk reported that no written protests had been presented.

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.

On motion of Councilman Swan, seconded by Councilman Godfrey, 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 the installation of an ornamental street lighting system in Ash Street, within the limits and as particularly described in Resolution of Intention No. 99703, the clerk reported that written protests had been received from Bernice K. Hearne, Executrix and a beneficiary in the estate of Dr. Joseph Carter Hearne; Mrs. Lugenia B. Niles; Fred B. Mitchell; Jefferson K. Stickney, Jr.; William P. Lodge, C. P. Butler, holders of a ninety-nine year lease; Fred B. Mitchell; John B. Starkey, May B. Starkey, Harold B. Starkey, Augusta B. Starkey; San Diego Trust & Savings Bank, Trustee under the last will and testament of Evalyn J. Mason, deceased, by E. D. Clapp, Vice President and Trust Officer; Mrs. Elizabeth Clarke, Marguerite Jackson (Combe), T. Claude Ryan, R. F. Johnson and Nan A. Johnson; Elmo G. Crabtree, M.D.; Marion M. Peckham, Oakley J. Hall, Leon W. Rider and Florine P. Rider, R. G. Thompson; Walter Ames, in behalf of himself and Henry W. Shelton; Estate of Heber Ingle, by Gerald Ingle, Trustee; Estate of Francis E. Jacobs, by Leo W. Jacobs, Administrator; Richard V. Dodge, which protests were presented to the Council.

The City Engineer, asked for a verbal report upon the written protest, said that 30.2% protest had been received.

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, in protest:

Frank McCommon, owner of property on Ash Street, between 4th and 5th, who said that the lighting is not of local benefit, and should be paid by the City. Mr. McCommon said that he represents 2/3 of the property in question.

Lugenia B. Niles, who owns 200 feet on 10th Avenue and 65 feet on Ash Street, protested. She said that the assessment would put a great hardship on her, and said that the lighting on Ash Street is not needed. Mrs. Niles said that the lighting was being pushed over onto the property owners by the El Cortez Hotel, and made several irrelevant statements on various subjects far afield from the hearing under way.

Councilman Wincote pointed out to Mrs. Niles that the City had instituted the proceedings, believing that the improvement is needed.

Edna Walton, 9th Avenue and Ash Street, asked about the assessment. The City Engineer said that the assessment would be on the Ash Street frontage. She protested, verbally, and said that her property is at the southwest corner.

Fred B. Mitchell, owner of property at 6th Avenue and Ash Street, protested. He contended that the improvement is essentially highway lighting, and is not of benefit to the property proposed to be assessed.

Martin A. Herbert, owner of Lot 7 Block 18 Middletown, at India and Ash Streets, protested.

Harold Starkey pointed out that Ash Street is not a commercial or pedestrian Street, but rather a fast-traffic street. He said he was the owner of 3 parcels affected.

Mrs. Nettie F. Cody, owner of Lots 1 and 2 Block 20 protested, stating that she looks upon Ash Street as part of "the Freeway".

Mr. Richardson, representing San Diego Trust and Savings Bank, protested regarding property at 6th Avenue and Ash Street.

The City Engineer said that the assessment would probably be a little over \$6.00 per front foot, and that the maintenance would be the same for all affected owners.

Mr. Mitchell asked for a 30-day continuance.

It was pointed out by the Vice Mayor that protests received after this hearing would have no legal effect.

The City Attorney said that continuances should be on a week-to-week basis.

It was moved to continue the hearing for one week, with final action to be taken on Tuesday, December 5. Action was not taken on the motion at this time, inasmuch Mr. Mitchell said that if protests entered later would be of no effect, any protestants present should be heard at this time.

The Vice Mayor then invited all others interested to be heard.

Margaret E. Mitchell, owner of property at the corner of 10th Avenue and Ash Street, spoke in protest.

Mr. Horsford, owner of two lots on the north side of Ash Street, between 8th and 9th Avenues, protested.

The vote was called for on the previously-mentioned motion, resulting in RESOLUTION NO. 100119, recorded on Microfilm Roll No. 34, continuing the hearing on Resolution of Intention No. 99703, for the installation of an ornamental street lighting system on Ash Street, within the limits and as particularly described in said Resolution, until the hour of 10:00 o'clock A.M., Tuesday, November 14, 1950, for final determination and action on Tuesday, December 5, 1950, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100120, recorded on Microfilm Roll No. 34, referring to Council Conference the matter of the proposed installation of an ornamental street lighting system in Ash Street, within the limits and as particularly described in Resolution of Intention No. 99703, 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 the furnishing of electric current for the lighting of the ornamental street lights located in Five Points Lighting District No. 1, for a period of one year, from and including August 5, 1950, to and including August 4, 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, verbally, and no written protests were presented.

RESOLUTION NO. 100121, recorded on Microfilm Roll No. 34, confirming the proposed assessment of the total amount of the costs and expenses of the furnishing of electric current for the lighting of the ornamental street lights located in Five Points Lighting District No. 1, and adopting the same as a whole, was on motion of Councilman Swan, seconded by Councilman Godfrey, 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 16 Sunset Cliffs, within the limits and as particularly described in Resolution of Preliminary Determination No. 99801, 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.

It was pointed out by the City Attorney could not take the next regular action, at this time, which would be the adoption of the Resolution of Feasibility, inasmuch as the required number of six votes was not present.

On motion of Councilman Wincote, seconded by Councilman Swan, RESOLUTION NO. 100112, continuing the hearing on the Alley in Block 16 Sunset Cliffs, within the limits and as particularly described in Resolution of Preliminary Determination No. 99801, until the hour of 10:00 o'clock A.M., of Tuesday, November 14, 1950, was adopted.

Claim of Dr. A. J. Brenner, 7837 Fay Ave., La Jolla, in an unstated amount, for damage to automobile tire in partly-filled sewer ditch across a City street, was presented.

RESOLUTION NO. 100123, recorded on Microfilm Roll No. 34, referring claim of Dr. A. J. Brenner to Pacific Indemnity Company, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the Harbor Department, signed by the Port Director, submitting proposed Tidelands Lease for ratification, with Paramount Wholesale Lumber Company, for 45,000 sq. ft. in the vicinity of 28th Street, for a 5-year period with 5-year renewal option, at a rental of 4.5¢ per sq. ft. per year for the first 2-1/2 years, the remainder to be at a rate to be set by the Harbor Commission and the Lessee, was presented.

Carl Ruepsch, of the Harbor Department, explained the matter, stating that it is a standard form of lease at the usual rental figure.

RESOLUTION NO. 100124, recorded on Microfilm Roll No. 34, ratifying, confirming and approving in all respects, the Tidelands lease with Paramount Wholesale Lumber Company, a copy of which is on file in the office of the City Clerk as Document No. 425429, 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 furnishing one electric Posting Machine, for the City Treasurer, recommending award to Monroe Calculating Machine Company, Inc., the sole bidder, was presented.

RESOLUTION NO. 100125, recorded on Microfilm Roll No. 34, accepting bid of Monroe Calculating Machine Company, Inc. for the furnishing of one electric Posting Machine, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100126, recorded on Microfilm Roll No. 34, approving the plans and specifications for the furnishing of all labor, services, equipment, material, transportation and other expense necessary or incidental for the dredging and filling east of Midway Drive and Ingraham Street in Mission Bay, filed in the office of the City Clerk and bearing official Document No. 425447, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100127, recorded on Microfilm Roll No. 34, authorizing and directing the Purchasing Agent to advertise for sale of houses located at 836 South 34th Street, 3355 Ocean View Boulevard, 3299 Market Street, 5393 Trojan Avenue, which said houses shall be moved by the purchaser, the houses having been acquired by the City in connection with the widening of streets and are of no use to the City, authorizing the deduction of expenses of the sale from the proceeds, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the City Manager, submitting report of W. Allen Perry, Superintendent of Parks, on Recreation and Park Department meetings of the League of California Cities held October 23-25, 1950, in Los Angeles, was presented.

On motion of Councilman Swan, seconded by Councilman Godfrey, the City Manager's communication and the Superintendent's report, were ordered filed.

Communication from the City Manager reporting on petition of the Military Order of the Purple Heart for permission to display touring exhibits, stating that arrangements will be made when notified of dates, and recommending filing, was presented.

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

Communication from the City Manager recommending granting excess-width driveway to Dr. M. L. McPherrren, 2720 Fifth, to serve four garages under construction, on the east side of 10th Avenue, south of Date Street, was presented.

RESOLUTION NO. 100128, recorded on Microfilm Roll No. 34, granting to Dr. M. L. McPherrren, D.C., permission to install a 46-foot driveway between points 0 and 46 feet south of the south line of Date Street, adjacent to Lots 11 and 12 Block 17 Bayview Homestead, to serve four garages under construction on Tenth Avenue, on condition that removal of curb and installation of driveway and sidewalks be done in accordance with City regulations, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from Councilman Chester E. Schneider, reporting upon his attendance at the League of California Cities Convention in Los Angeles on October 23, 24, 25, 1950, stating that he had gained considerable insight into reasons for such conventions and an appreciation of their usefulness to City administrators, was presented.

On motion of Councilman Swan, seconded by Councilman Godfrey, the communication was ordered filed.

After the matter had been filed, Councilman Swan referred back to it, and made a comment upon other members of the Council as well as others who attended the convention, filing similar reports. The Vice Mayor said that a resolution of the Council requires such reports, but that there is no penalty attached to failure to do so.

Communication from the Board of Supervisors, County of San Diego, regarding cooperative agreement between the City and County for construction of College Way Extension (Road Survey), was presented.

RESOLUTION NO. 100129, recorded on Microfilm Roll No. 34, referring the County Board of Supervisors' Resolution regarding cooperative agreement between the City and County for construction of College Way Extension, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted. (To Council Conference)

Communication from George G. Dunne, 921 - 8th St., Coronado, making various suggestions for beautification of the Plaza, commenting upon the fact that no American flag flies there, etc., was presented.

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

Communication from Percy H. Goodwin Company recommending denial of Harold L. Tomkiel claim, was presented.

RESOLUTION NO. 100130, recorded on Microfilm Roll No. 34, denying claim of Harold L. Tomkiel, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Communication from Great American Indemnity Co. recommending denial of Arnett Pauley, Jr. claim, was presented.

RESOLUTION NO. 100131, recorded on Microfilm Roll No. 34, denying claim of Arnett Pauley, Jr., was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

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

Elmer E. Whitworth, representing Southcrest Civic Club, spoke on the unanimous consent granted to Mr. Godfrey. He told of the development of the park, and thanked the Council for its cooperation in making the project possible. He invited the City officials to the opening of "Kiddy Park" next Sunday (November 12, 1950), at 3:00 o'clock P.M.

The Vice Mayor requested, and was granted, unanimous consent, to present the next matter not listed on the Council's agenda:

Reg. Wood, representing the Knights of Columbus, spoke. He invited members of the Council to visit parochial schools today, and said that transportation would be provided.

Councilmen Swan and Wincote told Mr. Wood that they would accept the invitation.

RESOLUTION OF AWARD NO. 100132, recorded on Microfilm Roll No. 34, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in San Diego Lighting District No. 2, for the period of one year from and including July 1, 1950, to and including June 30, 1951, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100133, recorded on Microfilm Roll No. 34, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Sequoia Street, Crown Point Drive, Pacific Beach Drive, and plat No. 2213 showing the exterior boundaries of the district to be included in assessment for said work, directing the City Clerk to file said plat in the office of the City Engineer, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100134, recorded on Microfilm Roll No. 34, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Wilbur Avenue, and Plat No. 2232 showing the exterior boundaries of the district to be included in assessment for said work, directing the City Clerk to file said plat in the office of the City Engineer, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 100135, recorded on Microfilm Roll No. 34, for the furnishing of electric current for the lighting of the ornamental street lights located in San Diego Lighting District No. 4, for a period of one year from and including August 1, 1950, to and including July 31, 1951, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 100136, recorded on Microfilm Roll No. 34, closing portions of Union Street and Sassafras Street, within the limits described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 100137, recorded on Microfilm Roll No. 34, closing portion of an unnamed street in Las Alturas Villa Sites, within the limits described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 100138, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of Sequoia Street, Crown Point Drive, 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 PRELIMINARY DETERMINATION NO. 100139, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of Wilbur Avenue, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100140, recorded on Microfilm Roll No. 34, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alleys in Block 18 Point Loma Heights, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100141, recorded on Microfilm Roll No. 34, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 317 Reed and Daley's Addition, 29th Street, Public Rights of Way in Block 317 Reed and Daley's Addition, the Alley in Block 281 and Public Rights of Way in Block 281 San Diego Land and Town Company's Addition, 28th Street, and Franklin Avenue, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100142, recorded on Microfilm Roll No. 34, ascertaining and declaring the wage scale for the paving and otherwise improving of Mohawk Street and 72nd Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100143, recorded on Microfilm Roll No. 34, adopting recommendation of the City Engineer filed in the office of the City Clerk on October 31, 1950 under Document No. 425187, authorizing said City Engineer to amend the proceedings for the improvement of the Alley in Block 12-1/2 City Heights Annex No. 1 Subdivision of Blocks 3, 6, 9 and 12, in accordance with said recommendation, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100144, recorded on Microfilm Roll No. 34, adopting recommendation of the City Engineer filed in the office of the City Clerk on October 31, 1950, under Document No. 425186, authorizing said City Engineer to amend the proceedings for the improvement of portions of Loring Street and Lamont Street, in accordance with said recommendation, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100145, recorded on Microfilm Roll No. 34, adopting the recommendation of the City Engineer filed in the office of the City Clerk on October 31, 1950, under Document No. 425185, authorizing said City Engineer to amend the proceedings for the improvement of Oliphant Street, in accordance with said recommendation, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100146, recorded on Microfilm Roll No. 34, granting request of Charles J. Dorfman for an additional extension of time for a period to and including the 1st day of December, 1950, in which to complete the installation of Chesterton 18-inch cast iron pipe line, from Kearny Mesa Pipe Line to Chesterton Tank, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Accompanying said Resolution was a 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 granting the request. Also transmitted was request of Charles J. Dorfman for the extension, and consent from General Insurance Company of America, et al, to the extension under the contract on which said Company was the surety.

RESOLUTION NO. 100147, recorded on Microfilm Roll No. 34, granting request of California Electric Works for an extension of time for a period of 14 days in which to complete the installation of the traffic signals on Harbor Drive at the Coast Guard Crossing, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Accompanying said Resolution was a communication from the City Engineer, addressed to the City Manager, and forwarded to the Council with the Assistant City Manager's stamp of approval, recommending granting the request. Also transmitted was copy of the request from California Electric Works addressed to the City Engineer.

RESOLUTION NO. 100148, recorded on Microfilm Roll No. 34, approving and ratifying extensions of time heretofore given by the Project Engineer to the Guy F. Atkinson Company for the completion of the contract for Midway Drive Bridge for 42 calendar days from August 12, 1950 to September 23, 1950 because of a carpenters' strike, and from September 23, 1950 to October 2, 1950 because of a lack of competent carpenters due to the same strike, authorizing and directing the City Auditor and Comptroller to take into consideration the said extensions of time in considering the date of final payment to said contractor under his contract, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100149, recorded on Microfilm Roll No. 34, authorizing and directing the City Manager to execute a lease amendment to the Lease Agreement entered into the 5th day of August, 1947, between Mission Beach Coaster Company and The City of San Diego (Clerk's Document No. 376433) to amend paragraphs (2), (8) and (13) in accordance with terms and conditions set forth in form of amendment to lease on file in the Office of the City Clerk under Document No. 425538, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100150, recorded on Microfilm Roll No. 34, consenting to Assignment of lease of portion of Lot 35 Partition of Rancho Mission, dated March 13, 1950, and filed with the City Clerk as Document No. 417819, by Mission Valley Brick and Material Co., a corporation, to Mission Valley Brick and Material Company, a co-partnership of which R. E. Hazard and Bruce R. Hazard are partners, the assignment of lease heretofore executed by the said parties and filed in the office of the City Clerk as Document No. 425539 is accepted ratified and confirmed, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Accompanying said Resolution was communication from the Supervisor of Properties, addressed to the City Manager, recommending approval of said assignment, and transmitted to the Council with the City Manager's stamp of approval.

RESOLUTION NO. 100151, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to do all the work in connection with taking various cross-sections of El Capitan Reservoir and the tying of these sections into the dam for future reference in making silt survey determinations, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Godfrey, 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. 100152, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to do all the work in connection with the installation of a water main in Quivera Basin, Mission Bay, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Godfrey, 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. 100153, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to do all the work in connection with:

(1) The installation of 600 feet of six-inch water main and one fire hydrant in Felspar Street, from Haines Street to Ingraham Street;

(2) The installation of 600 feet of two-inch Highline, and the connection of temporary services thereto, on Felspar Street, between Haines Street and Ingraham Street; and

(3) The renewal and/or lowering of 62 services and the setting of meters to grade on Felspar Street, from Cass Street to Dawes Street, and from Everts Street to Ingraham Street; and on Emerald Street, from Dawes Street to Everts Street; by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Godfrey, 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. 100154, recorded on Microfilm Roll No. 34, granting permission to the Adams Avenue Business and Civic Club, 3390 Adams Avenue, San Diego, 16, to install fireproof Christmas decorations across Adams Avenue, between Wilson Avenue and 31st Street, during the Christmas holidays, upon conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100155, recorded on Microfilm Roll No. 34, authorizing and directing the City Manager to execute a revocable use and occupancy permit granting to the San Diego City Schools permission to install and maintain a transmitting antenna on a lighting tower on Balboa Stadium in accordance with form of permit on file in the office of the City Clerk, bearing Document No. 425553, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100156, recorded on Microfilm Roll No. 34, granting permission to San Diego Chapters Nos. 2 and 70 D.A.V. to sell "Forget-Me-Not's" on the streets on November 9, 10, 11, 1950, and to sell the same at Balboa Stadium on November 11, 1950, for the purpose of raising funds for hospital contact work and the maintenance of Rehabilitation Office at 503 Harbor Insurance Building, San Diego, where counsel and assistance is given to disabled veterans, widows, and other dependents of veterans, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100157, recorded on Microfilm Roll No. 34, authorizing and empowering the City Attorney to file a Disclaimer to the Complaint in an action brought in the Superior Court of the State of California in and for the County of San Diego, the title being "Herbert R. Yost and Leona A. Yost, Plaintiffs, v. The Pacific Company, a corporation, et al, Defendants", designated as No. 160818, the purpose being to determine the adverse interests to certain real property described as Lot 10 Block "B" Congress Hts. No. 2, arising out of public improvement assessments and Bond No. 16 Series 920 issued by the City of San Diego, any interest of the City in said property arising out of said bond, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Proposed Ordinance approving the annexation of Lot 65 Las Alturas Villa Sites to the City of San Diego, designated as "Torres Tract", was placed on its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilmen Schneider, Dail, Mayor Knox.

Said proposed Ordinance, not having received five votes upon its first reading, was not placed on its adoption at this time, the Clerk being directed to place the same on tomorrow's agenda.

Proposed Ordinance appropriating the sum of \$925.00 from the Unappropriated Balance Fund, and transferring the same to General Appropriations, Community Blood Bank Account, for the purpose of providing funds for salaries and wages of Laboratory Technicians and Aids, and for payments under contracts with Public Health Nurses, was placed on its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilmen Schneider, Dail, Mayor Knox.

Said proposed Ordinance, not having received five votes upon its first reading, was not placed on its adoption at this time, the Clerk being directed to place the same on tomorrow's agenda.

Proposed Ordinance appropriating the sum of \$100.00 from the Traffic Safety Fund, for the purpose of providing additional funds for the resurfacing of Talbot Street at Evergreen Street and Armada Terrace, was placed on its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilmen Schneider, Dail, Mayor Knox.

Said proposed Ordinance, not having received five votes upon its first reading, was not placed on its adoption at this time, the Clerk being directed to place the same on tomorrow's agenda.

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

RESOLUTION NO. 100158, recorded on Microfilm Roll No. 34, requesting Mayor Knox to write Governor Earl Warren regrets at the illness of his youngest daughter, Miss Nina

Warren, and hope for her speedy recovery from her attack of polio, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100159, recorded on Microfilm Roll No. 34, commemorating the arrival 65 years ago of the Santa Fe's first train to serve San Diego, on November 17, 1885, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

The City Attorney said that he would prepare and present said Resolution in proper form.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Swan, seconded by Councilman Wincote, at the hour of 11:55 o'clock A.M.

George Kerrigan
Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August M. Harkstrom*
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, November 9, 1950

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

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

In the absence of the Mayor, Vice Mayor George Kerrigan acted as Chairman.

The Vice Mayor requested, and was granted, unanimous consent to present the following item of business, not listed on the Council's agenda:

Judge Edgar Luce spoke to the Council in connection with a petition which he filed. Judge Luce identified himself as attorney for the Railroad Brotherhood, in connection with the proposed abandonment by the San Diego and Arizona Eastern Railroad Company's passenger service between San Diego and Calexico. He asked for a hearing in the matter which has been set for hearing before the Public Utilities Commission for November 16, 1950.

Councilman Wincote said that the City had decided, in a conference, to take no action in the matter.

Councilman Swan said that there might be new evidence, which would change the Council's opinion, or perhaps confirm its earlier decision.

Judge Luce contended that the service should not be permitted to be discontinued without a protest on a service which the residents had been a "lifetime in obtaining" for passengers between the City and the East. He said that evidence is just now being collected, and felt that the City Council did not have sufficient evidence before it to determine that no protest should be made. Judge Luce asked to have the City Attorney authorized to appear and present evidence to the Commission. He said that it is not his desire to present the entire case to the City, however, before presenting it to the Commission, but that the City Council should have enough information to determine if it would go into the hearing. Also, he referred to withdrawal of the Port Director and the Harbor Commission from the matter, and said that there were few who were interesting themselves in the important decision.

The City Attorney made a brief report on the Port Director's appearance

before the Railroad Commission of the State of California.

RESOLUTION NO. 100160, recorded on Microfilm Roll No. referring the petition for the taking of steps to prevent the Southern Pacific Railroad Company from complete abandonment of passenger train service East from San Diego, to Council Conference on November 14, 1950, between the hours of 2:00 o'clock and 4:00 o'clock P.M., with the City Attorney being requested to notify the San Diego and Arizona Eastern Railway Company of said conference on said petition, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Councilman Swan asked to have included in the motion the notifying of the Harbor Commission, to which the Vice Mayor replied that it is up to the City Council to determine if the City shall enter into the hearing.

The City Attorney said that he would notify the Harbor Commission of the Conference in question.

The following is the text of the petition referred to which resulted in adoption of Resolution No. 100160; on a separate sheet:

"We the undersigned consisting of 2145 signatures all residents of the City and County of San Diego State of California, do respectfully request that the Honorable Mayor and City Councilmen of The City of San Diego take under advisement to study and take whatever steps necessary to prevent the Southern Pacific Railroad Company from the complete abandonment of passenger train service East from San Diego.

We also feel that this is a backward step in progress caused by the process of elimination, this railroad is sorely needed by the residents of San Diego to insure them of safety and a direct outlet to the East. This railroad has a real value to people of this area. Tourist trade alone will drop alarmingly, this in turn will cause less money spent in San Diego for real estate and many other things.

After due consideration of this matter the undersigned wishes to go on record as being opposed to the abandonment of this passenger train service, and ask the Honorable Mayor and City Council to go on record as also being opposed to this action."

The wording of the petition to which the signatures were appended, reads as follows:

"Whereas, the San Diego and Arizona Eastern Railway Company has petitioned the Public Utilities Commission for permission to discontinue its passenger service between the City of San Diego and Calexico, California, and,

Whereas, the undersigned petitioners believe the loss of the aforementioned Railway service will cause irreparable injury to the economy of the City of San Diego, and that surrounding County area and,

Whereas, the loss claimed by the San Diego and Arizona Eastern Railway, because of the aforesaid Passenger service, is wholly caused by, lack of advertisement, equipment unsuitable to be competitive to other transportation, schedules arranged to discourage the traveling public, and poor schedule connections to trains in eastern Cities.

The undersigned respectfully petition as follows:

That the City Council of the City of San Diego, authorize and direct the City Attorney of the City of San Diego to take any legal action which he deems necessary to prevent the discontinuance of all regular passenger service on the San Diego and Arizona Eastern Railway, between San Diego and Calexico, California".

In addition to the petition filed by Judge Luce, a smaller, two-page petition was handed to the Clerk by an unidentified man.

Claim of Edward H. Schachtebeck and Catherine Ula Schachtebeck, 4764 West Point Loma Avenue, San Diego, in the sum of \$1,800.00, for damage to property by the dumping of sand and debris upon Lots 9, 10, 11, 12 Block 28 Ocean Beach Park Annex, known as 4756 and 4764 West Point Loma Avenue, was presented.

RESOLUTION NO. 100161, recorded on Microfilm Roll No. 34, referring claim of Edward H. Schachtebeck and Catherine U. Schachtebeck to the Pacific Indemnity Company, was on motion of Councilman Swan, 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 Liquid Asphalt, recommending award to Sim J. Harris Company, the low bidder based on spreading time - there having been 8 bids - was presented.

RESOLUTION NO. 100162, recorded on Microfilm Roll No. 34, accepting bid of Sim J. Harris Company for the furnishing of approximately 20,000 gallons of SC-2 liquid asphalt, authorizing the City Manager to execute contract and awarding 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 Swan, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the removal of Mission Boulevard Bridge, recommending award to the Guy F. Atkinson Company, the low bidder on Alternate "A" (giving the contractor all materials salvaged from the bridge, and stating that neither the Public Works Department nor the Harbor Department desires the salvaged lumber), was presented.

Attached to said report was a detailed summary of the bids prepared by the City Planning Director together with his recommendation for award to the Atkinson Company.

The City Planning Director made a brief verbal report, in which he said that the City had received a very good bid from the Atkinson Company, and said that bids had been called for as suggested by the Council on alternates which permitted the successful bidder to keep the materials, to retain the materials by the City, and to remove the salvaged material to the Harbor Department yard.

RESOLUTION NO. 100163, recorded on Microfilm Roll No. 34, accepting bid of Guy F. Atkinson Company for the removal of Mission Boulevard Bridge, in accordance with Alternate "A", awarding contract and authorizing the City Manager to execute the same, was

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

Communication from the City Manager recommending installation of two 1000 c.p. overhead Street Lights at each of four locations, the installation having been developed to meet the minimum requirements of the California Division of Highways, half the expense to be borne by the Division of Highways of the State, was presented.

RESOLUTION NO. 100164, recorded on Microfilm Roll No. 34, authorizing and directing the San Diego Gas & Electric Company to install two 1000 candle power overhead street lights at each of the following locations:

- Rosecrans Street at Addison Street;
- Rosecrans Street at Byron Street;
- Rosecrans Street at Carleton Street;
- Rosecrans Street at Dickens Street;

in accordance with the recommendation of the City Manager, and as required by the California Division of Highways, said Division of Highways to bear half the cost of maintaining said lights, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from Marie Heuman, who gave her residence as Chula Vista, protesting having been arrested and charged for vagrancy while waiting for a bus at 5th Avenue and G Street, on her way home from work, was presented.

The communication was referred to the City Manager.

RESOLUTION NO. 100165, recorded on Microfilm Roll No. 34, confirming and approving the Street Superintendent's modified and corrected Assessment No. 1957, made to cover the costs and expenses of the installation of an ornamental street lighting system in 49th Street, Lila Drive, Lorraine Drive, Lucille Drive and Louise Drive, within the limits and as particularly described in Resolution of Intention No. 94760 (which the City Engineer had been directed by Resolution No. 100116 adopted November 8, 1950, to modify in accordance with his recommendation), authorizing and directing the Street Superintendent to attach his warrant thereto and record and issue the same in the manner and form provided by law, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100166, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to execute an airport permit granting the California Central Airlines permission to use Miramar Airport as an auxiliary landing field, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100167, recorded on Microfilm Roll No. 34, confirming and ratifying assignment of lease with Grace Baker Diffendorf, from The City of San Diego, on file in the office of the City Clerk as Document No. 415619, to O. C. Helming, Jr. and Barbara E. Helming, being for grazing purposes in Pueblo Lot 1355, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100168, recorded on Microfilm Roll No. 34, authorizing John Seuss, Superintendent of the Auto Shops Division, Department of Public Works, and Randall Taylor, Manager of Mt. Hope Cemetery, to go to Berkeley, California, for the purpose of observing the operation of a grave digging machine in use in that City, in order to determine the feasibility of using a similar piece of equipment in Mt. Hope Cemetery, authorizing the incurring of the necessary expenses in connection with said trip, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100169, recorded on Microfilm Roll No. 34, accepting subordination agreement executed by First Federal Savings & Loan Assn. of San Diego, beneficiary, and Fidelity and Guaranty Company, trustee, bearing date October 30, 1950, wherein said parties subordinate all their right, title and interest in and to portions of Lots 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, 24 Block 115 of Morena, to the right of way and easement for street 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 certified copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100170, recorded on Microfilm Roll No. 34, accepting subordination agreement of First Federal Savings & Loan Assn., beneficiary, and Fidelity and Guaranty Company, Trustee, wherein said parties subordinate all their right, title and interest in and to portions of Lots 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 23, 24, 25, 26, 27, 28 Block 103 Morena, to the right of way and easement for street 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 certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100171, recorded on Microfilm Roll No. 34, accepting subordination agreement executed by R. C. Landry, beneficiary, and The Hollingsworth Corporation, trustee, bearing date October 23, 1950, wherein said parties subordinate all their right,

title and interest in and to portions of Lots 139, 140, 141, 142, 143, 144, 145 Morena, to the right of way and easement for street 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 certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100172, recorded on Microfilm Roll No. 34, accepting deed of Solon S. Kipp and Della A. Kipp, W. E. Starke and Cecilia G. Starke, K. L. Mark and Sylvia N. Mark, bearing date October 11, 1950, conveying portions of Lots 29 and 30 Block 2 G. H. Crippen'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. 100173, recorded on Microfilm Roll No. 34, accepting deed of Solon S. Kipp and Della A. Kipp, W. E. Starke and Cecilia G. Starke, K. L. Mark and Sylvia N. Mark, bearing date October 11, 1950, conveying portions of Lots 32 and 33 Block 2 G. H. Crippen'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. 100174, recorded on Microfilm Roll No. 34, accepting deed of San Diego Urban Company, bearing date October 23, 1950, conveying an easement and right of way for street purposes in portion of Lots 139, 140, 141, 142, 143, 144, 145 Morena, setting aside and dedicating the same to the public use as and for a public street, and naming the same Clairemont Drive, 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 Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100175, recorded on Microfilm Roll No. 34, accepting deed of Carlos Tavares and Marjorie Claire Tavares, Louis C. Burgener and Patricia W. Burgener, bearing date October 25, 1950, conveying an easement and right of way for street purposes in portions of Lots 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, 24 Block 115 Morena, setting aside and dedicating the same to the public use as and for a public street, and naming the same Clairemont 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 Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100176, recorded on Microfilm Roll No. 34, accepting deed of Solon S. Kipp and Della A. Kipp, W. E. Starke and Cecilia G. Starke, K. L. Mark and Sylvia N. Mark, bearing date October 11, 1950, conveying a portion of Lots 32 and 33 Block 2 G. H. Crippen's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Market 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 Wincote, adopted.

RESOLUTION NO. 100177, recorded on Microfilm Roll No. 34, accepting deed of Solon S. Kipp and Della A. Kipp, W. E. Starke and Cecilia G. Starke, K. L. Mark and Sylvia N. Mark, bearing date October 11, 1950, conveying portions of Lots 29 and 30 Block 2 G. H. Crippen's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Market 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 Wincote, adopted.

RESOLUTION NO. 100178, recorded on Microfilm Roll No. 34, accepting deed of R. E. Hazard, bearing date June 20, 1950, conveying an easement and right of way for street purposes in portion of Lot 17 Block 3 Corella Tract, setting aside and dedicating the same to the public use, and naming the same Paul 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. 100179, recorded on Microfilm Roll No. 34, accepting deed of Carlos Tavares and Marjorie Clair Tavares, Louis C. Burgener and Patricia W. Burgener, bearing date October 25, 1950, conveying an easement and right of way for street purposes in portion of Lots 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 23, 24, 25, 26, 27, 28 Block 103 Morena, setting aside and dedicating the same to the public use as and for a public street, and naming the same Clairemont 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 Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100180, recorded on Microfilm Roll No. 34, accepting deed of Bernard A. Heine and Mary Heine, bearing date October 27, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 61 Gilcher 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 Wincote, adopted.

RESOLUTION NO. 100181, recorded on Microfilm Roll No. 34, accepting deed of Elwood G. Merrill, Jr. and Alice L. Merrill, bearing date October 13, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 267 Talmadge Park Unit No. 2, 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.

Proposed Ordinance appropriating the sum of \$5,075.00 from the Unappropriated Balance Fund, and transferring the same to the Park Department Fund, for the purpose of providing funds for additional salaries for lifeguard to man the ocean-going Patrol Boat, and two Tree Trimmers, and for the purchase of materials and supplies needed for operation of the Patrol Boat (\$1,183.00 for lifeguards to man the Boat; \$3,404. for additional tree trimmers; \$488.00 for materials and supplies needed for the Vessel), was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilmen Schneider, Dail, Mayor Knox.

There being less than the required five votes to place said Ordinance on its final passage at its first reading, the Ordinance was not put up for adoption at this time, but will be listed on the agenda for the next meeting of the Council.

The City Manager explained the terms of the proposed Ordinance, particularly relating to the funds for the tree trimmers in the Street Tree and Park Department Divisions of the Park and Recreation Department. He said that men who were laborers, and not qualified tree trimmers, had been employed for such work, and that skilled tree trimmers are needed particularly for the high trees, which need will be met when said Ordinance is adopted.

ORDINANCE NO. 4592 (New Series), recorded on Microfilm Roll No. 34, approving the annexation to The City of San Diego of Lot 65 Las Alturas Villa Sites, in the County of San Diego, designated as "Torres Tract", was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilmen Schneider, Dail, 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 November, 1950, and on the 9th day of November, 1950.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4593 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$925.00 from the Unappropriated Balance Fund, and transferring the same to General Appropriations, Community Blood Bank Account, for the purpose of providing funds for salaries and wages of laboratory technicians and aids, and for payments under contracts with Public Health Nurses, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilmen Schneider, Dail, 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 November, 1950, and on the 9th day of November, 1950.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4594 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$100.00 from the Traffic Safety Fund, for the purpose of providing additional funds for the resurfacing of Talbot Street at Evergreen Street and Armada Terrace, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilmen Schneider, Dail, 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 November, 1950, and on the 9th day of November, 1950.

The final reading of such Ordinance was in full.

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

The City Auditor and Comptroller referred to his report, not yet ready for filing, in connection with his attendance at the League of California Cities convention held in Los Angeles, and said that he would file the same with the City Clerk at an early date.

On motion of Councilman Swan, seconded by Councilman Godfrey, said report (to be filed by the City Auditor and Comptroller) was ordered filed.

The matter of filing reports by City employees who attend conventions, was brought up for discussion. The Council asked to be advised of the text of the Resolution on the subject, being Resolution No. 95392. The Clerk produced the Resolution from the files of the City Clerk, and read its provisions to the Council.

The question then arose as to what would happen if employees did not file the reports, as required. It was pointed out, again, that there was no penalty imposed for failure to comply.

RESOLUTION NO. 100182, recorded on Microfilm Roll No. 34, referring to Council Conference the matter of Resolution No. 95392, which Resolution requires the filing of reports by City employees who attend conventions, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

The City Manager requested, and was granted, unanimous consent to present the next two matters of business, not listed on the Council's agenda:

The City Manager spoke about the Council Resolution No. 84668 which declares it to be the policy of The City of San Diego to refuse, after January 1, 1947, all requests for permits to sell tickets, solicit funds, or to construct any booths or place any equipment on Horton's Plaza for any of said purposes. He brought up the matter in connection with a request from the Community Chest for permission to erect a 4x6 "calendar" showing the progress of Community Chest pledges and collections, but did not present the document to which he referred.

Discussion was had in the matter, and the Council wanted to know the wording of the Resolution. Resolution No. 84668 was produced from the files of the City Clerk, and was read to the Council.

RESOLUTION NO. 100183, recorded on Microfilm Roll No. 34, referring to Council Conference the matter of Resolution No. 84668 adopted November, 26, 1946, which determines to refuse after January 1, 1947, all requests for permits to sell tickets, solicit funds, or to construct any booths or place any equipment on Horton's Plaza for any of said purposes, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

No action was taken on the Community Chest matter, which had been presented verbally only, by the City Manager.

The matter of the consideration which is being given at the present time to the construction of an information booth in Horton's Plaza, was brought up, also. No action was taken, however, it being presumed that it will be discussed in conference in connection with the matter so referred by Resolution No. 100183.

RESOLUTION NO. 100184, recorded on Microfilm Roll No. 34, authorizing and directing the City Auditor and Comptroller to attend all meetings of the Advisory Committee on Reports of Financial Transactions of the State of California, and to incur the necessary expense in connection with his attendance at said meetings, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

The City Manager reported, verbally, that the City Auditor and Comptroller has been appointed a member of said Committee, which meets in Sacramento, the purpose being to study and advise concerning financial matters for public corporations, including municipal corporations, and that adoption of recommendations made by the Committee would result in savings to the City of San Diego in the preparation of reports now required by the State of California.

Asked if the Auditor had attended any such meetings, the City Manager replied that he had and that he had paid his own expenses.

When asked if under the resolution just adopted the Auditor could be reimbursed for his previous expenditure, the Assistant City Attorney (who had brought the Resolution to the meeting and handed it to the City Manager) replied that the resolution was broad enough to permit the Auditor to recover the expenses which he had already incurred.

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

Councilman Swan spoke about a telephone call which he had received in connection with cessation of work under the contract for improvements and additions to the Shuffleboard and Roque Courts in Balboa Park. He said that the Contractor, under newly-adopted Federal orders prohibiting use of certain materials upon recreation projects, had stopped work.

The City Manager said that he had already had discussions with the contractor on the subject, and reported that the order is so drawn that the responsibility for penalties for violation fall upon the contractor, who of course is unwilling to assume them. He said, also, that the matter is being studied, and efforts are being made to secure permission to complete the project which has already been undertaken.

Councilman Swan told of the increase in the membership of the club which operates at the City-owned courts in Balboa Park, and hoped that something could be worked out to permit the completion of construction.

No action was taken.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Wincote, seconded by Councilman Godfrey, at the hour of 10:58 o'clock A.M.

George Ferrigan
Mayor of The City of San Diego, California

ATTEST:

FRED W. SICK, City Clerk

By *August M. Wadsworth* Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, November 14, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held at this time, and was called to order by the Vice Mayor at the hour of 10:07 o'clock A.M.

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

In the absence of the Mayor, Vice Mayor George Kerrigan acted as Chairman. (Mayor Knox was present, but left before the roll was called, remembering that he had an important telephone call to make).

The Minutes of the Regular Meetings of Wednesday, November 8, 1950, and of Thursday, November 9, 1950, were presented to the Council by the Clerk.

On motion of Councilman Schneider, seconded by Councilman Swan, said Minutes were approved without reading, after which they were signed by the Vice Mayor.

Councilman Wincote 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 the Alley in Block 1 Monte Mar Vista, within the limits and as particularly described in Resolution of Intention No. 99396, 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, accompanied by bond written by The Fidelity and Deposit Company of New York in the sum of six hundred dollars, which bid was given Document No. 425740;

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. 425741.

Thereupon, on motion of Councilman Wincote, 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, the latest time set for the receiving of bids for the paving and otherwise improving of Dalbergia Street, within the limits and as particularly described in Resolution of Intention No. 99397, 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 one thousand dollars, which bid was given Document No. 425742;

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 sixteen hundred dollars, which bid was given Document No. 425743;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of one thousand two hundred dollars, which bid was given Document No. 425744;

The bid of Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of ten percent of total bid, which bid was given Document No. 425745.

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, the latest time set for the receiving of bids for the construction of sewer mains 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 of Way, within the limits and as particularly described in Resolution of Intention No. 99399, 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 ten thousand dollars, which bid was given Document No. 425746;

The bid of Charles J. Dorfman, accompanied by bond written by Saint Paul-Mercury Indemnity Company in the sum of eleven thousand dollars, which bid was given Document No. 425747;

The bid of Carroll & Foster, accompanied by bond written by Maryland Casualty

Company in the sum of seventeen thousand dollars, which bid was given Document No. 425748;

Councilman Godfrey was excused from the meeting at this time.

Mayor Knox entered at this time, and assumed the duties of Chairman.

The bid of L. B. Butterfield, accompanied by bond written by Maryland Casualty Company in the sum of fifteen thousand five hundred dollars, which bid was given Document No. 425749;

The bid of H. H. Peterson, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of fifteen thousand dollars, which bid was given Document No. 425750.

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, the latest time set for receiving of bids for the paving and otherwise improving of Linwood Street and Keating Street, within the limits and as particularly described in Resolution of Intention No. 99398, 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 thousand dollars, which bid was given Document No. 425751;

The bid of Carroll & Foster, accompanied by bond written by Maryland Casualty Company in the sum of sixty five hundred dollars, which bid was given Document No. 425752.

Councilman Godfrey returned to the meeting at this time.

On motion of Councilman Kerrigan, 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, the latest time set for receiving of bids for cleaning and cement mortar lining of various water mains in La Jolla, as more particularly described in specifications and drawings on file in the office of the City Clerk under Document No. 424979, 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 Pipe Linings, Inc., accompanied by bond written by Fidelity and Deposit Company of Maryland, in the sum of seventy five hundred dollars, which bid was given Document No. 425753.

The bid was, on motion of Councilman Wincote, seconded by Councilman Schneider, 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. 1959 for the installation of sewer main and otherwise improving Millar Street, Hobart Street, Rose Street, 63rd Streets and rights of way, within the limits and as particularly described in Resolution of Intention No. 96293, which had been continued from the meeting of November 8, 1950 for a report from the City Engineer in the matter of the assessment against property owned by John E. Quintrell, the City Engineer made a verbal report in which he recommended the re-figuring of the assessment which would reduce the assessment on the Quintrell property.

RESOLUTION NO. 100185, recorded on Microfilm Roll No. 34, directing the City Engineer to modify the assessment for the installation of sewer main and otherwise improving Millar Street, Hobart Street, Rose Street, 63rd Street and rights of way, within the limits and as particularly described in Resolution of Intention No. 96293, and to make a split in an assessment, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100186, recorded on Microfilm Roll No. 34, continuing the hearing on the Street Superintendent's Assessment No. 1959 for the installation of sewer main and otherwise improving Millar Street and other streets, and rights of way, within the limits and as particularly described in Resolution of Intention No. 96293, until the hour of 10:00 o'clock A.M., of Tuesday, November 21, 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 to which the hearing under Resolution of Intention No. 99703, for the installation of an ornamental street lighting system in Ash Street, had been continued, the following resolution, was presented.

RESOLUTION NO. 100187, recorded on Microfilm Roll No. 34, continuing the hearing on the proposed installation of an ornamental Street Lighting System in Ash Street, within the limits and as particularly described in Resolution of Intention No. 99703, until the hour of 10:00 o'clock A.M., of Tuesday, November 21, 1950, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

(The hearing in said matter is to come before the Council for final hearing and action on Tuesday, December 5, 1950).

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing on Resolution of Preliminary Determination No. 99801 for the paving and otherwise improving of the Alley in Block 16 Sunset Cliffs had been continued from the meeting of

November 14, 1950, the following Resolution was presented.

RESOLUTION NO. 100188, recorded on Microfilm Roll No. 34, determining that the paving and otherwise improving of the Alley in Block 16 Sunset Cliffs, within the limits and as particularly described in Resolution of Preliminary Determination No. 99801, 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 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. 1961 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, the clerk presented appeals to the Council which were read.

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

John Marcus spoke, and said that the alley mentioned in his notice does not affect him, and that he should not pay for its improvement.

The City Engineer replied that Mr. Marcus' property is not assessed for the alley, and that he received only an area assessment on Capistrano Street.

Mrs. Joseph N. Cariola spoke about the assessment and said that the "curb is in", and objected the cost of the improvement.

At the request of the Mayor the two appellants left for room No. 360 adjoining the Council Chamber, with the City Engineer, and others who did not identify themselves for a conference at which the Engineer could explain the work and assessment.

The hearing on said assessment was continued temporarily, and will be found later in these Minutes for this date, on page 287.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the appeals of Byron S. Brown, Orion A. Hammett, Peder Nilson Ohlevik, and four appeals of Chris A. Cosgrove, all having to do with denial of requests for setback variances in the 5100 and 5200 blocks on Tipton Street, in Cosgrove Mesa, a written report from the Zoning Engineer was presented and read.

Councilman Kerrigan spoke on the matter, and said that an error had been made in the setback, which he said was not objectionable, after he had viewed the property in question.

The Mayor asked if it was the intention to force the builders to remove the portions of the dwellings which had already been started, and Mr. Kerrigan said that in his opinion there was no reason to prevent the property owners from building to the line where their foundations had been laid. (The Zoning Engineer's report showed that the buildings were lined up in accordance with the setback line shown upon the Tentative Map instead of as shown on the Final Map).

RESOLUTION NO. 100189, recorded on Microfilm Roll No. 34, sustaining the appeal of Bryan S. Brown from the decision of the Zoning Committee in denying by its Resolution No. 5095 his application for a variance to the provisions of Ordinance No. 12321 to construct a residence with at 10-foot setback on Lot 18 Cosgrove Mesa, at 5206 Tipton Street, in Zone R-1, overruling and denying said Zoning Committee decision, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100190, recorded on Microfilm Roll No. 34, sustaining the appeal of Orion Hammett from the decision of the Zoning Committee in denying by its Resolution No. 5093 his application for a variance to the provisions of Ordinance No. 12321 to construct a residence with a 10-foot setback on Lot 16 Cosgrove Mesa, at 5168 Tipton Street, in Zone R-1, overruling and denying said Zoning Committee decision, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100191, recorded on Microfilm Roll No. 34, sustaining the appeal of Peder Nilson Oklevik from the decision of the Zoning Committee in denying by its Resolution No. 5091 his application for a variance to the provisions of Ordinance No. 12321 to construct a residence with a 12-foot setback on Lot 14 Cosgrove Mesa, at 5156 Tipton Street, in Zone R-1, overruling and denying said Zoning Committee decision, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100192, recorded on Microfilm Roll No. 34, sustaining the appeal of Chris A. Cosgrove from the decision of the Zoning Committee in denying by its Resolution No. 5094 his application for a variance to the provisions of Ordinance No. 12321 to construct a residence with a 10-foot setback on Lot 17 Cosgrove Mesa, 5174 Tipton Street, in Zone R-1, overruling and denying said Zoning Committee decision, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100193, recorded on Microfilm Roll No. 34, sustaining the appeal of Chris A. Cosgrove from the decision of the Zoning Committee in denying by its Resolution No. 5092 his application for a variance to the provisions of Ordinance No. 12321 to construct a residence with an 11-foot setback on Lot 15 Cosgrove Mesa, at 5162 Tipton Street, in Zone R-1, overruling and denying said Zoning Committee decision, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100194, recorded on Microfilm Roll No. 34, sustaining the appeal of Chris A. Cosgrove from the decision of the Zoning Committee in denying by its Resolution No. 5090 his application for a variance to the provisions of Ordinance No. 12321 to construct a residence with a 13-foot setback on Lot 13 Cosgrove Mesa, 5150 Tipton Street, in Zone R-1, overruling and denying said Zoning Committee decision, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100195, recorded on Microfilm Roll No. 34, sustaining the appeal of Chris A. Cosgrove from the decision of the Zoning Committee in denying by its Resolution No. 5089 his application for a variance to the provisions of Ordinance No.

12321 to construct a residence with a 14-foot setback on Lot 12 Cosgrove Mesa, at 5144 Tipton Street, in Zone R-1, overruling and denying said Zoning Committee decision, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Mayor Knox welcomed a group of provisional members of the Junior League, whom he welcomed to the meeting, and asked them to arise which they did.

Petition of Jake Owen Goss and Opal Levenne Goss for permission to operate a cabaret at Club Manhattan, 3815 - 30th Street, was presented, together with recommendations from the various interested City departments for its granting.

RESOLUTION NO. 100196, recorded on Microfilm Roll No. 34, granting permission to Jake Goss and Opal Goss to conduct a cabaret with paid entertainment at Manhattan Club, 3815 - 30th Street, where liquor is sold but no dancing conducted, subject to regular license fee and to compliance with existing regulations, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Petition of Waldon Motor Company for a certificate of public necessity to operate five automobiles for hire, was presented, together with a letter from said Company urging approval of the application.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, said petition was referred to the City Manager.

Petition of Brietbard Athletic Foundation relative to payment for use of Balboa Stadium for the All-Star High School football game, held September 1, on a minimum rental in lieu of percentage, and giving details of receipts, and reasons therefor, was presented.

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

Petition of property owners for acceptance by the City, and dedication, of property as and for a portion of 44th Street, in the vicinity of Logan Avenue, was presented.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said petition was referred to the City Manager.

Petition of Residents for installation of street light at Redwood and Haller Streets, and citing reasons for the request, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, said petition was referred to the City Manager.

Petition of Residents for installation of a street light at Thorn and Redwood Streets, and citing reasons for the request, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, said petition was referred to the City Manager.

Communication from the Harbor Department, signed by the Port Director, submitting Resolution authorizing relocation of 8" sewer southward to clear the lease site for Riverside Cement Company, near the foot of 28th Street, by City forces, stating reasons for the recommendation and giving an estimate of the proposed work, was presented.

RESOLUTION NO. 100197, recorded on Microfilm Roll No. 34, authorizing and empowering the Port Director to do all the work in connection with the relocation of an 8" sewer southward to clear a lease site for the Riverside Cement Company, near the Foot of 28th Street, by appropriate City forces, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Said Resolution recites that the Port Director 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.

Communication from the Harbor Department, signed by the Port Director, submitting Resolution authorizing furnishing and driving anchor piles for the Sonar School Pier, by City forces, stating reasons for the recommendation and giving an estimate of the proposed work, was presented.

RESOLUTION NO. 100198, recorded on Microfilm Roll No. 34, authorizing and empowering the Port Director to do all the work in connection with the furnishing and driving of 254 33-ft. Anchor Piles for the Sonar School Pier, by appropriate City forces, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Said Resolution recites that the Port Director 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.

Communication from the City Manager recommending granting special driveways permits to General Petroleum Corporation at the northwest corner of Fifth Avenue and Spruce Street, was presented.

Councilman Schneider asked for an explanation of the matter, and expressed

the belief that the driveways asked for and recommended are too much.

The Traffic Engineer made a verbal recommendation, and said that the width of driveways requested are needed to provide for safe turning in and out of the service stations at the address mentioned.

Mayor Knox contended that a "half block in each direction is wrecked for public parking".

Mr. Schneider said that, in light of the explanation, he was willing to withdraw his objections.

RESOLUTION NO. 100199, recorded on Microfilm Roll No. 34, granting permission to General Petroleum Corporation, P.O. Box 1448, San Diego 12, California, to install two 30-foot driveways on the west side of Fifth Avenue, between points 6 and 36 feet and points 70 and 100 feet north of the north line of Spruce, and a 30-foot driveway and a 25-foot driveway on the north side of Spruce Street, between points 12 and 42 feet and points 64 and 89 feet respectively, west of the west line of Fifth Avenue, adjacent to Lots G and H Block 385 Horton's Addition, on condition that existing driveway be removed, and curbs and sidewalks properly restored in accordance with City requirements, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The matter of driveways, generally, was brought up for further discussion.

Councilman Swan wondered if the service stations, and other buildings are not designed first, and then the plans submitted to the City for approval of driveways as laid out to suit the buildings.

The Traffic Engineer said that is sometimes the case, but said that his office has been working with the engineers for the oil companies and that they have been cooperative in their requests. He pointed out that it is necessary to provide sufficient driveway length to permit ready access to the service stations and enough distance for safe turning into the street. He said, also, that providing of those driveways often furnishing off-street parking upon the properties to more than off set the curb parking space reduced by the driveway installation.

RESOLUTION NO. 100200, recorded on Microfilm Roll No. 34, referring to the City Manager the matter of construction of driveways, for study and recommendation to Council Conference, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending granting special driveway permit to the Trepte Construction Co., Inc., in behalf of American News Co., on the west side of 18th Street south of Imperial Avenue, was presented.

Councilman Schneider said that in this case the City would gain considerable parking space by adoption of the proposed Resolution.

The Traffic Engineer said that provision is being made on the property to take care of considerable off-street parking and loading, and that granting of the requested driveway would save some 200 feet of curb space of general parking.

RESOLUTION NO. 100201, recorded on Microfilm Roll No. 34, granting permission to Trepte Construction Co., Inc., 2001 Kettner Blvd., San Diego 12, on behalf of American News Co., to install a 92-foot driveway on the west side of 18th Street between points 8 and 100 feet south of the south line of Imperial Avenue, adjacent to Lots 11 and 12 Block 58 Sherman's Addition, on condition that City regulations and requirements be complied with, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Engineer, bearing the Assistant City Manager's stamp of approval, recommending repeal of Resolution of Preliminary Determination No. 99975 for the improvement of Gresham Street and Graham Street, inasmuch as sidewalks were not included in the proceedings, and the passage of a new Resolution to include sidewalks, was presented.

RESOLUTION NO. 100202, recorded on Microfilm Roll No. 34, repealing Resolution of Preliminary Determination No. 99975 for the improvement of Gresham Street and Graham Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100203, recorded on Microfilm Roll No. 34, authorizing and directing the City Engineer and the City Attorney to prepare and present a Resolution of Preliminary Determination for the improvement of Gresham Street and Graham Street, which shall include sidewalks in the improvement of Gresham Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the City Engineer, bearing the Assistant City Manager's stamp of approval, recommending granting petition for improvement of portion of Soledad Way by private contract, at no cost to the City of San Diego, was presented.

RESOLUTION NO. 100204, recorded on Microfilm Roll No. 34, granting permission to Russell F. Kimball, to grade and otherwise improve portion of Soledad Way in Pueblo Lot 1785, as more particularly set forth in said Resolution, and in accordance with specifications therefor furnished by the City Engineer and filed in the office of the City Clerk under Document No. 425551, on conditions set forth therein, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100205, recorded on Microfilm Roll No. 34, authorizing the Purchasing Agent to furnish to prospective bidders on approximately 33,000 feet of communication cable, an addendum reciting and calling the attention of all bidders interested, the change in opening date from November 16, 1950 to November 24, 1950, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Before adoption of said Resolution, Councilmen Kerrigan and Wincote entered verbal objections, feeling it to be unfair to prospective bidders to change the date after opening thereof had been announced.

Mayor Knox said that in his opinion it would be advisable to extend the

bid opening time in order to afford all an opportunity to submit bids, which would be of advantage to the City.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 5 sections of the Subdivision Ordinance in connection with the Tentative Map of El Cerrito Heights No. 4, was presented.

RESOLUTION NO. 100206, recorded on Microfilm Roll No. 34, suspending Sections Nos. 3J2, 3H3, 5C, 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of El Cerrito Heights No. 4, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of Tentative Map of El Cerrito Heights Unit No. 4, being a subdivision of portion of Lot 22 Rancho Mission into 34 lots, lying northwesterly of the intersection of 55th Street and Redland Drive, subject to 10 conditions, was presented.

Councilman Kerrigan said that the proposed property adjoins the property upon which he has his home, and spoke about the future street improvements as well as the sewer. He asked about the depth of the sewer, which would be a determining factor in whether or not he could build an additional residence on his property.

The City Engineer replied that detailed improvement plans will be filed at a later date, and that such are not filed or prepared at the time of the approval of the Tentative Map.

RESOLUTION NO. 100207, recorded on Microfilm Roll No. 34, approving the Tentative Map of El Cerrito Heights Unit No. 4, subject to the conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 3 additional sections of the subdivision ordinance, in connection with Tentative Map and Final Map of Redwood Village No. 2, was presented.

RESOLUTION NO. 100208, recorded on Microfilm Roll No. 34, suspending Sections Nos. 3J2, 3J8, 5C of the Subdivision Ordinance in connection with the Tentative Map and Final Map of Redwood Village No. 2, in addition to sections heretofore suspended by Resolution No. 99153, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission recommending rezoning Lot 1 of the southwesterly portion of Pueblo Lot 256 from Zone R-4 to M-1, at Knoxville and Naples Streets, in the vicinity of the Cudahy Packing Plant, as petitioned for by the M. Hall Co., and reference thereof to the City Attorney for 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 City Civil Service Commission, signed by George A. Scott, President, commending the Mayor, Council and City Manager for establishing the 40-hour week for Police and Lifeguards, and expressing sincere and continuing interest in the matter of shorter tour of duty for the Fire Department, as well, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, said communication was ordered filed.

Communication from the Board of Examining Engineers, signed by G. W. Huntridge, M. W. Rogers, and K. A. Higbee, recommending amendment to Ordinance No. 4388 (New Series), regarding the licensing of Engineers, and setting out in detail the proposed amendment, was presented and read.

RESOLUTION NO. 100209, recorded on Microfilm Roll No. 34, referring the communication from the Board of Examining Engineers, proposing amendments to City Ordinance No. 4388 (New Series), to Council Conference, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from Jim Lyons, 2075 Moore Street, relative to violation of the City's orders to the Humane Society in connection with operation of its Kennels, was presented.

Councilman Wincote said that the Council should look into the matter.

The City Manager reported on the Health Officer's order, and said that December 4 is the deadline for compliance. He said that if work is not accomplished by that date, the Health Officer will take action.

A motion was made and seconded to file the matter, which motion was withdrawn.

Councilman Swan wondered if more information is not needed, and if Mr. Lyons should be advised of past and contemplated actions of the Council.

The City Manager replied that Mr. Lyons knows all of those things, inasmuch as he telephone in connection with the matter, every day.

RESOLUTION NO. 100210, recorded on Microfilm Roll No. 34, referring communication from Jim Lyon re violation of City orders by the Humane Society at its Kennels, to Council Conference, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Communication from San Diego Chamber of Commerce, signed by Graydon Hoffman, President, thanking the Council for its interest and cooperation in planning San Diego's first "Christmas Center" (to be held at the Civic Center), was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, said communication was ordered filed.

RESOLUTION NO. 100211, recorded on Microfilm Roll No. 34, directing notice of filing of assessment and of the time and place of hearing thereof, 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 Wincote, adopted.

RESOLUTION NO. 100212, recorded on Microfilm Roll No. 34, directing notice of filing of assessment and of the time and place of hearing thereof, 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 Wincote, adopted.

RESOLUTION OF AWARD NO. 100213, recorded on Microfilm Roll No. 34, 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 San Diego Lighting District No. 3, for a period of one year from and including July 16, 1950, to and including July 15, 1951, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 100214, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of the Alleys in Blocks 187 and 188 Mission Beach, and Mission Boulevard, within the limits and as particularly described in Resolution of Intention No. 99700, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 100215, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of the Alleys in Blocks 197, 196, 195, 194, 198, 199, 200 and 201 Mission Beach, within the limits and as particularly described in Resolution of Intention No. 99701, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 100216, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of Felspar Street, within the limits and as particularly described in Resolution of Intention No. 99702, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 100217, recorded on Microfilm Roll No. 34, for the furnishing of electric current for the lighting of the ornamental street lights located in Five Points Lighting District No. 1, for a period of one year from and including August 5, 1950, to and including August 4, 1951, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 100218, recorded on Microfilm Roll No. 34, closing portions of Sixth Street Extension, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100219, recorded on Microfilm Roll No. 34, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in San Diego Lighting District No. 4, for a period of one year from and including August 1, 1950, to and including July 31, 1951, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 100220, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of the Alleys in Block 18 Point Loma Heights, 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. 100221, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of the Alley in Block 317 Reed and Daley's Addition, 29th Street, Public Rights of Way in Block 317 Reed and Daley's Addition, Alley in Block 281 San Diego Land and Town Company's Addition, Public Rights of Way in Block 281 San Diego Land and Town Company's Addition, 28th Street, and Franklin Avenue, 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. 100222, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of Mohawk Street and 72nd Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100223, recorded on Microfilm Roll No. 34, 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 attached to poles in Mission Boulevard, together with the maintenance of mast arms, wires and lamps, for a period of one year from and including August 17, 1950, to and including August 16, 1951, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100224, recorded on Microfilm Roll No. 34, 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 Ocean Beach Lighting District No. 1, for a period of one year from and including August 14, 1950, to and including August 13, 1951, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100225, recorded on Microfilm Roll No. 34, amending Resolution No. 98897 adopted October 17, 1950, which Resolution awarded contract to Carroll & Foster for construction of sewer from Ollie Street to a point 2800 feet northerly, over the Mission Bay Bridge, to include the removal and repavement of 246.25 feet of existing pavement on the approaches, and reciting the reasons therefor, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100226, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to do all the work in connection with the completion of the work of enlarging the Sewage Treatment Plant, such as landscaping, engineering to record work as actually constructed, and general clean-up work, 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. 100227, recorded on Microfilm Roll No. 34, authorizing the City Manager to enter into an informal contract for the installation and maintenance of two-way radio equipment in Navy patrol vehicles assigned to Naval Air Station, San Diego, for the period commencing July 1, 1950 and extending through June 30, 1951, for the sum of \$132.00, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100228, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to execute a lease with Fern Henry, for property described as Lot 12 Block 10 Gardner's Addition, and improvements thereon located at 1267 - 18th Street, for a term of one year, beginning October 15, 1950, at a rental of \$40.00 per month payable monthly in advance, form of lease being on file in the office of the City Clerk as Document No. 425773, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100229, recorded on Microfilm Roll No. 34, authorizing and directing the Purchasing Agent to purchase from the Recordak Corporation, without advertising for bids, the microfilming equipment now in use in the Office of the City Clerk, for a price not to exceed the sum of \$1,800.00, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said Resolution recites that said equipment has been under rental contract at \$36.00 per month, and that on account of a policy change said equipment is not available for purchase, stating that said corporation has offered to sell the same to the City for a total purchase price of \$2,275.00 and to allow credit for 50% of the rental paid prior to August 1, 1950, which will leave a net cost to the City of \$1,771.00.

RESOLUTION NO. 100230, recorded on Microfilm Roll No. 34, determining and declaring that the public interest, convenience and necessity of The City of San Diego require the construction, operation and maintenance of a storm drain and appurtenances in connection with the improvement of Chatsworth Boulevard over, under, upon, along and across a portion of Pueblo Lot 197 and a portion of Lot 8 Block 4 of Loma Lands Park, and that the public interest, convenience and necessity demand acquisition of easements and rights of way therefor in portions of said property, declaring the intention of the City of San Diego to acquire said easements and rights of way under Eminent Domain proceedings, directing the City Attorney to commence an action in the Superior Court of the County of San Diego for the purpose of condemning said interest in said lands and acquiring said easements and rights of way, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100231, recorded on Microfilm Roll No. 34, determining and declaring that the public interest, convenience and necessity of The City of San Diego require the construction and completion of the intersection of Market Street and Federal Boulevard, situated within the City of San Diego, across portions of Lots 9, 10 and 11 Block 2 of McLaren's "H" Street Addition, and that the public interest, convenience and necessity demand the acquisition of easements and rights of way to be used for said construction, declaring the intention of The City of San Diego to acquire said easements and rights of way under Eminent Domain Proceedings, directing the City Attorney to commence an action in the Superior Court of the County of San Diego for the purpose of condemning and acquiring said easements and rights of way, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100232, recorded on Microfilm Roll No. 34, accepting deed of Charles H. Brown and Ella Mae Brown, bearing date November 10, 1950, conveying an easement and right of way for street purposes in portion of Pueblo Lot 1120, setting aside and dedicating the same to the public use as and for a public street, and naming the same Camino del Rio, 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. 100233, recorded on Microfilm Roll No. 34, accepting deed of Marcelino Martinez, bearing date October 5, 1950, conveying portions of Lots 12 and 13 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 Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 100234, recorded on Microfilm Roll No. 34, accepting deed of James J. Washington, bearing date October 14, 1950, conveying a portion of Lot G Block 7 Central Homestead, 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 Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 100235, recorded on Microfilm Roll No. 34, accepting deed of James J. Washington, conveying Lots 3, 4, 5, 6 Block 7 Stratford Park, 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. 100236, recorded on Microfilm Roll No. 34, accepting deed of James J. Washington, bearing date October 14, 1950, conveying portions of Lots 19 to 29, inclusive, Block 2 J. H. Orcutt's Subdivision, 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.

ORDINANCE NO. 4595 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$5,075.00 from the Unappropriated Balance Fund, and transferring the same to the Park Department Fund, for the purpose of providing funds for additional salaries for lifeguards to man the ocean-going patrol boat and two tree trimmers, and for the purchase of materials and supplies needed for the operation of said patrol boat, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Said Ordinance was not finally passed until it had been read on two separate calendar days of the Council, to-wit: on the 9th day of November, 1950, and on the 14th day of November, 1950.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4596 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$9,525.00 from the Unappropriated Balance Fund, for the purpose of providing funds for purchasing and outfitting one ocean-going Patrol Boat for the Park and Recreation Department Lifeguard Service, 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.

ORDINANCE NO. 4597 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$10,000.00 out of the Traffic Safety Fund, and transferring the same to "Maintenance and Support," Division of Streets, Department of Public Works Fund, for the purpose of providing funds for the purchase of asphaltic surfacing material for resurfacing 5th Avenue, Normal Street and University 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 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. 4598 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$1,800.00 from the Unappropriated Balance Fund, for the purpose of providing funds for the purchase of Microfilming equipment for use in the Office of the City Clerk, 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 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.

ORDINANCE NO. 4599 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$2,950.00 from the Unappropriated Balance Fund, for the purpose of providing funds for the purchase for the Park Department of tools to replace tools recently lost in a fire at the Golf Course, 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.

The hearing, mentioned earlier in the Minutes of this meeting, on the Street Superintendent's Assessment No. 1961, made to cover the costs and expenses of the paving and otherwise improving of Capistrano Street, Mendota Street and the Alley in Block 14 Point Loma Heights, was resumed at this time. (See page 280 for the beginning of this hearing).

The Mayor asked the City Engineer to report upon his conference with persons who had gone with him to the room adjoining the Council.

The City Engineer reported that those who had appeared, to offer verbal protests and appeals, had been satisfied with the information which he had given, and that they no longer wished to be heard. No one appeared to be heard, verbally, further.

RESOLUTION NO. 100237, recorded on Microfilm Roll No. 34, overruling and denying the appeals John Marcus, Joseph N. Cariola, H. E. McFadden, Olive S. Smalley, Robert G. Martin and Ann E. Martin, Edward A. Schultz and Dorothy R. Schultz, from the Street Superintendent's Assessment No. 1961, made to cover the costs and expenses of 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, 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, directing him to record said diagram, warrant and assessment in his office, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The City Manager requested, and was granted, unanimous consent, to present the following two matters, not listed on the Council's agenda, both of which explained to the Council:

RESOLUTION NO. 100238, recorded on Microfilm Roll No. 34, granting permission to C. S. Bond to install a sanitary sewer system upon his property located in Pueblo Lots 1107, 1108 and 1111, according to Engineer's Drawing No. 8247-L, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent reporting on bids for furnishing 7800 feet of 6", 8000 feet of 8" and 2700 feet of 12" cement-asbestos pipe, recommending award to Johns-Manville Sales Corporation, the low bidder on all sizes of pipe, was presented. The communication mentioned the fact that 5% preference was requested by Crane Co. as a local bidder, but that said company was not low.

RESOLUTION NO. 100239, recorded on Microfilm Roll No. 34, accepting bid of Johns-Manville Sales Corporation for the furnishing of 7800 feet of 6" cement-asbestos pipe, 8000 feet of 8" cement-asbestos pipe, 2700 feet of 12" cement-asbestos pipe, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The Mayor asked for, and received, unanimous consent to present the next matter, not listed on the Council's agenda:

The Mayor said that he had a note asking that letter from Solon S. Kipp and W. E. Starke, signed by W. E. Starke, be brought up at this time.

Said letter, protesting the materials being laid down by the contractor (Cox Bros. Construction Co., a co-partnership) on Hornblend Street, Dawes Street, Reed Avenue, Oliver Avenue, Alley in Block 2 Braemar, Haines Street and Pacific Beach Drive, and asking for a full investigation thereof, was read.

The City Engineer made a verbal report, in which he said that the work is being done in compliance with the specifications.

Richard Steck spoke regarding the "plant" for the mixing, and protested the manner in which the paving is being mixed, contending that it is not being done in accordance with the City Engineer's specifications.

The City Engineer said that a good job is being done, that the plant is of the most modern in this area, and the finest type.

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

Mr. Steck asked for permission to employ outside engineers to check the plant in question.

Asked by Councilman Swan when a report might be received from him, the City Manager stated that he preferred to set no date, inasmuch as felt it might be advisable to engage outside consulting service, in addition to the City's checking.

At this time a majority of the members of the Council executed the undertaking with San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in San Diego Lighting District No. 1, under Resolution of Intention No. 98440.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Godfrey, seconded by Councilman Schneider, at the hour of 11:20 o'clock A.M.

George Kerrigan

Mayor of The City of San Diego, California

ATTEST:

FRED W. SICK, City Clerk

By *August M. Knudsen*

Deputy

REGULAR MEETING
Chamber of the Council of The City of San Diego, California,
Thursday, November 16, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held at this time, and was called to order by the Mayor at the hour of 10:13 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 continued hearing on two appeals of Jeanne B. Fiori (also known as Jeanne Chisholm and Jeanne Offerman), from the decisions of the Zoning Committee in denying by its Resolutions Nos. 5043 and 5044, her applications for variances to the provisions of Ordinances No. 8924 Sec 12 and No. 8924 for permission to construct a single family residence on the south half of Lots 11 and 12 Block 192, and a duplex on the rear portion of Lots 11 and 12 Block 155 in Pacific Beach, without street frontages, the opinion from the City Attorney, signed by Harry S. Clark, Deputy City Attorney, and approved by J. F. DuPaul, City Attorney, was presented and read. Said opinion states, in part, "The application of these provisions as to these particular properties would result in the owner being prohibited from using her property because the property is located in an "R-4" zone which is the lowest restricted residential zone, and the later restriction (1942) prohibits building upon property which does not front upon a public street, thus resulting in confiscation of the property. Since the properties were divided prior to the zoning which was placed on it some 7 years later, and an additional restriction was adopted 9 years later than the zoning classification, prohibiting building on properties not fronting on a public street, it is the opinion of this office that the petitioner is entitled to use the properties according to the zoning classification and the building regulations existing at the present time."

K. M. Stayer, who had protested at the first hearing, was heard again. Lt. Stayer said that Mrs. Fiori is not prohibited from the use of her property, inasmuch as there are some uses to which it can be put.

The Mayor said that the City Council has to be guided by legal opinions of the City Attorney.

The City Attorney spoke, and elaborated upon his opinion.

Lt. Stayer took issue with the City Attorney's position, and challenged the legal ruling of the City Attorney.

The City Attorney said that a court would give Mrs. Fiori permission to build, in accordance with the zoning ordinance. He said that Lt. Stayer could go to court to prevent such use if he choses.

Lt. Stayer said that a finding in favor of Mrs. Fiori would serve to confiscate his and other properties.

The Mayor stated, also, that if Lt. Stayer does not agree, he can go into court to enjoin the use as petitioned for.

Lt. Stayer contended that Mrs. Fiori should be forced to prove confiscation in the event she is not permitted to use the property as petitioned for.

City Attorney pointed out that the split in property was made before the present zoning, in question, was enacted.

Lt. Stayer stated that he had offered Mrs. Fiori over 100% more for the property than she had paid for it.

The City Attorney said that the City can sustain appeal, or file it, as it choses. If the City refuses to issue permits, Mrs. Fiori, on the other hand, can sue. He said that she would be successful in a mandamus action.

Councilman Wincote moved to sustain the appeal, and overrule the decisions of the Zoning Committee, which motion was seconded by Councilman Schneider. (Before acting upon the motion, it was withdrawn).

Councilman Kerrigan moved to file both appeals, which motion was seconded by Councilman Godfrey.

LeRoy Wright, attorney representing Mrs. Fiori, said that she has the full legal right to use of the property, for any use permitted in Zone R-4. He said that if the City Council takes no action, the permit will be asked for, and that if it is denied, a civil suit would be instituted, which would be successful.

R. W. Kerns, owner of property adjoining lots in question, in Block 155, spoke. He told of a conference with the City Attorney in the matter, and said that many were of the opinion that it would be a mistake to permit residence building upon the parcel of ground which faces only upon a "T-Alley". He said that any law or ordinance takes away some rights, and is retroactive. He said that the previous owner had lost the right to build. Mr. Kerns stated that nobody in the block favors the building, and thinks that all the owners in the block would be willing to buy the property at a profit to the present owner, and let it lie unused. Mr. Kerns said that he has \$100,000.00 invested in the motor court on which there would be many objectional features resulting from permission to erect the building asked for.

C. B. Offerman, husband of the appellant, spoke. He said that those who want to stop the building want the property for their personal use. He said that they want to beat her out of use of her property.

The City Attorney pointed out that the property had been purchased by the present owner after the zoning ordinance had been enacted.

Jessie E. Morgan, real estate broker, said that she had sold much of the property in the area. She said that it had been sold for building purposes on what were known as "lanes", not "Alleys" (referring to the split lots). She said that the Union Title Company had divided the land for resort purposes, and that small places there would be good for tourists. She said that the area is seeking to attract tourists, and that building of the type of places Mrs. Fiori wants, would fill the need. Also, she said, the property in question lies only one lot removed from the Ocean.

The roll was called on the motion to file, to-wit: Yeas---Councilmen Swan, Kerrigan, Dail, Godfrey. Nays---Councilmen Wincote, Schneider, Mayor. The Mayor announced that the motion to file both appeals had carried.

Councilman Swan felt that the Council should pursue the matter further in connection with zoning matters, resulting in

RESOLUTION NO. 100240, recorded on Microfilm Roll No. 34, referring to Council Conference the matter of the "overall picture" on zoning in the City of San Diego, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays--Mayor Knox. Absent--Councilmen None.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Fred B. and Elizabeth W. Waters from the decision of the Zoning Committee in denying permission to divide into two building sites and construct a single family residence on each, being a portion of Pueblo Lot 175 on the east side of Rosecrans Street, which had been continued until this time for a report from the City Attorney, was brought up for consideration.

The City Attorney requested a one week's continuance, inasmuch as his opinion had not been completed.

On motion of Councilman Wincote, seconded by Councilman Dail, said hearing was continued until the hour of 10:00 o'clock of Friday, November 24, 1950.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance regulating the operation of SMORGASBORDS, in the City of San Diego, the Mayor inquired if any interested persons were present to speak in opposition to its adoption.

No one appeared to offer verbal protest to the proposed Ordinance.

The written protest of San Diego Restaurant Association, Officers & Board of Director, signed by J. Brennan, President, was presented and read.

A question was asked if the ordinance was not submitted and recommended by the Board of Health.

The City Attorney replied that the Ordinance had been submitted by said Board, but was not recommended by it.

Councilman Schneider read Section 3 of the proposed Ordinance, having to do with food being discarded and not used again or thereafter offered for sale for human consumption (referring to the limitation of not more than 2 successive hours in any one 24 hour period for Smorgasbord service), feeling that it might encourage the wasting of food.

Al Bennett, representing "Mr. Dail" who proposes to build a smorgasbord, said that he and Mr. Dail agree with the provisions contained in Section 3. He said that foods are served in small bowls, are renewed and brought to the tables frequently, and that as a result there is practically no loss of food.

ORDINANCE NO. 4600 (New Series), recorded on Microfilm Roll No. 34, regulating the operation of Smorgasbords in the City of San Diego, providing a penalty for violation thereof, 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 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.

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

Claim of Dan C. Smith, 2157 Sunset Cliffs Blvd., San Diego 7, in the sum of \$35.00, based upon removal by City forces of survey markers on his property at 4375 Del Monte Avenue, was presented.

RESOLUTION NO. 100241, recorded on Microfilm Roll No. 34, referring claim of Dan C. Smith to the Pacific Indemnity Company, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager, reporting on communication from F. E. Humphreys, 815 Third Avenue, relative to the filthy sidewalk in front of Bradley's on Third Avenue and Plaza Street, stating that the management has been contacted and has promised to keep the sidewalk and alley clean, recommending filing, was presented.

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

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of Plumosa Unit #2, subject to the posting of adequate bond to insure the installation of the required improvements, was presented.

RESOLUTION NO. 100242, recorded on Microfilm Roll No. 34, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with J. W. Anderson Corporation, for the installation and completion of the unfinished improvements and the setting of the monuments required for Plumosa Manor 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 Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100243, recorded on Microfilm Roll No. 34, adopting Map of

Plumosa Manor Unit No. 2, being subdivision of portion of Lots 1, 2, 5, 6, 7, 8 of Pueblo Lot 210, accepting Kingsley Street, James Street, Oleander Drive, Oleander Place, Hyacinth Drive, Wisteria Drive, Poinsettia Drive and alleys and unnamed easements shown thereon for public purposes, 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, authorizing and directing him 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 A. H. Campion, Chief Administrative Officer, County of San Diego, reporting that in accordance with agreement reached on July 29, 1950, and City Resolution calling for County-wide planning of Civil Defense and Disaster Program in which he was designated as Coordinator of Disaster Councils, informing the Council that he has engaged Mr. Gerald H. O'Brien to work on said program and that considerable progress was made at the meeting of the planning group on November 3, 1950, was presented. Also, a copy of the minutes of said meeting were attached, together with chart showing the pattern of organization of the group and the list of advisory committees, stating that early action by the Council in designating the representative of the City on each of the Advisory Committees will expedite the development of the County-wide civil defense program was made a part of the communication.

Said communication was read to the Council, and on motion of Councilman Godfrey, seconded by Councilman Kerrigan, was referred to the City Manager.

Communication from Ocean Beach Woman's Club, P.O. Box 256 San Diego 7, signed by Mrs. L. Krettler, Civic Chairman and Corresponding Secretary, referring to the removal of palms on Catalina Boulevard adjacent to the former Theosophical Headquarters where a building project is under way, stating that some years ago the matter had come up also, and that the Club had been promised protection and told that the palms would remain undisturbed in maintaining the beauty of the Catalina approach to historic Point Loma, and again asking the City's co-operation, was presented and read.

E. A. Brelin spoke. He made reference to the 1947 petition for permission to remove the palms. He said that those trees were on the west side of Catalina Boulevard, and have now been removed. He owns property on the east side, and that trees are on his property line, not in the street. Also, Mr. Brelin said, grading of the parkway in lieu of a sidewalk area, has left the trees 4 feet above grade. He said that when he develops his property for business purposes, which is the plan, the trees being half on his property and half on the City street will be cut in half and will fall into the street.

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

Communication from Adeline B. Thomas and Louis A. Thomas, stating that they own two Lots (O and P in Block 2 of Logan Park Add.), that 33rd Street "dead ends" against said lots according to the City maps, but in practice they are used by the general public, asking if the City would like to purchase the lots for \$500.00, and stating that Verne Parker and Howard Ogden "of the City Property Department" are familiar with the situation, was presented.

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

RESOLUTION NO. 100244, recorded on Microfilm Roll No. 34, authorizing and directing the Mayor and City Clerk to execute and forward to the Division of Public Works of the State of California the maintenance agreement for certain State Highways within the City of San Diego, for the 1950-1951 fiscal year, 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 the furnishing of approximately 145 fluorescent lighting fixtures, recommending awards on Items 1, 2, 3 to Electric Supplies Distributing Company of San Diego on their low bid, and award to Pacific Wholesale Electric Company on their low bid for Item 4, was presented. The report states that the bid of Sunlight Electric Company on the four items did not meet specifications. (7 bids were received)

RESOLUTION NO. 100245, recorded on Microfilm Roll No. 34, accepting bid of Pacific Wholesale Electric Company for the furnishing of 40 M 3130 ceiling type Guth fixtures, 4 M 3130 Guth fixtures with hangers, and Item 4 for 6 SL 304-48 fixtures including lamps, 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 second low bidder, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 100246, recorded on Microfilm Roll No. 34, accepting bid of Electric Supplies Distributing Company of San Diego for the furnishing of fluorescent lighting fixtures: Item 1, 10 SL 302-96 fixtures with lamps; 46 SL 304-96 fixtures with lamps; Item 2, 11 SL 1504-96 L fixtures with lamps and canopies; 7 SL 1504-96L fixtures with lamps but without canopies; Item 3 21 SL 1504-48L fixtures with lamps, awarding contract and authorizing the City Manager to execute the same, 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 received for 25 or more radio Transmitter-Receivers, recommending award to Radio Corporation of America, RCA Victor Division, for 28, the low bid conforming to specifications, was presented.

A question arose about the specifications on the low bid of General Electric, being \$12.67 per unit lower than R.C.A.. A report from the Superintendent of the Electrical Division pointing out the difficulties encountered in attempting to mount the cabinets of low bidder, was read.

RESOLUTION NO. 100247, recorded on Microfilm Roll No. 34, accepting bid of Radio Corporation of America, RCA Victor Division, for the furnishing of 28 Radio Transmitter-Receivers, 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 Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100248, recorded on Microfilm Roll No. 34, approving plans and specifications for the furnishing of all labor, material, services, equipment, transportation and other expense necessary or incidental for constructing sludge basins for the Alvarado Filtration Plant, in accordance with Document No. 425774 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 Kerrigan, adopted.

RESOLUTION NO. 100249, recorded on Microfilm Roll No. 34, authorizing the City Manager to do all the work in connection with the demolition of the existing lath house, removal of debris, and the construction of a replacement, at the Balboa Park nursery, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Godfrey, 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. 100250, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 1,095 feet of 2-inch W.I. Main, and the installation of 380 feet of 8-inch main, 555 feet of 6-inch water main, 160 feet of 4-inch water main, and one 6-inch fire hydrant in Maple Street, between Montclair Street and Haller Street, by appropriate City forces, was on motion of Councilman Godfrey, seconded by Councilman Schneider, 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.

The next two matters listed on the Council's agenda, and adopted, were questioned by Councilman Swan as to their necessity. The City Manager explained the changes in the contracts, in detail, and the reasons therefor:

RESOLUTION NO. 100251, recorded on Microfilm Roll No. 34, authorizing and directing the City Manager to issue an extra work order to Daley Corporation for the furnishing of all labor, equipment and material for the elimination of Type "G" storm drain cleanout, and the connection of 18-inch storm drain to the existing Type "G" curb inlet, and the replacing of soggy mud in subgrade with select material, in connection with the improvement of La Jolla Boulevard at Marine Street, at a cost not to exceed the sum of \$843.27, all in accordance with the recommendation of the City Manager, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100252, recorded on Microfilm Roll No. 34, authorizing and directing the City Manager to issue an extra work order to Daley Corporation for the furnishing of all labor, equipment and material for removing approximately a ten-foot strip of old A. C. and 12 inch of wet clay under the A. C. at the 40th and Wightman Streets of Wabash Boulevard, Section A, and after said clay has been removed to replace said clay with selected material compacted to subgrade, in connection with the construction of Wabash Boulevard, Section A, at a cost of approximately \$200.00, in accordance with the recommendation of the City Manager, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100253, recorded on Microfilm Roll No. 34, authorizing Mr. Bishop and Mr. Belleau, from the Mission Bay Nursery, to go to San Francisco for the purpose of taking advantage of the offer recently made by the San Francisco Park Department to supply several hundred cuttings of plant materials for the City of San Diego's Mission Bay Nursery, authorizing the incurring of all expenses necessary therefor, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

A communication from the City Planning Director, addressed to the City Manager, and transmitted to the Council with the City Manager's stamp of approval, recommending adoption of Resolution No. 100253, accompanied said Resolution.

Petition of Jeanne B. Fiori, Box 566 La Jolla, for permission to install a 4-inch cast iron sewer line between the property line and the sidewalk, to serve property at 2901-03-07-09-11-13 Broadway, was presented, together with recommendations for its approval.

RESOLUTION NO. 100254, recorded on Microfilm Roll No. 34, granting permission to Jeanne B. Fiori 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 westerly line of Lot 24 Block 86 E. W. Morse Subdivision, to point of intersection with public sewer, to serve property at 2901, 2903, 2907, 2909, 2911 and 2913 Broadway, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Petition of Kistner, Curtis & Wright, architects, by R. R. Curtis, for special plumbing installation for class room and cafeteria building, La Jolla High School, was presented, together with recommendations for its approval.

RESOLUTION NO. 100255, recorded on Microfilm Roll No. 34, granting permission to Kistner, Curtis & Wright, architects, Spreckels Building, San Diego 1, in connection with class room and cafeteria building, La Jolla High School, to run vent lines from fixtures located under windows "flat" to nearest point where a vertical vent may be installed, to be given the maximum grade permitted by the construction, and waste lines from sinks on acid lines and from instructors' tables to be drained through "P" traps with vent extended from both inlet and outlet to "P" trap, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100256, recorded on Microfilm Roll No. 34, accepting deed of Jeanne B. Fiori, also known as Jeanne B. Chisholm, conveying an easement and right of way for sewer purposes in portion of Lots 22, 23 and 24 Block 86 E. W. Morse 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 Swan, seconded By Councilman Godfrey, adopted.

RESOLUTION NO. 100257, recorded on Microfilm Roll No. 34, accepting deed of Loma Vista Properties, Inc., bearing date November 8, 1950, conveying an easement and right of way for sewer purposes in portion of Pueblo Lot 210, 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 Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100258, recorded on Microfilm Roll No. 34, accepting subordination agreement, executed by Donald C. Burnham, beneficiary, and Union Title Insurance and Trust Company, trustee, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 10 Block 172 Roseville, to the right of way and easement for storm drain purposes heretofore granted 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 Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100259, recorded on Microfilm Roll No. 34, accepting deed of Sunland Home Foundation, bearing date November 4, 1950, conveying an easement and right of way for street purposes in portion of Lots 18 and 21 Lemon Villa, setting aside and dedicating the same to the public use as and for a public street, and naming the same 54th 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 Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100260, recorded on Microfilm Roll No. 34, accepting deed of Sunland Home Foundation, bearing date November 4, 1950, conveying an easement and right of way for street purposes in portion of Lots 18 and 21 Lemon Villa, setting aside and dedicating the same to the public use as and for a public street, and naming the same 55th 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 Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100261, recorded on Microfilm Roll No. 34, accepting deed of Sunland Home Foundation, bearing date November 4, 1950, conveying an easement and right of way for street purposes in a portion of Lot 18 Lemon Villa, setting aside and dedicating the same to the public use, and naming the same Orange 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 Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100262, recorded on Microfilm Roll No. 34, accepting deed of William S. Chamness and Hazel Deane Chamness, bearing date September 20, 1950, conveying an easement and right of way for storm drain purposes in a portion of Lot 10 Block 172 Roseville, authorizing and directing the City Clerk to file said deed in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100263, recorded on Microfilm Roll No. 34, accepting deed of Alexander S. Rockman and Julia H. Rockman, bearing date November 8, 1950, conveying an easement and right of way for storm drain purposes in a portion of Lot 9 Beverly 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 Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100264, recorded on Microfilm Roll No. 34, accepting deed of Chula Vista Development Company, bearing date November 3, 1950, conveying Lot 2 Block 15 Resubdivision of Paradise Hills, 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. 100265, recorded on Microfilm Roll No. 34, accepting deed of James J. Washington, bearing date October 14, 1950, conveying an easement and right of way for channel change purposes in portion of Lots 19 to 29 inclusive, Block 2 J. H. Orcutt's Subdivision, 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. 100266, recorded on Microfilm Roll No. 34, accepting deed of James J. Washington, bearing date October 14, 1950, conveying an easement and right of way for channel change purposes in portion of Lot "G" Block 7 Central Homestead, 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. 100267, recorded on Microfilm Roll No. 34, accepting deed of Point Loma Holding Corporation, bearing date October 31, 1950, conveying an easement and right of way for water main purposes in a portion of Pueblo Lot 197, and a portion of Garrison Street closed by Resolution No. 50136 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 Swan, seconded by Councilman Godfrey, adopted.

ORDINANCE NO. 4601 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of the Alley in Block 340 Old Town, between the northeasterly line of Kurtz Street and the southwesterly line of Hancock Street, was on motion of Councilman Kerrigan, 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 Kerrigan, 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.

ORDINANCE NO. 4602 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of Hancock Street, between the southeasterly line of Greenwood Street and the northwesterly line of Gaines 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 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.

ORDINANCE NO. 4603 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of Riley Street, between the northeasterly line of Kurtz Street and the southwesterly line of Moore 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 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 City Manager requested, and was granted unanimous consent, to present the next two items, not listed on the Council's agenda:

RESOLUTION NO. 100268, recorded on Microfilm Roll No. 34, authorizing and directing the City Attorney to demand and legally enforce the removal of The Sheridan Corporation from premises leased to it under date of February 14, 1950, and to legally terminate any and all rights or claims which the lessee may have under said lease (being a 50-year lease, under Document No. 413351, to February 28, 2000, for a cottage resort on Gleason Point, Mission Bay project), was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100269, recorded on Microfilm Roll No. 34, authorizing and directing the City Attorney to appear at the hearing on the hearing on the application by the San Diego Arizona Eastern Railroad to the Public Utilities Commission of the State of California to discontinue all regular passenger service furnished by it between San Diego and Calexico, and determining that it is to the public interest of the City of San Diego to participate in said hearing, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 100270, recorded on Microfilm Roll No. 34, authorizing the City Clerk to invite Jim Lyons, who has protested against the operation of the San Diego Humane Society's Kennels, and Ernest J. Boud, president of said Society, to attend a conference, at the hour of 2:00 P.M., on Tuesday, November 21, 1950, in connection with the matter of operation of said Kennels, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 100271, recorded on Microfilm Roll No. 34, authorizing and directing the City Clerk to turn over to the City Attorney all the petitions and letters received and on file in his office, in connection with application by the San Diego Arizona Eastern Railroad to the Public Utilities Commission of the State of California to discontinue all regular passenger service furnished by it between San Diego and Calexico, for use by him at the hearing before said Commission on said subject, 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 adjourned, on motion of Councilman Godfrey, seconded by Councilman Wincote, at the hour of 11:35 o'clock A.M.

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,
Tuesday, November 21, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held at this time, and was called to order by the Vice Mayor at the hour of 10:16 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, Vice Mayor George Kerrigan acted as Chairman.

The Minutes of the Regular Meetings of Tuesday, November 14, 1950, and of Thursday, November 16, 1950, were presented to the Council by the Clerk.
On motion of Councilman Godfrey, seconded by Councilman Swan, the Minutes were approved without reading, after which they were signed by the Vice 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 175 San Diego Land and Town Company's Addition, and Sampson Street, within the limits and as particularly described in Resolution of Intention No. 99505, the Clerk reported that 5 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 Al E. Riley, accompanied by bond written by Pacific Employers Insurance Company in the sum of ten percent of the amount of the bid (but not to exceed six hundred dollars), which bid was given Document No. 426078;

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. 426079;

The bid of C. B. Saunders, accompanied by bond written by New York Casualty Company in the sum of five hundred eighty-five and 63/100 dollars, which bid was given Document No. 426080;

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. 426081;

The bid of John B. Henry, accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of six hundred dollars, which bid was given Document No. 426082.

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, being the latest time set for the receiving of bids for the paving and otherwise improving of Maple Street, Vancouver Avenue and Kalmia Street, within the limits and as particularly described in Resolution of Intention No. 99507, the clerk reported that 2 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 four hundred dollars, which bid was given Document No. 426083;

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. 426084.

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, being the latest time set for the receiving of bids for the paving and otherwise improving of Opal Street, within the limits and as particularly described in Resolution of Intention No. 99508, the clerk reported that 4 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 sixteen hundred dollars, which bid was given Document No. 426085;

The bid of Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of sixteen hundred dollars, which bid was given Document No. 426086;

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. 426087;

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 dollars, which bid was given Document No. 426088.

Thereupon, 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 installation of ornamental street light standards in 30th Street, within the limits and as particularly described in Resolution of Intention No. 99509, the clerk reported that one bid had been received, which bid was presented to the Council, and on motion duly made and seconded, were opened and publicly declared.

Said bid was as follows:

The bid of Ets-Hokin & Galvan, accompanied by bond written by United States Guarantee Company in the sum of one thousand dollars, which bid was given Document No. 426089.

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 to which the hearing had been continued on the Street Superintendent's Assessment No. 1959 (modified), for the installation of sanitary sewer main and otherwise improving of Millar Street, Hobart Street, Rose Street, 63rd Street, and other streets, the Clerk reported no further protests or appeals.

RESOLUTION NO. 100272, recorded on Microfilm Roll No. 34, sustaining the appeal of John E. Quintrell, overruling and denying the appeal of Peter V. Ruth, overruling and denying all other appeals of protests, for the installation of sanitary sewer main and otherwise improving of Millar Street, Hobart Street, Rose Street, 63rd Street, and other streets, within the limits and as particularly described in Resolution of Intention No. 96293, confirming the Street Superintendent's modified Assessment No. 1959 made to cover the costs and expenses of said work and improvement, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, directing him to record said diagram, warrant 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 to which hearing on Resolution of Intention No. 99703, for the installation of an ornamental street lighting system on Ash Street, between Pacific Highway and 10th Avenue, within the limits and as particularly described in said Resolution,

RESOLUTION NO. 100273, recorded on Microfilm Roll No. 34, continuing the hearing on Resolution of Intention No. 99703, for the installation of an ornamental street lighting system in portion of Ash Street, until the hour of 10:00 o'clock A.M. of Tuesday, November 28, 1950, the final hearing and action to be concluded on Tuesday, December 5, 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. 1962 made to cover the costs and expenses of the installation of an ornamental street lighting system in Girard Avenue, within the limits and as particularly described in Resolution of Intention No. 94761, the clerk reported that written appeals had been received from Addie M. Balling, and from Mary, Star of the Sea, signed by Joseph V. Clarkin, Pastor, which appeals were presented.

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 additional appeals were presented.

RESOLUTION NO. 100274, recorded on Microfilm Roll No. 34, overruling and denying the appeals of Addie M. Balling, and Joseph V. Clarkin, from the Street Superintendent's Assessment No. 1962, made to cover the costs and expenses of the installation of an ornamental street lighting system in Girard Avenue, within the limits and as particularly described in Resolution of Intention No. 94761, overruling and denying all other appeals thereon, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, directing him to record his diagram, warrant and assessment in his office, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 99973 of Preliminary Determination for the improvement of the Alleys in Block L Plumosa Park, 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. 100275, recorded on Microfilm Roll No. 34, determining that the proposed improvement of the Alleys in Block L Plumosa Park, within the limits and as particularly described in Resolution No. 99973 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 Dail, 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. 99974, 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 Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

T. A. McGregor asked why it was proposed to use 5" c.c. pavement instead of a.c.

The City Engineer said that c.c. is needed on account of the grade, to provide drainage, also to match the nearby improvement. He reported that the cement concrete would be about 5¢ per square foot more than the asphaltic concrete.

Willard Cudney also asked about the pavement type, and spoke about the drainage problem.

The City Engineer said that it is the policy of his office to specify the use of asphaltic concrete, except where it is inadvisable on certain grades, where the soil will not bear that type of pavement, and where requests are made for cement concrete. He said that the assessment for the cement concrete would run about \$50.00 per lot more than the asphaltic concrete.

Mrs. Cudney asked if bids could be called for on both types, and the answer was that it is required to be upon a definite specification. She said that the difference of 5¢ per square foot means quite a bit on their 200-foot lot.

Asked about the estimate of the entire job, the City Engineer reported that it is \$13,382.60. Also, he said that paving would not be done until all underground work is installed.

RESOLUTION NO. 100276, recorded on Microfilm Roll No. 34, overruling and denying the protests of Thos. A. McGregor and Willard T. Cudney against the proposed improvement of Draper Avenue, within the limits and as particularly described in Resolution of Preliminary Determination No. 99974, overruling and denying all other protests, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100277, recorded on Microfilm Roll No. 34, determining that the proposed improvement of Draper Avenue, within the limits and as particularly described in Resolution of Preliminary Determination No. 99974, 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 Swan, seconded by Councilman Godfrey, 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 Gresham Street and Graham Street, within the limits and as particularly described in Resolution of Preliminary Determination No. 99975, said hearing was not held, inasmuch as proceedings had been abandoned by the Council on recommendation of the City Engineer. The City Engineer had reported that sidewalks were not included in the proceedings, and recommended that plans and specifications be amended to include such work.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 99909, for the paving and otherwise improving of the Alley in Block K Montecello, the Clerk reported that a written protest bearing a large number of signatures had been received, which protest was presented to the Council.

The City Engineer reported that the protest represented 60% of the property affected by the proposed improvement.

RESOLUTION NO. 100278, recorded on Microfilm Roll No. 34, sustaining protest of property owners filed in the office of the City Clerk on November 15, 1950, under Document No. 425803, against the proposed improvement of the Alley in Block K Montecello, within the limits and as particularly described in Resolution of Intention No. 99909, abandoning proceedings for said improvement, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Application of Mrs. Olga Cockett, 2063 Sunset Cliffs Boulevard, for cabaret license with paid entertainment at the Na-Lani Club, 2244 Bacon Street, was presented, together with recommendations of the interested City departments for its granting.

RESOLUTION NO. 100279, recorded on Microfilm Roll No. 34, granting permission to Mrs. Olga Cockett, 2063 Sunset Cliffs Boulevard to conduct a cabaret with paid entertainment at the Na-Lani Club, 2244 Bacon Street, where liquor is sold but no dancing conducted, subject to the regular license fee, and to compliance with existing regulations, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Application of the Revelers Club, by Steve M. Dato, for Class E Dine & Dance License, at the Marine Room or Continental Room, Hotel San Diego, was presented, together with recommendations of the interested City departments for its granting.

RESOLUTION NO. 100280, recorded on Microfilm Roll No. 34, granting application of The Revelers Club, by Steve M. Dato, president, for a Class E license to conduct public dance at the San Diego Hotel, on premises where intoxicating liquor is sold, subject to compliance with existing ordinances and regulations, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of Roy E. Barnett, for certificate of necessity to operate a Charter Bus, was presented, together with recommendations for denial from the Chief of Police and the City Manager.

RESOLUTION NO. 100281, recorded on Microfilm Roll No. 34, denying application of Roy E. Barnett, 3619 Florida Street, for certificate of necessity to operate a

Charter Bus, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of H.P. Parks for certificate of necessity to operate 2 U-Drive Automobiles for Hire, was presented, together with recommendations for denial from the Chief of Police and the City Manager.

RESOLUTION NO. 100282, recorded on Microfilm Roll No. 34, denying application of H. O. Parks, 1734 Titus Street, for certificate of necessity to operate 2 Drive-Ur-Self cars, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Petition of Bill C. Smiley, for Smiley Limousine Service, for certificate of necessity to operate 1 9-passenger suburban limousine for hire, was presented, together with recommendations for denial from the Chief of Police and the City Manager.

RESOLUTION NO. 100283, recorded on Microfilm Roll No. 34, denying application of Bill C. Smiley for certificate of necessity for a limousine service license, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

After the three preceding Resolutions had been adopted, denying applications of certificates of necessity to operate automobiles for hire, Councilman Dail asked the reasons for denial. The City Manager replied that they were old applications, that the Police Department had investigated them, that applicants had failed to respond to various requirements, etc., and that they were being referred back to the Council to clear the record.

Petition of residents in the area represented by McKinley Civic Association, requesting the removal of the existing island in the middle of Thorn Street, between Felton and 33rd Streets, and the resurfacing of the street, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, said petition was referred to the City Manager.

Petition of San Diego Yellow Cabs, Inc., by Harold Rogers, President, requesting modification in its rates, was presented.

On motion of Councilman Dail, seconded by Councilman Godfrey, said petition was referred to the City Manager.

Claim of Norma H. Brock, 1820 - 4th Avenue, in the sum of \$300.00, for personal injuries sustained in a fall on the sidewalk in front of 434 West Cedar Street, was presented.

RESOLUTION NO. 100284, recorded on Microfilm Roll No. 34, referring claim of Norma H. Brock to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Claim of Mrs. Leona McCluggage, 4636 E. Talmadge Drive, for property damage to apartment located at 1133-1/2 - 26th Street, resulting from backed-up sewage, was presented.

RESOLUTION NO. 100285, recorded on Microfilm Roll No. 34, referring claim of Mrs. Leona McCluggage to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Two claims of Mrs. Antonette Purdy, 4746 West Point Loma Boulevard, each in the sum of \$5,000.00, resulting from the dumping of sand, etc., upon property, causing the moving of a house therefrom, and for public ridicule brought to her through a newspaper article of August 3, 1950 and at an open meeting of the Chamber of Commerce of Ocean Beach during the week following by agents and employees of the City of San Diego, were presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, both of said claims were referred to the City Attorney at his suggestion.

Claim of Milton E. Quick, 4152 - 60th Street, in the sum of \$5.00, for personal injury to his son, Dana M. Quick, age 4, by a City-owned garbage truck, was presented.

RESOLUTION NO. 100286, recorded on Microfilm Roll No. 34, referring claim of Milton E. Quick to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Claim of Elza Clyde Raymond, 2315 Commonwealth Street, in the sum of \$14.50, for damage to his car by a City-owned truck, was presented.

RESOLUTION NO. 100287, recorded on Microfilm Roll No. 34, referring claim of Elza Clyde Raymond to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, together with communication from the City Engineer addressed to the Purchasing Agent bearing the Assistant City Manager's stamp of approval, and a communication from Douglas D. Deaper, Deputy City Attorney, approved by the City Attorney, and addressed to the Purchasing Agent, all referring to bids received for the construction of a Storm Drain from Marlborough Avenue and 41st Street at University Avenue to 41st Street and Wightman Street. Said communications report an error of \$10,000.00 in the bid of W. V. Hutchison, as substantiated by his original make up and work sheets submitted to the City Attorney on which the error in addition was shown, and which communications recommend that all bids be rejected and the matter returned to the City Engineer for revision and new bids.

RESOLUTION NO. 100288, recorded on Microfilm Roll No. 34, rejecting bids received by the Purchasing Agent on October 19, 1950, for the construction of a storm drain from Marlborough Avenue and 41st Street at University Avenue to 41st Street and Wightman Street, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100289, recorded on Microfilm Roll No. 34, approving plans and specifications for the furnishing of all labor, material, services, equipment, transportation and other expense necessary or incidental for construction and installation of a sprinkler system along Ventura Boulevard, Mission Bay, authorizing and directing the Purchasing Agent to proceed to publish notice to contractors calling for bids therefor, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Communication from the City Manager, returning communication from Solon S. Kipp and W. E. Starke, signed by W. E. Starke, relative to material being used in the paving of Hornblend Street and other streets, within the limits and as particularly described in Resolution of Intention No. 98042 (by Cox Brothers Construction Co., although the communication avoids use of the name of the contractor), together with a copy of his reply thereto, was presented.

W. E. Starke spoke in regard to his letter, and read a portion of the City Manager's letter, and made reference to the specifications.

The City Manager said that the City Engineer is looking into the process of mixing the material being laid down.

Mr. Starke said that the contractor is not complying with the specifications. He also questioned the City Engineer, or anyone else being able to approve anything not complying with specifications, despite their personal opinions about the material used. He said that it constitutes discrimination against local contractors. Mr. Starke spoke about the "continuous mix" being used, which he pointed out is not in accordance with the specifications. He said that he wants what the plans call for.

The City Manager said that a further report is forthcoming.

Mr. Starke went on to say that he wants, as a property owner in the district together with others, a satisfactory job.

Charles Crouch, attorney, spoke in behalf of local paving contractors. He said that the question is not based upon a good job laid down, but upon compliance with details of the specifications - all of them. He said that if the Council upholds rulings of City employees on specifications, rather than compliance with the letter of the specifications, such actions could lead to fraud. He quoted from the specifications, and said that specifications, in various ways are not being followed. Mr. Crouch said that it is the Council's duty to uphold the law, and not permit anyone to violate the law. He pointed out that an outside contractor, under violated specifications, can turn out twice as much mix as a local contractor does while complying.

The Vice Mayor spoke for the first time, and said that the matter has been referred to the City Attorney's office.

The City Manager spoke at this point, and said that he has asked for the name of a competent engineer to pass upon the question, and that such a man has been here. He said that the engineer is to present a statement soon regarding his charge for such an investigation. The City Manager said that he will not make a statement until he knows all the engineering and legal aspects of the case. He said that the matter had been referred to engineer, whom he did not name. When discussion began, the City Manager said that if the Council wants to take the matter back, it can do so, but until it does, he will proceed with his investigation and make a full report thereon in due time.

R. E. Hazard, a local contractor, spoke. He referred to the "continuous mix" being used on the job. Mr. Hazard charged that the City Engineer had ordered the Public Works (it was not clear whether he meant the City's Public Works Department, or the Navy's Public Works Department - the City Engineer having been Public Works Officer of this District) "to keep out of it". The City Engineer arose quickly and branded Mr. Hazard's statement as a lie.

No action was taken, inasmuch as the matter had already been referred to the City Manager, and a statement had been made by him that a full report is forthcoming.

The Vice Mayor asked what disposition the Council wished to make of the report from the City Manager which appeared on the agenda.

On motion of Councilman Swan, seconded by Councilman Schneider, the City Manager's communication returning the letter originally referred to, together with copy of his reply to Messrs. Kipp and Starke, were all ordered filed.

Communication from the City Manager, recommending installation of 5 overhead street lights, was presented.

RESOLUTION NO. 100290, recorded on Microfilm Roll No. 34, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

- 69th Street south of Jamacha Road, on Pole #370475;
- Madrone Street, east of 69th Street on Telco Pole #540759H;
- Zola Street at Evergreen Street;
- 32nd Street at Polk Avenue;
- Granada Avenue at Wightman Street;

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

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of Clairemont Unit No. 1, subject to the posting of an adequate bond to insure the required improvements, was presented.

RESOLUTION NO. 100291, recorded on Microfilm Roll No. 34, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Carlos Tavares, Marjorie C. Tavares, Louis C. Burgener and Patricia W. Burgener for the installation and completion of the unfinished improvements and the setting of the monuments required for Clairemont Unit No. 1, 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. 100292, recorded on Microfilm Roll No. 34, adopting Map of Clairemont Unit No. 1, being portions of Pueblo Lots 1191 and 1195, together with portions of Field Street (formerly "F" Street) and Stough Avenue, vacated and closed to public use by Decree Quietening Title rendered in Superior Court Case No. 161604 dated October 27, 1950, accepting on behalf of the public Grandview Street, Burgener Boulevard, Deerpark Street, Field Street, Huxley Street and Jellett Street 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 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, authorizing and directing said 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 Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of Fleetridge Unit No. 1, subject to the posting of an adequate bond to insure the required improvements, was presented.

RESOLUTION NO. 100293, recorded on Microfilm Roll No. 34, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Point Loma Holding Corporation for the installation and completion of the unfinished improvements and the setting of the monuments required for Fleetridge Unit No. 1, 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 Godfrey, adopted.

RESOLUTION NO. 100294, recorded on Microfilm Roll No. 34, adopting Map of Fleetridge Unit No. 1, a subdivision of portions of Pueblo Lots 191 and 197, together with portions of Blocks 19, 37 and 53 and all of Blocks 18 and 52 of Roseville, portions of Audubon Street (formerly 1st. Street), Byron Street (formerly 2nd Street) and Clove Street (formerly Chestnut Street) adjoining said Block 18 of Roseville, having been vacated and closed to the public use by Resolution No. 99504 dated September 19, 1950, of the City Council, and a portion of Fenelon Street (formerly 6th Street) adjoining said Blocks 52 and 53 of Roseville, having been vacated and closed to public use by Resolution No. 50136 dated May 20, 1929, accepting on behalf of the public Emerson Street, Addison Street, Carleton Street, Fenelon Street, including any and all abutters' rights and access rights in and to and contiguous to Lots 28 to 37 inclusive, and unnamed easements shown thereon for public purposes, dedicating said streets and easements to be public streets and easements for the public use, rejecting as a dedication for a public street the land shown thereon as "Reserved for Street Purposes", authorizing and directing the City Clerk to endorse upon said map as and for the act of the Council, that said streets, abutters' rights and access rights in and to that portion of Canon Street and Audubon Street adjacent and contiguous to Lots 28 to 37 inclusive, and unnamed 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 Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of Redwood Village No. 2, subject to the posting of an adequate bond to insure the required improvements, was presented.

RESOLUTION NO. 100295, recorded on Microfilm Roll No. 34, 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 co-partnership, for the installation and completion of the unfinished improvements and the setting of the monuments required for Redwood Village 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 Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100296, recorded on Microfilm Roll No. 34, adopting Map of Redwood Village Unit No. 2, being portion of the North Half of the Northeast 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 Bark Street, Dwight Street, Michael Street, Redwood Street, Thorn Street, Tie Street, Uhl Street, 60th Street, and portion of Lynn Street, and unnamed easements shown thereon for public purposes, declaring said streets and easements to be public streets and easements and dedicated to the public use, 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 Swan, seconded by Councilman Godfrey, adopted.

Communication from the Superintendent of Streets, bearing the City Manager's stamp of approval, and the Director of Public Works' signature of approval, recommending granting petition of The Roman Catholic Bishop of San Diego, a corporation sole, by Charles F. Buddy, Incumbent, for the closing of the Alley in Block 134 Central Park Addition from the east line of 32nd Street easterly to the San Diego and Arizona Railroad Right of Way, was presented.

RESOLUTION NO. 100297, recorded on Microfilm Roll No. 34, granting petition for the closing of the Alley in Block 134 Central Park Addition, from the westerly line of the San Diego & Arizona Railway right of way to the easterly line of 32nd Street, 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 Swan, adopted.

Communication from Century Lumber & Mill Company, signed by H. R. Smith, offering to rent strip of ground on the west side of Hancock Street, between Chalmers and Bean Streets (formerly occupied by San Diego Street Railway Company, and returned to the City when vacated), across Chalmers Street from property now leased from the City at Kettner and Chalmers Streets, was presented.

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

Communication from Harold H. Niewohner, 4202 Biona Place, referring to a parking ticket which he had received, at a point where a sign was not in the vicinity of the meter where he had parked, was presented.

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

Communication from Pacific Indemnity Company, dated November 17, 1950, signed by J. M. MacConnell, announcing payment of claim of F. O. Osero, in the sum of \$21.50, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, said communication was ordered filed.

Communication from Pacific Indemnity Company, dated November 17, 1950, signed by J. M. MacConnell, announcing payment of claim of Milton E. Quick, for Dana M. Quick, in the sum of \$5.00, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, said communication was ordered filed.

Communication from Pacific Indemnity Company, dated November 17, 1950, signed by J. M. MacConnell, announcing payment of claim of Miss Grace A. Logsdon, in the sum of \$75.00, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, said communication was ordered filed.

Communication from Francis L. Storms, 4029 Lark Street, offering \$15,000.00 per season for not less than three years' lease, for concession rights on the lease hold of the Padre Ball Club, and relinquishment of all rights to the Lane Field management for entertainments put on including baseball seasons, was presented.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said communication was referred to the Harbor Department.

The City Manager made a verbal report in which he said that a similar letter had come to him, and that he had notified Mr. Storms that he was referring the matter to the Harbor Department.

RESOLUTION OF AWARD NO. 100298, recorded on Microfilm Roll No. 34, accepting bid of Griffith Company, and awarding contract, for the paving and otherwise improving of Dalbergia Street, within the limits and as particularly described in Resolution of Intention No. 99397, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

In a written report, the City Engineer said that the bid was 29.2% below the estimate.

RESOLUTION OF AWARD NO. 100299, recorded on Microfilm Roll No. 34, accepting bid of V. R. Dennis, an individual doing business under the firm name and style of V. R. Dennis Construction Co., and awarding contract, for the construction of sewers 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 of Way, within the limits and as particularly described in Resolution of Intention No. 99399, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

In a written report, the City Engineer said that the bid was 14.4% below the estimate.

RESOLUTION NO. 100300, recorded on Microfilm Roll No. 34, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in Five Points Lighting District No. 1, for a period of one year from and including August 5, 1950, to and including August 4, 1951, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK NO. 100301, recorded on Microfilm Roll No. 34, closing portion of the Alley in Block 212 Horton's Addition, as more particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK NO. 100302, recorded on Microfilm Roll No. 34, for the closing of portion of Baker Street, as more particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK NO. 100303, recorded on Microfilm Roll No. 34, for the closing of portion of Westbourne Street, as more particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100304, recorded on Microfilm Roll No. 34, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 16 Sunset Cliffs, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100305, recorded on Microfilm Roll No. 34, approving diagram of the property affected or benefited by the work of improvement to be done on paving and otherwise improving of the Alleys in Blocks 6 and 2 City Heights Annex No. 2, and Block 11 City Heights Annex No. 1, within the limits and as particularly described in Resolution No. 97343, 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 Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100306, recorded on Microfilm Roll No. 34, approving diagram of the property affected or benefited by the work of improvement to be done on paving and otherwise improving of Bayard Street, within the limits and as particularly described in Resolution of Intention No. 98041, 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 Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100307, recorded on Microfilm Roll No. 34, approving diagram of the property affected or benefited by the work of improvement to be done on paving Promontory Street, between Pacific Beach Drive and Fortuna Avenue, within the limits and as particularly described in Resolution of Intention No. 98443, 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 Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100308, recorded on Microfilm Roll No. 34, approving diagram of the property affected or benefited by the work of improvement to be done on paving and otherwise improving of Upshur Street, between its northwesterly termination and Scott Street, within the limits and as particularly described in Resolution of Intention No. 97461, authorizing and 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 Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100309, recorded on Microfilm Roll No. 34, 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 187 City Heights, within the limits and as particularly described in Resolution of Intention No. 98623, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100310, recorded on Microfilm Roll No. 34, 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 11 Ocean Beach Park, and Block 94 Ocean Bay Beach, within the limits and as particularly described in Resolution of Intention No. 98714, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100311, recorded on Microfilm Roll No. 34, 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 Columbia Street, between Chalmers and Winder Streets, within the limits and as particularly described in Resolution of Intention No. 98625, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100312, recorded on Microfilm Roll No. 34, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving of Dwight Street, between 41st Street and Marlborough Avenue, within the limits and as particularly described in Resolution of Intention No. 98626, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100313, recorded on Microfilm Roll No. 34, 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 Plum Street, between Fenelon and Garrison Streets, within the limits and as particularly described in Resolution of Intention No. 98627, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100314, recorded on Microfilm Roll No. 34, granting petition for the paving and otherwise improving of the Alley in Block 12 City Heights Annex No. 1, Resubdivision of Blocks 3, 6, 9 and 12, and the Alley in Block 3 City Heights Annex No. 2, Re-Subdivision of Blocks 3, 6, 9, 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 and damages and expenses thereof, including other improvements (if required), directing said City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 99758 for the improvement of Landis Street, between Highland Avenue and Chamoune Avenue, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100315, recorded on Microfilm Roll No. 34, granting petition for the paving and otherwise improving of Niagara Street, between Venice Street and the center line of Catalina Boulevard, 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 thereof, including other improvements (if required), was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100316, recorded on Microfilm Roll No. 34, adopting recommendation of the City Engineer filed in the office of the City Clerk on November 14, 1950, and directing said City Engineer to amend the proceedings for the improvement in the Alley in Block 245 Mission Beach, in accordance with said recommendation, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100317, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to do all the work in connection with the installation of an automatic water level controller at College Heights Tank to 69th and Mohawk Streets Pumping Plant, and at College Heights Tank to Montezuma and Catoctin Streets Pumping Plant, and also the installation of a remote water level indicator from Bay View Reservoir to La Jolla Station, by appropriate City forces, was on motion of Councilman Swan, seconded by Councilman Godfrey, 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. 100318, recorded on Microfilm Roll No. 34, authorizing and directing the City Manager to issue an extra work order to Cox Bros. Construction Co., for the removal and replacing of 155 feet of existing defective curb on the south side of Hornblend Street, between Kendall and Morrell Streets, at a cost not to exceed the sum of \$255.75, in accordance with recommendation of the City Manager, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

A question was asked of the City Manager if this matter ought to be held up, temporarily, in connection with discussion of the matter referred to earlier in the minutes of this meeting regarding materials being used upon said street. The City Manager said that this improvement is outside of the contract, and a cash job by the City, rather than under the assessment.

RESOLUTION NO. 100319, recorded on Microfilm Roll No. 34, granting request of M. H. Golden Construction Company for an extension of time for a period to and including the 28th day of January, 1951, in which to complete the construction of Alvarado Filtration Plant under Specification No. 11, was on motion of Councilman Swan, seconded by Councilman Godfrey, 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 its adoption. The recommendation said that the contractor has diligently carried on construction work contemplated by the contract but has been delayed due to numerous change orders, strike of plasterers and carpenters, difficulty in securing materials and delay occasioned by failure of the gas company to provide proper electric voltage. City Manager made a brief verbal report along the same lines.

RESOLUTION NO. 100320, recorded on Microfilm Roll No. 34, authorizing the City Auditor and Comptroller and City Treasurer to accept check from Midway Enterprises, Inc. in the sum of \$2,000.00, cash the same and place the funds derived therefrom in the

in the proper fund, to be used for the construction of storm drain in the vicinity of 3901 Midway Drive, and to retain three promissory notes each in the sum of \$2,000.00 for a sufficient length of time to enable said Midway Enterprises, Inc., to complete the delivery of the gift of \$8,000.00 in all, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100321, recorded on Microfilm Roll No. 34, granting permission to the North Park Business Club to install and maintain Christmas decorations in the North Park area, between November 27, 1950, and January 5, 1951, subject to the rules set forth in said Resolution, which shall apply to decorative lighting fixtures, decorative lighting circuits, decorative garlands, and all other apparatus used for decorative purposes, where and when suspended over public walks and thoroughfares, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100322, recorded on Microfilm Roll No. 34, granting permission to the Pacific Beach Christmas Street Decorating Committee, c/o Henry R. Malowney, 1444 Garnet Avenue, San Diego 9, to install and maintain Christmas decorations along Garnet Avenue, in Pacific Beach, between December 1, 1950, and January 5, 1951, subject to the rules set forth in said Resolution, which shall apply to decorative lighting fixtures, decorative lighting circuits, decorative garlands, and all other apparatus used for decorative purposes, where and when suspended over public walks and thoroughfares, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Petition of Anna M. Mixon, 3826 Shasta Street, San Diego 9, for permission to install cast iron sewer line between the property line and the sidewalk, to serve property at 4405 Brighton Street, was presented, together with recommendation for granting from the Supervisor of Properties, together with stamp of approval from the Assistant City Manager.

RESOLUTION NO. 100323, recorded on Microfilm Roll No. 34, granting permission to Anna M. Mixon, 3826 Shasta Street, San Diego 9, to install a 4-inch cast iron sewer line between the property line and the sidewalk, to be placed 2-1/2 feet outside of the property line and run in a westerly direction, parallel to the Brighton Street line of the easterly 70 feet of Lots 17 and 18 Block 91 Point Loma Heights Subdivision, to point of intersection with the public sewer, to serve property at 4405 Brighton Street, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100324, recorded on Microfilm Roll No. 34, authorizing and directing the City Manager to seek out and negotiate with experts and/or consultants to conduct a comprehensive survey of the classifications of city personnel and the salaries paid to City employees, directing said City Manager to present to the Council the result of said negotiations and to report the term or terms of a proposed contract between the City and said experts for the above purposes to the Council, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100325, recorded on Microfilm Roll No. 34, authorizing and directing the City Treasurer to invest on behalf of The City of San Diego \$2,000,000.00 of the surplus funds in the City Treasury in the 1950 City of San Diego Mission Bay Recreation Bonds, Acquisition and Construction Fund and 1950 City of San Diego Library Bonds, Acquisition and Construction Fund, not immediately required for the purpose for which the same have been accumulated, as follows:

\$1,000,000 in United States Treasury 1-1/4% Notes, Series D, due July 1, 1951;
\$1,000,000 in United States Treasury 1-1/4% Notes, Series E, due August 1, 1951;
authorizing and directing the City Treasurer to sell, in the open market, said United States Treasury Notes, or such number thereof, as may be necessary whenever additional cash is required for the purpose for which said surplus funds were originally accumulated and placed in the Treasury of the City of San Diego, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Accompanying said Resolution was a communication from the City Treasurer, addressed to the City Manager, and transmitted to the Council with the City Manager's stamp of approval.

The City Manager made a brief verbal report in connection with said Resolution.

RESOLUTION NO. 100326, recorded on Microfilm Roll No. 34, authorizing the City Manager to attend a meeting on city-county relations with the Directors of the County Supervisors' Association, to be held in Sacramento, California, on Wednesday, November 22, 1950, authorizing the incurring of all expenses necessary in connection therewith, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

The City Manager made a verbal report in connection with said Resolution.

RESOLUTION NO. 100327, recorded on Microfilm Roll No. 34, being a Resolution and Order of the City Council declaring its intention to pay out of its municipal funds (of The City of San Diego) the whole of the amount of taxes to be derived from the area of the Metropolitan Water District of Southern California within The City of San Diego for the fiscal year beginning July 1, 1951, as such amount of taxes shall be fixed in August, 1951, by Resolution of the Board of Directors of such Metropolitan Water District, setting out various details in connection therewith, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100328, recorded on Microfilm Roll No. 34, ratifying the additional expenses incurred by James Reading, City Traffic Engineer, on trip to attend Traffic Engineers' Conference in New York as authorized by Resolution No. 98647, in attending Annual Meeting of the International Municipal Signal Association in New York City, visiting the General Electric Company plant in Lynn, Massachusetts, and observing traffic control methods in Boston, Massachusetts, observing traffic engineering practices in Buffalo, Cleveland, Detroit and Milwaukee, and visiting three factories which supply equipment used in San Diego, all in accordance with the approval of the City Manager, and which said additional expenses amount to \$40.65, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

The City Manager made a verbal report, stating that the itinerary of the trip had been changed after adoption of the original Resolution, with the approval of the City Manager.

RESOLUTION NO. 100329, recorded on Microfilm Roll No. 34, authorizing and directing the City Manager to issue the necessary requisition for the payment to Guy F. Atkinson Company of the sum of \$4,663.37, in full payment of its claim against the City for the sum of \$6,719.19, heretofore filed with the City Clerk on the 4th day of August, 1950, authorizing and directing the City Auditor and Comptroller to issue a warrant upon the City Treasurer in the said sum of \$4,663.37 in favor of the said Company upon the filing by said Company with the City Auditor and Comptroller of a release and satisfaction of said claim, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Said Resolution states that said Company has recently filed a claim against the City of San Diego for extra compensation in connection with the construction of the Midway Drive Bridge in the sum of \$6,719.19, that the City Attorney has advised the Council that said claim is a legal and valid claim against the City and should be paid after adjusting with said Company a claim of The City of San Diego against said Company for the maintenance of a detour road around the construction work during the past year, resulting in increased cost for extra work caused by the breaking of City water mains in the vicinity of the construction work.

The City Manager made a verbal report in which he said that the payment to the Guy F. Atkinson Company is a compromise of its claim against the City of San Diego, and the City's claim against said Company.

Accompanying said Resolution was a communication, addressed to the Mayor and City Council, making a detailed report in the matter, and stating that it is felt that the City is legally obligated to pay the sum set out in the Resolution.

RESOLUTION NO. 100330, recorded on Microfilm Roll No. 34, allowing the bill of San Diego Junior Chamber of Commerce, bearing date November 14, 1950, for expenses incurred in connection with the Rose Parade float cost in the amount of \$250.00, as approved by the Advertising Control Committee, authorizing a requisition to be drawn on the Advertising and Publicity Fund of The City of San Diego for the fiscal year 1950-1951 for said sum, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4604 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$41,000.00 from the Unappropriated Balance Fund, and transferring the same to the Department of Public Works Fund, as follows:

To Salaries and Wages, Refuse Division, \$30,000.00

To Equipment Outlay, Auto Shops Division, for the purpose of providing funds for the purchase of one rubbish packer machine, \$ 8,000.00

To Outlay, Function 37.13, for the purpose of providing funds for the construction of rubbish bodies on five trucks \$3,000.00,

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. Nays---Councilmen None. Absent---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. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4605 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$2,005,063.44 from the 1950 City of San Diego Library Bonds, Acquisition and Construction Fund, for the purpose of providing funds for the acquisition and construction by the City of San Diego of a Main Public Library to be located on the present site of the present Main Library, and ten Branch Libraries to be located throughout the city, including the acquisition of all furniture, fixtures, equipment and property necessary for said improvement, as authorized by the qualified electors voting at a special election held November 8, 1949, 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. 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. 4606 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$2,700.00 from the Traffic Safety Fund, for the purpose of providing funds for the construction of 1,977 lineal feet of 8-inch standard curb, to be constructed in connection with the paving and otherwise improving of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, Del Monte Avenue, Orchard Avenue and Venice Street, 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. 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.

In connection with said Ordinance, the City Manager explained the need for its adoption, and said that he approved of the appropriation.

ORDINANCE NO. 4607 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$2,005,063.44 from the 1950 City of San Diego Mission Bay Recreation Bonds, Acquisition and Construction Fund, for the purpose of providing funds for the acquisition, and construction by the City of a certain municipal improvement, to-wit: the acquisition and construction of additional recreational facilities in and near Mission Bay, as particularly described in Section 2 of Ordinance No. 4376 (New Series), adopted April 25, 1950, as authorized by the qualified electors voting at a special election held in said City June 6, 1950, said acquisition and construction being more particularly described in said Ordinance, 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. Nays---Councilmen None. Absent---Mayor Knox.

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. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

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

Mr. Dail spoke about the traffic difficulties at the Washington Street Freeway, where a left-hand turn is made, South-bound into Pacific Highway. He said that traffic is often stalled, while the North-bound traffic on the Highway goes through, sometimes during the green light on several signals with only two or three cars being able to break through.

Councilman Wincote expressed the belief that considerable relief could be obtained by erecting a better sign directing traffic in the vicinity of the Marine Corps under the Highway and into the Mission Hills area.

Councilman Dail moved to refer the matter to the City Manager, which motion was seconded by Councilman Godfrey.

Before the roll could be called, Elmer J. Hartman, who was in the lobby, arose to speak. He said that there is nobody in the City better qualified than he to regulate traffic. He told of the better traffic control systems in Los Angeles. He said that the Traffic Engineer is not able to handle the matter, adequately because he now has too much to do. Mr. Hartman spoke about a traffic ticket he had received for a minor offence, and said that it had taken 41 days to settle the matter, when it could have been taken care of in 2 minutes. Mr. Hartman charged that "traffic is a racket in this City", which statement did not appear to be too clear.

The City Manager said that more help is being provided for the Traffic Engineer, that the personnel has been asked for, and the funds set up.

Mr. Hartman resumed, by saying that there is "spot favoritism."

It was suggested by members of the Council that if Mr. Hartman felt that rackets and favoritism exist in the City, he should go to the Grand Jury. He replied that he is going to do so. Asked by Councilman Wincote if he has been called by the Grand Jury, Mr. Hartman said that he will appear before that body.

Mr. Hartman went on to say that the City is not complying with State laws in the matter of the painting of its traffic cars, and that he has taken up that matter with Assemblyman Frank Luckel. He said, also, that the traffic system is not cooperating.

The roll call was called for on the previously-mentioned motion, which motion was renewed by its maker and again seconded, resulting in

RESOLUTION NO. 100331, recorded on Microfilm Roll No. 34, referring to the City Manager for study and recommendation the matter of traffic conditions where the Washington Street Freeway enters Pacific Highway (Highway 101), particularly having to do with left-hand turns into the Highway going in a southerly direction, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Dail, seconded by Councilman Godfrey, at the hour of 11:28 o'clock A.M.

George Kerrigan
Mayor of The City of San Diego, California
Vice

ATTEST:
FRED W. SICK, City Clerk

By *August M. Kadstrom*
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Friday, November 24, 1950

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

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

In the absence of the Mayor, Vice Mayor George Kerrigan acted as Chairman.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the appeal of Fred B. and Elizabeth W. Waters from the Zoning Committee in denying permission to divide portion of Lot 175 into two building sites, which had been continued from the meeting of November 16, 1950, the City Attorney asked that the matter be continued again, for one week, and said that attorneys representing both sides of the question also wished to have the hearing postponed.

On motion of Councilman Godfrey, seconded by Councilman Swan, said hearing was continued until the hour of 10:00 o'clock of Thursday, November 30.

Communication from the Purchasing Agent, bearing the Acting City Manager's stamp of approval, reporting on bids received for the cleaning and cement mortar lining of approximately 17,040 feet of 6" and 16,630 feet of 4" cast iron pipe in place, together with fittings (bids were called for as directed, but only one bid received), recommending award to Pipe Linings, Incorporated, the sole bidder, was presented.

RESOLUTION NO. 100336, recorded on Microfilm Roll No. 34, accepting bid of Pipe Linings, Incorporated, for the cleaning and cement mortar lining of approximately 17,040 feet of 6", and 16,630 feet of 4" cast iron pipe in place, together with fittings and appurtenances, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

from

Communication from the City Manager, reporting on petition of Ben W. Hayden for waiver of requirement of building a cesspool and septic tank on his lot in Paradise Hills on the premise that a sewer district has been started and it is anticipated that sewers will be installed in the area within the next year and a half, was presented.

Said communication states that the Health Department has advised that every one else building in that area has been required to install a regulation septic tank and a cesspool averaging 50 feet in depth, but that even at that depth there is poor seepage soil and consequently many cesspools have overflowed.

Also, the report points out that it does not seem advisable to permit a waiver of minimum requirements under the circumstances.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said report and the petition to which it refers, were ordered filed.

Communication from the City Manager reporting on communication from Marie Heuman complaining of treatment received by her at Police Headquarters on the occasion of her arrest on June 6, 1950, stating that the matter has been reported on in Council Conference and that it was being returned for filing, 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 Pacific Indemnity Company, dated November 21, 1950, signed by J. M. MacConnell, reporting payment of claim of Jack Sicola, in the sum of \$750.00 on November 20, 1950, and that the case was closed thereby, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said communication was ordered filed.

Communication from San Diego Chamber of Commerce, signed by Stanley Grove, General Manager, making quarterly report - July 1, 1950-October 1, 1950 - under its contract for advertising, covering the four major fields of Trade Area Development, Industrial, Public Relations, Special Events, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey said matter was referred to the Council Secretary, to be returned to the files of the City Clerk within two weeks.

Claim of Mabel L. Ross, 3470-1/2 Monroe Avenue, for Jack Warren Ross, a minor, in the sum of \$220.00, for personal injuries as result of being burned by a "smootcher" held by a City employee while patching holes in the pavement adjacent to the sidewalk upon which he was playing, on the west side of 35th Street between Monroe Avenue and Madison Avenue, was presented.

RESOLUTION NO. 100332, recorded on Microfilm Roll No. 34, referring claim of Mabel L. Ross to the Pacific Indemnity Company, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Communication from the Harbor Department, signed by John Bate, Port Director, presenting for approval, three leases: V. L. Baldwin, for small triangular piece of ground at the corner of Pacific Highway and Hawthorn Street for ingress to and egress from private property; Star and Crescent Oil Company for premises on the G Street Pier for operation of a marine service station; Dant and Russell Sales Company covering premises at the Foot of 28th Street for operation of a lumber yard, was presented.

The Port Director made a brief explanation, stating that the leases submitted for Council ratification "follow routine pattern."

RESOLUTION NO. 100333, recorded on Microfilm Roll No. 34, ratifying, confirming and approving Tidelands Lease with Victor L. Baldwin, as lessee, for a period of five years, upon terms and conditions contained in the form of lease a copy of which is on file in the office of the City Clerk under Document No. 426148, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100334, recorded on Microfilm Roll No. 34, ratifying, confirming and approving Tidelands Lease with Dant & Russell Sales Company, as lessee, for a period of five years with option to renew for an additional five years, upon terms and conditions contained in the form of lease a copy of which is on file in the office of the City Clerk under Document No. 426152, was on motion of Councilman, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100335, recorded on Microfilm Roll No. 34, ratifying, confirming and approving Tidelands Lease with Star and Crescent Oil Company, a corporation, as lessee, for a period of five years with option to renew for an additional five years, upon terms and conditions contained in the form of lease a copy of which is on file in the office of the City Clerk under Document No. 426150, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100336 appears on Page 308 of these Minutes.

RESOLUTION NO. 100337, recorded on Microfilm Roll No. 34, consenting and agreeing to the termination of that certain agreement dated August 27, 1942, with Palo Verde Irrigation District, Imperial Irrigation District, Coachella Valley County Water District, The Metropolitan Water District of Southern California, and Department of Water and Power of the City of Los Angeles, whereby the parties agreed to furnish funds to assist in carrying on the activities of the Colorado River Board of California for the purpose of protecting the rights and advancing the interests of the State of California, its agencies and citizens, in respect to the waters of the Colorado River System and the use thereof, in accordance with an agreement entered into as of January 5, 1950, to which Palo Verde Irrigation District, Coachella Valley County Water District, San Diego County Water Authority, Imperial Irrigation District, The Metropolitan Water District of Southern California, and Department of Water and Power of the City of Los Angeles are parties, which agreement is intended to supersede and take the place of the agreement of August 27, 1942 and provides for its agreement, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100338, recorded on Microfilm Roll No. 34, authorizing the Purchasing Agent to purchase in the open market, without advertising for bids, 565 lineal feet of Centrifugally Spun Reinforced Concrete Pipe necessary for the installation of a storm drain outlet at the northern termination of 64th Street into a drainage canyon on property owned by the San Diego Unified School District, in connection with improvement of streets in Collwood Park Unit No. 3, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Said Resolution also states that the subdivider of Collwood Park Unit No. 3 has offered to install said drain extension if the City will furnish the necessary pipe to cross the school property, and that the City Manager has recommended acceptance of the offer and purchase in the open market to expedite delivery so that the City can meet its commitments with reference to furnishing material for the drain culvert extension, and said Resolution also accepts said offer.

RESOLUTION NO. 100339, recorded on Microfilm Roll No. 34, authorizing the City Manager to issue an Extra Work Order to Pace Construction Company for the furnishing of an additional 8 tons of A. C. paving to be used in connection with the construction of a sewer outfall across 28th Street, at a cost not to exceed the sum of \$96.00, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Said Resolution recites that the City Manager finds that said work is necessary in order to conform to the requirements of the United States Navy, to replace removed paving with thicker paving than is required by the City's specifications, in connection with the contract heretofore entered into.

RESOLUTION NO. 100340, recorded on Microfilm Roll No. 34, authorizing the City Manager to do all the work in connection with the replacement of lighting fixtures in the Auto Shop and Offices at 20th and B Streets, by appropriate City forces, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100341, recorded on Microfilm Roll No. 34, authorizing the City Manager to do all the work in connection with the construction of a parking area in the San Vicente-Mussey Grade Area, consisting of two turn-arounds, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Director of Public Works, addressed to the City Manager, recommending that the petition of Edward L. Caseman and Margaret A. Caseman for permission to install three gasoline storage tanks to encroach on 41st Street, south of Market Street, be granted, subject to the City being held free of liability arising from installation or use, and to removal and site restoration at the owners' expense upon either abandonment or thirty days' notice by the City.

RESOLUTION NO. 100342, recorded on Microfilm Roll No. 34, granting permission to Edward L. Caseman and Margaret A. Caseman to install and maintain three 1000-gallon gasoline storage tanks in 41st Street, south of Market Street, adjoining the North 295 feet and the East 100 feet of Lot 36 Horton's Purchase, known and designated as 4095 Market Street, subject to the seven conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Communication from the Supervisor of Properties, addressed to the City Manager, and transmitted with the Assistant City Manager's stamp of approval, recommending granting petition of William Pine for permission to install a private sewer across a portion of Lot 1 Block 240 Pacific Beach Addition, was presented.

RESOLUTION NO. 100343, recorded on Microfilm Roll No. 34, granting permission to William Pine, 3935 California Avenue, San Diego 1, 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 and run in a southerly direction parallel to the westerly line of Lot 1 Block 240 Pacific Beach Subdivision, to point of intersection with public sewer, to serve property described as the northerly 52 feet of Lot 1 Block 24 Pacific Beach, upon conditions set forth in said Resolution, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100344, recorded on Microfilm Roll No. 34, accepting the subordination agreement, executed by R. C. Landry, beneficiary, and The Hollingsworth Corporation, trustee, bearing date November 9, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 1 Block 8 Morena, to the right of way and easement for street purposes heretofore granted to the City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100345, recorded on Microfilm Roll No. 34, accepting the deed of John L. Olsen, bearing date November 16, 1950, conveying an easement and right of way for street purposes in portion of Lot 11 Block 9 Morena, setting aside and dedicating the same to the public use as and for a public street, and naming the same Morena 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 Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100346, recorded on Microfilm Roll No. 34, accepting the deed of San Diego Urban Company, bearing date November 9, 1950, conveying an easement and right of way for street purposes in portion of Lots 12, 13 and 14 Block 9 Morena, setting aside and dedicating the same to the public use as and for a public street, and naming the same Morena 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 Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100347, recorded on Microfilm Roll No. 34, accepting the deed of San Diego Urban Company, bearing date November 9, 1950, conveying an easement and right of way for street purposes in portion of Lot 1 Block 8 Morena, setting aside and dedicating the same to the public use as and for a public street, and naming the same Morena 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 Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100348, recorded on Microfilm Roll No. 34, accepting the deed of Sylvester A. Creel and Cora L. Creel, bearing date November 13, 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 Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100349, recorded on Microfilm Roll No. 34, accepting the deed of Elizabeth B. Mead, bearing date November 15, 1950, conveying an easement and right of way for street purposes in portion of Lot 11 Block "C" 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 Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100350, recorded on Microfilm Roll No. 34, accepting the deed of Albert Bernardini and March Bernardini, bearing date July 14, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 17 La Mesa Colony 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 Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100351, recorded on Microfilm Roll No. 34, accepting the deed of John Kirk, bearing date October 30, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 26 East Redlands, 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 Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100352, recorded on Microfilm Roll No. 34, accepting the quitclaim deed of Herbert C. Kelly and Helen G. Kelly, bearing date November 13, 1950, quitclaiming an easement and right of way for storm drain purposes in portion of Lot 39 Block 23 Breed and Chase's Subdivision, authorizing and directing the City Clerk to record said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100353, recorded on Microfilm Roll No. 34, accepting the deed of Mike Mascari and Mary Mascari, bearing date October 23, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 39 Block 23 L. W. Kimball's 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 Swan, seconded by Councilman Godfrey, adopted.

A Proposed Ordinance appropriating the sum of \$600,000.00 from Harbor Department Capital Trust Fund for the purpose of providing funds for capital improvements on tidelands, more particularly described in detail in said proposed Ordinance, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said proposed Ordinance was placed on its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilmen Wincote, Dail, Mayor Knox.

There being less than the necessary 5 votes for adoption of said Ordinance on its first reading, it was continued for consideration at the next meeting of the Council.

The Port Director explained the details of the proposed expenditures, and told how the funds had been accumulated for the building of the Harbor Department Capital Trust Fund.

A proposed Ordinance appropriating the sum of \$1,500.00 from the Traffic Safety Fund for the purpose of providing funds for the purchase of 565 lineal feet of centrifugally spun reinforced concrete pipe for the construction of a drain culvert extension in Lot 15 La Mesa Colony, to serve Collwood Park Unit No. 3 (Resolution on this subject entered earlier in these minutes), was on motion of Councilman Schneider, seconded by Councilman Godfrey, placed on its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilmen Wincote, Dail, Mayor Knox.

There being less than the necessary 5 votes for adoption of said Ordinance on its first reading, it was continued for consideration at the next meeting of the Council.

A proposed Ordinance appropriating the sum of \$150.00 from the Capital Outlay Fund for the purpose of providing additional funds for the construction of a Sewer Outfall across 28th Street (Resolution on this subject entered earlier in these minutes), was on motion of Councilman Schneider, seconded by Councilman Godfrey, placed on its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilmen Wincote, Dail, Mayor Knox.

There being less than the necessary 5 votes for adoption of said Ordinance on its first reading, it was continued for consideration at the next meeting of the Council.

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

RESOLUTION NO. 100354, recorded on Microfilm Roll No. 34, confirming, approving and ratifying the additional expenses incurred by the City Traffic Engineer on

trip to attend Traffic Engineers' Conference in New York, as authorized, in attending Annual Meeting of the International Municipal Signal Association in New York City; visiting the General Electric Company plant in Lynn, Massachusetts, and observing traffic control methods in Boston, Massachusetts; observing traffic engineering practices in Buffalo, Cleveland, Detroit and Milwaukee; and visiting three factories with supply equipment used in San Diego, all in accordance with approval of the City Manager, which additional expenses amount to \$143.70, repealing Resolution No. 100328 adopted November 21, 1950, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

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

A communication bearing the signatures of Ted Brooks, Realtor, of 1976 Garnet Street, San Diego 9, and others, dated November 17, 1950, addressed to Councilman Vincent T. Godfrey, referring to bus stop moved from the northeast corner of Garnet and Morrell to the northwest corner, due to the fact that the Standard Oil Company is building a new service station where the former stop was, stating that as a result there is a no parking zone 65 feet in length which blocks parking in front of three business houses and affects several establishments, was presented.

Said communication expresses, further, their opinions on the subject, and asks for help.

On motion of Councilman Godfrey, seconded by Councilman Swan, said communication was referred to the City Manager.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Godfrey at the hour of 10:18 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By August M. Hadstrom Deputy

George Kerrigan
Mayor of The City of San Diego, California
Vice

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, November 28, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held at this time, 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 George Kerrigan acted as Chairman.

The Minutes of the Regular Meetings of Tuesday, November 21, 1950, and Friday, November 24, 1950, were presented to the Council by the Clerk.

On motion of Councilman Wincote, seconded by Councilman Godfrey, said Minutes 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 dredging and filling in Mission Bay, east of Midway Drive & Ingraham Street, Project 16, 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 Newport Dredging Co., 631 Thirty-First Street, Newport Beach, California, accompanied by bond written by Fidelity and Deposit Company in the sum of ten percent of bid, which bid was given Document No. 426297;

The bid of San Francisco Bridge Company, accompanied by bond written by United States Guarantee Company in the sum of twenty thousand dollars, which bid was given Document No. 426298;

The bid of Franks Dredging Co., a Joint Venture composed of Fred C. Franks, John C. Franks and Guy F. Atkinson Company, accompanied by bond written by Fidelity and Deposit Company in the sum of fifteen thousand dollars, which bid was given Document No. 426299.

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 to which hearing on Resolution of Intention No. 99703, for the installation of an ornamental street lighting system on Ash Street, between Pacific Highway and 10th Avenue, within the limits and as particularly described in said resolution, had been continued from the meeting of November 21, 1950,

RESOLUTION NO. 100355, recorded on Microfilm Roll No. 34, continuing the hearing on Resolution of Intention No. 99703, for the installation of an ornamental street lighting system on Ash Street, between Pacific Highway and 10th Avenue, as particularly set forth in said Resolution, until the hour of 10:00 o'clock A.M. of Tuesday, December 5, 1950, the final hearing and action on which is to be concluded on that date, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Councilman Dail entered the meeting at this time.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed paving of the Alley in Block 147 University Heights, the Alleys in Block 126 University Heights, within the limits and as particularly described in Resolution of Intention No. 99967, 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.

On motion of Councilman Wincote, seconded by Councilman Swan, 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 the proposed paving and otherwise improving of Copley Avenue, within the limits and as particularly described in Resolution of Intention No. 99968, the clerk reported that written protests had been received from Luigi Tomei and Pasqua Tomei, Edward S. Downs and Margaret E. Downs, Mrs. Lillian M. Knistrom, Freida C. Carpenter, which protests were presented to the Council.

The City Engineer reported a 15.4% protest.

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

Clarence B. Pollard spoke about the matter of curbing, and reported that the City Engineer had said that it is to be left in. He asked that the work go ahead.

RESOLUTION NO. 100356, recorded on Microfilm Roll No. 34, overruling and denying the protest of Luigi Tomei and Pasqua Tomei, Edward S. Downs and Margaret E. Downs, Lillian M. Knistrom, Freida C. Carpenter, against the proposed paving and otherwise improving of portion of Copley Avenue, within the limits and as particularly described in Resolution of Intention No. 99968, overruling and denying all other protests, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

On motion of Councilman Swan, seconded by Councilman Wincote, 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 the proposed paving and otherwise improving of Fortuna Avenue, within the limits and as particularly described in Resolution of Intention No. 99969, the clerk reported that a written protest had been received from Ivy A. Armstrong, which protest was presented to the Council.

The City Engineer reported a 2.19% protest.

RESOLUTION NO. 100357, recorded on Microfilm Roll No. 34, overruling and denying the protest of Ivy A. Armstrong against the proposed paving and otherwise improving of Fortuna Avenue, within the limits and as particularly described in Resolution of Intention No. 99969, overruling and denying all other protests thereon, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

On motion of Councilman Wincote, seconded by Councilman Schneider, 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 the proposed paving and otherwise improving of Landis Street, Roselawn Avenue and Public Right of Way, within the limits and as particularly described in Resolution of Intention No. 99970, the clerk reported that a letter had been received from the County of San Diego asking for cancellation against County-owned property located at 4662 Landis Street, which letter was presented to the Council.

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

Mrs. E. A. Cottrell spoke, and said that property owners do not understand, and said that she cannot afford the improvement, also she wanted to know who would pay for the culvert.

The City Engineer reported a \$1,530.00 culvert in Roselawn Avenue, and said that it had not yet been determined how its cost would be assessed.

Mrs. Cottrell said that she would have an assessment for Landis Street.

Mrs. Cottrell said that Mrs. Grace S. Perl had asked her to protest in her (Mrs. Perl's) behalf.

The City Engineer said that he estimated that the Cottrell's assessment would probably be about \$44.00.

The City Manager reported upon the County's letter, which declines to pay on welfare property, for which it had filed the letter. He said that it is optional with the County as to whether or not it will pay the assessment; the City, he said, has no option but must pay the assessment if the County refuses. He said that the property had been acquired for welfare assistance, and that such practice has been abandoned. The City Manager said that he has consulted with the County's Administrative Officer, who reported that the policy of non-payment of City assessments for improvements had been made the Board of Supervisors.

Councilman Wincote urged a meeting with the Supervisors regarding the County's assessment.

Stork Johnson 3656 - 47th Street, said that the improvement would be of no improvement to his property.

The City Engineer estimated that assessment against Mr. Johnson's property would be about \$44.00.

Mr. Johnson withdrew his protest.

RESOLUTION NO. 100358, recorded on Microfilm Roll No. 34, overruling and denying the verbal protests of Mrs. A. E. Cottrell, Mrs. Grace S. Perl, and Stork Johnson, against the proposed paving and otherwise improving of Landis Street, Roselawn Avenue and Public Right of Way, within the limits and as particularly described in Resolution of Intention No. 99970, 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, 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 the proposed paving and otherwise improving of Thomas Avenue, within the limits and as particularly described in Resolution of Intention No. 99971, 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.

On motion of Councilman Schneider, seconded by Councilman Wincote, 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 Street Superintendent's Assessment No. 1966 made to cover the costs and expenses of the work done upon the paving and otherwise improving of portions of Oliver Avenue and Ingraham Street, within the limits and as particularly described in Resolution of Intention No. 96298, 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.

Lawrence Holloway entered an appeal, verbally, from the amount of the assessment. He said that there is a difference between the estimate given to him by someone in the Civic Center (he didn't know whom) by telephone and in the final estimate mailed by the City Clerk.

The City Engineer said that Mr. Holloway's lot is a very large one, and that his assessment is upon the same basis as all others. He reported that the job had been bid under the estimate by 20%. Also, he said that his records do not indicate that his office had given Mr. Holloway an estimate by telephone. Mr. Holloway said that he talked with a woman, to which the Engineer that no woman in the City Engineer's office gives out estimates; only he and Mr. Olson do so. Mr. Holloway asked about a water main, and the Engineer said there is none in the contract under discussion, but that two water services are included.

Mr. Holloway then asked about difference in assessment on both sides of the street. The Engineer said that lots on one side are 150 feet deep, and that they are 140 feet deep on the other side, making a difference in the area assessed.

Mr. Holloway said that he withdrew his appeal.

RESOLUTION NO. 100359, recorded on Microfilm Roll No. 34, overruling and denying any and all appeals from the Street Superintendent's Assessment No. 1966 made to cover the costs and expenses of the work of paving and otherwise improving of portions of Oliver Avenue and Ingraham Street, within the limits and as particularly described in Resolution of Intention No. 96298, confirming and approving 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, directing him 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 the Street Superintendent's Assessment No. 1965 made to cover the costs and expenses of 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 written appeals had been received from R. O. Dawson and from C. W. Anderson, which appeals were presented to the Council. At the request of Mr. Dawson, his appeal was read.

Mr. Dawson spoke to the Council, and expressed the belief that his property should not be included within the assessment district, and told of previous improvements of portions of the streets.

The City Engineer said that Mr. Dawson had two assessments of \$2.65 and \$17.37, as "area assessments".

C. W. Anderson, 6049 Estelle, appealed. He said that all improvements were in when he purchased his home, and that he should not have to pay on a dead end street. The Engineer said that Mr. Anderson's assessment is upon an area basis.

Arthur E. Evers, 6073 Estelle, spoke about the sidewalk being cut into and ending in his lawn. The City Engineer said that all cut offs to be made have been made. Mr. Evers said that it had "been left as a raw bank within his lawn." Also, he said that if the sidewalk is continued, it would take part of his property. Mr. Evers said that the work had ruined his front yard. Also, he said he could get no satisfaction in the Engineer's office. He said again, that his property is ruined, but that he has an assessment for \$85.00. He said, also, that there was no reason to have knocked out the curb, and that the sidewalk was perfectly good.

The City Engineer answered more questions put by Mr. Dawson, and by Mrs. Dawson, neither of whom seemed satisfied by any explanations offered by the City Attorney or by members of the Council who spoke in the matter.

RESOLUTION NO. 100360, recorded on Microfilm Roll No. 34, continuing the hearing on the Street Superintendent's Assessment No. 1965, made to cover the costs and expenses of the paving and otherwise improving of College Avenue, College Way, Carol Street, Bradford Street, and Estelle Street, until the hour of 10:00 o'clock A.M. of Tuesday, December 5, 1950, referring to the City Manager to investigate statements of Arthur E. Evers, 6073 Estelle Street in connection with sidewalk ending in his lawn, 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. 1964 made to cover the costs and expenses of the work of 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, the clerk reported that written protest had been received from A. N. and Lulu G. Russell.

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

A. N. Russell spoke, and said that being an out of town property owners, he had known nothing of the assessment, until he had received notice from the City Clerk thereon. He asked why cement concrete had been used instead of asphalt concrete, which question was answered by the Vice Mayor and by Councilman Wincote. Mr. Russell said that he protested the amount. The City Engineer said that the same basis had been used for the assessment upon the Russell property as on all the other's.

A check of the petition indicated that Mr. Russell's property had been signed for by the previous property from whom he had purchased.

RESOLUTION NO. 100361, recorded on Microfilm Roll No. 34, overruling and denying the appeal of A. N. Russell and Lulu G. Russell, from the Street Superintendent's Assessment No. 1964 made to cover the costs and expenses of 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, overruling and denying all other protests, confirming and approving the Street Superintendent's said Assessment, authorizing and directing him 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 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. 1963 made to cover the costs and expenses of 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 no written appeals had been received.

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

Gertrude Kolmar spoke, and asked how she should pay the assessment, which question was answered. She said that it was a sloppy job, and that the alley had been lowered. Asked if she wished to protest, Mrs. Kolmar said that she did not.

RESOLUTION NO. 100362, recorded on Microfilm Roll No. 34, confirming and approving the Street Superintendent's Assessment No. 1963 made to cover the costs and expenses of 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, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, 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 proposed assessment for the furnishing of electric current for the lighting of the ornamental street lights located in University Avenue Lighting District No. 1, for a period of one year from and including August 7, 1950, to and including August 6, 1951, the clerk reported that no written protests had been received.

RESOLUTION NO. 100363, recorded on Microfilm Roll No. 34, confirming the Engineer's Report and Assessment for University Avenue Lighting District No. 1, filed in the office of the City Clerk October 23, 1950, and adopting the same as a whole, was on motion of Councilman Godfrey, 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 the ornamental street lights located in University Avenue Lighting District No. 3, for a period of one year from and including August 7, 1950, to and including August 6, 1951, the clerk reported that no written protests had been received.

RESOLUTION NO. 100364, recorded on Microfilm Roll No. 34, confirming the Engineer's Report and Assessment for University Avenue Lighting District No. 3, filed in the office of the City Clerk October 23, 1950, and adopting the same as a whole, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100365, recorded on Microfilm Roll No. 34, granting permission to the U. S. Customs Office at the foot of Date Street on the Embarcadero, and the Standard Oil Company, operating a service station at approximately the same location, to use the same septic tank and cesspool until such time as the Harbor Department extends the public sewer, at which point separate connections shall be made to the public sewer, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Accompanying said Resolution, was petition signed by the Harbor Department and the Standard Oil Company of California, requesting permission to make such joint connection, which application bore the approvals of the Health Department and the Acting City Manager.

Claim of Mrs. Addie (W. L.) Thompson, 3995 Richmond Street, San Diego 3, in the sum of \$75.00, for personal injury in a fall on a broken sidewalk, was presented.

RESOLUTION NO. 100366, recorded on Microfilm Roll No. 34, referring claim of Mrs. Addie Thompson to the Pacific Indemnity Company, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Petition of Property Owners, signed by Dorothy C. Conner, 5155 Cape May, and others, requesting that the proceedings for the paving of Cape May Street, between Abbott Street and Spray Street, upon which a hearing has not yet been set, and stating that the protest represents more than 51%, was presented.

A motion was made to abandon the proceedings, but was withdrawn when it was pointed out that the petition had not been checked by City departments.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said petition was referred to the City Manager.

RESOLUTION NO. 100367, recorded on Microfilm Roll No. 34, approving plans and specifications for the furnishing of all labor, services, equipment, material, transportation and other expense necessary or incidental for the installation of water piping system at Encanto Community Center (65th and Broadway), authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids for said work, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100368, recorded on Microfilm Roll No. 34, authorizing and directing the Purchasing Agent to purchase in the open market, without advertising for bids, one Simplex Venturi recorder, totalizer and indicator Type Mola, Maximum Capacity 1,400,000 C.F.D., to fit Simplex Venturi meter throat No. 24-63-1135 G.K., for use on the pipe line serving the San Dieguito Irrigation District at the outlet of the San Dieguito Reservoir, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Said Resolution recites that only one company makes a recorder suitable for the use intended.

Copy of communication from the Director, Water Department, addressed to the Purchasing Agent, through the City Manager, recommending such purchase, accompanied said Resolution, which estimated that the cost will not exceed \$2,000.00.

Communication from the City Manager recommending installation of five overhead street lights, was presented.

RESOLUTION NO. 100369, recorded on Microfilm Roll No. 34, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Union Street at Vine Street;
Falcon Street at Thorn Street;
Goldfinch Street at Thorn Street;
Hawk Street at Upas Street;
Mission Boulevard at Opal Street;

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

RESOLUTION NO. 100370, recorded on Microfilm Roll No. 34, granting application of Waldman Motor Co., 7926 Herschel Avenue, La Jolla, to operate five Drive-Your-Self Automobiles, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Accompanying the Resolution was a communication from the Police Department, recommending its adoption, forwarded to the Council with the City Manager's stamp of approval.

RESOLUTION NO. 100371, recorded on Microfilm Roll No. 34, approving application of Western Airlines, Inc. for a permanent type certificate to extend existing route which now terminates at Yuma, Arizona, to Phoenix, Arizona; deeming it to be to the best interest of the City of San Diego and the people of Imperial Valley to have such permanent type service; disapproving and not favoring granting any temporary operating certificates to a feeder type airline, as opposed to the permanent extension of an already well established; authorizing the Vice-Mayor to appear as a witness to proceedings before the Civil Aeronautics Board in Washington, D.C., on December 4, 1950, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 7 sections of the Subdivision Ordinance in connection with Tentative Map of Collwood Terrace, was presented.

RESOLUTION NO. 100372, recorded on Microfilm Roll No. 34, suspending Secs. 3C, 3E5, 3G1 and 2, 3I2, 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of Collwood Terrace, (revision of several units of the Tentative Map approved on July 5, 1950, by Resolutions Nos. 98530 and 98531), relating also to the Final Map thereof, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Tentative Map of Collwood Terrace, consisting of 403 lots (being revision of several units of Tentative Map heretofore approved), in portions of Marcellena Tract and Rancho Mission, southerly of Montezuma Road and westerly of College Avenue, subject to 10 conditions, was presented.

RESOLUTION NO. 100373, recorded on Microfilm Roll No. 34, approving the Tentative Map of Collwood Terrace, a revision of several units of the Tentative Map heretofore approved, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 5 sections of the Subdivision Ordinance in connection with Tentative Map of Dennstedt Point Unit No. 1, was presented.

RESOLUTION NO. 100374, recorded on Microfilm Roll No. 34, suspending Secs. 3I1, 3I2, 3J2, 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of Dennstedt Point Unit No. 1, relating also to the Final Map thereof, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Tentative Map of Dennstedt Point Unit No. 1, consisting of 90 lots, in portion of Lot 67 Rancho Mission, on the northerly extension of Catoctin Drive and La Dorna Drive, subject to 9 conditions, was presented.

RESOLUTION NO. 100375, recorded on Microfilm Roll No. 34, approving the Tentative Map of Dennstedt Point Unit No. 1, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 6 sections of Subdivision Ordinance in connection with the Tentative Map of Redwood Village Unit No. 3, was presented.

RESOLUTION NO. 100376, recorded on Microfilm Roll No. 34, suspending Secs. 3E5, 3I2, 3J6, 3J8, 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of Redwood Village Unit No. 3, relating also to the Final Map thereof, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Tentative Map of Redwood Village Unit No. 3, consisting of 186 lots, being portion of Parcel "00" Lot 19 Rancho Mission, lying northerly of Chollas Heights Radio Station, subject to 10 conditions, was presented.

RESOLUTION NO. 100377, recorded on Microfilm Roll No. 34, approving the Tentative Map of Redwood Village Unit No. 3, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the City Attorney, signed by Thomas J. Fanning, Deputy, reporting on condemnation of property, being the Steiger property, in connection with Mission Bay Recreation Development, requesting the Council to clarify the matter of payment of damages, and what property may or may not be needed for the use intended, was presented.

Mr. Fanning introduced Mr. John Howard, an attorney from Los Angeles, representing the property owner, who spoke regarding the property. He said that the parcel in question consists of 8.7 acres, which the United States says is not needed by it. He asked that the City go along and agree that the property is not needed for public purposes, and referred to rent having been lost by the owner due to uncertainty in the matter.

Mr. Howard said that if the property is needed, his clients would not want to do anything, could not, in fact. However, he expressed the desire to have the City make a declaration that the property is not wanted for a public purpose, if that is its intention, so that the record may be cleared.

On motion of Councilman Godfrey, seconded by Councilman Dail, the matter was referred to the City Manager for conference with Mr. Howard, and a report and recommendation thereon to the Council. The City Manager told Mr. Howard that he would be able to meet with him this afternoon, at an hour which he would have to determine.

Communication from the City Attorney, signed by Shelley J. Higgins, Assistant City Attorney, reporting on an action of the Scripps Memorial Hospital to recover taxes, being similar to the case of the Fredericka Home, a charitable institution and immune from taxation under the State Constitution, recommending that he be authorized to stipulate with attorneys representing the Hospital that judgment be entered in Superior Court Case No. 157817 for refund of taxes and interest, was presented.

The City Attorney made a brief verbal report, in which he explained the matter to the Council, and stated that it was the same sort of case as that of the Fredericka Home which he referred to as "the master case" which had been won by the Home, and which now determines the City's action.

RESOLUTION NO. 100378, recorded on Microfilm Roll No. 34, authorizing the City Attorney to stipulate with the attorneys representing the Scripps Memorial Hospital, Inc. that a judgment may be entered against The City of San Diego in Superior Court Case No. 157817 for the sum of \$2,371.28, together with interest thereon at the rate of 5% per annum, from August 9, 1949, to the date of entry of judgment, to-wit: December 1, 1950, together with \$12.50 costs; and also stipulate judgment against the City in Superior Court Action No. 157818 for the sum of \$664.56, together with interest thereon at the rate of 5% per annum from December 5, 1949, to the date of entry of judgment, to-wit: December 1, 1950, plus \$12.50 costs, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from Neil Nettleship, 621 Orph. Theatre Bldg, San Diego 1, regarding purchase of his ocean front property for public use, was presented.

Mr. Nettleship was told by individual members of the Council, before the roll was called to assemble the meeting, that no action would be taken other than to refer the communication to the City Manager.

On motion of Councilman Schneider, seconded by Councilman Dail, said communication was referred to the City Manager for report and recommendation.

Communication from Frederick Baltzly, Sr., Box 475 Point Loma Station, San Diego 6, Calif., protesting the burning of street lights on Laurel Street in Balboa Park, during the afternoon of November 21, was presented.

On motion of Councilman Godfrey, seconded by Councilman Dail, said communication was referred to the City Manager.

Communication from Donald A. Stewart, 709 California Theatre Building, San Diego 1, calling the Council's attention to a dangerous condition which exists in the state of repair of the sidewalks adjacent to the approach to the Globe Theatre, referring to a client who reported that she fell recently while attempting to reach the Globe Theater from the Plaza but that she has suffered no ill effects and makes no claim against the City, but expressing the belief that the situation should be remedied by adequate lighting and repairs to the walk, was presented.

On motion of Councilman Godfrey, seconded by Councilman Swan, said communication was referred to the City Manager.

Communication from San Diego Public Safety Committee, signed by Hal H. Hobson, Secretary, 2100 Fourth Avenue, San Diego 1, soliciting representation from the City at the California Traffic Safety Conference, in Sacramento, December 7 and 8, called by Governor Warren, was presented.

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

RESOLUTION OF AWARD NO. 100379, recorded on Microfilm Roll No. 34, accepting bid of R. E. Hazard Contracting Co., for the paving and otherwise improving of Opal Street, within the limits and as particularly described in Resolution of Intention No. 99508, awarding the same, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

A written report from the City Engineer stated that the bid was 19.1% below the estimate.

RESOLUTION OF AWARD NO. 100380, recorded on Microfilm Roll No. 34, 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 the Alley in Block 175 San Diego Land and Town Company's Addition, and Sampson Street, within the limits and as particularly described in Resolution of Intention No. 99505, awarding the same, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

A written report from the City Engineer stated that the bid was 4.8% above the estimate.

RESOLUTION OF AWARD NO. 100381, recorded on Microfilm Roll No. 34, accepting bid of Ets-Hokin & Galvan, for the installation of ornamental street light standards on 30th Street, within the limits and as particularly described in Resolution of Intention No. 99509, awarding the same, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

A written report from the City Engineer stated that the sole bid was 2.1% above the estimate.

RESOLUTION OF INTENTION NO. 100382, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of the Alley in Block 16 Sunset Cliffs, 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. 100383, recorded on Microfilm Roll No. 34, for the closing of an Unnamed Street known as Mission Grade, and shown as County Road on Map

No. 811 of Fleischer's Addition to San Diego, more particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 100384, recorded on Microfilm Roll No. 34, for the closing of portion of La Jolla Shores Drive, within the limits and as particularly set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100385, recorded on Microfilm Roll No. 34, ascertaining and declaring the prevail rate of per diem wages paid by private employers in the City of San Diego for eight (8) hours for each craft, laborer, type of workman or mechanic needed to execute work, in connection with Improvement Act of 1911 and amendments thereto upon which the City will invite sealed proposals or bids, repealing Resolution No. 94917, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100386, recorded on Microfilm Roll No. 34, ascertaining and declaring the wage scale for the paving and otherwise improving of portion of Draper Avenue, within the limits set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100387, recorded on Microfilm Roll No. 34, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alleys in Block L Plumosa Park, within the limits set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100388, recorded on Microfilm Roll No. 34, 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 Vallecitos, Camino Del Oro, De La Ribera, and Camino Del Sol, within the limits and as particularly described in Resolution of Intention No. 99804, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100389, recorded on Microfilm Roll No. 34, approving the diagram of the property affected or benefited by the work of improvement to be done on paving and otherwise improving of Pyncheon Street, within the limits and as particularly described in Resolution of Intention No. 98197, 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 Wincote, adopted.

RESOLUTION NO. 100390, recorded on Microfilm Roll No. 34, adopting the recommendation of the City Engineer filed in the office of the City Clerk on November 22, 1950, under Document No. 426115, and authorizing said City Engineer to amend the proceedings for the improvement of portions of Acacia Street and "Z" Street, in accordance with said recommendation, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100391, recorded on Microfilm Roll No. 34, adopting recommendation of the City Engineer filed in the office of the City Clerk on November 22, 1950, under Document No. 426114, and authorizing said City Engineer to amend the proceedings for the improvement of portions of Everts Street, Emerald Street, Felspar Street and Dawes Street, in accordance with said recommendation, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100392, recorded on Microfilm Roll No. 34, granting Security Trust & Savings Bank of San Diego to grade and pave portions of Denby Street, Toyne Street, Hilltop Drive and "F" Street in and adjoining Hilltop Villas, 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. 418884, by private contract, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Accompanying said Resolution was a communication from the City Engineer, bearing the City Manager's stamp of approval, recommending the granting of the petition for said improvements.

RESOLUTION NO. 100393, recorded on Microfilm Roll No. 34, authorizing the City Manager to issue an extra work order to Nielsen Construction Company for the construction of additional book shelves, work cases and a push button and buzzer system in connection with the construction of the Linda Vista Library, at a cost not to exceed the sum of \$384.81, in accordance with the recommendation of the City Manager, under contract on file in the office of the City Clerk under Document No. 420415, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100394, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to do all the work in connection with the lowering of approximately 500 feet of water main in 63rd Street, from Montezuma Street north to the end of the 8-inch main, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Godfrey, 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. 100395, recorded on Microfilm Roll No. 34, granting the request of Pace Construction Company for an extension of time for a period of thirty days from and after November 6, 1950, in which to complete the construction of a storm drain in 38th Street, under contract on file in the office of the City Clerk bearing Document No. 423078, which contract calls for completion on or before November 6, 1950, in accordance with recommendation of the City Manager and City Engineer for said extension, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100396, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to enter into an agreement with Charles M. Davis for the leasing of 122.11 acres of land east of Montgomery Airport, to be used for a rubbish disposal area, in accordance with terms and conditions set forth in agreement, the form of which is on file in the office of the City Clerk under Document No. 426255, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Accompanying said Resolution was a communication from the Public Works Director, dated November 2, 1950, addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, recommending the same, and stating that the land (lying in portions of Blocks 20 and 28 Rosedale Tract) used for said purpose will permit the City to discontinue the Chollas and Murray Canyon dumps.

RESOLUTION NO. 100397, recorded on Microfilm Roll No. 34, repealing Resolution No. 95392 providing that any City employee who attends any convention or assembly at City expense shall file a written report and furnish a copy thereof to the Mayor and City Council and a copy to the City Manager, which said Resolution was adopted October 4, 1949, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100398, recorded on Microfilm Roll No. 34, authorizing Lieut. Charles E. Dibb, commanding the Juvenile Division of the Police Department, to attend the 1950 California Traffic Safety Conference to be held in Sacramento on December 7 and 8, 1950, and to participate in the panel on juvenile problems in the Enforcement Division, authorizing the incurring of all necessary expenses in connection with said trip, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

The City Manager made a brief verbal recommendation, stating that the Resolution was along the lines of the communication, shown earlier in these Minutes, from the San Diego Public Safety Committee soliciting City representation at said Traffic Safety Conference to be held on the same dates.

Accompanying the Resolution was a communication from the Chief of Police, addressed to the City Manager, dated Nov. 27, 1950, stating that an invitation had been received from Governor Earl Warren requesting attendance at the Safety Conference, and specifically asked if Lt. Dibb could be present and participate in the panel, also that Clifford E. Peterson, Commissioner of the Highway Patrol, had sent a teletype in the matter, and in which the Chief of Police requested authorization for such attendance at City expense.

ORDINANCE NO. 4608 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$600,000.00 from Harbor Department Capital Trust Fund for the purpose of providing funds for capital improvements on tidelands in The City of San Diego, as more particularly set forth in said Ordinance, was on motion of Councilman Godfrey, seconded by Councilman Swan, 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 24th day of November, 1950, and on the 28th day of November, 1950.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4609 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$1,500.00 from the Traffic Safety Fund, for the purpose of providing funds for the purchase of 565 lineal feet of centrifugally spun reinforced concrete pipe for the construction of a drain culvert extension in Lot 15 La Mesa Colony, to serve Collwood Park Unit No. 3, was on motion of Councilman Schneider, 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 24th day of November, 1950, and on the 28th day of November, 1950.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4610 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$150.00 from the Capital Outlay Fund, for the purpose of providing additional funds for the construction of a sewer outfall across 28th Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, 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 24th day of November, 1950, and on the 28th day of November, 1950.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the next three matters, not listed on the Council's agenda, which matters he explained to the Council:

RESOLUTION NO. 100399, recorded on Microfilm Roll No. 34, granting permission to the San Diego Chamber of Commerce to place a small sign in the Plaza containing the information that the Christmas display will be at the Civic Center, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Communication from the City Manager, dated Nov. 28, 1950, recommending the granting of said sign permit, for the convenience of citizens interested in the annual Christmas display customarily housed in the plaza, was presented.

Asked if permission to place said sign in the plaza would set a precedent, inasmuch as signs, etc., are now prohibited by City Council resolution, the City Manager replied that it would not.

RESOLUTION NO. 100400, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to execute an agreement with the U.S. Army Engineers providing for the construction of an additional 48-inch culvert through the south levee of the San Diego River Flood Channel to serve as the outfall for the proposed storm culvert in Abbott Street and West Point Loma Boulevard by the United States Government, at a cost to The City of San Diego of a sum not to exceed \$7,000.00, repealing Resolution No. 100095 (which authorized a similar agreement at not to exceed \$5,000.00), adopted by the Council on November 2, 1950, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

ORDINANCE NO. 4611 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$2,000.00 from the Capital Outlay Fund, for the purpose of providing additional funds for the construction of an additional 48-inch culvert through the South Levee of the San Diego River Flood Channel to serve as the outfall for the proposed Storm Culvert in Abbott Street and West Point Loma Boulevard (in addition to funds heretofore appropriated out of said fund by Ordinance No. 4591 (New Series) for said purpose), 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.

Said Ordinance recites that the District Engineer's Office, U. S. Army Engineers, has advised the City Planning Director that the estimate of the cost of constructing said culvert will be approximately \$2,000.00 more than was originally estimated.

Councilman Godfrey asked for, and was granted, unanimous consent to present the next matter of business, not listed on the Council's agenda:

Mr. Godfrey brought up the matter of condition which had been created by the recent installation of center pedestrian islands in the center of 6th Avenue, particularly in the vicinity of Hawthorn Street, where traffic suddenly narrows down from two lanes to one lane, and said that the situation had been brought to his attention through numerous complaints.

Councilman Wincote said that complaints had reached him about a similar situation north of Upas Street, and thought that something should be done. He wondered if Mr. Godfrey wanted to take action at this time, but both agreed that the City Manager should be asked to give a report thereon.

Councilman Godfrey stressed the need for eliminating the parking in the narrow stretch near Hawthorn Street.

RESOLUTION NO. 100401, recorded on Microfilm Roll No. 34, requesting the City Manager to look into the situation created, in regards to traffic, due to installation of the center pedestrian islands, particularly in the vicinity of Hawthorn Street where the driving lanes narrow down from two to one, and in the area north of Upas Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Godfrey, seconded by Councilman Dail, at the hour of 11:45 o'clock A.M.

George Kerrigan
Mayor of the City of San Diego, California

ATTEST:

FRED W. SICK, City Clerk

By *[Signature]* Deputy.

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, November 30, 1950

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

In the absence of the Mayor and the Vice Mayor, Councilman Vincent T. Godfrey acted as Chairman.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the recommendation of the City Planning Commission for denial of petition requesting the repealing of Ordinance No. 401 (New Series) and Ordinance No. 13031, which established setback line on Pacific Highway, affecting property on the north side between West Washington Street and Witherby Street, which had been continued until this time from the meeting of October 26, 1950, the chairman asked if any one was present who desired to be heard.

J. A. Donnelly, attorney, representing the petitioners, spoke about the background of the establishment of the setback. He said that there were 49 lots and 21 property owners affected, 19 of whom were represented on the petition. Mr. Donnelly said that the setback is a hardship imposed against unusable property, but on which the owners are obliged to pay taxes. He said it is unfair and discriminatory, referring to a 90 foot easement from the U.S. A. for street purposes, and said that as a result thereof it is not necessary to retain the setback. He told of land which had been purchased to make a 120-ft. highway, by the City. Mr. Donnelly made reference to the fact that there is no setback now between Witherby and Rosecrans. He said that the same condition exists between Witherby and West Washington Streets on account of the purchase of a 20-foot strip on the west side of the highway. He spoke of the grant from the U.S. A. in exchange for land from the City. He said that the U.S.A. has carried out its part by granting an easement to the City for street purposes on the west of the property concerned. He said that represents an additional 90 feet on the west side, making 165 ft. and would relocate the center line of the street, and re-iterated that no need exists for a setback. He said that portion of the land granted is being used as parking space for visitors to the Marine Corps Base. He spoke regarding appearance before the Planning Commission, and made reference to need for property to the east for a freeway. He said that funds are not available for such a freeway, and that property is being held back from development, on account of the freeway which may never materialize. Mr. Donnelly pointed out that the State would have to pay more for the property if improved, when and if taken for a freeway, which he said is the Planning Commission's members idea in keeping the setback line in existence. He said that it is his opinion that the granting of the new additional right of way removes the necessity for the setback, and its actual removal.

Edward C. Hall, of the M. Hall Co., owner of property on the street, spoke of the problems from the stand point of the affected property owners. He said that the 22.5 feet setback had been taken out of the original lots' depths. That, he said leaves insufficient depth for development, and makes future planning difficult. Mr. Hall read a portion of a letter from the Planning Commission regarding the development of the street. He said that recommendation to purchase the front of the lots not acted upon, 16 years after made. He said that the State has no definite development plan for the street's future. He made reference to a few trucks using the west road each day, but said it is difficult for anyone to find its entrance. He said that if the road is continued, and the freeway plan goes ahead, together with the access road, additional property will have to be acquired. He spoke regarding consent of the property owners for the setback when the road was 75 feet in width. The road was constructed by property owners, he stated, not by the State. He said that if there were no setbacks, the property owners would not now under existing conditions consent to such a setback.

J. W. Percival, a property owner in the area, spoke about the voluntary setback which had been made 22 years ago. Nothing, he pointed out, has been done to date on the area for which no improvements could be made although taxes are paid thereon. He said that a 110-ft wide highway is now in use. He spoke regarding agreement by the Planning Department for removal of improvements from the setback area if a road is constructed. He said that the property owners had been discriminated against for 22 years in one section, 16 years in another.

Mr. Donnelly said that there were other property owners present interested in the project, but said that he felt there was no necessity for more to speak, inasmuch as the matter had been presented adequately to the Council. At his request, a group of eleven owners arose to let the Council know of their presence.

The City Planning Director spoke regarding setbacks, and said that they are not needed in some areas where the rights of way are sufficiently wide. He said that portion of the land used for service road granted to the City by the U.S.A., has not been dedicated for road purpose. Mr. Donnelly said that is only a technicality. The Director told of the physical characteristics of the road as it exists in the vicinity of the underpass. He said that the Planning Commission, City Engineer and the State would have to work out plans for taking of the property on the west side. He pointed out that it is State Highway 101, and is a limited access highway. He felt that it may be overlapping City-State jurisdiction. He said, also, that where the 120-ft right of way is exceeded there is no setback.

Councilman Wincote said that the overpasses and bridges might have to be widened. He thought that the matter should go to the City Manager for a report and recommendation. He expressed the belief that there may be no need for setback on the east

side of Pacific Highway if the access road is used as a part of the highway.

The Planning Director wondered if improvements of the property under discussion would be on the highway or on a service road to the east.

Robert Town spoke about an "access road all the way to Harbor Drive".

Councilman Godfrey said that he believed the matter should be referred to a Council Conference, to be attended by the City Manager, the Planning Commission, City Engineer, State highway represents and affected property owners' representatives.

RESOLUTION NO. 100402, recorded on Microfilm Roll No. 34, referring the matter of repealing of Ordinances No. 401 (New Series) and 13031 having to do with setback on Pacific Highway, affecting property on the northeasterly side of the Highway lying between West Washington Street and Witherby Street, to Council Conference for consideration at the hour of 2:00 o'clock P.M. in the Mayor's Office, on Tuesday, December 12, requesting the City Manager to arrange for the attendance of the following: the City Manager, Planning Commission, City Engineer, State Highway Department representatives; Edward C. Hall, J. W. Percival and J. A. Donnelly, representing the affected property owners; continuing the hearing until the hour of 10:00 o'clock of Thursday, December 14, 1950, 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 the continued hearing on the appeal of Fred B. and Elizabeth W. Waters from the Zoning Committee's decision in denying permission to divide portion of Pueblo Lot 175 into two building sites and construct a single family residence on each portion, being on the east side of Rosecrans Street northerly of Rogers Street, Louis Karp, Deputy City Attorney asked for a continuance of the matter until December 5, 1950.

Mr. Karp said that the request for the continuance had come from Harvey Atherton, attorney.

On motion of Councilman Dail, seconded by Councilman Wincote, the hearing was continued until the hour of 10:00 o'clock A.M. of Tuesday, December 5, 1950.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Robert Zullo and Josephine Zullo from the decision of the Zoning Committee in denying permission to conduct the storage of produce and empty crates within a garage on Lots 17 and 18 Block 102 University Heights, at 4325 Mississippi Street, in Zone R-4, across the alley from the existing "C" Zone, a report from the Zoning Engineer was presented and read.

Joseph P. McDonough, attorney, representing the appellants, spoke. He told of facts in the case. He said that Mr. and Mrs. Zullo operate a truck farm at Lakeside, and that he carries the produce to his garage for overnight storage, takes it out in the morning, stores a few crates there. The garage, he said, is located at their home. Mr. McDonough said that the zone variance application had been made at the suggestion of the Planning Department, but that it had been denied. He said he feels there is no violation, but that if there were, variance should be granted. He pointed out that the vegetables are not grown on the premises, but upon an outlying truck farm. He read from the Zoning Ordinance which said that truck farms and gardens are permitted even in Zone R-1, including accessory buildings, and that the property in question lies within the more liberal R-4 zone. He said that if the appellant desired, he could tear down the buildings and grow vegetables, but that is not what is wanted; all that is desired is to park a truck with produce on it. Mr. McDonough said that it is a hardship to deny the request, inasmuch as the property across the alley is in a "C" Zone and that commercial trucks go through the alley all day.

Mr. McDonough read a letter from John Laycock, a neighbor (which he did not file) in which it was stated that the operation by the Zullos constitutes no offence to the adjoining property which he has under lease.

Tom Fanning, of the City Attorney's office, a near neighbor, said that the Zullo's property is located in view of his property, and said that he is the closest owner (except the next property, upon which he has an escrow to buy). He said that the Zullos had not asked him to appear, but that he was doing so in the interest of the neighborhood, and said that property improves his. Mr. Fanning said that he has owned his property since 1921. He said that he did not even know of the operation referred to until he had received a notice from the planning department about the hearing. He said that Mr. and Mrs. Zullo had spent about \$20,000.00 to remodel and improve the property. He said he would like to have the appeal granted, and said it would enhance his property. He said that possibly there may have been non-conforming use, on rare occasions, such as crates in the yard.

The Planning Director spoke, and said that use of the property as proposed is in violation of the zoning Ordinance, for storage on residential property. He said that the storage of vegetables is certainly not a residential use, which is the only permitted use of the property. Referring to the permitted use for growing of vegetables, he said that vegetables cannot be raised elsewhere and stored on the premises.

Louis Karp, Deputy City Attorney said that both parties might be right to a certain degree. He said that the City had not had a similar case brought to its attention. He said he believed that a court might uphold the appellants, because the use requested is for storage of vegetables within the garage, while the more restricted R-1 use permits raising of vegetables.

RESOLUTION NO. 100403, recorded on Microfilm Roll No. 34, sustaining the appeal of Robert and Josephine Zullo from the Zoning Committee's decision in denying by its Resolution No. 5124 their application for variance to the provisions of Ordinance No. 12889, to permit the storage of produce and empty crates and produce truck entirely in a 2-car garage across the alley from the existing "C" Zone, on Lots 17 and 18 in Block 102 University Heights, at 4325 Mississippi Street, in Zone R-4, overruling and denying said decision, 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 the appeal of R. L. Maw from the Zoning Committee's decision in denying application of R. L. Maw for variance to Ordinance No. 32 New Series, for permission to divide portion of Pueblo Lot into two parcels and build a single family residence on each, located on the southeasterly corner of Rosecroft Lane and Catalina Boulevard, in an R-1 Zone, the Zoning Engineer's report was presented and read.

Frank H. Nottbusch, Jr., attorney, spoke in behalf of Mr. Maw. He exhibited maps of the area, and showed photographs of the property. He said that Mr. Maw wants the lot divided into two parcels, with the front of one of the houses to be on

Catalina Boulevard.

Mr. Maw told the Council of the present developments in the area.

A round-table discussion resulted, with members of the Council and others looking at the maps and photographs.

Mr. Nottbusch pointed out that there are some 65 x 80 ft lots, recently divided, in the vicinity, and that other properties are of various sizes.

Carl Williams, receiver of the estate of the former owner, spoke. He said that he has encountered difficulty in disposing of the property because of its large size. He said that each of the two parcels, divided, would have more area than lot requirements for R-1 zone.

The Planning Director there is a standard pattern, which statement was challenged, in the area. He said that the pattern is established on a basis of existing ownerships. Also, he said, 3 nearby property owners who hold larger lots, have protested.

Mr. Williams said that the property had not been subdivided, but that pueblo lots in the district had been sold out in various parcels over a period of years, in a variety of sizes.

Councilman Wincote pointed out that "Mr. Bailey" could divide his nearby property into 8 50-foot lots if he wished to, as a subdivision, and that it would be legal for him to do so.

Council Wincote said, further, that the Council has no jurisdiction in the matter; Councilman Dail disagreed by saying that it has.

Louis E. Geiger spoke in opposition to the improvement, mentioning that he did not want two back yards up against his property. He said that another nearby owner has said that he will ask for permission to do the same thing as Mr. Maw, and referred to the construction of his residence upon an exceptionally large parcel, and that he wants to maintain the large lot next door. Mr. Geiger said that setbacks required would limit the front yards.

Mr. Maw said that he desires to build two houses only, and showed their plans to the Council; one to be his own residents, and that therefore the adjoining one would be a well-designed house.

Mr. Geiger said, again, that he wants to maintain the large lots of the district. He said that at the time he purchased, he had been assured by the Planning Commission that the Zoning Committee would frown upon the corner being divided. He said that he had, at one time, thought of purchasing the piece when he bought his present home site, and admitted he had the same idea as Mr. Maw, but had not bought the property.

The Planning Director that a petition had been received in his office from other property owners in the district expressing their opposition to the further division of any of the properties which are now laid out in large parcels.

RESOLUTION NO. 100404, recorded on Microfilm Roll No. 34, sustaining the appeal of R. L. Maw from the Zoning Committee decision in denying his application to permit division of portion of Pueblo Lot 104, according to the legal description on file in the Planning Department office, at the southeasterly corner of Rosecroft Lane and Catalina Boulevard, in Zone R-1, into two parcels for the building of a single-family residence on each, with the provision that the house on the corner lot face on Catalina Boulevard, overruling and denying said Zoning Committee decision contained in its Resolution No. 5125, 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 the appeal of S. Svendsen from the Zoning Committee's decision in denying by its Resolution his application for a variance to the provisions of Ordinance No. 12321 to permit construction of a single-family residence with a 15-foot setback on Lots 15 and 16 Block 9 Fortuna Park, at 4028 Lamont Street, in Zone R-4, a report from the Zoning Engineer was presented and read.

William A. Milligan, builder for Mr. Svendsen, spoke. He said that all that is wanted is the City's "standard 15-foot setback". He said that if Mr. Svendsen is required to maintain the average setback, which in the case of the lot in question would be 19 feet, it would leave only a 3-foot sideyard. It is desired to build to the 15-foot line so that an 8-foot sideyard may be obtained, to provide for a drying yard.

The Planning Director showed a plat of the property, and showed the location of the other houses in the block.

Mr. Milligan pointed out that the block in question is a small one, and that only four houses exist there now. He said, further, that there are no objections from other property owners in the area, and said that the property on the other side of the street has improvements built out to the 15-foot line.

The Planning Director said that all members of the Zoning Committee had looked at the property, and had determined that the residence to be constructed could and should maintain the average setback of 19 feet.

RESOLUTION NO. 100405, recorded on Microfilm Roll No. 34, sustaining the appeal of S. Svendsen from the Zoning Committee's decision in denying by its Resolution No. 5126 his application for permission to construct a single-family residence with a 15-foot setback on Lots 15 and 16 Block 9 Fortuna Park, at 4028 Lamont Street, in Zone R-4, the variance to setback ordinance No. 12321 therefor, overruling and denying said decision, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Councilman Dail asked the Council to take the Ordinances up at this time, out of order, because it was necessary for him to leave the meeting, and he wished to be present so that the needed 5 votes for their adoption could be obtained. The Council agreed to act upon the ordinances at this time, as requested.

ORDINANCE NO. 4612 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of the Alleys in Block 3 City Heights Annex No. 2, and in Block 12 Subdivision of Blocks 3, 6, 9, and 12 City Heights Annex No. 1, between the north line of Dwight Street and the south line of Landis 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. Nays---Councilmen None. Absent---Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent-Councilman Kerrigan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4613 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of the Alley in Block 39 Fairmount Addition to City Heights, between the north line of Orange Avenue and the south line of Trojan Avenue, 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. Nays---Councilmen None. Absent---Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4614 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of the Alleys in Block 193 Pacific Beach: the Northwesterly and Southeasterly alley, between the northwesterly line of Garnet Street and the southeasterly line of Felspar Street; the Northeasterly and Southwesterly alley, between the northeasterly line of the northwesterly and southeasterly alley in said Block, and the southwesterly line of Mission 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 Swan, Wincote, Schneider, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4615 (New Series), recorded on Microfilm Roll No. 34, establishing the official property line grades, curb grades and positions of curbs of the Alley in Block 253 University Heights, between the south line of Myrtle Avenue and the north line of Upas Street, as shown on map thereof signed by A. K. Fogg, City Engineer, and filed under Document No. 426293 in the Office of the City Clerk on November 27, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4616 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of Cushman Avenue, between the easterly line of Morena Boulevard and the southeasterly prolongation of the northeasterly line of Savannah 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. Nays---Councilmen None. Absent---Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4617 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of Cushman Place, between the southeasterly line of Cushman Avenue and its southeasterly termination, 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. Nays---Councilmen None. Absent---Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4618 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of Illion Street, between the easterly prolongation of the southerly line of Milton Street and the northwesterly prolongation of the southwesterly line of Clairemont Heights, 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. Nays---Councilmen None. Absent---Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4619 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of Quincy Street, between the northerly line of Beryl Street and the southeasterly line of Wilbur Avenue, 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. Nays---Councilmen None. Absent---Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4620 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of Randall Street, between the southeasterly line of Chalcedony Street and the northwesterly line of Beryl 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. Nays---Councilmen None. Absent---Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

The final reading of such Ordinance was in full.

Resolutions were taken up next, for consideration, by the Council out of order.

RESOLUTION NO. 100406, recorded on Microfilm Roll No. 34, ratifying, approving and confirming extra work orders numbered 1 to 21, 23 to 27, 30 to 32, inclusive, amounting to \$11,449.66 more or less, and change orders numbered 1 to 6, 8 to 23, 25 to 28, inclusive, amounting to \$3,641.09, all of which said change and extra work orders concern the work being done under Alvarado Filtration Plant No. 11 specifications, contract with M. H. Golden Construction Company bearing Document No. 402979 and said orders being contained in Document No. 426345, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Said Resolution recites that since the inception of the work, it has been necessary from time to time to order changes and extra work, some of which have not been heretofore authorized by the City Council, and the Director of the Water Department with the approval of the City Manager has filed such orders and requested that they be ratified.

RESOLUTION NO. 100407, recorded on Microfilm Roll No. 34, granting request of Charles J. Dorfman for an additional extension of time for a period to and including the 16th day of December, 1950, in which to complete the installation of Chesterton 18-inch cast iron pipe line, from Kearny Mesa Pipe Line to Chesterton Tank, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Said Resolution recites that said contract provides for completion on or before July 22, 1950, which time of completion was extended by Resolution No. 100146 to December 1, 1950, for reasons set forth in his request on file in the office of the City Clerk.

RESOLUTION NO. 100408, recorded on Microfilm Roll No. 34, authorizing the City Manager to issue a change order to Carroll & Foster, eliminating Type A Everdur bridge brackets, and substituting galvanized brackets, and furnishing 5 yards additional crushed rock, to be used under one section of the sewer, in connection with the construction of the Midway Drive Sewer, Ollie Street to Crown Point, over the bridge, at a decrease in contract price of \$18.27, all in accordance with recommendation of the City Manager, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Said Resolution recites that Everdur brackets are unavailable and that the use of additional crushed rock is necessary due to bad bottom condition under one section of the sewer.

The next proposed Resolution, waiving penalties or damages under contract for construction of storm drain in Midway Street by W. V. Hutchison, was continued temporarily, in order that the City Manager might give the Council an explanation, in accordance with his suggestion.

RESOLUTION NO. 100409, recorded on Microfilm Roll No. 34, granting permission to the Imperial Avenue Business Club to install and maintain Christmas decorations on Imperial Avenue, between 17th Street and 32nd Street, between December 1, 1950, and January 5, 1951, subject to the rules set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100410, recorded on Microfilm Roll No. 34, granting permission to the Ocean Beach Businessmen's Association, to install and maintain Christmas decorations in the Ocean Beach area, in the 4800, 4900 and 5000 blocks on Newport Avenue; both sides of Cable Street, near the intersection of Newport Avenue; both sides of Bacon Street, near the intersection of Newport Avenue; all subject to the rules set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100411, recorded on Microfilm Roll No. 34, granting permission to the Point Loma Business Association to install and maintain Christmas decorations over the intersection of Rosecrans Street and Canon Street, between December 1, 1950, and January 5, 1951, all subject to the rules set forth in said Resolutions, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100412, recorded on Microfilm Roll No. 34, waiving the City admission tax on tickets for the Bonham Boys' Band Concert, to be held at the Russ Auditorium on December 2, 1950, under the sponsorship of the San Diego Junior Chamber of Commerce, for the purpose of raising funds to send said band to the Pasadena Tournament of Roses to accompany San Diego's float in the parade, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100413, recorded on Microfilm Roll No. 34, authorizing and directing the City Manager, City Attorney and Assistant City Attorney to attend the meetings of the Public Utilities Committee of the League of California Cities, to be held in Berkeley, California, on December 14 and 15, 1950, and to incur the necessary expense in connection with the attendance of said officers at said meetings, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Said Resolution recites that said Committee has invited the officials named therein to attend the conferences, and that it is the opinion of the Council that The City of San Diego Should be represented at the meetings and participate in the discussions in connection with public utilities franchises granted by cities, and banking code and public deposit act problems for cities.

RESOLUTION NO. 100414, recorded on Microfilm Roll No. 34, allowing the bill of San Diego Junior Chamber of Commerce, bearing date of November 27, 1950, in the sum of \$250.00 for expenses incurred in connection with the construction of the Rose Parade float, as approved by the Advertising Control Committee, authorizing a requisition to be drawn on the Advertising and Publicity Fund of The City of San Diego for the fiscal year 1950-1951 for said sum, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100415, recorded on Microfilm Roll No. 34, accepting deed of F. G. Castellano and Camille G. Castellano, bearing date July 7, 1950, conveying portions of Lots 1 and 2 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 Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100416, recorded on Microfilm Roll No. 34, accepting deed of W. G. Ebbs and Eleanor C. Ebbs, bearing date November 13, 1950, conveying an easement and right of way for street purposes in portion of Quarter-Section 104 of Rancho de la Nacion, setting aside and dedicating the same to the public use as and for a public street, and naming the same Mariposa 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 Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100417, recorded on Microfilm Roll No. 34, accepting deed of F. G. Castellano and Camille G. Castellano, bearing date July 7, 1950, conveying portions of Lots 1 and 2 Block 33 Wetmore and Sanborn's Addition, setting aside and dedicating the same to the public use as and for a portion of 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, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100418, recorded on Microfilm Roll No. 34, accepting deed of Lucy M. Queal, bearing date July 24, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 1 and 2 Block C Resubdivision of 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 Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100419, recorded on Microfilm Roll No. 34, accepting deed of San Diego Urban Company, bearing date November 13, 1950, conveying an easement and right of way for sewer purposes in portion of Pueblo Lot 1191, portions of Lots 135, 136, 137, 138, 139, 140, 141 of Morena, and portions of Field Street and Stough Avenue closed by Decree Quieting Title rendered in Superior Court Case No. 161604, 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 Swan, seconded by Councilman Schneider, adopted.

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

RESOLUTION NO. 100420, recorded on Microfilm Roll No. 34, granting application of the San Diego Yellow Cabs, Inc., dated November 16, 1950, for modification in rates for transportation of passengers in taxicabs operated in The City of San Diego, approving the following rates: 40¢ for the first 3/5 mile, and 10¢ for each additional 2/5 mile; approving the discontinuance of the maximum rate of \$1.50 from point to point, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100421, recorded on Microfilm Roll No. 34, granting permission to the Midway-Mission Bay Civic Association to install and maintain Christmas decorations along Midway Drive, from Barnett Street to the new Midway Drive bridge, between December 1, 1950, and January 5, 1951, upon conditions set forth in said Resolution, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending that there be no parking at any time on the west side of Sixth Avenue between Hawthorn and Ivy Streets, until such time as the street is widened, was presented.

Said communication states that south-bound traffic on Sixth Avenue has two full width lanes excepting through the block in question where there is but one lane, that the heavy and increasing volume of vehicular traffic on the Avenue now in the neighborhood of 10,000 vehicles per day makes it imperative that the constricted condition be eliminated by prohibiting parking in the block.

The matter just referred to was referred to the City Manager by the Council for a report and recommendation, due to complaints having reached individual members of the Council.

RESOLUTION NO. 100422, recorded on Microfilm Roll No. 34, prohibiting the parking of automobiles at all times on the west side of Sixth Avenue between Hawthorn and Ivy Streets, authorizing and directing the installation of the necessary signs and markings therefor, repealing any resolutions or parts of resolutions in conflict therewith, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

At this time the Council resumed the order of business as listed on the agenda.

Claim (amended) of The Pacific Telephone and Telegraph Company, 740 South Olive Street, Los Angeles 55, in the sum of \$81.61, correcting previous claim in the sum of \$137.28, was presented.

RESOLUTION NO. 100423, recorded on Microfilm Roll No. 34, referring amended claim of The Pacific Telephone and Telegraph Company to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Thearle Music Company, 640-644 Broadway, San Diego 1, in the sum of \$21.00, for damage to wall in the basement from a leaking City water meter, was presented. At the request of the Deputy City Attorney, the claim was referred to the City Attorney, on motion of Councilman Wincote, seconded by Councilman Schneider.

Communication from the Purchasing Agent, reporting that no bids had been received as a result of petition of Oreste Busato, 3037 Fifth Avenue, and Council Resolution No. 100070 for an auction sale to sell City-owned real property described as Lots 41 and 42 Block 78 University Heights, was presented.

The communication stated that the property was offered for sale in the office of the Purchasing Agent, Room 273 Civic Center on November 20, 1950, at the hour of 10:00 A.M., that Mr. Busato appeared at the auction but refused to bid, stating that he had purchased other property since making the request that the City-owned property be put up for sale. Also, the report stated that no bids for the property were received. The communication recommended that the City Clerk be directed to place the \$60.00 deposit made Oreste Busato at the time he filed his petition, in the City Treasury to the credit of the General Fund.

RESOLUTION NO. 100424, recorded on Microfilm Roll No. 34, authorizing and directing the City Clerk to place the sum of \$60.00 heretofore deposited with him by Oreste Busato, 3037 Fifth Avenue, San Diego, to cover all costs pertaining to the sale of Lots 41 and 42 Block 78 University Heights, including the cost of a title report, and as a guaranty that he would at the sale bid the minimum amount fixed by the Council for said property, in the City Treasury, to the credit of the General Fund, as required by Ordinance No. 258 (New Series) as amended by Ordinance No. 3364 (New Series), was on motion of Councilman

Communication from the Purchasing Agent, reporting on bids for the furnishing of approximately 33,000 lineal feet of communication cable for the Electric Division, stating that two bids had been received, but that the low bid of Ansonia Electrical Company of Ansonia, Connecticut had not been notarized, was presented. The communication also recommended that all bids received be rejected and that the Purchasing Agent be authorized to purchase said cable on the open market from Ansonia Electrical Company, which recommendation was concurred in by the Superintendent, Electric Division, Department of Public Works.

RESOLUTION NO. 100425, recorded on Microfilm Roll No. 34, rejecting bids for the furnishing of approximately 33,000 lineal feet of communication cable for the Electrical Division, Department of Public Works, received by the Purchasing Agent on November 24, 1950, authorizing and directing the Purchasing Agent to purchase in the open market, without re-advertising for bids, approximately 33,000 lineal feet of said cable, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the City Manager reporting on communication from Adeline B. and Louis A. Thomas, offering to sell to the City, Lots O and P Logan Park, located on 33rd Street between Logan and National Avenues, was presented.

The communication reported the City has been using the same as a public street for access to lots on Logan Avenue, recommending purchase thereof for \$300.00 instead of the original offer of \$500.00 which was deemed to be excessive, plus cost of policy of title insurance.

RESOLUTION NO. 100426, recorded on Microfilm Roll No. 34, adopting the recommendation of the City Manager that Lots O and P Logan Park be purchased, for use as street purposes, at a price of \$300.00 plus cost of policy of title insurance, authorizing the City Property Division to arrange for the purchase and securing of deed to said property, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, reporting on petition of Michael Compobasso and others for the rezoning of Lots 1 through 10 in Block "H" of West Hollywood (a portion of which is owned by the City of San Diego on the north side of Imperial Avenue), informing the Council that the Planning Commission had recommended by a vote of 5-0 that the property shown on the attached plat be rezoned from the existing R-4 zone to Zone C, suggesting that the matter be forwarded to the City Attorney's office for the drafting of a proper ordinance before setting the matter for a public hearing, was presented.

On motion of Councilman Swan, 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 on petition for the rezoning from RC to C of property fronting on Girard Avenue, from a point 100 feet south of Pearl Avenue to a point 400 feet south, being portions of Block 7 La Jolla Park and Block 16 of Center Addition to La Jolla Park, informing the Council that the Planning Commission had recommended by a vote of 4-1 to deny the petition, was presented.

RESOLUTION NO. 100427, recorded on Microfilm Roll No. 34, denying petition for the rezoning from RC to C of property fronting on Girard Avenue, from a point 100 feet south of Pearl Avenue to a point 400 feet south, being portions of Blocks 7 La Jolla Park and 16 Center Addition to La Jolla Park, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by Asst. Planning Director, recommending that the Council make a finding by Resolution for the classification of the business of raising and selling Chinchillas on Lots 7 and 8 Block 55 Arnold & Choates Addition, at 4019 Hawk Street, as a permissible use in Zone C, was presented.

Said report stated that the petitioner proposes to construct a cement block building approximately 24x25 feet in the rear of the property for the purchase, and recommended that a finding be made that said Chinchilla raising and selling is not more obnoxious or detrimental to the welfare of the area than other uses permitted in C Zone.

RESOLUTION NO. 100428, recorded on Microfilm Roll No. 34, making a finding that the use of Lots 7 and 8 Block 55 Arnold & Choates' Addition, at 4019 Hawk Street, by B. Carl Bossart, for the purpose of raising and selling Chinchillas is not more obnoxious or detrimental to the welfare of the area than other permitted uses in C Zone, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication on the letterhead of State of California, California Aeronautics Commission, dated November 27, 1950, by Max I. Black, Field Representative, for Warren E. Carey, Dir. of Aeronautics, inviting members of the Council to a conference which has been scheduled for the hour of 1:30 P.M. Friday, December 1, 1950, at the C.A.A. office, Administration Building, Lindbergh Field, to discuss the implementation of the Civil Air Defense Plan recently approved by the California Aeronautics Commission for the State of California, to which representatives of the C.A.A., the Navy, San Diego County, and the Managers and operators of all San Diego County Airports have been invited, details for which will be handled by Joe Rust at Gillespie Field, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said invitation was accepted, although individual members of the Council did not signify their intention of attending.

The City Manager asked the Council if they wished to have his report at this time on the proposed Resolution having to do with waiving penalties or damages under W. V. Hutchison contract for storm drain in Midway Street, which had been postponed temporarily.

Members of the Council indicated that they were ready to hear the report, which the City Manager gave verbally.

RESOLUTION NO. 100429, recorded on Microfilm Roll No. 34, waiving penalties or liquidated damages due under the contract between the City of San Diego and W. V. Hutchison for the construction of a storm drain and connections in Midway Street, between La Jolla Boulevard and Sea Rose Place, as contained in Document No. 422709 on file in the office of the City Clerk, authorizing and directing the City Auditor and Comptroller to issue a warrant in favor of said W. V. Hutchison for any moneys still due under the terms of said contract, provided that the time for the filing of any materialmen's or mechanic's liens has expired, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, at the hour of 12:17 o'clock Noon, on motion of Councilman Schneider, seconded by Councilman Dail.

George Kerrigan

Mayor of The City of San Diego, California

ATTEST:

FRED W. SICK

City Clerk of the City of San Diego, California

By

Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, December 5, 1950

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

In the absence of the Mayor and the Vice Mayor, the Council selected Vincent T. Godfrey to act as Chairman.

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

The Minutes of the Regular Meetings of Tuesday, November 28, 1950, and Thursday, November 30, 1950, were presented to the Council by the Clerk, and were approved on motion of Councilman Swan, seconded by Councilman Dail, without reading. Thereupon, they were signed by the Chairman.

At this time the Chairman presented service awards to the following City employees, for their many years of service:

Miss Grace Arlington Owen, Librarian III in the Reference Division of the San Diego Public Library - 25 years completed on December 28, 1950;
Mrs. Lily Ann Willits, Clerk II in the Police Department - 25 years completed
Mr. Marion O. Evans, Stock Clerk in the Storeroom of the Purchasing Department - 30 years service;
Mr. Joseph M. Carrillo, skilled laborer in the Division of Distribution, Water Department - 25 years service.

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 Alleys in Blocks 187 and 188 Mission Beach, and Mission Boulevard, within the limits and as particularly described in Resolution of Intention No. 99700, the clerk reported that three bids had been received, which bids were presented to the Council, and on motion were opened and publicly declared.

Said bids were as follows:

The bid of Al E. Riley, accompanied by bond written by Pacific Employers Insurance Company in the sum of three hundred dollars, which bid was given Document No. 426612;

The bid of John B. Henry, accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of four hundred dollars, which bid was given Document No. 426613;

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 dollars, which bid was given Document No. 426614.

Thereupon, 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, being the latest time set for the receiving of bids for the paving and otherwise improving of the Alleys in Blocks 197, 196, 195, 194, 198, 199, 200 and 201 Mission Beach, within the limits and as particularly described in Resolution of Intention No. 99701, the clerk reported that three bids had been received which bids were presented to the Council, and on motion were opened and publicly declared.

Said bids were as follows:

The bid of Al E. Riley, accompanied by bond written by Pacific Employers Insurance Company in the sum of seven hundred dollars, which bid was given Document No. 426615;

The bid of John B. Henry, accompanied by bond written by the Fidelity and Casualty Company of New York in the sum of eight hundred dollars, which bid was given Document No. 426616;

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 the Massachusetts Bonding and Insurance Company in the sum of eight hundred dollars, which bid was given Document No. 426617.

Thereupon, 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, being the latest time set for the receiving of bids for the paving and otherwise improving of Felspar Street, within the limits and as particularly described in Resolution of Intention No. 99702, the clerk reported that four bids had been received, which bids were presented to the Council, and on motion 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 seventeen hundred dollars, which bid was given Document No. 426618;

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. 426619;

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. 426620;

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. 426621.

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, 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 San Diego Lighting District No. 4, for a period of one year from and including August 1, 1950, to and including July 31, 1951, the clerk reported that one bid had been received, which bid was presented to the Council, and on motion 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 \$559.46, written by San Diego Trust and Savings Bank, which bid was given Document No. 426622.

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

At this time a majority of the members of the Council signed the following undertakings with San Diego Gas & Electric Company, for:

San Diego Lighting District No. 2;
San Diego Lighting District No. 3.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing had been continued for the installation of an ornamental street lighting system on Ash Street, between Pacific Highway and 10th Avenue, as more particularly described in Resolution of Intention, the City Engineer made a verbal report in which he said that there was a 58% written protest.

RESOLUTION NO. 100430, recorded on Microfilm Roll No. 34, sustaining the protests against the proposed installation of an ornamental street lighting system on Ash Street, within the limits and as particularly described in Resolution of Intention No. 99703, all of which protests are set forth in said Resolution, abandoning proceedings taken under said Resolution of Intention, 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 paving and otherwise improving of the Alley in Block 19 Fairmount Addition to City Heights, and public right of way, within the limits and as particularly described in Resolution of Intention No. 100056, the clerk reported that no written protests had been received.

Thereupon, the Chairman 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 Swan, 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 paving and otherwise improving of Boston Avenue and 37th Street, within the limits and as particularly described in Resolution of Intention No. 100057, the clerk reported that a written protest had been received from Joseph and Jessie Goulart and others, which protest was presented and read.

The City Engineer made a verbal report in which he said that there was a 40.9% protest. He pointed out that about one half of the petitioners have now protested.

A motion was made to overrule the protests, which motion was seconded.

After discussion, said motion was withdrawn.

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

Mrs. Charles Ingle spoke, and said that the cost of the improvement would be too great.

A motion was made and seconded by continue the hearing for a period of one week, and requesting the City Engineer to evaluate the protests further, and give a report thereof. There was some discussion upon that motion, which was withdrawn.

At this time Fred Schlerf came forward to be heard. He said that those who signed the petition did so with the intention that the improvement consist of surfacing - not paving.

The City Engineer explained in detail regarding the original petition, the protests, etc., and showed a plat to the Council and others interested, of the relationship between the petition and the protests.

RESOLUTION NO. 100431, sustaining the protest against the paving and otherwise improving of Boston Avenue and 37th Street, within the limits and as particularly described in Resolution of Intention No. 100057, abandoning the proceedings heretofore taken, 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 Emerald Street, within the limits and as particularly described in Resolution of Intention No. 100058, the clerk reported that no written protests had been received.

Thereupon, the Chairman 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 Swan, 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 paving and otherwise improving of Evergreen Street, within the limits and as particularly described in Resolution of Intention No. 100059, the clerk reported that written protests had been received from Mary E. Winter and from Dr. John R. Helk and Theresa Helk, which protests were presented to the Council.

The City Engineer made a verbal report in which he said that there was a 16.7% protest, and showed a plat of the area to members of the Council.

RESOLUTION NO. 100432, recorded on Microfilm Roll No. 34, overruling and denying the protests of Mary E. Winter, Dr. John R. Helk and Theresa Helk against the proposed paving and otherwise improving of Evergreen Street, within the limits and as particularly described in Resolution of Intention No. 100059, overruling and denying all other protests thereon, was on motion of Councilman Schneider, seconded by Councilman Swan, 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.

RESOLUTION NO. 100433, recorded on Microfilm Roll No. 34, referring to Council Conference the matter of percentages relating to petitions and protests, in connection with 1941 Public Improvements Proceedings, and requesting the City Engineer to report to such a Conference on the subject, 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 the paving and otherwise improving of Oliphant Street, Poe Street and Locust Street, within the limits and as particularly described in Resolution of Intention No. 100060, the clerk reported that no written protests had been received.

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

No one appeared to protest, verbally, 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 the paving and otherwise improving of Quimby Street and Chatsworth Boulevard, within the limits and as particularly described in Resolution of Intention No. 100061, the clerk reported that written protest had been received from Frederick Leon and Kristine Leon, which protest was presented to the Council.

The City Engineer reported a 4.2% protest by area, and said that the protestant had signed the original petition.

At this point the City Attorney explained the procedure under proceedings, in detail - again.

Considerable discussion arose about whether to sustain the one small protest and cause the proceedings to be abandoned on its account, or whether to proceed with the improvement. No one appeared to be heard, verbally, upon invitation from the Chairman.

RESOLUTION NO. 100434, recorded on Microfilm Roll No. 34, overruling and denying the protest of Frederick Leon and Kristine Leon against the paving and otherwise improving of Quimby Street and Chatsworth Boulevard, within the limits and as particularly described in Resolution of Intention No. 100061, was on motion of Councilman Swan, seconded by Councilman Dail, adopted, by the following vote, to-wit: Yeas--Councilmen Swan, Schneider, Dail, Godfrey. Nays---Councilman Wincote. Absent---Councilman Kerrigan, Mayor Knox.

On motion of Councilman Dail, 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. 100138 of Preliminary Determination for the paving and otherwise improving of Sequoia Street, Crown Point Drive, 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 Chairman inquired if any interested affected property owners were present who desired to be heard.

Lloyd E. DeLozier spoke, and asked for information in the matter, which was answered by the City Engineer. He said that he did not wish to enter a protest. No one else appeared to be heard, and no written protests were presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the hearing was ordered closed.

RESOLUTION NO. 100435, recorded on Microfilm Roll No. 34, continuing the hearing on Resolution No. 100138 of Preliminary Determination, for the paving and otherwise improving of Sequoia Street, Crown Point Drive, and Pacific Beach Drive, until the hour of 10:00 o'clock A.M. of Tuesday, December 12, 1950, for consideration of a Resolution of Feasibility, (inasmuch as there were not sufficient votes to adopt such a resolution at this meeting,) 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 the continued hearing on the Street Superintendent's Assessment No. 1965, made to cover the costs of 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, for the particular purpose of receiving a report from the City Manager in the matter of Arthur E. Evers' protest in connection with the sidewalk ending in his lawn, Mr. Evers spoke. His remarks were not pertinent to the subject under discussion, dwelling mainly upon future developments in the vicinity of the property in question, with reference to a "T" turn-around in front of his property. He said he objected to what is proposed for the future development.

The City Manager said that the entire situation is under consideration, including a proposed closing to which Mr. Evers referred. He said that a report will be made in that matter at the proper time, when facts are obtained from the interested City departments.

RESOLUTION NO. 100436, recorded on Microfilm Roll No. 34, overruling and denying the appeals of C. W. Anderson, R. O. Dawson and Arthur E. Evers, from the Street Superintendent's Assessment No. 1965, overruling and denying all other appeals thereon, 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, confirming and approving 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, 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. 1967 made to cover the costs and expenses of the work upon 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 no written appeals had been received.

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

Mrs. Frank Kleckner said that she had been assessed \$100.00 more than she thought she should be. She said that the work does not help the value of her property for

which improvement she had been charged.

The City Engineer discussed the matter with Mrs. Kleckner in detail.

The Vice Mayor pointed out that the work had been under bid, award having been made to the lowest bid; also, that the improvement had been instituted by the property owners, not by the City. Other members of the Council entered into the discussion.

Mrs. Charles Weeks spoke, and said that the price was much too high.

J. V. Joseph asked for information regarding payment of the assessment, which questions the City Engineer answered.

RESOLUTION NO. 100437, recorded on Microfilm Roll No. 34, overruling and denying the appeals of Mrs. Frank Kleckner and Mrs. Charles Weeks, and all other appeals, from the Street Superintendent's Assessment No. 1967 made to cover the assessment for the work of paving and otherwise improving of Reed Avenue, within the limits and as particularly described in Resolution of Intention No. 96685, confirming and approving 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, directing him to record said warrant, diagram and assessment in his office, 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. 100139 of Preliminary Determination for the paving and otherwise improving of Wilbur Avenue, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Chairman 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 Wincote, the hearing was declared.

RESOLUTION NO. 100438, recorded on Microfilm Roll No. 34, continuing the hearing on Resolution No. 100139 of Preliminary Determination for the improvement of Wilbur Avenue, within the limits and as particularly described in said Resolution, until the hour of 10:00 o'clock A.M. of Tuesday, December 12, 1950, (there being an insufficient number of votes present at this meeting to adopt the Resolution of feasibility), was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing on the appeal of Fred B. and Elizabeth W. Waters from the Zoning Committee decision in denying permission to divide portion of Pueblo Lot 175, being on the east side of Rosecrans Street, in Zone R-1, into two building sites and construct two single-family residences thereon, had been continued, the City Attorney stated that attorneys representing both sides of the question had requested another week's continuance.

On motion of Councilman Schneider, seconded by Councilman Wincote, said hearing was continued for one more week, until the hour of 10:00 o'clock, Tuesday, December 12, 1950.

Application of Pauline C. Woodard, 3734 - 40th Street, for Cabaret license at 4246 University Avenue, was presented, together with recommendations from the City departments interested therein for granting.

RESOLUTION NO. 100439, recorded on Microfilm Roll No. 34, granting permission to Pauline C. Woodard to conduct a cabaret with paid entertainment at 4246 University Avenue, where liquor is sold but no dancing conducted, subject to the regular license fee, and to compliance with existing regulations, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Application of City Chevrolet Company for permits to operate 20 Automobiles for hire without drivers, and 25 trucks for hire without drivers, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, said application was referred to the City Manager for recommendation.

Application of Linel E. Hudson, Adjutant, San Diego Post 5, AMVETS, for permission to hold annual "White Clover" Sale on December 7, 8 and 9 for the purpose of securing funds for said Post's welfare and service fund, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, said petition was referred to the City Manager.

Petition of Greek Orthodox Community of San Diego for permission to erect a tent on their lot at Park Boulevard and Cypress Street, on December 10 (one day only) to be used only for religious purposes, stating that the application has the approval of the City fire authorities and the written O.K. of the Planning Commission, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, said petition was referred to the City Manager.

Claim of Cecil B. Grove, 3216 Island Avenue, in the sum of \$25.47, for damage to truck by a City-owned truck, was presented.

RESOLUTION NO. 100440, recorded on Microfilm Roll No. 34, referring claim of Cecil B. Grove to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Margarette Lowery, Box 953 Pt. Loma Station, in the sum of \$7.50, to cover towing charges in connection with raising her car which had dropped when the street caved in, was presented.

RESOLUTION NO. 100441, recorded on Microfilm Roll No. 34, referring claim of Margarette Lowery to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the Acting City Manager's stamp of approval, recommending bids for the furnishing of one 7-unit gang Mower and Frames for the Municipal Golf Course, was presented.

RESOLUTION NO. 100442, recorded on Microfilm Roll No. 34, authorizing bids for the furnishing of one 7-unit gang Mower and Frames, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, recommending bids for the furnishing of one 12-cubic yard capacity Load-Packer mounted on heavy duty Truck Chassis, was presented.

RESOLUTION NO. 100443, recorded on Microfilm Roll No. 34, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of one 12-cubic yard capacity Load-Packer mounted on heavy duty Truck Chassis, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100444, recorded on Microfilm Roll No. 34, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental to the Roque Court lighting, in Balboa Park, authorizing 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. 100445, recorded on Microfilm Roll No. 34, approving plans and specifications for the furnishing of all labor, services, equipment, material, transportation and other expense necessary or incidental for the construction of a storm drain around Block 195 City Heights, including relocation of sewers, 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 Swan, adopted.

RESOLUTION NO. 100446, recorded on Microfilm Roll No. 34, 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 Wabash Boulevard, Section "A" Traffic Signals and Safety Lighting, 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 reporting on communication from Neil Nettleship relative to acquisition by the City of his ocean front property, stating what the City has done in the matter of contributing lands to the State for beach property, recommending filing of the matter, was presented and read.

Mr. Nettleship spoke. He said that he isn't particularly anxious to have the City purchase the land, but that he wants to know what is being contemplated. Mr. Nettleship pointed out that he continues to pay taxes upon the land, which he is unable to use under existing conditions. He said that if it is not contemplated that the land be used for beach purposes, he would like to be able to develop the same.

The City Manager said that the matter is in the hands of the State. Also, he said, he had not written the letter, and did not know all the phases of the situation, but added that he would get in touch with the proper authorities of the State.

On motion of Councilman Schneider, seconded by Councilman Wincote, said communication, and the letter upon which it reported, were referred to the City Manager for further consideration.

Communication from the City Manager reporting on communication from Harold H. Neiwoehner in which he objected to circumstances under which he was issued a parking ticket, was presented. The report stated that the Chief of Police has investigated and concurs that sign posting was inadequate, and that the situation is being corrected, also that arrangements have been made to refund the fine.

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 Point Loma Stables suggesting a City-sponsored riding trail from the old lighthouse on Point Loma, to connect with the Mission Valley bridle paths, was presented. The report stated that the Mission Bay Development plans will tie in with the Mission Valley trails, but not with the lighthouse vicinity, and recommended filing.

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 the San Diego Public Safety Committee communication relative to City representation at the Traffic Safety Conference called by Governor Warren on December 7 and 8, was presented. Submitted, also, was copy of his reply to the writer of the communication saying that the City is sending two representatives.

On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's communication, and the matter to which it referred, were ordered filed.

Communication from the City Manager reporting on petition of property owners on Wrelton Drive requesting closing off of the opening at Electric Street, between Turquoise Street and Wrelton (bding the old La Jolla underpass), was presented. The report stated that the work has been completed, and recommended filing.

On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's communication, together with the matter to which it referred, were ordered filed.

Communication from the City Manager reporting on petition for removal of center island from Thorn Street, between Felton and 33rd Streets, was presented. Said report states that the Director of Public Works has recommended removal, and that the project has been included in 1951-52 Budget, and that the McKinley Civic Association has been so advised, and 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 City Manager reporting on petition for acceptance and dedication of extension of El Paseo Grande from the north line of Camino del Callado to the southerly boundary of the Scripps School of Oceanography and portion of street from extension of El Paseo Grande to the present dedicated portion of El Paseo at the south line of the Scripps Institute, was presented. The report stated that the Planning Commission recommends approval, subject to various conditions.

The Asst. City Planning Director explained the matter to the Council.

RESOLUTION NO. 100447, recorded on Microfilm Roll No. 34, adopting the recommendation of the City Manager, contained in communication bearing Document No. 426577, for granting petition for acceptance and dedication of extension of portion of El Paseo Grande, within the limits as set forth in said communication, subject to conditions set forth therein, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the City Manager recommending granting 34-foot driveway to Elbert L. Bailey on the east side of Winona Avenue, north of University Avenue, to serve four residential units, was presented.

RESOLUTION NO. 100448, recorded on Microfilm Roll No. 34, granting permission to Elbert L. Bailey, 2547 Judson Street, San Diego 11, to install a 34-foot driveway on the east side of Winona Avenue, between points 166 and 200 feet north of the north property line of University Avenue, adjacent to Lot 9 Block A Oak Park, on condition that curb will be replaced with a concrete driveway apron conforming to City specifications, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the City Manager recommending installation of 5 overhead 600 candle power street lights, was presented.

RESOLUTION NO. 100449, recorded on Microfilm Roll No. 34, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Bayside Lane at San Jose Place;

Bayard Street at Opal Street;

Winona Avenue at Polk Avenue;

50th Street at Sterling Court;

Park Villa Drive midway between Dwight and Myrtle Streets;

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

Communication from the City Manager reporting on petition of F. L. McMechen and the Union Title Insurance and Trust Company for extension of storm drain and for a fire hydrant in Park Addition, and for improvement of Lilac Drive from Palm Street to the bottom of Switzer Canyon, was presented, and read.

Said reported that an extension of the culvert from the north end of the 30th Street bridge to the water way in the canyon has been scheduled by the Street Department, but that it will be done at the City's expense, although it is not considered to be an emergency. The report states that the request to have the City improve Lilac Drive cannot be granted, that it is the property owners' responsibility to make such improvements with cost to be assessed to those benefited. Also, it was reported that the Water Department is not prepared at this time to install a fire hydrant under the bridge to protect houses that will be built, and that the Fire Department is not in favor of placing fire hydrants where they cannot be reached by fire equipment with safety. It was recommended that in communication, signed by the Public Works Director, bearing the Acting City Manager's stamp of approval, that the petition of F. L. McMechen and Union Title Insurance and Trust Company be filed. On motion of Councilman Schneider, seconded by Councilman Dail, the City Manager's communication and the petition to which it referred, were ordered filed.

Communication from the Street Superintendent reporting on petition for closing 5 feet on the west side of Bancroft Street between Polk and Orange Avenues, recommending its granting excepting the corner cut-offs at Orange and at Polk Avenues, was presented.

RESOLUTION NO. 100450, recorded on Microfilm Roll No. 34, granting petition for closing of 5 feet on the west side of Bancroft Street, between Polk and Orange Avenues, excepting the corner cut-offs at Orange and at Polk Avenues, 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 Planning Director, addressed to the City Manager, and forwarded to the Council with the Assistant City Manager's stamp of approval, reporting on bids for the dredging and filling in Mission Bay, in the vicinity of Midway Drive and Ingraham Street, was presented. The communication recommended award to Franks Dredging Company, the second-low bidder, inasmuch as the lowest bid submitted by the Newport Dredging Company was unsigned. Also, the communication stated that the City Attorney's Office had ruled that the Newport Dredging Company cannot be considered for the award.

RESOLUTION NO. 100451, recorded on Microfilm Roll No. 34, accepting bid of Franks Dredging Company for the dredging and filling east of Midway Drive and Ingraham Street, in Mission Bay, declaring said bid to be the lowest, responsible and reliable bidder, rejecting all bids received for said work except said bid of Franks Dredging Company at the total estimated sum of \$103,092.00, authorizing and directing the City Manager to execute the same upon the execution, delivery, filing and approval of the bonds required thereunder, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the City Civil Service Commission, signed by George A. Scott, president, referring to its letter of October 9, 1950, requesting an amendment to Rule X Section 3 of the Rules of the Civil Service Commission (which had been referred by the Council to Conference on October 10, 1950, but on which no action has been taken), was presented.

A statement was made in the meeting that the City Manager had been requested to secure and present information in the matter to the Council, which matter has to do with benefits under military leave.

RESOLUTION NO. 100452, recorded on Microfilm Roll No. 34, referring to Council Conference the communication from the Civil Service Commission referring to its letter of October 9, 1950, in which it had requested an amendment to Rule X Section 3 of the Rules of the Civil Service Commission, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication from Senator Fred H. Kraft extending invitation to attend the Senate Interim Committee on Highways, Streets, and Bridges hearings to be held in San Diego on December 28 and 29, relative to present situation, present needs, forecasted needs for the future, suggested future developments, financing, etc., was presented.

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

Communication from Pacific Indemnity Company, dated November 28, 1950, signed by J. M. MacConnell, announcing payment of the claim of Dr. A. J. Brenner in the sum of \$11.10, was presented.

On motion of Councilman Dail, seconded by Councilman Schneider, said communication, and the claim to which it referred, were ordered filed.

Communication from R. W. Reed, 4381 New Jersey, San Diego 16, making numerous suggestions relative to various traffic safety measures, was presented.

On motion of Councilman Dail, seconded by Councilman Schneider, said communication (being finely-written on both sides of a postal card), was ordered filed.

RESOLUTION NO. 100453, recorded on Microfilm Roll No. 34, directing notice of filing of the Street Superintendent's Assessment No. 1970, made to cover the cost of paving and otherwise improving of Draper Avenue, within the limits and as particularly described in Resolution of Intention No. 96929, and of the time and place of hearing thereof, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100454, recorded on Microfilm Roll No. 34, directing notice of filing of the Street Superintendent's Assessment No. 1971, made to cover the cost of the installation of sewer mains and appurtenances 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, and of the time and place of hearing thereof, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD NO. 100455, recorded on Microfilm Roll No. 34, accepting the bid of T. B. Penick & Sons, a co-partnership, and awarding contract for the paving and otherwise improving of the Alley in Block 1 Montemar Vista, within the limits and as particularly described in Resolution of Intention No. 99396, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

In a written report, the City Engineer advised the Council that the property owners wish to have the work done, despite the fact that the bid is 10% and more above the estimate.

The City Engineer made a brief explanation of the matter to the Council.

RESOLUTION NO. 100456, recorded on Microfilm Roll No. 34, rejecting bids and abandoning proceedings for the improvements in Linwood Street and Keating Street, within the limits and as particularly described in Resolution of Intention No. 99398, on the basis of the lowest bid being 13.8% above the estimated total cost for said work and because the Council deems it for the public good to reject all bids therefor, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

In a written report, the City Engineer advised the Council that property owners oppose the work in view of the low bid being 13.8% above the estimate.

The City Engineer made a brief explanation of the matter to the Council.

RESOLUTION NO. 100457, recorded on Microfilm Roll No. 34, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of 51st Street, between the south line of Orange Avenue and the north line of Polk Avenue, approving Plat No. 2228 showing the 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 for said improvement to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100458, recorded on Microfilm Roll No. 34, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Gresham Street and Graham Street, between the westerly line of Riviera Drive and the southwesterly line of the Southern Title Guaranty Company's Subdivision of Pueblo Lot 1801, approving Plat No. 2218 showing the 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 for said improvement to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100459, recorded on Microfilm Roll No. 34, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Oliphant Street, and Chatsworth, within the limits and as particularly described in said Resolution, approving Plat No. 2234 showing the 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 for said improvement to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100460, recorded on Microfilm Roll No. 34, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Reed Avenue, between the easterly line of Dawes Street and the westerly line of Gresham Street, approving Plat No. 2223 showing the 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 for said improvement to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100461, recorded on Microfilm Roll No. 34, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Venice Street, Brighton Avenue, the Northeasterly and Southwesterly Alley in Block 91 Point Loma Heights, within the limits and as particularly described in said Resolution, approving Plat No. 2222 showing the 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 for said improvement 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. 100462, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of the Alley in Block 147 University Heights, and the Alleys in Block 126 University Heights, within the limits and as particularly described in Resolution of Intention No. 99967, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 100463, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of Copley Avenue, within the limits and as particularly described in Resolution of Intention No. 99968, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK NO. 100464, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of Fortuna Avenue, within the limits and as particularly described in Resolution of Intention No. 99969, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK NO. 100465, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of Landis Street, Roselawn Avenue and Public Right of Way, within the limits and as particularly described in Resolution of Intention No. 99970, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK NO. 100466, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of Thomas Avenue, within the limits and as particularly described in Resolution of Intention No. 99971, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 100467, recorded on Microfilm Roll No. 34, for the furnishing of electric current for the lighting of the ornamental street lights located in University Avenue Lighting District No. 1, for a period of one year from and including August 7, 1950, to and including August 6, 1951, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 100468, recorded on Microfilm Roll No. 34, for the furnishing of electric current for the lighting of the ornamental street lights located in University Avenue Lighting District No. 3, for a period of one year from including August 7, 1950, to and including August 6, 1951, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 100469, recorded on Microfilm Roll No. 34, for the closing of portion of 39th Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 100470, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of the Alleys in Block L Plumosa Park, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 100471, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of portions of Draper Avenue, 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. 100472, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of portion of 51st Street, 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. 100473, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of portions of Gresham Street and Graham 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. 100474, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of Oliphant Street and Chatsworth Boulevard, 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. 100475, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of portions of Reed Avenue, 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. 100476, recorded on Microfilm Roll No. 34, for the paving and otherwise improving of portions of Venice Street, Brighton Avenue, and the Northeasterly and Southwesterly Alley in Block 91 Point Loma Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100477, recorded on Microfilm Roll No. 34, 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 Westland Avenue, Commonwealth Avenue, Pentuckett Avenue and Ivy Street, within the limits and as particularly described in Resolution of Intention No. 99002, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100478, recorded on Microfilm Roll No. 34, adopting the recommendation of the City Engineer filed in the office of the City Clerk on November 29, 1950, under Document No. 426383, directing the City Engineer to amend the proceedings for the improvement of portions of La Mesa Colony, Alta Mesa Villas, Mohawk Street, Saranac Street, 69th Street, Manchester Road, 58th Street, in accordance with said recommendation, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100479, recorded on Microfilm Roll No. 34, granting petition for the paving and otherwise improving of Reed Avenue, between Mission Boulevard and Bayard 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 Wincote, adopted.

RESOLUTION NO. 100480, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to do all the work in connection with the installation of 3510 feet of six-inch water main, five six-inch fire hydrants, 90 new services, and the transfer of meters to the new main from temporary locations, in Snowdrop Street from Poplar Street to the dead end, Pepper Drive from Snowdrop Street to Columbine Street, and Columbine Street from Manzanita Drive to Fairmount Avenue, and the installation of 1400 feet of two-inch highline in Snowdrop Street south to Blow-off, and in Columbine Street from Manzanita Drive to Quince Street, by appropriate City forces, in accordance with his recommendation, 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. 100481, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to do all the work in connection with the installation of 785 feet of eight-inch water main and two six-inch fire hydrants, 785 feet of two-inch Hiline and the connection of services to it, and the renewal and/or lowering of 20 services and the transfer of said services to the new mains, where necessary, in Vancouver Street between Kalmia Street and Maple Street, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Wincote, seconded by Councilman Schneider, 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. 100482, recorded on Microfilm Roll No. 34, approving and agreeing to abide by California Civil Defense Master Mutual Aid Agreement, a copy of which is contained in Document No. 426572, authorizing and directing the City Clerk to forward two certified copies of said Resolution to the State Disaster Council for filing with the State Disaster Council, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

The City Attorney told the Council that it was simply a routine action on its part.

RESOLUTION NO. 100483, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to execute an agreement for leasing by the Salvation Army of Lot G Block 53 New San Diego (906 Columbia Street) for establishment and maintenance of a House of Hospitality for wives and mothers of servicemen in the San Diego, for a term of one year at a rental of \$102.50 per month payable in advance, all as more particularly set out in form of lease on file in the office of the City Clerk, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100484, recorded on Microfilm Roll No. 34, granting permission to John A. Kennedy, 2121 Sunset Boulevard, to erect a 30' x 50' tent on the rear of his premises at said address, to be used on the night of December 22, 1950, pursuant to the recommendation of the City Manager, subject to approval of the Fire Marshal, Building Inspection Department and Planning Department, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

ORDINANCE NO. 4621 (New Series), recorded on Microfilm Roll No. 34, amending Sections 75 and 75.1 of Ordinance No. 11648 (Plumbing Ordinance) as amended by Ordinance No. 4479 (New Series) approved July 27, 1950 and as amended by Ordinance No. 4577 (New Series) approved October 26, 1950, permitting the use of "victory" pipe and fittings, due to difficulty to obtain building materials on account of the the nation-wide preparedness program and the consequent shortages, declaring said Ordinance to be an emergency measure to take effect and be in force immediately upon its passage, 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. Nays---Councilmen None. Absent---Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

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

A proposed Ordinance incorporating portions of Lots Q, R, S and T of Block A in Bird Rock Villas into "RC" zone and repealing Ordinance No. 3503 (New Series) adopted August 19, 1947, insofar as the same conflicts, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, a hearing was set on said proposed Ordinance for the hour of 10:00 o'clock A.M., Tuesday, December 19, 1950.

A proposed Ordinance incorporating portion of Lot 53 Ex-Mission Lands of San Diego into "R-2" and "C" Zones, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, a hearing was set on said proposed Ordinance for the hour of 10:00 o'clock A.M., Tuesday, December 19, 1950.

A proposed Ordinance incorporating Lot 1, Pueblo Lot 256 into "M-1" Zone, repealing Ordinance No. 2009 (New Series) adopted December 10, 1940, insofar as the same conflicts, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, a hearing was set on said proposed Ordinance for the hour of 10:00 o'clock A.M., Tuesday, December 19, 1950.

A proposed Ordinance establishing a set-back line of 10 feet from the proposed 40-foot service road, being 50 feet from the front property line on the north side of West Point Loma Boulevard in Lot C and Blocks 19 and 20 Loma Alta No. 2, between the northwesterly line of Pueblo Lot 211 and the northeasterly line of Pueblo Lot 211, and providing a penalty for the violation thereof, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, a hearing was set on said proposed Ordinance for the hour of 10:00 o'clock A.M., Tuesday, December 19, 1950.

The City Manager requested, and was granted, unanimous consent to present the next three matters, which were not listed on the Council's agenda:

RESOLUTION NO. 100485, recorded on Microfilm Roll No. 34, declaring it to be important that definitive action be taken by the Congress of the United States at the present session and as soon as feasible on Federal civil defense administration or appropriations for the same, stating that any delay in passing said action would be injurious and hazardous to the civilian defense program of The City of San Diego, urging the Congress to take action between this date and January, directing the City Clerk to forward certified copies of said Resolution to Congressman Clinton D. McKinnon, Senators William F. Knowland and Richard Nixon, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Prior to its adoption, the City Manager made a brief explanation of the Resolution's purpose.

RESOLUTION NO. 100486, recorded on Microfilm Roll No. 34, granting permission to the San Diego Chapter, American Red Cross, to install and maintain flags on the ornamental street light standards along Broadway, between the Pier and 12th Avenue, between March 1 and March 31, 1951, during its fund campaign, upon the conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Prior to its adoption, the City Manager told the Council that he was merely presenting the matter at the request of the local Chapter, and that he was not recommending it. He explained the conditions of the Resolution, as set out therein.

The City Manager requested Shelly J. Higgins to explain the next matter, saying that it was of a technical nature.

Mr. Higgins told the background of the disability clauses in the City Employees' Retirement System, and spoke of the Merit System regulations. He said that firemen, under the Ordinance as it now exists, are on a different basis from Policemen and Lifeguards. He said that administration under the present system is difficult, and urged adoption of the proposed Ordinance to correct the situation.

ORDINANCE NO. 4622 (New Series), recorded on Microfilm Roll No. 34, amending Ordinance No. 10792, approved December 1, 1926, by adding a new section thereto to be numbered Section 5.1, providing accidental disability and accidental death benefits for certain City employees, repealing Ordinance No. 3925 (New Series) adopted December 7, 1948, and Ordinance No. 4296 (New Series) adopted January 19, 1950, 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 Dail, seconded by Councilman Schneider, 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.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Dail, at the hour of 11:55 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

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, December 7, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held at this time, and was called to order at the hour of 10:07 o'clock A.M.

In the absence of the Mayor and the Vice Mayor, the Council selected Vincent T. Godfrey to act as Chairman.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for the appeal of James S. Scott and Alice E. Scott 2304 Vancouver Avenue, to be heard on the decision of the Zoning Committee in granting application for variance to the provisions of Ordinance No. 12321 to permit construction of a single-family residence with a setback not less than the average setback of the two adjoining buildings, one on each side of Lot 32 and the south half of Lot 31 Block S Montclair Subdivision, on the east side of Vancouver Avenue, in Zone R-2 (appeal from the granting is occasioned by the desire to build the garage portion within 6 feet of the property line and the house proper with a 15-foot setback), a report from the Zoning Engineer was presented and read.

Alice E. Scott spoke. She said that the proposed house would be on a canyon, and that the variance would be for the garage portion only. She referred to levels of existing houses, saying that one is up, and two down the canyon side. Mrs. Scott said that it is their desire to build the garage same as a proposed car port for the house adjoining the subject property on the south.

The Zoning Engineer showed a plat of the property, and affected properties in the vicinity.

Mrs. Scott said that the property has a frontage of 120 feet, and it is the desire to build on 60 feet thereof now. She looked at the plat, and showed location of buildings to the Council.

The Zoning Engineer said that the Zoning Committee had taken all phases into consideration in making its decision. He said that construction as proposed would obstruct the front yard views of others.

Mrs. Scott said that the view is at the back on the canyon side, not on the front. She said it would be necessary to fill if the house is set back to the line required by the Zoning Committee. She said that all owners on the street have seen their plans, with the exception of Mr. and Mrs. Cherry, protestants, who refused to look at them.

Norman L. Starr spoke. He said that from his home they would look directly at the proposed garage, in a southerly direction. He said, further, that the garage would cut off the breeze. He asked that the natural contour of the street be maintained. He said that his house observes a setback of about 15 feet. At this point Mr. Starr presented 3 letters, which were read: Hans E. Tivel (neutral); Mr. and Mrs. A. L. Twigg (neutral); Esther Cherry (protest).

The Zoning Engineer reported that there are no other setback variances on the street.

Mrs. Starr spoke, and made reference to the Dewey residence, which is old and has been remodeled. She said that the dwelling was built before the setback was established, and that all others observe the setback line.

Mrs. Scott said that there is a garage with only an 8-foot setback and a new duplex being built with a 12-foot setback from the front line, across the street.

Councilman Schneider went into the matter of issuance of permits and requirement for showing surveys on property.

The Planning Director spoke at this point, for the first time during the hearing. He went into the matter of issuance of permits and the location of buildings upon properties. He said that the Planning Department does not require surveys where proper setback is observed. He said that the stamp of approval from the Planning Department on the backs of plans is on condition that buildings be properly located. He said that if the Building Inspector requires a survey, it is because of doubt as to the accuracy of the building's location. He said that the Planning office has no records of variances or violations in the block. The Planning Director said that Mrs. Scott did not present evidence of violations across the street to the Zoning Committee in connection with her application for setback variance. He said that if the Council wants to have a plat of the whole area, he would be glad to furnish one, if the hearing was continued.

Mr. Starr said that his home was built in 1943, and that he had bought the place already built. He said that it is below the street level.

Mrs. Scott stressed the point that it would cost more to build back of the required setback line and below the street grade. She said that she and her husband want their two proposed houses to be on a level to harmonize with nearby residences.

Mrs. Starr spoke again, and said that the objection is not to the location of the house, but to setting the garage forward.

Councilman Schneider wanted to know if the grade had been established upon the street.

The Zoning Engineer checked the files of the City Clerk and reported that the portion of Vancouver Avenue under discussion had an officially established grade by ordinance.

RESOLUTION NO. 100487, recorded on Microfilm Roll No. 34, overruling and denying the appeal of James S. Scott and Alice E. Scott, 2304 Vancouver Avenue, from the Zoning Committee's decision in requiring the observance of the average setback in connection with application for variance to the provisions of Ordinance No. 12321 to permit construction of a single-family residence on one side of Lot 32 and the south half of Lot 31 Block S Montclair Subdivision, on the easterly side of Vancouver Avenue, which appeal requested variance to permit the garage to be built within 6 feet of the property line and the house proper with a 15-foot setback, sustaining said decision, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Application of Isadore Abramovich, Ace Motel, 4454 Pacific Highway, San Diego, for certificate of necessity to operate 15 Motor Scooters for hire, under the name of San Diego Scooter Rental, was presented.

On motion of Councilman Swan, seconded by Councilman Wincote, said application was referred to the City Manager.

The Application of Arthur Guyer, 9559 Charlyville Blvd., Beverly Hills, California, and Herman C. Newman, 704 North Maple Drive, Beverly Hills, California, for licenses to operate at the Hillcrest Hide-A-Way, 3919 Fifth Avenue under Class "A" Dine & Dance and Cabaret, temporary address El Cortez Hotel, was presented, together recommendations for approval by the interested City departments.

RESOLUTION NO. 100488, recorded on Microfilm Roll No. 34, granting the application of Arthur Guyer and Herman C. Newman for Class "A" Dine & Dance and Cabaret licenses, at the Hillcrest Hide-A-Way, 3919 Fifth Avenue, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Petition of Veterans' Club of San Diego, by Sam Covina, for license to operate card games at its club rooms located upstairs at 739 Fourth Avenue, open only to members of the non-profit corporation, was presented.

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

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing of one 3-foot Sea-Rescue Boat for the Park and Recreation Department Life Guard Service, was presented.

Councilman Schneider asked if the Navy and Coast Guard had been approached in the matter of possibly furnishing such a boat, stating that they sometimes sell boats. Also, he wondered if the boat was for use in Mission Bay.

The Assistant City Manager replied that the boat was to be used in Mission Bay, but did not have the information as to whether one could be purchased from the Navy or Coast Guard.

RESOLUTION NO. 100489, recorded on Microfilm Roll No. 34, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of one 30-foot Sea-Rescue Boat, in accordance with specifications on file in the office of the City Clerk bearing Document No. 426652, 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, submitting Resolution authorizing bids for furnishing of furniture for San Diego Public Library, was presented.

RESOLUTION NO. 100490, recorded on Microfilm Roll No. 34, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of furniture for San Diego Public Library, in accordance with specifications on file in the office of the City Clerk bearing Document No. 426662, 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, submitting Resolution authorizing bids for furnishing Incandescent and Fluorescent Lamps for the period of one year beginning December 16, 1950, was presented.

RESOLUTION NO. 100491, recorded on Microfilm Roll No. 34, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing to The City of San Diego Incandescent and Fluorescent Lamps, as required for the period of one year beginning December 16, 1950, in accordance with Specifications bearing Document No. 426659, on file in the office of the City Clerk, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Engineer, bearing the Assistant City Manager's stamp of approval, recommending a refund to T. B. Penick & Sons in the sum of \$132.43, in connection with contract for paving the East and West Alley in Block 109 University Heights, in accordance with the Council's policy to limit the incidentals to 20% of the contract price, was presented.

RESOLUTION NO. 100493, recorded on Microfilm Roll No. 34, authorizing and directing the Superintendent of Streets to refund to T. B. Penick & Sons, the contractor heretofore awarded the contract for the paving and otherwise improving of the East and West Alley in Block 109 University Heights, in the sum of \$132.43, representing amount paid by said T. B. Penick & Sons over and above the limit on incidental expenses of 20% of the contract price fixed by the Council, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Superintendent of Streets, bearing the signature of the Director of Public Works, and the Assistant City Manager's stamp of approval, recommending the closing of a portion of Charlotte Street and Torrey Pines Road, as shown on City Engineer's drawing number 4125-B attached thereto, was presented.

RESOLUTION NO. 100494, recorded on Microfilm Roll No. 34, directing the City Engineer to furnish a description of lands to be affected and benefited by, and to be assessed to pay the costs, damages and expenses of proposed closing of portion of Charlotte Street and Torrey Pines Road, as recommended by the Director of Public Works, Superintendent of Street, and Assistant City Manager, contained in communication bearing Document No. 426642, and as shown on the City Engineer's drawing numbered 4125-B attached thereto, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Superintendent of Streets, bearing the signature of the Director of Public Works, and the Assistant City Manager's stamp of approval, recommending granting petition for the closing of the easterly 10' of Illion Street from the north line of Milton Street to the northerly boundary of Clairemont Heights Unit No. 1, was presented.

RESOLUTION NO. 100495, recorded on Microfilm Roll No. 34, granting petition for the closing of the easterly ten feet of Illion Street from the north line of Milton Street to the northerly boundary of Clairemont Heights Unit No. 1, as recommended by the Director of Public Works, Superintendent of Streets, and Assistant City Manager, contained in communication bearing Document No. 426641, and as shown on the City Engineer's drawing numbered 4106-B, attached thereto, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from Percy H. Goodwin Company, dated Dec. 5, 1950, signed by F. W. Beachler, Loss Service Dept. announcing full payment of corrected claim of Pacific Telephone & Telegraph Company for which release has been accepted, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said communication, and the claim to which it refers, were ordered filed.

RESOLUTION NO. 100497, recorded on Microfilm Roll No. 34, authorizing the City Manager to issue an extra work order to Nielsen Construction Company for the following additional work in connection with construction of Linda Vista Branch Library: Installation blocking to camber ceiling joists; provide furring around pipes on north side of the staff washroom; change 8 ceiling fixture openings in work room from 42" to 48"; provide metal corner bead at all tile window sills and outside corners of interior of building; at a cost not to exceed the sum of \$100.99; all in accordance with recommendation of the City Manager, contract for which is contained in Document No. 420415 on file in the office of the City Clerk, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending that various streets, set forth therein, be created and established as "Through Highways", was presented.

RESOLUTION NO. 100492, recorded on Microfilm Roll No. 34, establishing "Through Highways" on portions of B Street, Broadway, Cass Street, Chamoune Avenue, College Avenue, Eighth Avenue, Euclid Avenue, Ft. Stockton Drive, Frontier Street, Hill Street, Kensington Drive, Logan Avenue, Montezuma Road, Rosecrans Street, Santa Barbara Street, Talbot Street, 25th Street, 47th Street, within the limits set forth in said Resolution; declaring the following streets to be "Intersection Stops": Boundary Street and Thorn Street, affecting traffic on Boundary Street; Euclid Avenue and Churchward Street, affecting northbound traffic on Euclid Avenue; Hillside Drive and Soledad Avenue, affecting traffic on Soledad Avenue; Jackson Street and Mason Street, affecting northeasterly-bound traffic on Mason Street and northwesterly-bound traffic on Jackson Street; Kurtz Street and Riley Street, affecting traffic on Riley Street; 56th Street and Madison Avenue, affecting southbound traffic on 56th Street; authorizing and directing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100496, recorded on Microfilm Roll No. 34, authorizing and

directing the City Manager to do all the work in connection with the construction of an access road through Pueblo Lot 1120 of the Pueblo Lands of the City of San Diego, paralleling the Mission Valley Freeway, in accordance with City Engineer's Drawing No. 8501-L, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100498, recorded on Microfilm Roll No. 34, authorizing and directing the Supervisor of Properties to file a petition with the Board of Supervisors of the County requesting that all taxes, together with all penalties and other expenses in connection therewith, be cancelled; that all deeds to the State for delinquent taxes 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, upon various parcels of property in Block C of El Nido Addition, Block 250 of San Diego Land and Town Company's South Chollas Addition, Block 2 of McLaren's "H" Street Addition, portion of the southeasterly 1/4 of Lot 1107 of the Pueblo Lands, portion of Lots A and B of Lot 3 and portion of Lot 4 in Pueblo Lot 1111, Block 5 of Frary Heights, Block "H" of Montclair, all as more particularly set out in detail in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100499, recorded on Microfilm Roll No. 34, granting permission to AMVETS San Diego Post #5 to hold its annual "White Clover" sale on December 7, 8, and 9, 1950, for the purpose of raising funds for said Post's Welfare and Service Fund, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100500, recorded on Microfilm Roll No. 34, granting permission to the Greek Orthodox Community Church of San Diego to erect a tent, to be used for religious purposes only, on December 10, 1950, on said Church's lot at Park Boulevard and Cypress Street, pursuant to the recommendation of the City Manager, and subject to the approval of the Planning Department, Inspection Department and Fire Marshal, to be removed not later than Dec. 11, 1950, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of Sunshine Biscuits, Inc., P.O. Box 2952 San Diego 12, California, by H. H. Shenk, Manager San Diego Warehouse, for permission to install underground, a one thousand gallon gasoline storage tank in front of the garage on City property, was presented, together with note from the Chief of the Fire Department to the Director of Public Works stating that the department has no objection as long as clearance is granted by Public Works for installation, and communication from the Assistant Director of Public Works addressed to the City Manager and forwarded to the Council with the stamps of approval of the Director of Public Works and City Manager for its granting, on conditions listed therein.

RESOLUTION NO. 100501, recorded on Microfilm Roll No. 34, granting permission to Sunshine Biscuits, Inc., to install and maintain one 1,000 gallon gasoline tank underneath the sidewalk at 3441 Sutherland Street, pursuant to the recommendation of the City Manager on file in the office of the City Clerk, and subject to the conditions and terms set forth in said Resolution, being a revocable permit therefor, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100502, recorded on Microfilm Roll No. 34, 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 Consolidated Western Steel Corporation, pipe and appurtenances for the Murray Reservoir Pumping Plant, beginning about December 15, 1950, and continuing for a period of approximately two weeks, authorizing the incurring of the necessary expenses in connection therewith, at the estimated sum of \$250.00, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Accompanying said Resolution, was copy of communication from said Director to the City Manager recommending such action.

Communication from Pacific Indemnity Company, dated December 5, 1950, signed by J. M. MacConnell, recommending denial of the claim of Edward Herman & Catherine Schachtebeck, in the sum of \$1,800.00 (for the unauthorized dumping of sand and debris upon his property in Ocean Beach), was presented.

The City Attorney requested that said claim be referred to his office.

RESOLUTION NO. 100503, recorded on Microfilm Roll No. 34, referring communication from the Pacific Indemnity Company requesting denial of claim of Edward Herman and Catherine Schachtebeck in the amount of \$1800.00 to the City Attorney, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100504, recorded on Microfilm Roll No. 34, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 14th day of November, 1950, conveying portions of Lots 16 and 17 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 Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100505, recorded on Microfilm Roll No. 34, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 14th

day of November, 1950, granting Lots 7 and 8 Block 2, Lot 12 Block 2 McLaren's "H" St. 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 Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100506, recorded on Microfilm Roll No. 34, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 14th day of November, 195, granting right of way through Block 427 Old San Diego, Lot 16 (Ex St. Block 2 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 Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100507, recorded on Microfilm Roll No. 34, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 9th day of November, 1950, granting Lot 5 Block 85, Lot 5 Block 87, Lot 2 Block 89 San Diego Homestead Union, authorizing and directing the City Clerk to file said deed of record in 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. 100508, recorded on Microfilm Roll No. 34, accepting deed of Charlott Tann, bearing date November 22, 1950, conveying a portion of Lot H Block 7 Central Homestead, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100509, recorded on Microfilm Roll No. 34, accepting deed of Octavio Estrada, bearing date November 13, 1950, conveying Lots 47 and 48 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 Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100510, recorded on Microfilm Roll No. 34, accepting deed of Alfred Perry Monter, bearing date November 24, 1950, conveying a portion of Lot 6 and all of Lot 7 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, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100511, recorded on Microfilm Roll No. 34, accepting deed of Charlott Tann, bearing date November 22, 1950, conveying a portion of Lot "H" Block 7 Central Homestead, 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 Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100512, recorded on Microfilm Roll No. 34, accepting deed of Aubrey L. Frazier and Mona M. Frazier, bearing date November 28, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 22 Block 52 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 Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100513, recorded on Microfilm Roll No. 34, accepting deed of Floyd C. Hayes and Buena V. Hayes, bearing date November 27, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 4 and 5 Block D 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 Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100514, recorded on Microfilm Roll No. 34, accepting deed of La Jolla Country Club, bearing date November 22, 1950, conveying an easement and right of way for sewer purposes in portion of Pueblo Lot 1263, 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. 100515, recorded on Microfilm Roll No. 34, accepting deed of Jack M. Mosher and Alice F. Mosher, bearing date November 22, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 30 Block 59 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 Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100516, recorded on Microfilm Roll No. 34, accepting deed of Restaurateurs, Inc., bearing date November 23, 1950, conveying an easement and right of way for sewer purposes in portion of Block 2 La Jolla Strand, 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. 100517, recorded on Microfilm Roll No. 34, accepting deed of La Jolla Country Club, Incorporated, bearing date June 27, 1950, conveying an easement and right of way for water main purposes in portion of Pueblo Lot 1263, 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. 100518, recorded on Microfilm Roll No. 34, accepting deed of Maude Peters, as administratrix of the Estate of Charles A. Weston, Deceased, executed in favor of The City of San Diego, bearing date November 24, 1950, conveying an easement and right of way for water main purposes in the westerly 10 feet of a portion of Lot A 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 Wincote, adopted.

ORDINANCE NO. 4623 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$25,000.00 from the Sutherland Dam Bond Fund, for the purpose of providing funds for the completion of plans and specifications of the Sutherland-San Vicente Conduit, 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. Nays---Councilmen None. Absent---Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox. The final reading of such Ordinance was in full.

ORDINANCE NO. 4624 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$56,000.00 from the Sutherland Dam Bond Fund, for the purpose of providing funds for doing preliminary engineering work in connection with the completion of the Sutherland Dam drawings and specifications, and for the preparation of said drawings and specifications, 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. Nays---Councilmen None. Absent---Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox. The final reading of such Ordinance was in full.

ORDINANCE NO. 4625 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$4,500.00 from the Traffic Safety Fund, for the purpose of providing funds for the construction of an access road paralleling Mission Valley Freeway, through Pueblo Lot 1120, to be constructed in accordance with City Engineer's Drawing No. 8501-L, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

Thereupon, on motion of Councilman Dail, seconded by Councilman Swan, 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 proposed Ordinance incorporating Lots 1 to 11 Block H, Lots 1 and 2 Block I West Hollywood into a "C" Zone as defined by Ordinance No. 8924 and amendments thereto, repealing Ordinance No. 116 (New Series) adopted January 3, 1933, 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 Thursday, December 21, 1950.

ORDINANCE NO. 4626 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of the Alley in Block 8 La Jolla Shores Unit No. 1, between the east line of El Paseo Grande and the west line of Paseo Del Ocaso, 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 Wincote, seconded by Councilman Schneider, 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.

ORDINANCE No. 4627 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of the Alley in Block 246 Pacific Beach, between the westerly line of Olney Street and the easterly line of Noyes Street, 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, Dail, Godfrey. Nays---Councilmen None. Absent--Councilman Kerrigan, Mayor Knox.

Thereupon, on motion of Councilman Dail, seconded by Councilman Schneider, 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.

ORDINANCE NO. 4628 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of Riley Street, between the southwesterly line of San Diego Avenue and the northeasterly line of Congress 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 Swan, 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.

ORDINANCE NO. 4629 (New Series), recorded on Microfilm Roll No. 34, establishing the grade of San Diego Avenue, between the northeasterly line of Riley Street and the southeasterly line of Camino del Rio, 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. 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.

The Assistant City Manager requested, and was granted, unanimous consent to present the following matters, not listed on the Council's agenda, each of which he explained to the Council:

RESOLUTION NO. 100519, recorded on Microfilm Roll No. 34, accepting deed of Purvis L. Martin and Deva Stone Martin, bearing date December 6, 1950, conveying a perpetual right of way and easement for the construction and maintenance of a low flow channel of the San Diego River Floodway, in lands lying and being shown on City Planning Commission Drawing 22.0-258, being a portion of Five Acre Lot One, Reiner's Subdivision of Pueblo Lot 1103 (said easement area being designated as "Tract No. 24"), 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 escros instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100520, recorded on Microfilm Roll No. 34, permitting soliciting for sale of Christmas seals in the public library buildings of The City of San Diego, under direction of the City Manager, and making a finding that such activity by the National Tuberculosis and Health Association is for the public benefit, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100521, recorded on Microfilm Roll No. 34, authorizing the Children's CARE Book Fund to solicit in the public libraries of The City of San Diego, under the direction of the City Manager, and making a finding that the program whereby American children's books are used to further an understanding of American ideals in other countries through a Shelf for Youth Who Read English and a Picture-Book Shelf is for the public benefit, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Accompanying the last two mentioned Resolutions, was a communication from the City Librarian, addressed to the City Manager, stating that the San Diego Public Library has been asked by the American Library Association to cooperate with the Children's Care Book Fund, and two reports from the Social Welfare Director addressed to the City Manager recommending that both be granted.

The City Librarian's report states that funds for the CARE Book Fund will not be solicited directly by the Library staff, but that boxes with signs calling attention to them so that money may be dropped; also that books will go to libraries, schools or other institutions and not to individuals, and submits a list of the books proposed to be purchased with funds obtained through such solicitation.

RESOLUTION NO. 100522, recorded on Microfilm Roll No. 34, authorizing and empowering the City Manager to execute a contract with Louis J. Kroeger and Associates, Personnel and Management Consultants, for the revision of the City of San Diego's Position Classification and Pay Plan and its Personnel Rules, at and for the total sum of \$15,500, payable as follows: \$2,500.00 at the end of 30 days after the execution of said contract, and the balance upon the submission of the final report thereunder, all of said work under said contract to be completed on or before April 15, 1951, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4630 (New Series), recorded on Microfilm Roll No. 34, appropriating the sum of \$15,500.00 from the Unappropriated Balance Fund, for the purpose of providing funds for the employment of Louis J. Kroeger and Associates, Personnel and Management Consultants, to revise The City of San Diego's position classification pay plan and its personnel rules, 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. Nays---Councilmen None. Absent---Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

The Chairman requested, and was granted, unanimous consent, to present the next order of business, not listed on the Council's agenda:

RESOLUTION NO. 100523, recorded on Microfilm Roll No. 34, joining with the County of San Diego and the San Diego Chamber of Commerce in the cooperation extended by those agencies to the San Diego Council of Churches in connection with the lecture appearance of Dr. Toyohiko Kagawa in San Diego on December 18, 1950, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Said Resolution recites that the San Diego Council of Churches has informed the Council that Dr. Kagawa has for many years past been engaged in significant work in Japan for the causes of Christianity, Peace and alleviation of social conditions, and that Dr. Kagawa's lecture in San Diego is under sponsorship of said group.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Dail, seconded by Councilman Wincote, at the hour of 11:05 o'clock A.M.

George Kerrigan
Vice Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By

A. M. Hadstrom
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, December 12, 1950

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

In the absence of the Mayor and the Vice Mayor, the Council selected Vincent T. Godfrey to act as Chairman.

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

The Minutes of the Regular Meetings of Tuesday, December 5, 1950, and Thursday, December 7, 1950, were presented to the Council by the Clerk.
On motion of Councilman Dail, seconded by Councilman Swan, said minutes were approved without reading.

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 Five Points Lighting District No. 1, for a period of one year from and including August 5, 1950, to and including August 4, 1951, the clerk reported that one bid had been received, which 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 \$133.44 written by San Diego Trust and Savings Bank, which bid was given Document No. 426904.

On motion of Councilman Dail, 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 to which the hearing on Resolution No. 100138 of Preliminary Determination, for the paving and otherwise improving of Sequoia Street, Crown Point Drive and Pacific Beach Drive had been continued, the Chairman announced that no action could be taken on the proposed Resolution of Feasibility, because six members of the Council were not present to vote thereon.

RESOLUTION NO. 100524, recorded on Microfilm Roll No. 35, continuing the hearing on Resolution No. 100138 for the paving and otherwise improving of Sequoia Street, Crown Point Drive and Pacific Beach Drive until the hour of 10:00 o'clock A.M., of Tuesday, December 19, 1950, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing on Resolution No. 100139 of Preliminary Determination, for the paving and otherwise improving of Wilbur Avenue had been continued, the Chairman announced that no action could be taken on the proposed Resolution of Feasibility, because six members of the Council were not present to vote thereon.

RESOLUTION NO. 100525, recorded on Microfilm Roll No. 35, continuing the hearing on Resolution of Preliminary Determination No. 100139 for the paving and otherwise improving of Wilbur Avenue until the hour of 10:00 o'clock A.M., of Tuesday, December 19, 1950, 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 Street Superintendent's Assessment No. 1968 made to cover the costs and expenses of the work done upon 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 a written appeal had been received from Albert Schmidt and others, which appeal was presented and read.

Appellants contended that they felt it an injustice to be assessed more for the improvement than the property owners on the east side of Chamoune Avenue.

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

Prior to anyone being heard in protest, the City Engineer explained the difference in the charge on both sides of the street by saying that pavement had been removed on a portion of the west side and new pavement laid down.

The following persons appeared to be heard, verbally:

Elmer H. Chapek spoke, saying that the pavement removed was "topping" only. He expressed the belief that he was being charged for the fire station property assessment.

The City Engineer replied that the fire station, through the City, would pay its own assessment. The Engineer's assistant said that the City cannot now contribute to the cost of the improvement (other than to pay the assessment against its own property).

The City Attorney that the questions involved at this time are if the assessment had been equitably spread and that the work had been done properly.

Mr. Chapek referred to the cost of other projects, and said that this one was higher. As he concluded, he said that it is not the money, but the principle.

Elizabeth McGrew asked questions similar to those of Mr. Chapek.

RESOLUTION NO. 100526, recorded on Microfilm Roll No. 35, overruling and denying the written appeal of property owners, overruling and denying all other appeals, from the Street Superintendent's Assessment No. 1968 made to cover the costs and expenses of the paving and otherwise improving of Orange Avenue, within the limits and as particularly described in Resolution of Intention No. 96859, confirming said assessment, directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, directing him to record in his office said 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 Street Superintendent's Assessment No. 1969 made to cover the costs and expenses of 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 no written appeals had been presented.

Thereupon, the Chairman 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. 100527, recorded on Microfilm Roll No. 35, confirming the Street Superintendent's Assessment No. 1969 made to cover the costs and expenses of the paving and otherwise improving of Tenth Avenue, within the limits and as particularly described in Resolution of Intention No. 96860, confirming said assessment, directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, directing him to record in his office said 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 proposed furnishing of electric current for the lighting of the ornamental street lights located in Ocean Beach Lighting District No. 1, for a period of one year from and including August 17, 1950 to and including August 16, 1951, the clerk reported that no written protests had been received.

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

RESOLUTION NO. 100529, recorded on Microfilm Roll No. 35, confirming the proposed assessment as contained in document entitled "Engineer's Report and Assessment for Ocean Beach Lighting District No. 1," filed in the office of the City Clerk November 3, 1950, and approving said report as a whole, 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 furnishing of electric current for the lighting of the ornamental street lights located in Mission Beach Lighting District No. 2, for lamps attached to mast arms on poles located in portion of Mission Boulevard, together with maintenance of appliances for a period of one year from and including August 17, 1950, to and including August 16, 1951, the clerk reported that no written protests had been received.

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

RESOLUTION NO. 100528, recorded on Microfilm Roll No. 35, confirming the proposed assessment as contained in document entitled "Engineer's Report and Assessment for Mission Beach Lighting District No. 2", filed in the office of the City Clerk November 3, 1950, and approving said report as a whole, 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 the appeal of Fred B. Waters and Elizabeth W. Waters, after several continuances, from the decision of the Zoning Committee in denying application for variance to the provisions of Ordinance No. 32 New Series, and Ordinance No. 8924 Section 12, to permit division of the southeast 1/4 (except the north 50 feet and except the south 100 feet) of Pueblo Lot 175 on the east side of Rosecrans Street, 100 feet north of Rogers Street, in Zone R-1, to provide two building sites and construct a single-family residence on each, one of the proposed building sites having no street frontage but being served by a 10-foot easement, an opinion from the City Attorney dated December 4, 1950, signed by Harry S. Clark, Deputy City Attorney, in which it was stated that Mr. and Mrs. Fred B. Waters have a property right which cannot be destroyed and that the right to construct a second building on the premises in question, was presented and read.

Councilman Schneider wanted a copy of that opinion furnished to the Zoning Committee.

The City Attorney said that attorneys representing both sides of the question were present, and would probably wish to be heard, although they were present at conferences in the matter and were familiar with the opinion.

LeRoy Wright, attorney representing Mr. Waters, exhibited plats, and told of the proposed development. He said that the Planning Commission had advised that it would not acknowledge the former zone variance. He said that Mr. Waters did not wish to take legal action against the City, hence the zone variance appeal. The property, Mr. Wright said, lies between Rosecrans Street and the Bay. He told of improvements made by the construction of one house, with plan for a second dwelling. Also, he mentioned the driveway and the sewer line which had been tapped for two connections. He said that plans had previously been approved by the City and by Rufus Choate, the adjoining property owner. He pointed out that the area had been developed for its picturesque possibilities, not by subdivision upon regular streets, but on easements. The parcel in question has 14,489 square feet, and that a half thereof would be 7,250 square feet for each residence.

Mr. Wright filed a letter from Edmund T. Price, who resides two doors south of the Waters property, favoring the second dwelling on the bay front, which letter was read by Mr. Wright.

Col. Water spoke, and said that the average cost of homes in the area is \$40,000.00 to \$50,000.00, in answer to a question from the Chairman.

Harvey Atherton, attorney, spoke in behalf of opponents to the zone variance. He said that the matter is concerned only with variance to permit construction of a second house. He contended that appellants do not have a proper variance. He said that the City Attorney had believed that the Waters had lost their rights. He pointed out that the opinion is based upon a case in Santa Barbara, but said that Mr. and Mrs. Waters have not complied substantially with rights within a reasonable time (being one of the points in the opinion's cited case).

The Planning Director exhibited a copy of the original variance.

Mr. Atherton spoke regarding failure to make improvements, and said that only one house had been built upon a 1938 permit. He said that the only "work" done subsequently is a ramp, a retaining wall and a sewer "Y", that the Waters have owned the property since 1943, but have done nothing up until this time. He spoke regarding failure to exercise rights. Mr. Atherton referred to the Santa Barbara case cited by the City Attorney, and said that it does not apply. He said that by virtue of no substantial work, the cases are not parallel. He made reference to a California Supreme Court case in the City and County of San Diego regarding work not having progressed "very far" under a permit. Also, he referred to various other cases on similar subjects. He said that he could go on for hours quoting parallel cases in which courts had denied permission to construct improvements. He said that no vested right exists by virtue of improvements, there having been no substantial compliance with the previous variance. He said that if the variance is still valid, they have no right to request variance at this time. He referred to the high-priced developments of the area, and the \$40,000.00 house of Mr. Kucera, the adjoining owner. He said that others are also building fine homes on account of the character of the property, and made a plea to retain the fine quality. He said that all but one nearby property owner are protesting. Mr. Atherton said that it is dangerous and serious to permit construction of the second residence upon the property in question. He said that the Council should not lend its authority to the perpetration of a wrong. He said he would be glad to have the Council visit the area under the discussion.

The City Attorney said that the cases cited by Mr. Atherton had been considered in connection with the writing of the opinion. He said that in his estimation, the wall is a substantial investment, and said also that he and Mr. Clark who had written the opinion, had both looked at the property. He referred, also, to the ramp which had been constructed.

The Planning Director spoke regarding the time limit in the ordinance amendment.

Joe Kucera, who lives to the North of the Waters' property, attempted to speak, but was prevented by discussion of the Council and the Planning Director.

The City Attorney said that the application for a new variance did not affect the earlier variance.

Mr. Kucera gained the floor, and said that he had purchased the property six months ago, knowing it to be in an R-1 zone, and for its valuable view. He said that the Waters should not be permitted to exploit their property at his expense. He spoke of the previous developments on the Waters property, heretofore referred to by others. He said there is no evidence of good faith by either owners (Waters and the preceding owners) of the 12 or 13 years for improvements under the variance. He questioned the City Attorney's ruling regarding expenditure referred to in his opinion, stating that he did not believe a considerable sum of money had been spent. There was considerable checking and discussion as to the exact wording as to whether the word was "considerable", which it was found to be.

The City Attorney said that if development of the property had been planned for one house only, the house would have been placed differently, and the ramp would not have been built.

Mr. Kucera attacked the reference to the City Attorney's statement, again, regarding the expenditures. He said that he had consulted contractors, and had been told by them that the driveway in question would have cost \$128.50 in 1938. He said that if the drive had not been constructed, another barrier would have to have been built. Mr. Kucera said that no substantial improvement had been made. He said that the original petition of Mr. and Mrs. Waters had borne 7 signatures, of which 6 had been "rescinded", leaving only 1 now in favor of the variance. He spoke of the "little retaining wall", which he said would have cost about \$65.00 in 1938. He said that the wall is for the purpose of holding up the dirt, and for no other purpose. He said, also, that such a wall would have been built for only 1 house. Mr. Kucera told the Council that the taxes upon his property were \$500.00. He said that the proposed new house would destroy his view of the Bay to the south, and reduce the value of his property.

Mr. Atherton said that he had not read the original variance.

Councilman Wincote said that they either "have, or do not have, the zone variance" under the previous action.

Mr. Atherton spoke again, and said that he wants to preserve everybody's rights, and that he is willing to test the matter in court.

Councilman Dail said that the matter will probably land in court, which is where he said it should be settled.

Answering a previous statement of Mr. Atherton's, Col. Waters said that he does not propose to put in a rental unit. Mr. Atherton countered by saying that the owners obviously won't live in both houses - their present one, and the proposed one, also.

The Planning Director said that his department is committed to follow the written opinion of the City Attorney, and that as a result thereof, the Planning Department would approve the second residence. He said that he had consulted the City Attorney before the Zoning Committee's action, but that the previous advice had been the opposite of the written opinion. He said that he had relied on that statement.

The City Attorney said that if an opinion had been rendered, it had been a verbal one, and that it had been given without consideration of all facts, which had been revealed at the time the various investigations led to the written opinion.

George E. Stone, 730 Rosecrans Street, said that he is an attorney, but spoke for no one as attorney, only himself as a property owner. He said that it would be a violation of the Waters' rights if they were not permitted to construct the second residence. He said that he was a sort of father to the area, and had originally built and developed much of the territory in 1938, also that he had granted various right of way easements, making construction possible without facing upon dedicated streets. He said that his own property had originally cost \$1,500.00, but assessment had been increased to \$15,000.00. He spoke of improvements which had been made, some partially done by the W.P.A.

Mr. Stone said he lives across from Col. and Mrs. Waters, that the new house would not injure his view or property, and that it would be built down the hill to the Bay. He said that the property is divided by a low wall, which had been constructed by the original owner (identified as Chabot). He said that the area had not been subdivided - is just a hunk of land. He said that the variance would be for the benefit of the whole neighborhood.

Mr. Kucera said Mr. Stone was the only whose name was left on the original zone variance request. He said that Mr. Stone might want to build a second house, also.

Mr. Kucera said that he had not wished to bring Mr. Stone's name into the controversy, since he was not present until he made an appearance and addressed the Council (after which he left the meeting), but was willing to do so now since Mr. Stone had spoken.

Mr. Wright stated that there only two things involved: the original variance and conditions as they now exist. He said that many sections of the Bay front are undeveloped, and are eye sores, instead of beauty spots, because they do not front upon dedicated streets and cannot be built upon. He said that there is little area left, and that property owners should be permitted to build upon them.

Councilman Wincote moved to file the matter, which motion did not secure a second at this time.

The discussion continued, with Mr. Waters speaking again. He said that he had wanted to apply for a building permit, but had been advised to take the action for a zone variance, due to his having been informed that the permit would be denied. He said that Mr. Kucera has two buildings upon his property - the residence, and the garage with a room below.

The Planning Director said he had viewed the Kucera property, as well as the Waters property, and that the room referred to by Mr. Waters under the Kucera garage is a rumpus room for which no permit would be granted to convert to living quarters even if a permit were requested.

Col. Waters then made a plea for permission to build, and not have to go to court. He said that it is his right to do so, and that he should not have to be subjected to the expense of legal action against the City. He referred back to the ramp which had been discussed several times, and said that it would cost \$2500.00 to build it today. He said, also, that there would be 24 feet between his proposed house and the Kucera's residence.

Councilman Wincote said that a permit would be issued by the City, in view of the Planning Director's statement that the Planning Department is obliged to follow the City Attorney's opinion. The Planning Director concurred in Mr. Wincote's statement. Mr. Wincote said that nothing further is needed to be done in the matter, upon which the Council had spent the whole morning in the one hearing.

At this point the City Attorney said that the Council may grant, deny, or file the matter.

Councilman Wincote renewed his motion to file the appeal, which motion was seconded by Councilman Dail, resulting in

RESOLUTION NO. 100530, recorded on Microfilm Roll No. 35, filing the appeal of Fred B. Waters and Elizabeth W. Waters from the decision of the Zoning Committee in denying application for a variance to the provisions of Ordinance No. 32 New Series, and Ordinance No. 8924 Section 12, for permission to divide the southeast 1/4 (except the north 50 feet and except the south 100 feet) of Pueblo Lot 175 on the east side of Rosecrans Street, into two parcels, being on the east side of Rosecrans Street, 100 feet north of Rogers Street, in Zone R-1, to provide two building sites and construct a single-family residence on each, one of the proposed building sites having no street frontage but being served by a 10-foot easement, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

At the hour of 12:10 o'clock Noon, the Council took a recess, on motion of Councilman Dail, seconded by Councilman Schneider, until the hour of 3:00 o'clock P.M., this date.

Upon re-assembling, at the hour of 3:30 o'clock P.M., the roll call showed the following:

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

Councilman Vincent T. Godfrey again acted as Chairman.

A petition, bearing the signatures of 33 property owners, relative to the property upon which a zone variance had been granted in 1946 to Lynn Boyd and others for construction and operation of radio towers, a report from the Zoning Committee in response to a protest signed by E. Earl Allen as attorney in fact for Josephine King, requesting beautification of the grounds and enforcement of the agreement (which matter had been referred to the Planning Commission on October 26, 1950), was presented and read.

E. Earl Allen spoke. He said that objections to the zone variance had been withdrawn, based upon promises made to do landscaping, for which artist's drawings had been shown. He said that within 4 years the work has not been done. He referred to a horse corral which exists upon the property, and the unkept condition of the grounds. When someone called Mr. Allen's attention to the fact that it had been "5 years" (It was actually on January 8, 1946), he said that it is even worse. Mr. Allen said that the zone variance had been granted because of an agreement to do certain things, which agreement has remained unfilled. He charged that the variance had, therefore, been obtained by fraud. He contended that the owners should beautify the area, as provided for in the variance, or that it should be revoked. He argued that its present location is no place for radio towers, in the midst of a good residential area, and referred to proposed subdivision of the adjoining area.

Councilman Dail asked Mr. Allen if he had talked with Mr. Salik, the present owner of KCBQ (the Columbia Broadcasting System station). He replied that he had not.

J. A. Donnelly, attorney, representing Mr. C. E. Salik, the station's present owner of the station. He said that Mr. Salik had not been a resident of San Diego at the time of the zone variance under discussion. Also, Mr. Donnelly said that Mr. Salik had heard nothing about the matter until last November. Mr. Donnelly pointed out that Mr. Salik does not know what representation was made at the time of the zone variance, and what

was expected in the matter of beautification or landscaping. He said that Mr. Salik will burn the grass and do the weeding. He pointed out there there are about 17 acres involved, and expressed doubt that Clinton D. McKinnon (the original owner, now a member of Congress) had agreed to the landscaping of the 17 acres. He pointed out, also, that there are certain technical difficulties in connection with the ground work of the station. He asked Mr. Salik to speak in the matter.

Charles Salik spoke. He said that he had never been informed of conditions attached to the Zone Variance, by Mr. Kinnon. He said that he wants to improve the appearance of the grounds. He told of the ground system consisting of a copper network about 6" below the surface, spread out over the entire area. He said that any work of plowing would interfere with the ground system, as would any digging and watering. He said that there cannot be any interference with the underground screen. He said that he can have the grass removed and the land leveled, but that it would be difficult to seed into grass. He said this was the first he has heard of any protest in the 2-1/2 years of ownership. Referring to the stables spoken of by Mr. Allen, he said that a nearby resident had asked permission to graze horses on the ground, but that the stables are now being removed.

Mr. Allen spoke again, regarding property owners' objections at the time of the variance.

Councilman Schneider said he had had considerable experience in the field of radio, and said that there cannot be growth under the antennae.

Mr. Allen said that Mr. McKinnon and his associates had agreed to construct good houses around the towers, and had shown drawings upon which the proposed houses, as well as the landscaping were shown.

Councilman Dail said that drawings of plantings are often indicated are shown to the Council, but that the landscaping often does not materialize.

Chairman Godfrey pointed out that Mr. Salik was not a party to the original agreements, and said that he is apparently willing to do what he can in the matter so far as removal of stables, keeping down the weeds and grass, and the leveling of the ground.

Mr. Allen said that even if Mr. Salik were to do the things just mentioned by the Chairman, he would still object.

Councilman Wincote thought it might be possible to secure the pictures which had been presented to the Council at the time of the zone variance, but which had not been filed for record. The Planning Director said that they were not in the Planning Office (neither are they in the City Clerk's records).

Mr. Donnelly spoke again and said that he would try to find out from Mr. McKinnon just what he had promised. He pointed out that there is over \$200,000.00 invested in the project, and that failure to carry out Mr. Kinnon's promises could not possibly be used as a basis for revocation of the station's permit to occupy the area.

The Chairman suggested a continuance of the matter for a period of two weeks to try to locate the pictures heretofore exhibited, and to give Mr. Salik an opportunity to meet with the protesting property owners in the matter of improvements.

Mr. Allen said that he was speaking for the benefit of the whole area, not just as a real man. He said that he had attempted, at the time of the zone variance, to get all the commitments in writing "because he did not trust Mr. McKinnon."

The Planning Director said that he would try to get details and pictures from Mr. McKinnon.

Councilman Schneider moved to continue the matter for two weeks from this date, which motion was seconded by Councilman Swan.

The vote was not taken at this time, there being further discussion of the matter.

The City Attorney suggested that further efforts be made to seek improvements from the present owner. He expressed doubts that the Council could not revoke the permit.

Mr. Donnelly said that Mr. Salik would try to make improvements on the property, and that he would put them down in writing.

The roll was called on the previous motion, resulting in RESOLUTION NO. 100531, recorded on Microfilm Roll No. 35, setting the matter of the protest against the previously-granted zone variance for erection and operation of radio towers, by Resolution No. 82362 dated January 8, 1946, to Lynn Boyd, George Vanderburg, C. M. Kuhlken, C. W. Kuhlken and Associates, for a hearing at the hour of 10:00 o'clock A.M., of Tuesday, December 26, 1950.

See Resolution No. 100547 for another matter of zone variance procedure.

Petition of The American Legion, Post 433 Corporation, Secretary-Treasurer, for the granting of a club cardroom at 5049 Newport, San Diego 7 (Ocean Beach) was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, said petition was referred to the City Manager.

Claim of Doris M. Parks, 4379 Maryland Street, in the sum of \$37.00, for damage done by sewer water backing into residence, was presented.

RESOLUTION NO. 100532, recorded on Microfilm Roll No. 35, referring said claim to the Pacific Indemnity 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 sale of scrap material, set forth in said communication, stating that there were 6 bidders, for which \$2,047.95 had been realized, and that funds have been deposited to the proper accounts in the City Treasury, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, said communication was ordered filed.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for the furnishing of one 3-ton capacity Truck Crane, was presented.

RESOLUTION NO. 100533, recorded on Microfilm Roll No. 35, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of one 3-ton capacity Truck-Crane (less Truck Chassis), in accordance with specifications on file in the office of the City Clerk under Document No. 426855, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100534, recorded on Microfilm Roll No. 35, authorizing the Purchasing Agent, upon the recommendation and direction of the City Manager, to purchase in the open market without advertising for bids, such Water Department supplies as may be required for the operation of the Water Department system, until it is found to be no longer required, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Said Resolution states that the Purchasing Agent advises that copper water service tubing, fittings, valves and other required water system supplies may become unobtainable in the near future due to the allocation of materials by the Federal Government for the purpose of increasing the output of implements of war, that stocks of materials appear to be presently available and that purchase thereof in amounts required by the City would not have an adverse effect upon the Federal Government's program of rearming, and that it appears to be inadvisable at this time to advertise therefor due to the time involved.

RESOLUTION NO. 100535, recorded on Microfilm Roll No. 35, 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 Murray Reservoir Pumping Plant and Appurtenant Work, in accordance with specifications on file in the office of the City Clerk under Document No. 426852, authorizing and directing the Purchasing Agent to advertise for bids therefor, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100536, recorded on Microfilm Roll No. 35, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental to the construction of Ocean Beach Storm Drains, in accordance with specifications on file in the office of the City Clerk under Document No. 426836, authorizing and directing the Purchasing Agent to advertise for bids therefor, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100537, recorded on Microfilm Roll No. 35, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental to the construction of Safety Lighting at Mission Boulevard and Turquoise Street, in accordance with specifications on file in the office of the City Clerk under Document No. 426850, authorizing and directing the Purchasing Agent to advertise for bids therefor, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Communication from the City Manager reporting on petition of A. H. Alba for sale of City-owned property at 4470 Park Boulevard, which property had previously been authorized to be sold at auction upon which no bids had been received, advising that he has instructed the Purchasing Agent to offer property again at auction at the minimum price of \$9750.00 which had heretofore been established by the Council, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, the City Manager's communication and the petition to which it referred, were ordered filed.

Communication from the City Manager reporting on communication from Frederick Baltzly, Sr., Box 475 Point Loma Station, regarding complaint about burning lights on Laurel Street, in Balboa Park, during the day time, was presented.

The report stated that Mr. Baltzly had been advised that the lights were burning during test for installation of Christmas tree lighting, and that the total cost thereof was \$1.20 - 160 lights at 30¢ per hour.

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 City Manager, recommending the installation of 5 overhead street lights, in accordance with petitions therefore, was presented.

RESOLUTION NO. 100538, recorded on Microfilm Roll No. 35, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

42nd Street at Beta Street;

Fanuel Street, at Grand Street, Reed Avenue, Hornblend Street,

and at Oliver Avenue;

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

Communication from the City Manager recommending granting excess-width driveways on Eleventh Avenue and on C Street to David Lippitt, to serve the Minit-Man Lippitt Inc. Automatic Car Wash, on various conditions set forth therein, was presented.

RESOLUTION NO. 100539, recorded on Microfilm Roll No. 35, granting permission to David Lippitt, 1050 Eleventh Avenue, to remove 20 feet of curb on the south side of C Street, between points 12 feet and 32 feet west of the west line of Eleventh Avenue; and to

remove 20 feet of curb on the west side of Eleventh Avenue, between points 8 feet and 28 feet south of the south line of C Street, for installation of driveways adjacent to Lots J, K and L Block 30 Horton's Addition, subject to removal of the existing 36-foot driveway on the west side of Eleventh Avenue south of C Street and the west 23.4 feet of the 53.4 driveway on the south side of C Street west of Eleventh Avenue for which the curb and sidewalk are to be restored; the payment of \$30.00 for relocation of three parking meters; installation of driveways and restoration of curbs and sidewalks in accordance with City specification, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending granting petition of Albert J. Free for permission to install electric conduit in Hermosa Terrace across lot 1 block 2, known as 6463 Camino de la Costa; and lot 2 block 2 known as 6447 Camino de la Costa, on conditions set forth in said communication, was presented.

Accompanying said communication, was a report from the Supervisor of Properties addressed to the City Manager, and forwarded to the Council, reporting thereon, was presented.

RESOLUTION NO. 100540, recorded on Microfilm Roll No. 35, granting revocable permit to Albert J. Free, 6463 Camino de la Costa, to install and maintain an electric conduit in the parking area adjoining Lot 1 Block 2 La Jolla Hermosa Unit #1, to serve 6463 Camino de la Costa, on conditions set forth therein, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

The Properties Supervisor's report states that the City has no interest in Lot 1 Block 2 La Jolla Hermosa (shown as Hermosa Terrace, apparently by error, in the application).

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending the suspension of 2 sections of the Subdivision Ordinance, in connection with the further development, in addition to those heretofore granted by Resolution No. 100376, was presented.

RESOLUTION NO. 100541, recorded on Microfilm Roll No. 35, suspending Sections 3I1 and 3J3 of the Subdivision Ordinance, in connection with the further development of the plans of Redwood Village Unit No. 3, in addition to Resolution No. 100376, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending revoking of Resolution No. 100377 which approved the Tentative Map of Redwood Village Unit No. 3, and submitting revised tentative map for approval, subject to 10 conditions, was presented.

RESOLUTION NO. 100542, repealing Resolution No. 100377 in its entirety, and approving the Tentative Map of Redwood Village Unit No. 3, subject to conditions set forth therein, was on motion of Councilman Swan, seconded by Councilman Wincote, 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 Redwood Village Unit No. 4, was presented.

RESOLUTION NO. 100543, recorded on Microfilm Roll No. 35, suspending Sections 3E5, 3J6, 3I2, 3J2, 3J3, 3J8, 4A8 and 6 of the Subdivision Ordinance in connection with the Tentative Map of Redwood Village Unit No. 4, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Tentative Map of Redwood Village Unit No. 4, subject to 9 conditions, was presented.

RESOLUTION NO. 100544, recorded on Microfilm Roll No. 35, approving the Tentative Map of Redwood Village Unit No. 4, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 6 sections of the Subdivision Ordinance in connection with the Tentative Map of Redwood Village Unit No. 5, was presented.

RESOLUTION NO. 100545, recorded on Microfilm Roll No. 35, suspending Sections 3E5, 3I2, 3J8, 3J6, 4A8 and 6 of the Subdivision Ordinance in connection with the Tentative Map of Redwood Village Unit No. 5, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Tentative Map of Redwood Village Unit No. 5, subject to 9 conditions, was presented.

RESOLUTION NO. 100546, recorded on Microfilm Roll No. 35, approving the Tentative Map of Redwood Village Unit No. 5, on conditions set forth in said Resolution, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Councilman Wincote referred back to the zone variance matter under discussion in connection with protest against non-compliance with conditions imposed for erection and operation of radio towers. Mr. Wincote asked that the Clerk be instructed to include conditions under which variances are granted, in the final resolutions.

The Deputy City Clerk who attends the Council meetings and writes these minutes, spoke up. He said that when a motion is properly made and adopted to impose con-

ditions as part of the granting resolution, they are incorporated when the roll is called. He said that he does not presume to include suggested conditions resulting from discussion of members of the Council or others in attendance, unless properly adopted by the Council.

RESOLUTION NO. 100547, recorded on Microfilm Roll No. 35, directing the City Clerk to include conditions attached to zone variances in resolutions taking such actions, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication, signed by Robert G. Ingram, 4164 Tennyson Street, and several other residents, protesting conditions existing at the stable located at the corner of Catalina and Tennyson Streets, in an area otherwise devoted to homes situated on restricted residential lots, established before the area was built up, was presented.

The communication declares the stable an eyesore, the riding ring being adorned with advertising of various Ocean Beach merchants, an unsightly wagon filled with hay for "hay rides", noisy late rides, bonfires and "sings", a trailer parked, remnants of a barbed wire enclosure in a state of disrepair, clouds of dust, excreta of horses left on the sidewalks, flies, etc. The communication requested denial of the stable's operator's request for a bridle trail from the Point Loma Lighthouse to Mission Valley, and cited as a threat to the health of the neighborhood from the constant breeding of flies which invade homes of the signers.

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

Communication from the San Diego Public Safety Committee, signed by Hal H. Hobson, secretary, calling attention to traffic hazards which exist at the north end of Ventura Bridge, and suggesting re-dedication of small portion of land for straightening of the highway, was presented.

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

Communication from Pacific Indemnity Company, dated December 8, 1950, signed by J. M. MacConnell, announcing payment of claim of Arthur D. Avery, in the sum of \$200.64, was presented.

On motion of Councilman Swan, seconded by Councilman Dail, said communication was ordered filed.

Communication from Pacific Indemnity Company, dated December 8, 1950, signed by J. M. MacConnell, announcing payment of claim of Dan C. Smith, in the sum of \$35.00, was presented.

On motion of Councilman Swan, seconded by Councilman Dail, said communication was ordered filed.

Communication from Pacific Indemnity Company, dated December 8, 1950, signed by J. M. MacConnell, announcing payment of claims of Eugene A. Anderes, et al, in the sum of \$147.82 (report states, from addition of four items, \$157.82; Clerk's office advised by telephone that one claim had been settled for \$10.00 less than shown but that an adjustment is to be made), was presented.

On motion of Councilman Swan, seconded by Councilman Dail, said communication was ordered filed.

Communication from Pacific Indemnity Company, dated December 8, 1950, signed by J. M. MacConnell, advising that the claim of Stella DeLavallade, 1877 Bacon Street, in an unstated amount, for damage to car from a protruding fire hydrant, had been denied and closed as of November 30, 1950, was presented.

RESOLUTION NO. 100548, recorded on Microfilm Roll No. 35, denying claim of Stella DeLavallade, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100549, recorded on Microfilm Roll No. 35, directing notice of filing of the Street Superintendent's Assessment No. 1973, and the time and place of hearing thereof, 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 Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100550, recorded on Microfilm Roll No. 35, directing notice of filing of the Street Superintendent's Assessment No. 1976, and the time and place of hearing thereof, for the paving and otherwise improving of the Alley in Block 132 Mannasse & 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 Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100551, recorded on Microfilm Roll No. 35, directing notice of filing of the Street Superintendent's Assessment No. 1974, and the time and place of hearing thereof, 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 NO. 100552, recorded on Microfilm Roll No. 35, directing notice of the filing of the Street Superintendent's Assessment No. 1975 and of the time and place of hearing thereof, 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 Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100553, recorded on Microfilm Roll No. 35, directing notice of the filing the Street Superintendent's Assessment No. 1972 and of the time and place of hearing thereof, for the paving and otherwise improving of Tyrian Street, La Jolla Boulevard, the Alleys in Blocks 2 and 3 La Jolla Park, within the limits and as particularly described in Resolution of Intention No. 97274, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100554, recorded on Microfilm Roll No. 35, accepting the bid of Al E. Riley, and awarding contract, for the paving and otherwise improving of the Alleys in Blocks 187 and 188 Mission Beach, and Mission Boulevard, within the limits and as particularly described in Resolution of Intention No. 99700, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

A written report from the City Engineer stated that the low bid was 7.1% below his estimate.

RESOLUTION NO. 100555, recorded on Microfilm Roll No. 35, accepting the bid of Griffith Company, for the paving and otherwise improving of Felspar Street, within the limits and as particularly described in Resolution of Intention No. 99702, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

A written report from the City Engineer stated that the low bid was 14.6% below his estimate.

RESOLUTION NO. 100556, recorded on Microfilm Roll No. 35, 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 San Diego Lighting District No. 4, for a period of one year from and including August 1, 1950, to and including July 31, 1951, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100557, recorded on Microfilm Roll No. 35, approving plans, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 245 Mission Beach, and Mission Boulevard, and Plat No. 2231 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 therefor to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100558, recorded on Microfilm Roll No. 35, approving plans, typical cross-sections, profiles and specifications for the paving and otherwise improving of Acacia Street and Z Street, and Plat No. 2159 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 therefor to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100559, recorded on Microfilm Roll No. 35, approving plans, typical cross-sections, profiles and specifications for the paving and otherwise improving of Dawes Street, Emerald Street, Everts Street, Felspar Street, and Plat No. 2229 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 therefor to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100560, recorded on Microfilm Roll No. 35, approving plans, typical cross-sections, profiles and specifications for the paving and otherwise improving of Loring Street and Lamont Street, and Plat No. 2221 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 therefor to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100561, recorded on Microfilm Roll No. 35, ordering work for the paving and otherwise improving of the Alley in Block 19 Fairmount Addition to City Heights, and public right of way, within the limits and as particularly described in Resolution of Intention No. 100056, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 100562, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of Emerald Street, within the limits and as particularly described in Resolution of Intention No. 100058, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 100563, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of Evergreen Street, within the limits and as particularly described in Resolution of Intention No. 100059, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 100564, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of Oliphant Street, Poe Street, and Locust Street, within the limits and as particularly described in Resolution of Intention No. 100060, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION ORDERING WORK NO. 100565, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of Quimby Street and Chatsworth Boulevard, within the limits and as particularly described in Resolution of Intention No. 100061, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100566, directing notice inviting sealed proposals, recorded on Microfilm Roll No. 35, for the furnishing of electric current for the lighting of the ornamental street lights located in University Avenue Lighting District No. 1, for a period of one year from and including August 7, 1950, to and including August 6, 1951, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100567, recorded on Microfilm Roll No. 35, 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. 3, for a period of one year from and including August 7, 1950, to and including August 6, 1951, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 100568, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of the Alley in Block 245 Mission Beach, and Mission Boulevard, 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. 100569, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of Acacia Street and Z Street, 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. 100570, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of Dawes Street, Emerald Street, Everts Street and Felspar Street, 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. 100571, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of Loring Street and Lamont Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100572, recorded on Microfilm Roll No. 35, 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 51 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 98040, directing the City Clerk at the 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 Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100573, recorded on Microfilm Roll No. 35, 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 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, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100574, recorded on Microfilm Roll No. 35, approving the diagram of the property affected or benefited by the work of improvement to be done 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, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100575, recorded on Microfilm Roll No. 35, approving the diagram of the property affected or benefited by the work of improvement to be done on 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 Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100576, recorded on Microfilm Roll No. 35, 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 52 Fairmount Addition to City Heights, and Polk Avenue, within the limits and as particularly described in Resolution of Intention No. 98713, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100577, recorded on Microfilm Roll No. 35, 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 179 Mannasse and Schiller Subdivision of Pueblo Lot 1157, within the limits and as particularly described in Resolution of Intention No. 98907, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100578, recorded on Microfilm Roll No. 35, 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 53 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 98909, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100579, recorded on Microfilm Roll No. 35, 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 Alleys in Blocks 52 and 71 University Heights, within the limits and as particularly described in Resolution of Intention No. 98910, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100580, recorded on Microfilm Roll No. 35, adopting the recommendation of the City Engineer, filed in the office of the City Clerk on December 7, 1950, under Document No. 426724, and directing said City Engineer to amend proceedings for the improvement of Waverly Street and Colima Street in accordance with said recommendation, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100581, recorded on Microfilm Roll No. 35, authorizing and directing the City Attorney to petition the Board of Supervisors of the County of San Diego, requesting that all taxes of record against property lying within Pueblo Lot 1803, set forth in said Resolution, heretofore acquired for public purposes in a Judgment of Condemnation recorded in Book 129 of Judgments, at page 552 and in Book 2282 of Deeds at page 254 Official Records, together with all penalties and other expenses in connection therewith be cancelled, and that all deeds to the State for delinquent taxes be cancelled, authorizing and directing the City Attorney to take whatever steps he may deem necessary otherwise to secure the cancellation of said taxes, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100582, recorded on Microfilm Roll No. 35, cancelling the contract with C. A. Larsen, heretofore entered into on the 24th day of October, 1950, for the first unit of the Club Building in Balboa Park, east of 6th Avenue and Redwood Street, which contract is on file in the office of the City Clerk under Document No. 425338, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Said Resolution states that the construction work contemplated has come under the ban of an Order issued by the United States Department of Commerce pursuant to the National Defense Act and that the contract cannot now be performed lawfully.

Accompanying said Resolution was a communication the contractor, setting forth the situation and requesting the cancellation of the contract inasmuch as he is unable to fulfill the same due to said Federal order.

RESOLUTION NO. 100583, recorded on Microfilm Roll No. 35, granting request of Neil Richards & Associates for an extension of time for a period of two weeks from and after December 12, 1950, in which to complete the plans and specifications for the Sunset Cliffs Boulevard Bridge, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Accompanying said Resolution was a communication signed by Neil Richards, addressed to the City Manager, stating that he had been notified by representatives of the City that they were still unable to return portion of the specifications transmitted to them for consideration and approval on November 17, 1950, and that as a result of

a delay, more time is needed to comply with the terms of said contract.

Petition of R. H. Woods for permission to intersect soil lines which serve three separate dwellings at 5222 Churchward Street, at the property line on Santa Margarita Street, there being no sewer in Churchward Street, was presented, together with recommendation for granting from the Dep't Public Health signed by Floyd Strachan, the Supervisor of Properties, and bearing the Assistant City Manager's stamp of approval.

RESOLUTION NO. 100584, recorded on Microfilm Roll No. 35, granting permission to R. H. Woods to connect the soil lines which serve three separate dwellings located in Block 12 Las Alturas No. 4, at 5222 Churchward Street, and then connect the single line to the City sewer at the property line on Santa Margarita Street, being necessary inasmuch as there is no sewer main in Churchward Street, on conditions set forth in said Resolution, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Petition of Mark Hanna, India at C Streets, for permission to remove the existing leaking 550 gallon gas tank under the sidewalk at said location, and to install a new tank, was presented, together with stamps of approval of the Director of Public Works and Assistant City Manager.

RESOLUTION NO. 100585, recorded on Microfilm Roll No. 35, granting permission to Mark Hanna, India at C Streets, San Diego, to install and maintain one 550 gallon gasoline tank underneath the sidewalk at said location, to replace the old fuel tank now located at said location, on a revocable basis, subject to the conditions set forth in said Resolution, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100586, recorded on Microfilm Roll No. 35, granting permission to East San Diego Chamber of Commerce to install and maintain Christmas decorations on University Avenue, between 40th Street and Euclid Avenue, between December 12, 1950, and January 5, 1951, subject to the rules set forth in said Resolutions, which shall apply to decorative lighting fixtures, decorative lighting circuits, decorative garlands, and all other apparatus used for decorative purposes where and when suspended over public walks and thoroughfares, upon payment of the required fees therefor, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100587, recorded on Microfilm Roll No. 35, authorizing the City Attorney to stipulate with the attorneys representing the International Committee of Young Men's Christian Associations, that a judgment may be entered against The City of San Diego in each of the following cases: Superior Court Action No. 146830 for the sum of \$1,628.98 with interest thereon at the rate of 5% per annum from December 5, 1947, to the date of entry of judgment, and for the sum of \$1,628.96 with interest thereon at the rate of 5% per annum from April 20, 1948, to the date of entry of judgment, plus \$10.00 costs; Superior Court Action No. 153119 for the sum of \$1,747.94 with interest thereon at the rate of 5% per annum from December 3, 1948, to the date of entry of judgment, and for the sum of \$1,747.94 with interest thereon at the rate of 5% per annum from April 20, 1949, to the date of entry of judgment, plus \$10.00 costs; Superior Court Action No. 159415 for the sum of \$3,315.58 with interest thereon at the rate of 5% per annum from December 5, 1959, to the date of entry of judgment, plus \$12.00 costs; was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100588, recorded on Microfilm Roll No. 35, stating the result of the canvass of the returns of the Special Municipal Election Held November 7, 1950, ordered by Ordinance No. 4547 (New Series) to be held in the City on said date, and ordered consolidated with the state-wide general election to be held the same date and authorized the Board of Supervisors of the County of San Diego to canvass the returns of said special election, stating that the Board of Supervisors duly ordered said consolidation, that the County Clerk and ex-officio Registrar of Voters of the County of San Diego has duly canvassed the returns of said special municipal election, and that the result of such canvass has been certified to the City Council and has been examined, as follows:

E PROPOSITION NO. 1 Amend Section 105 of the Charter of The City of San Diego, to delete obsolete provisions of the Charter relating to street railway franchises, and give the Council control over primary and secondary uses of streets and public places with authority to grant franchises on such terms and conditions and for such consideration as the Council shall determine by ordinance - the whole number of votes cast is 96,124, the number of votes given in the City for said measure is 66,187, the number of votes given in the City against said measure is 30,937 - said vote being recorded in the election returns book of The City of San Diego and said book shall be considered as a part of the records of the Council. The votes of more than a majority of the qualified voters voting on said measure voted in favor of such amendment, and said amendment is declared to be ratified;

F PROPOSITION NO. 2. Amend the Charter of The City of San Diego by adding a new section to be numbered Section 90-1/2, to authorize the Council by ordinance to acquire off-street parking facilities and issue revenue bonds secured by receipts of the parking facilities and receipts from parking meters - the whole number of votes cast is 105,815, the number of votes given in The City for said measure is 34,697, the number of votes given in the City against said measure is 71,118 - said vote being recorded in the election returns book of The City of San Diego and said book shall be considered as a part of the records of the Council. The votes of less than a majority of the qualified voters voting on said measure voted in favor of said amendment, and it is declared as not having been ratified; on the first of the statement showing the measures voted upon, ordering the Clerk to enter on the minutes a statement showing the measures voted upon, the whole number of votes cast upon each of said measures; the number of votes given for and against each of said measures, and a statement that the number of votes in each precinct

for and against each of said measures are recorded in the election returns book; directing making public the results of canvass by immediate publication of a copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Accompanying said Resolution was a communication from the County Clerk and ex officio Clerk of the Board of Supervisors of San Diego County, transmitting a certified copy of the resolution adopted by the Board of Supervisors on December 4, declaring the result of the special charter amendment election of The City of San Diego held on Number 7, 1950,

RESOLUTION NO. 100589, recorded on Microfilm Roll No. 35, authorizing and empowering the City Clerk to enter into a contract with George L. Willig for his services consisting in the performance, under the direction of the City Clerk, of all necessary duties before and after the Municipal Primary and Municipal General elections to be held in March and April, 1951, at a monthly compensation of \$232.00 per month, said services to commence on December 18, 1950, and to continue for a period not to exceed 5-1/2 months, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The City Clerk was questioned by members of the Council in the matter of the proposed employment authorized by Resolution No. 100589, and he replied that Mr. Willig had been used every two years for the past several years in the same capacity, and that he is familiar with the work needed to be done, also that his services are needed.

RESOLUTION NO. 100590, recorded on Microfilm Roll No. 35, allowing the bill of San Diego-California Club, bearing date of December 7, 1950, in the sum of \$6,109.19 for expenses incurred, as approved by the Advertising Control Committee, authorizing a requisition to be drawn on the Advertising and Publicity Fund of said City for the fiscal year 1950-1951 for said sum, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4631 (New Series), recorded on Microfilm Roll No. 35, appropriating the sum of \$200.00 from the Unappropriated Balance Fund for the purpose of providing additional funds for individual division buffet-style dinners for the various divisions of the Department of Public Works which have completed one year or more without any time lost on account of injury or accidents, 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, Dail, Godfrey. Nays---Councilmen None. Absent--Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

The final reading of such Ordinance was in full.

At the request of Councilman Swan, the City Manager made a brief verbal report on said Ordinance No. 4631 (New Series), prior to its passage and adoption, reciting terms as contained therein.

ORDINANCE NO. 4632 (New Series), recorded on Microfilm Roll No. 35, appropriating the sum of \$1,000.00 from the Traffic Safety Fund, for the purpose of providing funds for oil treating shoulders in Westwood Hills Unit #2, as determined to be necessary by the City Engineer to prevent the entrance of water into the subgrade of City streets in that area, 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, Dail, Godfrey. Nays---Councilmen None. Absent--Councilman Kerrigan, 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, Dail, Godfrey. Nays--Councilmen None. Absent--Councilman Kerrigan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4633 (New Series), recorded on Microfilm Roll No. 35, appropriating the sum of \$1,800.00 from the Capital Outlay Fund, for the purpose of providing funds to pay a portion of the cost of extending and improving water service in the vicinity of Pasadena and De Soto Streets, 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, Dail, Godfrey. Nays---Councilmen None. Absent--Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent--Councilman Kerrigan, Mayor Knox.

The final reading of such Ordinance was in full.

Accompanying said Ordinance No. 4633 (New Series) was a communication from the Director, Water Department, outlining the need for the improvement inasmuch as The Alsynite Company have a manufacturing plant at the north end of DeSoto Street between Pacific Highway and the Santa Fe Railroad, manufacturing plastic building material using raw materials which are fire hazards and have requested installation of a 6" fire service at the north end of DeSoto, recommending installation of various water mains in connection therewith, but stating that it would cost \$3,868.00. It was pointed out that the Water Department is not in a financial condition to carry the entire burden, and recommended appropriation of \$2,000 therefor.

ORDINANCE NO. 4634 (New Series), recorded on Microfilm Roll No. 35, authorizing the execution of a lease of portion of Pueblo Lot 299 with Paul Kleinsorge, Point Loma Nursery, 1150 Greenwood Avenue, for the raising thereon of nursery stock, stating that the City Auditor and Comptroller has appraised the value of the lands at \$8,000.00, stating that said lease will provide some revenue not otherwise obtainable, for a period of 5 years beginning November 15, 1950 and ending November 14, 1955, at a rental of \$300.00 per year payable annually in advance, in accordance with form of lease filed in the office of the City Clerk, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, 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, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

The final reading of said Ordinance was in full.

In explaining Ordinance No. 4634 (New Series) to the Council, the City Manager told the council that the City's income from the property would be \$300.00 per year. The Clerk, however, pointed out that the Ordinance read \$200.00. At the City Manager's request, and the Council's direction, the Clerk corrected the sum to \$300.00.

The following matters were presented by the City Manager, under unanimous consent, inasmuch as they were not listed on the Council's agenda:

RESOLUTION NO. 100591, recorded on Microfilm Roll No. 35, authorizing the Purchasing Agent, upon the recommendation and direction of the City Manager, to purchase in the open market, without advertising for bids, such units of automotive and construction and motorcycles for the various departments of the City as may be required for the continued operation of the vital services rendered by said City, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said Resolution recites that the City Manager advises immediate necessity to replace various units of automotive and construction equipment and motorcycles for the various departments of the City, in order to eliminate prewar vehicles and certain post war vehicles on which has accumulated excessive mileage, and that the present economic and military developments justify the immediate purchase, also that it would be inadvisable at this time to advertise therefor for bids, and that it will be for the best interests of the City to purchase the same in the open market without advertising for bids.

RESOLUTION NO. 100592, recorded on Microfilm Roll No. 35, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental to the wrecking and removal of present Fire Station No. 5, and construction of a new Fire Station No. 5, at 828 University Avenue, in accordance with specifications bearing official Document No. 426940, 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.

Councilman Swan asked the City Manager if clearing the Beach flood conditions can be hurried. The City Manager replied that plans are under way for correction of the equipment to relieve the flood conditions, and that they will proceed as rapidly as possible.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Wincote, at the hour of 4:25 o'clock P.M.

George Kerrigan
Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August M. Skidmore*
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, December 14, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held at this time, and was called to order at the hour of 10:12 o'clock A.M. by the Mayor.

The special order of business scheduled for this time, being presentation of service awards to three 25-year employees, was postponed for one week, at the request of the Civil Service Department.

The hour of 10:00 o'clock A.M. having arrived, the time set on the City Planning Commission's recommendation for denial of the petition to remove the setback lines on the east side of Pacific Highway, between Rosecrans Street and Witherby Street, which had been continued from previous meetings, a proposed resolution deferring the time for consideration of the petition for a period of approximately 90 days, was presented and read.

RESOLUTION NO. 100593, recorded on Microfilm Roll No. 35, deferring consideration of the petition of property owners on the northeasterly side of Pacific Highway, lying between West Washington Street and Witherby Street, for repeal of Ordinances Nos. 401 (New Series) and 13031 which provide for setbacks affecting property, for a period of approximately 90 days to enable the State Highway Commission, should it so desire, to inform the Council of its plans concerning the property in question, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the date was set for the first Tuesday following the 90 days succeeding adoption of said Resolution, making it March 20, 1951.

Said Resolution states that owners of the property have presented their case, and that the Council has also considered the views of representatives of the State Highway Commission in opposition to said petition, citing that owners have been deprived of the use of 22-1/2 feet of their property for more than 16 years and are entitled to very serious consideration in connection with their petition, expressing the desire of the Council although recognizing the hardship which has existed to cooperate with the State Highway Commission provided the Commission has definite plans for the acquisition of property for road purposes in said area in the near future.

The hour of 10:00 o'clock A.M. having arrived, the time set for appeal of Trofil Rogalski from the decision of the Zoning Committee in granting permission to Chas. Gurling, W. J. Hanna and M. McNeil to divide into two building sites Villa Lot 100 Normal Heights on the condition that special setback be maintained, Mr. Rogalski, the new owner, spoke, and asked that the average City setback be permitted, according to Ordinance regulations.

Due to the fact that there was no representative from the Planning Department present, the matter was continued temporarily. See page 365, also.

Application of Abigail Gilbride Dickson and James W. Kennedy, 102 West C Street, for permission to operate the Paris Inn Cafe, at said address, was presented, together with recommendations for approval by the City Manager and other interested City departments.

RESOLUTION NO. 100594, recorded on Microfilm Roll No. 35, granting application of James H. Kennedy for a Class "A" Dine and Dance license to conduct public dance at Paris Inn, 102 West C Street on premises where intoxicating liquor is sold, subject to compliance with existing ordinances and regulations, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Petition of Wm. Mackenzie Brown, attorney of record for plaintiffs in San Diego Superior Court Action No. 160860 entitled "Harold E. Cox, et al, Plaintiffs, v. All Persons interested in the matter of the improvement of Hornblend Street, et al, defendants, for the payment of one half of the cost of publication of summons in the matter, said one half thereof being \$155.14, which amount was required by the court to be paid by the City in connection with judgment entered on October 2nd, 1950, was presented.

On motion of Councilman Dail, seconded by Councilman Wincote, said petition was referred to the City Attorney.

Claim of John H. Hamilton, owner of premises situate at 7337 Eads Avenue, La Jolla, in the sum of \$2,549.51, based on sewage stoppage, was presented.

RESOLUTION NO. 100595, recorded on Microfilm Roll No. 35, referring claim of John H. Hamilton to the Pacific Indemnity Company, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing of gasoline for a six-month period beginning January 1, 1951, including option to extend contract for additional six months, was presented.

RESOLUTION NO. 100596, recorded on Microfilm Roll No. 35, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego's requirements of gasoline for six-month period beginning January 1, 1951, including option to extend contract an additional six months, in accordance with specifications on file in the office of the City Clerk bearing Document No. 427007, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Manager reporting on application of Century Lumber and Mill Company for lease of City-owned land on the west side of Hancock Street between Chalmers and Beah, stating that the City Properties Division has contacted said Company and arranged for a lease for 6 months at a monthly rental of \$50.00, at the end of which time the company will be in a position to know if it wants to use the property for an addition term, advising that no Council action is necessary for the 6-months lease, was presented and read.

On motion of Councilman Wincote, seconded by Councilman Schneider, said communication and the document to which it referred, were ordered filed.

Communication from E. J. Colborn, 3865 Delta Street, expressing commendation for a police officer's consideration in connection with his having been stopped for failure of tail lights, regretting that he did not obtain the officer's name, and congratulating the City for having such a fine officer on its staff, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, said communication was ordered filed.

Communication from Benj. H. Fish, address not shown, calling attention to dangerous traffic conditions on Market Street near 47th Street, stating that he had told Mr. Smith, former City Engineer, of the condition about two years ago, and making suggestions for improvement, was presented.

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

Communications from Mission Bay Boat Works, San Diego Power Boat Club, Zlac Rowing Club, relative to development of Mission Bay regarding dangerous conditions resulting from incompletd dredging, etc., were presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the three communications were referred to the City Manager.

Communication from Park West Civic Association, dated December 12, 1950, signed by Robert L. Williams, M.D., President, stating that it had been advised over a year ago that traffic lights would be installed along Laurel Street at First, Fourth, Fifth and Sixth Avenues, but that at ^{that} time there was some question of priority, pointing out the ever-present hazards and continued collisions, stating that attention to the problem as soon as possible will be greatly appreciated, was on motion of Councilman Schneider, seconded by Councilman Swan, referred to the City Manager.

Communication from Mrs. H. H. Stout, Marott Hotel, Apt. 206, Indianapolis, Indiana, expressing appreciation for the Christmas decorations at the Civic Center, referring to her collection of bells, and requesting that she be permitted to purchase one of the silver or gold bells on the trees, was presented.

The Mayor pointed out that the decorations are the property of the Chamber of Commerce, which had installed them.

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

The hearing on the Trofil Rogalski appeal was resumed at this time, inasmuch as the Zoning Engineer had arrived in the Council Chambers. (See Page 364).

The Zoning Engineer made a verbal report, in which he said that the Zoning Committee had received additional evidence in the matter, and now recommends sustaining the appeal.

RESOLUTION NO. 100597, recorded on Microfilm Roll No. 35, sustaining the appeal of Trofil Rogalski from the decision of the Zoning Committee, in its Resolution 5156 which attached the condition that any building be constructed will be kept back of the diagonal line drawn from the southeast corner of the residence to the west and the southwest corner of the residence to the east, in connection with variance granted to Chas. Gurling, owner, and W. J. Hanna and M. McNeil, purchasers, for permission to divide into two building sites with 56-foot street frontage for each lot, on Villa Lot 100 Normal Heights, being on the north side of Mountain View Drive, 50 feet west of Mansfield, overruling and denying said decision requiring said setback, and permitting compliance only with the regular City setback ordinance, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

A proposed Resolution requesting transfer of Temporary Housing pursuant to Title IV of the Lanham Act, was presented, and read, applying to Aztec Terrace and Villa CAL-V4568.

Councilman Swan asked about veterans of the present war not being included in the Resolution, in reference to occupancy. The Mayor replied that Congress had made no

provisions therefor.

Councilman Schneider opposed adoption of the Resolution, stating that in so doing, and the property were turned over to the City, it would put the City of San Diego into the housing business.

Deputy City Attorney Louis Karp reported on the terms of the Resolution, Federal act upon which it was based, and its effect.

Councilman Kerrigan said that it is an academic question, and said that it provides for acquisition under Federal Law. He said that he has, and now opposes the setting up of a Housing Authority, and contended that adoption of the Resolution would not do that.

Councilman Wincote wanted to know about the word "temporary", to which Mr. Karp reported PFHA would determine the classification. He said only the "temporary" houses can be applied for.

Aubrey M. Davis spoke at this point. He said he understood that the project was for veteran students of San Diego State College. He said that an Act of Congress provides for occupancy for displaced persons, slum clearance displaced persons, service men and veterans families (he broke them down into specific categories), students of educational institutions. Mr. Davis said that the City cannot assign for occupancies for State College students unless the project is transferred to the State College. He went further in quoting from an Act of Congress.

Mr. Karp said that State College can take over, in reply to a question put by Councilman Schneider.

Councilman Wincote expressed the belief that the situation as read by Mr. Davis does not apply in the matter under consideration.

Mr. Karp said that regulations as laid down would have to be followed. He pointed out that the Resolution provides for an application only. He expressed the belief that the City's proposed use would be valid.

Mr. Davis said that provisions of the law are not being complied with.

Councilman Kerrigan pointed out that the City's action would be for the purpose of "acquiring cheap property", not for operation of a housing project.

Mr. Davis said that there is no provision in the law to permit the City to withdraw its application, once made.

Mr. Karp said that it is his opinion that an actual transfer will have to go through the Council.

Mr. Davis said that if the offer of the City is accepted by the U.S.A., the City cannot refuse to take the property.

Mr. Karp re-iterated his statement that the Resolution provides for an application only, and said that in opinion the Council does not have to go through with the proposed acquisition.

Councilman Wincote said that in view of the Korean situation, the City will probably not get the property. He pointed out that the City would, in case of completion of the matter, receive a half million dollar property for thirty seven thousand dollars.

Councilman Dail pointed out that acquiring the property would take it off the Government's tax-free ownership.

Mr. Davis spoke again, and said that the City would be in the housing business, whether it wanted to be, or not. He referred to the recent State election regarding the City going into the housing business. He said that the City should be consistent, and should not now go into it, in view of previous determination not go into the housing business. He argued that if the City once gets into it, it might have to stay in that (the housing) business.

Councilman Wincote said to Mr. Davis that all phases of the matter had been considered, and said he resented Mr. Davis' inference that the Council was "kidding itself".

Councilman Schneider asked why the matter had not been brought up months ago, instead of waiting until practically the last minute.

Councilman Godfrey replied to Councilman Schneider's question, that the College had hoped to be able to acquire the property.

Councilman Kerrigan reported that when he was in Washington, recently, he had pointed out the tremendous amount of tax-free government property which exists in San Diego. Also, he said, that in addition, the City is obliged to furnish many expensive services therefor, for which it is not compensated by the Federal government.

Councilman Wincote thought that if the property were not used by College students for housing, it would have to be sold for private use.

John Cotton addressed the Council, and said that he had not known the purpose of purport of the Resolution, until it had been read at today's meeting. He said that the Council should give heed to the expressed desires of the people that they do not want the City of San Diego in the housing business. He wanted to know about taking U.S. tax-free property, and making it City tax-free, instead. He said that if the property is acquired it should be for quick profit, to reduce taxes.

Pete Springer, 4819 Long Branch, former owner of a portion of the property being discussed, spoke to the Council. He said that it had been taken away from him when he was going into the service. He said that he has the next priority, and that he should have the opportunity to make something of the 203 feet of the 600 feet which he had originally owned. He said that he had completed payment for the property before he went into the service. Mr. Springer contended that the priorities for acquiring the property from the Federal government are: State, City, and his.

Mr. Sturgess, FPFA representative expressed the belief that the City has the priority, not the former owner, in answer to a question put by the Mayor.

Mr. Springer said he had been paid for the property under condemnation, but that the suit had not been completed, he said that he had been assured by the U.S.A. that he would get it back. He contended that the acquisition was made under duress, "with a gun in the back". He produced a letter from FPFA, dated February 26, 1946, the third paragraph of which was read to the Council by the Clerk, stating that Mr. Springer's was the third priority if priorities 1 and 2 were not exercised. He said that regulation still stands. Asked how much of the property he owned, Mr. Springer replied that it was one acre.

Mr. O'Brien, distribution officer, FPFA, said that property no longer usable was turned over to War Assets Administration, with the former owner having priorities. He said that the property under discussion had not been turned over to W.A.A., therefore Mr. Springer had lost his priority.

Mr. Karp said that any application for acquisition of the temporary housing has to be made before December 31, 1950.

Councilman Godfrey said that the Government has been "taking" the City for years, including services which have had to be supplied by the City, and for which the City gets back nothing.

Councilman Wincote said that San Diego would be favored by the Government through the proposed action of the Council.

Councilman Wincote said that it is the intent of the City to put the land into private ownership and back on the tax rolls.

RESOLUTION NO. 100598, recorded on Microfilm Roll No. 35, requesting transfer of temporary housing pursuant to Title VI of the Lanham Act, in accordance with Public Law 475, 81st Congress, authorizing the Administrator of the Housing and Home Finance Agency, upon the filing of the prescribed request therefor, to relinquish and transfer all right, title, and interest of the United States in and with respect to certain temporary war and veterans housing projects to eligible bodes as defined therein, to The City of San Diego, with respect to the temporary housing known as Aztec Terrace and Villa CAL-V4568, a veterans housing project of A B and C construction, comprising 65 dwelling structures and containing 400 family dwelling units, 3 non-dwelling structures, together with personal property, appurtenances, and materials held in connection therewith, 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.

Said Resolution goes into considerable length with respect to determinations in connection with suitability for long-term housing use, acquisition of interest of the United States in and to the land upon which the housing is located upon terms and conditions prescribed in Section 601 (b); the purpose sought is to house veterans enrolled at the San Diego State College and that such housing is eligible for transfer pursuant to Section 601 (a) (b) (g) or (h); providing for obtaining by the Mayor from the City Attorney regarding legal authority of the Applicant (The City) to make the request, accept the transfer, and operate any property involved, and to perform its obligations under Title VI of the Lanham Act; the Mayor to forward 3 certified copies of said Resolution, together with the opinion of the City Attorney to the Public Housing Administration, the same to be the Applicant's request for relinquishment and transfer of the housing; agreeing that net revenues or other proceeds from the housing shall continue to accrue to the United States until the end of the month in which the right, title, and interest with respect to the property are relinquished and transferred and that taxes or payments in lieu of taxes be prorated as of the end of that month; Applicant agreeing to pay for at book value and accept an assignment of all delinquent accounts of tenants still occupying the housing at the date of the transfer and will assume contracts and obligations of the United States which extend beyond the date of transfer and which may not be terminated by the United States prior to date of transfer; empowering the Mayor to take such other and further action as may be necessary in order to effect a relinquishment and transfer of the housing, and immediately enter into negotiations for the acquisition of such interest in land as may be necessary to comply with conditions of transfer, and forward with said Resolution to the Public Housing Administration the plans with regard to manner and means of securing interest, together with estimate of time which will be required to secure the same; defining the terms "veteran" and "servicemen".

At this time Mayor Knox recognized the 3rd grade class of the Alice Birney School in attendance of the meeting, and welcomed them, together with their teachers and mothers. A teacher arose and thanked the Mayor and Members of the Council for having been welcomed to a Council meeting, and assured them that attendance had appreciably added to their interest therein and would go far toward their being "good citizens". The children said "thank you" in unison.

RESOLUTION NO. 100599, recorded on Microfilm Roll No. 35, authorizing and directing the City Manager, for and on behalf of The City of San Diego, to execute a contract with the County of San Diego, wherein the Director of Public Health of the County of San Diego and the Assistant Director of Public Health of said County will perform public health duties for The City of San Diego, for compensation by the City, and also providing for the reimbursement by the said County of San Diego for expense of telephones and laboratory maintained by the City, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100600, recorded on Microfilm Roll No. 35, granting request of Consolidated Western Steel Corporation for an extension of time for a period to and including the 1st day of February, 1951, in which to complete the furnishing and delivering of pipe and fittings for Murray Reservoir Pumping Plant, as recommended by the City Manager and Director of the Water Department, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Accompanying said Resolution, was communication from said Corporation, dated December 8, 1950, signed by Walter H. Cates, Manager, Hydraulic Section, addressed to Paul Beerman, Hydraulic Engineer, making such request, stating as reasons delay in receiving engineering drawings and final approved drawings for the shop, and the shop work load on Government orders.

Also accompanying said Resolution, was communication from Pacific Indemnity Company, dated December 7, 1950, signed by L. L. Burr, Jr., Attorney in Fact, consenting to to the extension of completion date to February 1, 1951.

RESOLUTION NO. 100601, recorded on Microfilm Roll No. 35, authorizing and directing the Purchasing Agent to advertise for the sale of houses, to be moved by the purchaser, expenses to be deducted from the proceeds received from the sale of said houses, located at: 712, 724, 744, 735 Stewart Street; 726, 774, 786 Archibald Street; 762, 778, 775 Prichard Street; 763 Ralston Street, 907 Greenwood Street, 904 Riley Street; 910-910-1/2 Riley Street; all of which houses were acquired in connection with the acquisition of property necessary for the development of Mission Bay and are no longer needed for City purposes, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 100602, recorded on Microfilm Roll No. 35, authorizing and empowering the City Manager to do all the work in connection with the installation of a sludge line and a return water line, including outlets in dikes, pump support and housing, and certain other miscellaneous work, at the Alvarado Filtration Plant, by appropriate City forces, in accordance with recommendation from the Water Department Division of Engineering, was on motion of Councilman Godfrey, 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. 100603, recorded on Microfilm Roll No. 35, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 435 feet of 2" W.I. pipe and installation of 445 feet of 6" water main and one fire hydrant, installation of 435 feet of 2" H-Line, renewal and transfer of 12 services to the new main where necessary, in Collier Avenue, between 35th Street and East Mountain View Drive, by appropriate City forces, in accordance with recommendation of the Water Department Division of Distribution, was on motion of Councilman Godfrey, 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. 100604, recorded on Microfilm Roll No. 35, granting application of City Chevrolet Company, 301 West C Street, San Diego, on file in the office of the City Clerk under Document No. 426597, for permission to operate 20 autos for hire (without driver) and 25 trucks for hire (without driver), as a truck and auto rental service to be located at Kettner Boulevard and Beech Street, subject to compliance with City ordinances regulating such auto rental service, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Petition of M. G. Correll, 3560 Wightman, for permission to install a cast iron sewer line between the property line and the sidewalk, to serve property located at 3803 and 3805 Wilson Avenue, was presented, together with recommendations of approval from the Supervisor of Properties, bearing the Assistant City Manager's stamp of approval.

RESOLUTION NO. 100605, recorded on Microfilm Roll No. 35, granting permission to M. G. Correll, 3560 Wightman Street, San Diego 4, to install a 4" cast iron sewer line between the property line and the sidewalk, to be placed one-half foot outside the property line and run in an easterly direction, parallel to the southerly line of Lot 24 Block 59 City Heights Subdivision, to point of intersection with public sewer, to serve property at 3803 and 3805 Wilson Avenue, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Petition of W. A. and Anna A. Van Buren for permission to use 1/8" grade fall per foot on sewer line instead of 1/4" on Lots 55, 56 and portion 57 Block 28 Ocean Beach Park Annex because of the slope of the lot away from West Point Loma Boulevard, for new house to be set on rear portion of the lot, was presented, together with recommendation for approval of San Diego Dep't Public Health, signed by Floyd Strachan, and the Assistant City Manager's stamp of approval.

RESOLUTION NO. 100606, recorded on Microfilm Roll No. 35, granting permission to W. A. Van Buren and Anna A. Van Buren for installation of a sewer line to serve Lots 55, 56 and a portion of 57 Block 28 Ocean Beach Park Annex, which shall have a 1/8" grade fall per foot on line instead of 1/4" grade, on conditions set forth in said Resolution, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 100607, recorded on Microfilm Roll No. 35, accepting the subordination agreement, executed by Bank of America National Trust and Savings Association, beneficiary, and Corporation of America, a corporation, trustee, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 8 Block B La Jolla Country Club Heights, to the right of way and easement for sewer purposes heretofore granted to The City of San Diego for sewer purposes, 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 Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 100608, recorded on Microfilm Roll No. 35, accepting the subordination agreement, executed by Bank of America National Trust and Savings Association, beneficiary, and Corporation of America, trustee, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 9 Block C La Jolla Country Club Heights, 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.

RESOLUTION NO. 100609, recorded on Microfilm Roll No. 35, accepting the subordination agreement, executed by Lawrence A. Barr, beneficiary, and The First National Trust and Savings Bank of San Diego, trustee, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 17 Block E La Jolla Country Club Heights, to the right of way and easement 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. 100610, recorded on Microfilm Roll No. 35, 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, wherein said party subordinates all right, title and interest in and to a portion of Lot 6 Block B La Jolla Country Club Heights, 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.

RESOLUTION NO. 100611, recorded on Microfilm Roll No. 35, accepting subordination agreement, executed by Carl Gewalt and Ruth DeWitt Gewalt, beneficiaries, and The First National Trust and Savings Bank of San Diego, trustee, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 6 Block B La Jolla Country Club Heights, 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 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. 100612, recorded on Microfilm Roll No. 35, accepting subordination agreement, executed by Curtis P. Green, beneficiary, and Security Trust and Savings Bank of San Diego, trustee, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 7 Block B, Lot 21 Block E, and Lot 13 Block C La Jolla Country Club Heights, to the rights and easements 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.

RESOLUTION NO. 100613, recorded on Microfilm Roll No. 35, accepting subordination agreement, executed by Security Trust & Savings Bank of San Diego, trustee, and Kesling Modern Structures, Inc., beneficiary, wherein said parties subordinate all their right, title and interest in and to a portion of Lots 14 and 15 Block C La Jolla Country Club Heights, to the right of way and easement for sewer 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 certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 100614, recorded on Microfilm Roll No. 35, accepting deed of Henry Savary and Florence Savary, bearing date December 5, 1950, conveying a portion of Lot 9 Block H Montclair, 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. 100615, recorded on Microfilm Roll No. 35, accepting deed of Orson P. Jones and Frances Jones, bearing date May 18, 1950, conveying an easement and right of way for street and highway purposes in portions of Lots 4, 5, 8, 9, 10, 11, 21, 22, 23, 24, 25 Block 1 Marilou Park, and portion of Pueblo Lot 1347, setting aside and dedicating the Marilou Park property as and for a public street, and naming the same Federal Boulevard, setting aside and dedicating the portion of Pueblo Lot 1347 as and for a public street, and naming the same "B" Street, 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. 100616, recorded on Microfilm Roll No. 35, accepting deed of Louis A. Thomas and Adeline B. Thomas, bearing date December 6, 1950, conveying Lots "O" and "P" Block 2 Logan Park Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same 33rd 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 Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 100617, recorded on Microfilm Roll No. 35, accepting deed of Elmer G. Dalrymple and Pauline T. Dalrymple, bearing date November 24, 1950, conveying Lots 47 and 48 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 Kerrigan, adopted.

RESOLUTION NO. 100618, recorded on Microfilm Roll No. 35, accepting deed of Ralph Gresham, Jr. and Archielyn Frances Gresham, bearing date December 6, 1950, conveying a portion of Pueblo Lot 1152, 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. 100619, recorded on Microfilm Roll No. 35, accepting deed of Ann M. Bailey, bearing date October 3, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 8, 11, and 14 Block C La Jolla Country Club 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. 100620, recorded on Microfilm Roll No. 35, accepting deed of Robert W. Caldwell, Jr. and Adele A. Caldwell, bearing date September 21, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 14 and 15 Block C La Jolla Country Club 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. 100621, recorded on Microfilm Roll No. 35, accepting deed of Philip T. Gardner and Mary D. Gardner, bearing date September 25, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 8 Block B La Jolla Country Club 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. 100622, recorded on Microfilm Roll No. 35, accepting deed of George M. Gere and Eva C. Gere, bearing date August 1, 1950, conveying an easement and right of way for sewer purposes in Lot 4 Block A La Jolla Country 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. 100623, recorded on Microfilm Roll No. 35, accepting deed of Wade Furr and Lola A. Furr, bearing date September 19, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 9 Block B La Jolla Country Club 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. 100624, recorded on Microfilm Roll No. 35, accepting deed of Edwin A. Hewes and Marguerite W. Hewes, bearing date September 27, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 18 Block E La Jolla Country Club 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. 100625, recorded on Microfilm Roll No. 35, accepting deed of Kesling Modern Structures, Inc., bearing date October 9, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 21 Block E La Jolla Country Club 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. 100626, recorded on Microfilm Roll No. 35, accepting deed of Kesling Modern Structures, Inc., bearing date October 9, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 13 Block C La Jolla Country Club 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. 100627, recorded on Microfilm Roll No. 35, accepting deed of Kesling Modern Structures, Inc., bearing date October 9, 1950, conveying an easement and right of way for sewer purposes in a portion of Lot 7 Block B La Jolla Country Club 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. 100628, recorded on Microfilm Roll No. 35, accepting deed of Robert L. Lowry and Dorothy E. Lowery, bearing date September 26, 1950, conveying an easement and right of way for sewer purposes in a portion of Lot 6 Block B La Jolla Country Club 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. 100629, recorded on Microfilm Roll No. 35, accepting deed of Leland W. Miller and Majorie Miller, bearing date September 28, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 9 Block C La Jolla Country Club 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. 100630, recorded on Microfilm Roll No. 35, accepting deed of Gertrude Morgenstern, bearing date September 22, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 2 Block C La Jolla Country Club 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. 100631, recorded on Microfilm Roll No. 35, accepting deed of William Thomas Poole and Leota A. Poole, bearing date October 10, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 17 Block E La Jolla Country Club Heights, 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 Kerrigan, adopted.

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

RESOLUTION NO. 100632, recorded on Microfilm Roll No. 35, requesting that favorable consideration be given to the name of George A. Scott of San Diego in the making of the annual National Award by the Lane Bryant Foundation for an individual whose voluntary non-remunerative efforts have improved community living and social welfare, education and Health, and whose efforts have resulted in changes that benefit the family life of the entire community, directing the City Clerk to forward a copy of said Resolution to said Foundation at 465 Fifth Avenue, New York 17, New York, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Said Resolution recites that it has come to the attention of The Council that Mr. Scott is being nominated for said National Award, and that he has been outstanding for his voluntary non-remunerative efforts in community affairs in The City of San Diego.

Prior to its adoption, Resolution No. 100632 was read in full to the Council. Louis Karp, Deputy City Attorney, told the Council that the nomination had been made by Jean McFall, of the Girl Scouts.

At this time the Council, on motion duly made and seconded, took a recess at the hour of 11:16 for a period of 5 minutes, for the purpose of considering the next-mentioned matter which the Council wished to act upon and which was in the process of being prepared:

Upon re-assembling, at the hour of 11:25 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

A proposed Resolution relative to public housing dwellings in The City of San Diego which are classified by the Public Housing Administration as "not temporary" (demountable), relative to the City's position regarding making such dwellings into permanent type units upon certain conditions, was presented and read.

Councilman Dail entered the meeting at this point.

There was considerable discussion by members of the Council, interpretations by Louis Karp, Deputy City Attorney, and the Planning Director.

Two provisions, in particular, were questioned and were re-read. It was pointed out that the Resolution, as drawn, did not comply with the Council's determination in the matter made in Conference.

The Planning Director said that he had turned his notes from the Conference to Mr. Landgraff, of the City Attorney's Office, who drew the Resolution as presented. He said that he had not seen the completed draft.

As a result of discussions, and various motions, a new draft of the Resolution was prepared.

During the re-framing of the Resolution, the Mayor left the meeting, and the Vice Mayor took the Chair.

The Mayor returned to the meeting during the discussion on the re-draft, and resumed Chairmanship.

Mr. Karp then read the new draft, as determined upon by the Council, section by section.

RESOLUTION NO. 100633, recorded on Microfilm Roll No. 35, finding that there are approximately 4,369 public housing dwellings in The City of San Diego, which are classified by the Public Housing Administration as "not temporary" (dismountable), stating that the Administration has consulted The City of San Diego as to its opinion of the character of said units, determining that they do not conform to the building and zoning regulations and ordinances of the City of San Diego and that the City Manager has so advised the Council, resolving:

- (1) That the structural characteristics of said public housing units are not at the present time of a permanent nature.
- (2) That said public housing dwelling units may later be determined to be of a permanent nature, since they are of such structural design and materials that they may have a useful life within the city limits of San Diego if brought into conformity with the State Housing Act, The City of San Diego Building Code, the zoning requirements and the subdivision laws, with such exceptions as may be determined by the City Council at the time of their disposition.
- (3) That the City Council of said City determine the suitability of the said public housing units for on-site and off-site use prior to their disposition.
- (4) That under the present world conditions the City Council finds it desirable to postpone any decision as to the classification of said public housing units until the termination of the present world crisis.;

directing the City Clerk to forward a certified copy of said Resolution to the Public Housing Administration, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

There being no further business to come before the Council at this time, the Council, on motion of Councilman Wincote, seconded by Councilman Schneider, adjourned at the hour of 11:50 o'clock A.M.

George Kerrigan
Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August M. Hadstrom*

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, December 19, 1950

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

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

The Minutes of the Regular Meetings of Tuesday, December 12, and Thursday, December 14, 1950, were presented to the Council by the Clerk.

On motion of Councilman Schneider, seconded by Councilman Swan, said Minutes were approved, without reading, after which they were signed by the Vice Mayor.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for Wabash Boulevard, Section "A" Traffic Signals and Safety Lighting, under specification No. 141, 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 Ets-Hokin & Galvan, P.O. Box 1630 San Diego 12, California, accompanied by bond written by United States Guarantee Company in the sum of ten percentum of the amount of the accompanying bid, which bid was given Document No. 427239;

The bid of California Electric Works, 424 8th Avenue, San Diego, California, 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. 427240.

Thereupon, on motion of Councilman Wincote, 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 the continued hearing on Resolution No. 100138 of Preliminary Determination for the paving and otherwise improving of Sequoia Street, Crown Point Drive and Pacific Beach Drive, the clerk announced that the matter was up for adoption of the "6-vote Resolution of Feasibility".

RESOLUTION NO. 100634, recorded on Microfilm Roll No. 35, determining that the proposed improvement of Crown Point Drive, Sequoia Street, and Pacific Beach Drive, within the limits and as particularly described in Resolution of Preliminary Determination No. 100138 is feasible and that the lands to be assessed therefor will be able to carry the burden of such 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 Wincote, seconded by Councilman Dail, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on Resolution No. 100139 of Preliminary Determination for the paving and otherwise improving of Wilbur Avenue, between the limits and as particularly described in said Resolution, the clerk announced that the matter was up for adoption of the "6-vote Resolution of Feasibility".

RESOLUTION NO. 100635, recorded on Microfilm Roll No. 35, determining that the proposed improvement of Wilbur Avenue, within the limits and as particularly described in Resolution of Preliminary Determination No. 100139 is feasible and that the lands to be assessed therefor will be able to carry the burden of such 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 Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for the hearing on the paving and otherwise improving of the Alleys in Block 18 Point Loma Heights, within the limits and as particularly described in Resolution of Intention No. 100220, the clerk reported that a written protest had been received from Frederick Leon and Kristine Leon, which protest was presented to the Council.

The City Engineer reported a 4.6% protest.

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. 100636, recorded on Microfilm Roll No. 35, overruling and denying the protest of Frederick Leon and Kristine Leon, for the paving and otherwise improving of the Alleys in Block 18 Point Loma Heights, within the limits and as particularly described in Resolution No. 100220, overruling and denying all other protests thereon, was on motion of Councilman Wincote, seconded by Councilman Schneider, 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 the hearing on the paving and otherwise improving of the Alley in Block 317 Reed and Daley's Addition, 29th Street, Public Rights of Way in Block 317 Reed and Daley's Addition, the Alley in Block 281 San Diego Land and Town Company's Addition, Public Rights of Way in Block 281 San Diego Land and Town Company's Addition, 28th Street, and Franklin Avenue, within the limits and as particularly described in Resolution of Intention No. 100221, 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.

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 the hearing for paving and otherwise improving of Mohawk Street and 72nd Street, within the limits and as particularly described in Resolution of Intention No. 100222, the clerk reported that written protests had been received from Henry J. and Lillian E. Rose, William C. Demaree, Mrs. Rheo W. Demaree, Mrs. Ethel Louise King, Edmund J. Baum, James G. and Madeline Gantes, John D. Haslam, C. W. and Viola Brown, and from R. R. Raines and others (most of whose names appear on individual protests), which protests were presented to the Council.

The Engineer reported a 30.2% protest.

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

Mrs. Richard E. Brown said that other protestants were expected to appear at the hearing (later identified as Mr. Brown), but that he thought the hearing was set for 10:30.

On motion, the hearing was continued until the hour of 10:30 awaiting arrival of Mr. Brown, who purportedly had additional written protests in his possession.

(See ~~two~~ further references in these Minutes to this subject). - pages 379, 385 and 387.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating portions of Lots Q, R, S and T of Block "A" in Bird Rock Villas into "RC" Zone, repealing Ordinance No. 3503 N.S. insofar as the same conflicts, 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.

The Planning Director made a verbal report to the Council.

ORDINANCE NO. 4635 (New Series), recorded on Microfilm Roll No. 35, incorp-

orating portions of Lots Q, R, S and T of Block "A" in Bird Rock Villas into "RC" Zone as defined by Ordinance No. 8924 and amendments thereto, and repealing Ordinance No. 3503 (New Series) insofar as the same conflicts, was on motion of Councilman Dail, 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 Dail, 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.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating a portion of Lot 53 Ex-Mission Lands into "R-2" and "C" Zones, 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.

The Planning Director made a verbal report to the Council.

ORDINANCE NO. 4636 (New Series), recorded on Microfilm Roll No. 35, incorporating portion of Lot 53 Ex-Mission Lands of San Diego into "R-2" and "C" Zones, as defined by Ordinance No. 8924 and amendments thereto, 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. 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 Lot 1 Pueblo Lot 256 into "M-1" Zone, and repealing Ordinance No. 2009 (New Series) insofar as it conflicts, 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.

The Planning Director made a verbal report to the Council.

ORDINANCE NO. 4637 (New Series), recorded on Microfilm Roll No. 35, incorporating Lot 1, Pueblo Lot 256 into "M-1" Zone, as defined by Ordinance No. 8924 and amendments thereto, repealing Ordinance No. 2009 (New Series) insofar as the same 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 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 establishing a setback along a portion of West Point Loma Boulevard, 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.

The Planning Director made a verbal report to the Council.

ORDINANCE NO. 4638 (New Series), recorded on Microfilm Roll No. 35, establishing a set-back line of 10 feet from proposed 40-foot service road, being 50 feet from the front property line on the north side of West Point Loma Boulevard in Lot C and Block 19 and 20 Loma Alta No. 2, between the northwesterly line of Pueblo Lot 211 and the northeasterly line of Pueblo Lot 21, and providing a penalty for violation thereof, was on motion of Councilman Swan, 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 Swan, 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.

Petition of Mr. and Mrs. Frederick L. Taylor, Rt. #1, Box K-65, Lakeside, Calif., requesting that approximately 8.75 acres of City-owned land in Tract "B" El Cajon, for which \$225.00 per acre is offered, and accompanying said petition with a \$60.00 deposit as required by Ordinance, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, said petition was referred to the City Manager for report and recommendation.

Petition of Trepte Construction Company, in behalf of undisclosed clients who are owners of portions of Lots 11 and 12 Block 184 Middletown and northerly half of Right of Way Lots 159 and 160, for whom it is constructing a building which has been leased to the Sunshine Biscuit Company, requesting change of grade on Sutherland Street and that the proposed grade crossing of the Santa Fe Railway right of way be closed, between Pacific Highway and the Santa Fe Railway right of way, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said petition was referred to the City Manager for report and recommendation.

Claim of Robert L. and Uldene K. Foth, 440 Maxim Street, in the sum of \$34.33 for "automobile accident", was presented.

RESOLUTION NO. 100637, recorded on Microfilm Roll No. 35, referring claim of Robert L. Foth and Uldene K. Foth to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Forest D. Harris, 4238 Montalvo St., San Diego 7, in the sum of \$622.00, for property damage resulting from break in fire hydrant, was presented.

RESOLUTION NO. 100638, recorded on Microfilm Roll No. 35, referring claim of Forest D. Harris to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Thearle Music Company, in the sum of \$21.00, heretofore referred to the City Attorney at his request which he now recommends be referred to the insurance company, for water damage as a result of a broken water meter, was presented.

RESOLUTION NO. 100639, recorded on Microfilm Roll No. 35, referring claim of Thearle Music Company to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Harbor Department, signed by the Port Director, submitting two leases for approval, and one for cancellation: Riverside Cement Company, adj. 28th Street, for ratification; Western Lumber Company of San Diego, vicinity of Harbor Drive and Kettner Blvd., for ratification; Harry A. Andersen, in building at Pacific Highway & Nutmeg Street, for cancellation; was presented.

The Port Director made verbal explanation of the three items to the Council.

RESOLUTION NO. 100640, recorded on Microfilm Roll No. 35, ratifying, confirming and approving lease with Riverside Cement Company on tidelands, for a period of five years with three five year options to renew, upon the terms and conditions contained in the form of lease on file in the office of the City Clerk under Document No. 427145, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100641, recorded on Microfilm Roll No. 35, ratifying, confirming and approving lease with Western Lumber Company of San Diego on tidelands, for a period of five years with three five-year options to renew, upon the terms and conditions contained in the form of lease on file in the office of the City Clerk under Document No. 427143, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100642, recorded on Microfilm Roll No. 35, ratifying, approving and confirming the cancellation of agreement entered into on the 10th day of November, 1948, which agreement is on file in the office of the City Clerk as Document No. 394560, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Councilman Dail requested, and was granted unanimous consent for presentation of the next matter of business not listed on the Council's agenda:

RESOLUTION NO. 100643, recorded on Microfilm Roll No. 35, authorizing the Purchasing Agent, upon the recommendation and direction of the Harbor Commission to purchase in the open market, without advertising for bids, such piles and heavy timbers as may be needed by the Harbor Department for the Broadway and B Street Piers and Piers Nos. 5, 6, 7 and 8, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Said Resolution recites that it is immediately necessary to replace piles and heavy timbers on the fender system on the Broadway and B Street Piers and on Piers Nos. 5, 6, 7 and 8 in the Commercial Basin, that it has been impossible to get proper bids therefore, and that it is advisable to purchase the same on the open market at the earliest possible moment.

The Port Director made a verbal report in the matter.

Asked by a member of the Council if poles salvaged from the San Diego Electric Railway Company's former street railway system could not be used, the Port Director said that they were not good for use in salt water. Also, he said that the cost would be between \$56,000.00 and \$57,000.00, and that the price will be about the same as if purchased under bid.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on sale of Lots 41 and 42 Block 78 University Heights, located at 4470 Park Boulevard, upon which a minimum price had been set, and which had been bid in by San Diego Teachers Association at \$12,000.00, was presented.

Said communication reported that the first petitioner for sale of the property had failed to bid at the auction held November 20, and that a new request had been filed by A. H. Alba of 3219 Adams Avenue, following which a sale was held on December 15.

Also, the communication recommended acceptance of the bid, and that the Purchasing Agent be authorized to place the sale in escrow, and that the Mayor and City Clerk be authorized to sign the deed for the property on behalf of The City of San Diego.

RESOLUTION NO. 100644, recorded on Microfilm Roll No. 35, accepting bid of San Diego Teachers Association, 604 Orpheum Theatre Building, San Diego, for sale at public auction of Lots 41 and 42 Block 78 University Heights, authorizing the Mayor and City Clerk to execute a quitclaim deed therefor, 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 Dail, adopted.

RESOLUTION NO. 100645, recorded on Microfilm Roll No. 35, directing the City Clerk to return to E. H. McClure, 3982 Park Boulevard, bidding for A. H. Alba, 3219 Adams Avenue, the \$60.00 deposited with petition for placing Lots 41 and 42 Block 78 University Heights for sale at public auction, on which Mr. Alba (the petitioner) was not the successful bidder, 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 sale of 4 houses to be moved, located at 836 South 34th Street, 3299 Market Street, 3355 Ocean View Blvd. (and garage), 5393 Trojan Ave., stating that 13 sealed bids had been received, and that awards had been made to Cuyamaca Rigging Co., E. R. Prout, George C. Gregory, the receipts for which have been deposited in the City Treasury to the credit of the proper funds, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, said communication was ordered filed.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for installation of sprinkler system along Ventura Boulevard, recommending award to Carroll and Foster, the low bidder, was presented.

RESOLUTION NO. 100646, recorded on Microfilm Roll No. 35, accepting bid of Carroll and Foster for the installation of sprinkler system along Ventura Boulevard, and awarding contract, authorizing and directing the City Manager to execute the same, 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 constructing Sludge Basins for Alvarado Filtration Plant, recommending award to Charles M. Finger, Lemon Grove, the low bidder, was presented.

RESOLUTION NO. 100647, recorded on Microfilm Roll No. 35, accepting bid of Charles M. Finger, Lemon Grove, California, for installation of Sludge Basins for Alvarado Filtration Plant, awarding contract and directing the City Manager to execute the same, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100648, recorded on Microfilm Roll No. 35, 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 Sanitary Sewer and Pump Station at the Foot of Beardsley Street, bearing Document No. 427170, authorizing and directing the Purchasing Agent to advertise for bids for said work, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100649, recorded on Microfilm Roll No. 35, authorizing the Purchasing Agent to procure on the open market certain radio equipment and material necessary for the tower and ground system for the radio station being relocated as a result of the construction of the Wabash Freeway, said equipment and material to be paid for out of the gas tax funds allocated to Project Number 28, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the City Manager reporting on offer from Senator Fred H. Kraft to assist the City in legislation it wishes to introduce, submitting a copy of his reply to the Senator, and recommending filing, was presented.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said communication, and the matter upon which it reported, were ordered filed.

Communication from the City Manager reporting on communication from Senator Fred H. Kraft relative to hearing to be held in San Diego by the Senate Interim Committee on Highways, Streets and Bridges, December 28 and 29, submitting a copy of his reply stating that evidence is being prepared by the Planning Director, City Engineer and Traffic Engineer for presentation.

On motion of Councilman Dail, seconded by Councilman Swan, said communication and the matter upon which it reported, were ordered filed.

Communication from the City Manager reporting on communication from Neil Nettleship (re-referred to him) regarding development of his ocean front property by the State, was presented. The City Manager advised that he has communicated with Mr. Nettleship and informed him that he believes that The Planning Director has given a progress report on discussions with the State, and that he is hopeful that some early resolution can be accomplished, and that he will keep Mr. Nettleship informed of the City's progress.

Communication from the City Manager reporting on communications and letters requesting traffic control and safety measures at Imperial Avenue and 47th Street, recommending intersection stop at all four directions of traffic, and that studies be made and plans by the City Engineer working toward construction of curb returns at all four corners in conformity with the ultimate widths of the two streets, was presented.

On motion of Councilman Godfrey, seconded by Councilman Dail, the communication of report was filed and the matter referred to the City Attorney for preparation of the appropriate resolutions.

Communication from the City Manager recommending granting excess-width driveways to Obel and Newton for service station at 10th Avenue and Market Street, subject to certain conditions and payment for removal of four parking meters, was presented.

The City Manager made a verbal explanation, particularly about the parking meters, which he believed to be poorly located and which can be used elsewhere.

Councilman Schneider said that the City is once again giving away valuable public property for private use, at no payment therefor.

A question was asked of the City Manager if any cities make charge for excess-width driveway permits. (The City of San Diego makes a "permit" charge for the cutting of the curb and the driveway installation, but not as a charge in connection with being excess-width).

The City Manager said that the recommendation had been made in line with the City's present policy, and said that if the Council wished to deviate therefrom it might well consider the problem, in Conference.

RESOLUTION NO. 100650, recorded on Microfilm Roll No. 35, granting permission to Obel & Newton (C. A. Obel) 3921 Eta Street, San Diego 13, to install two 36-foot driveways on the east side of Tenth Avenue, between points 4 and 40 feet, and points 64 and 100 feet north of the north line of Market Street, and to install one 33-foot driveway on the north side of Market Street approximately between points 63 and 96 feet east of the east line of Tenth Avenue, adjacent to Lots E and F Block 82 Horton's Addition, on condition that all driveway widths be as measured at the top of the full-height curb, all existing driveway area not falling within the limits be removed, and the curb and sidewalk properly restored, and that applicant pay to the City of San Diego the sum of \$20.00 for the removal of four parking meters at the location of Tenth Avenue and Market Street, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending granting excess-width driveways to L. B. Marsh Allied Refrigeration for building at 14th and G Streets, stating that the proposed driveway will provide access to an off-street customer parking area for six cars, four more than can be parked at the curb, and that in addition provision will be made for off-street loading at the rear of the building, thereby eliminating the need for a loading zone, was presented, on condition regarding moving a pole.

Councilman Schneider pointed out, when he favored the granting, that it was quite a different situation, in that instead of deleting parking space, more parking area is being added.

RESOLUTION NO. 100651, recorded on Microfilm Roll No. 35, granting permission to L. B. Marsh Allied Refrigeration (R. J. Moran) 732 Seventh Avenue, San Diego 1, to remove 47 feet of curb on the east side of 14th Street, between points 3 and 50 feet north of the north line of G Street, adjacent to Lot F Block 176 Horton's Addition, and to install a 50-foot driveway to serve applicant's new construction at said location, on condition that the existing utility pole centered approximately 3.3 feet north of the north line of G Street be moved south to the property line, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the City Manager reporting on communication from Memorial Coordinating Council and from Rev. Father Leo Madigan addressed to Councilman Dail, requesting installation of traffic signals at Imperial Avenue and 32nd Street, recommending that the request for traffic signals be denied, that the intersection of Imperial Avenue and 32nd Street be established as an intersection stop affecting all four directions of traffic, was presented.

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

Communication from the City Manager reporting on complaint of Ted Brooks and others, addressed to Councilman Godfrey, regarding location of bus stop at the northwest corner of Garnet and Morrell Street, stating that the work order has been issued to move the stop to a new location between the service station driveways, Mr. Brooks having been advised thereof, was presented.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said communication was ordered filed.

Communication from the City Manager reporting on communication from Donald A. Stewart in which he called the City's attention to need for better lighting and repair of sidewalks adjacent to the Globe Theater approach, was presented.

The City Manager's report states that work order has been issued for repair of the approach surfaces which has been accomplished, and that restoration of lighting system in the park is in process. Transmitted with the report was copy of the City Manager's reply addressed to Mr. Stewart.

Communication from the City Engineer, bearing the City Manager's stamp of approval, reporting on petition of protest against improving Cape May Avenue between Abbott Street and Spray Street, advising that it is signed by the owners of 56.5% of the property frontage. The communication recommended that the petition be granted and that proceedings under Resolutions Nos. 96757 and 98205 be abandoned, that petition contained in Document No. 418069 for improvement of Brighton Avenue and granted by Resolution No. 98205 was combined with proceedings for improving Cape May Avenue, was presented. The recommendation is that resolution be passed ordering proceedings for improvement of Brighton Avenue between Abbott Street and Spray Street, by grading, paving, installing curbs, sidewalks, a water main, water services, sewer laterals and drainage structures if required.

On motion of Councilman Schneider, seconded by Councilman Swan, the matter was referred to the City Attorney for the necessary Resolutions.

Communication from the City Engineer recommending amendment to proceedings for paving the Alley in Block 12 City Heights Annex No. 1 Resubdivision of Blocks 3, 6, 9, 12 and the Alley in Block 3 City Heights Annex No. 2 Resubdivision of Blocks 3, 6, 9, 12 being combined with proceedings for Landis Street improvement, to include curb on portion of Landis Street, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication was referred to the City Attorney for the necessary Resolution.

Communication from the City Engineer recommending amendment to proceedings for paving of the Alley in Block 253 University Heights, to include connection of water main and sewer main to existing mains in Myrtle Avenue, was presented.

On motion of Councilman Godfrey, seconded by Councilman Schneider, the communication was referred to the City Attorney for the necessary Resolution.

Communication from the City Engineer recommending amendment to proceedings for paving portion of Clayton Street, being combined with proceedings for Hancock Street, to include removal of trees as required, and construction of gutters as required, was presented.

On motion of Councilman Godfrey, seconded by Councilman Swan, the communication was referred to the City Attorney for the necessary Resolution.

Communication from the City Engineer recommending that proceedings be started to change the property line grades on Electric Avenue between the northwesterly line of Gravilla Street and the northerly termination of Electric Avenue at La Jolla Boulevard and Tyrian Street, necessary for drainage purposes, was presented.

On motion of Councilman Swan, seconded by Councilman Godfrey, the communication was referred to the City Attorney for the necessary Resolution.

Communication from the City Engineer recommending proceedings for changing property line grades on Clove Street, in Fleetridge Unit No. 2, between Fenelon Street and Garrison Street, the limits being more particularly described in the recommendation, was presented.

On motion of Councilman Swan, seconded by Councilman Godfrey, the communication was referred to the City Attorney for the necessary Resolution.

Communication from the Street Superintendent reporting on request of Al E. Riley for a six weeks' extension of time under his contract for paving the Alley in Block 62 Ocean Beach, and recommending granting, stating that the work has been completed, was presented.

Councilman Swan asked for the reason on the requested extension.

Louis Karp, Deputy City Attorney, replied that it was to cover legal requirements on the assessment roll, and repeated that the work had been done.

On motion of Councilman Godfrey, seconded by Councilman Schneider, the communication was referred to the City Attorney for the necessary Resolution.

Communication from the Superintendent of Streets, approved by the Director of Public Works, and bearing the City Manager's stamp of approval, recommending granting the petition to close the westerly 16' of Front Street contiguous to Block 393 Horton's Addition, with the exception of a strip 5' wide parallel to the existing storm drain at the southerly end, was presented.

Councilman Wincote said, during discussion, that the property is across from his residence, and that he could see no objection to the closing inasmuch as the terrain is such that no one would be able to build there. It was pointed out by Councilman Schneider that as a result of the proposed closing, someone might erect a structure up in the air above supports to the lower section of the property.

RESOLUTION NO. 100652, recorded on Microfilm Roll No. 35, granting petition for closing portion of Front Street, contiguous to Block 393 Horton's Addition, as recommended by the Superintendent of Streets (excepting a strip 5' wide parallel to the existing storm drain at the southerly end), 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 Dail, adopted.

Communication from the City Auditor and Comptroller that the San Diego City and County Centennial Commission, created by Ordinance No. 4295 N.S. and County's concurring Ordinance No. 644 N.S. has completed its work, that all moneys due from the State have been claimed and received and the Commission has no outstanding unpaid obligations, was presented. The report stated that funds remaining amount to \$21,750.35, \$10,875.18 of which is being returned to the County and that \$10,875.17 is being returned to the City General Fund from which appropriations were made: \$5,000.00 return made available by Ordinance No. 4336 N.S., \$5,000.00 by Ordinance 4474 N.S., and \$875.17 unexpended balance on \$7,500.00 appropriated by Ordinance No. 4419 N.S.

The City Auditor made a verbal report, also.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said communication was ordered filed.

Communication from El Cajon Boulevard Civic Association, signed by Dolphin T. Westmoreland, president, relative to need for widening of El Cajon Boulevard east of 52nd Street, etc., was presented.

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

Communication from Harry Warburton, 4615 College Avenue, relative to need for widening of the eastern section of El Cajon Boulevard, was presented.

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

Communication from League of California Cities, signed by Richard Graves, executive director, acknowledging receipt of copies of Council Resolutions No. 100482 approving the master mutual aid agreement, and 100485 urging Congress to take immediate action on civil defense, stating that he was particularly interested in the resolution urging immediate action by Congress because it so accurately reflects the position taken in Washington by the American Municipal Association at the suggestion of the California representatives, was presented.

The communication pays compliments to the City's delegate to the AMA Conference, Councilman George Kerrigan, who most competently represented San Diego's interests.

The Clerk called the Council's attention to the reference about Mr. Kerrigan, which portion of the communication was read.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication was ordered filed.

RESOLUTION NO. 100653, recorded on Microfilm Roll No. 35, expressing the Council's thanks to Vice Mayor George Kerrigan for his able representation of the City of San Diego's interests at the American Municipal Association meetings held in Washington, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the State Division of Highways, signed by John C. Webb, District Right of Way Agent, for the District Engineer, submitting deed to portions of Pueblo Lands and in Old San Diego, for outer highways in the vicinity of Coutts and Rosecrans Streets, was presented.

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

Communication from Louis M. Morales, 3033 Owen Street, protesting the proposed paving of San Elijo Street, from Owens to Nichols Street, (upon which no hearing has been set), was presented.

Councilman Wincote said he was familiar with the matter, and said that he had been informed that the City Engineer will drop a portion of the improvement from the proceedings.

The City Engineer reported that he will recommend to the Council that one block be removed from the proceedings for improvement.

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

The hearing on Mohawk and 72nd Streets, referred to earlier in these Minutes, was resumed at this time.

Mrs. Brown spoke again, and said that the improvement is wanted, but that the property owners cannot afford the work.

Mrs. Charles Dorman spoke, and said that she is much in favor of doing the work, but does not want to put over an improvement on their neighbors at a price they can not afford. She wondered if the improvement could be tied in with another project. She expressed the belief that the cost might exceed the value of the lots, and wondered if a less expensive pavement could be used. She said that the City Engineer had reported an assessment for the work of \$20.00 per foot. The Engineer spoke up and said that was for property with frontage on both streets, and that the cost would be about \$800.00 for the interior lots.

Councilman Godfrey moved to continue the matter until this afternoon's meeting, making it the last order of business.

Mr. Dorman spoke in protest (saying that it was a qualified protest), asking for a reduction in the specifications which now provide for a "deluxe deal". He said that the property owners would be glad to accept the improvement of a less expensive type. He said that sidewalks are unnecessary.

Mrs. Wm. N. Parr, who had sat at the back of the Chambers shaking her head when the question was raised about sidewalks being included on the petition, was asked to come forward. She said that she wants the paving, but not at a cost of from \$800.00 to \$1,000.00 per lot. She favored "grading and some surfacing" - no "gold plated" street.

The City Engineer said, referring to the petition, and to the plans for the improvement, that sidewalks were being included only where they had been asked for in the petition.

RESOLUTION NO. 100654, recorded on Microfilm Roll No. 35, referring the matter of said improvement to a Conference to be held with the City Engineer, and continuing the hearing thereon until the hour of 3:30 o'clock this date, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

(See further reference, in these Minutes to this matter).

RESOLUTION OF AWARD NO. 100655, recorded on Microfilm Roll No. 35, 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 Five Points Lighting

District No. 1, for a period of one year from and including August 5, 1950, to and including August 4, 1951, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD NO. 100656, recorded on Microfilm Roll No. 35, accepting bid of Al E. Riley and awarding contract for the paving and otherwise improving of the Alleys in Blocks 197, 196, 195, 194, 198, 199, 200, and 201 Mission Beach, within the limits and as particularly described in Resolution of Intention No. 99701, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

A written report from the City Engineer advised the Council that the low bid was 10.5% above the estimate.

RESOLUTION NO. 100657, recorded on Microfilm Roll No. 35, rejecting bids and abandoning proceedings for the improvement of Maple Street, Vancouver Avenue and Kalmia Street, within the limits and as particularly described in Resolution of Intention No. 99507, the lowest, responsible, regular bid received for doing said improvement exceeding by 17.4% the City Engineer's estimate of the cost, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100658, recorded on Microfilm Roll No. 35, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Saranac Street, Mohawk Street, 67th Street, 69th Street, Manchester Road, Mandalay Road, the Alley in Block 2 La Mesa Colony, the Alley in Block 5 La Mesa Colony, the Alley in Block 8 La Mesa Colony, Public Rights of Way in Lot B, Lot 1 Block 1, and portion of alley in Block 1 closed adjoining Lot 1 and in Lot 36 La Mesa Colony, and Plat No. 2160 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 for said improvement to file said plat in the office of the City Engineer, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 100659, recorded on Microfilm Roll No. 35, for the furnishing of electric current for the lighting of street lamps on mast arms attached to poles located in Mission Beach Lighting District No. 2, together with the maintenance of mast arms, wires and lamps, for a period of one year from and including August 17, 1950, to and including August 16, 1951, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 100660, recorded on Microfilm Roll No. 35, for the furnishing of electric current for the lighting of the ornamental street lights located in Ocean Beach Lighting District No. 1, for a period of one year from and including August 14, 1950, to and including August 13, 1951, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION ORDERING WORK NO. 100661, recorded on Microfilm Roll No. 35, for the closing of Radio Station Road, as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION OF INTENTION NO. 100662, recorded on Microfilm Roll No. 35, for the furnishing of electric current for the lighting of the ornamental street lights located in Hermosa Lighting District No. One, for a period of one year from and including May 1, 1951, to and including April 30, 1952, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 100663, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of Saranac Street, Mohawk Street, 67th Street, 68th Street, 69th Street, Manchester Road, Mandalay Road, Alleys in Blocks 2, 5 and 8 La Mesa Colony, and Public Rights of Way, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100671, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 425591 for the grading and paving of the Alley in Block A Belmont, 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 Swan, adopted.

RESOLUTION NO. 100672, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 425589 for the paving and otherwise improving of the Alley in Block 20 City Heights and Block B Montclair, 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. 100664, recorded on Microfilm Roll No. 35, granting property owner (Bruce Taylor) permission to install sewers in the Alley in Block 2 Stephen's Addition, 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. 426936, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100665, recorded on Microfilm Roll No. 35, granting property owner (E. J. Hubner) permission to install a water main in University Avenue and College Avenue adjacent to Parcel "00" Lot 19 Rancho Mission of San Diego, 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. 426938, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100666, recorded on Microfilm Roll No. 35, approving diagram of the property affected or benefited by the work of improvement to be done on 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, and to be assessed to pay the expenses thereof, which said diagram has been made by the City Engineer, 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. 100667, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 424956 for the paving and otherwise improving of the Northeast and Southwest Alleys in Blocks 15 and 16 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, directing the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 98552 for the improvement of the Alley in Block 13 Point Loma Heights, directing that the necessary intersection work be done where said alleys terminate in Macaulay Street, Oliphant Street, Wawona Drive and Poe Street, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100668, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 424957 for the paving and otherwise improving of Agate 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 district heretofore ordered by Resolution No. 99825 for the improvement of portions of Dawes Street, Van Nuys Street and Archer Street, all in accordance with recommendation of the City Engineer filed in the office of the City Clerk under Document No. 427034, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100669, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 425590 for the paving and otherwise improving of Chico 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 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. 98262 for the improvement of Kendall Street, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100670, recorded on Microfilm Roll No. 35, granting petitions contained in Documents numbered 426223 and 426604, for the paving and otherwise improving of Felspar Street and Noyes Street, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district of 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 district heretofore ordered by Resolution No. 99819 for the improvement of a portion of Noyes Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100673, recorded on Microfilm Roll No. 35, granting petition for the paving and otherwise improving of the Alley in Block 44 W. P. Herbert's Subdivision, contained in Document No. 425071, 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 said improvement, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100674, recorded on Microfilm Roll No. 35, granting petition contained in Documents Nos. 378202 and 426605 for the paving and otherwise improving of the Alley in Block 11 La Jolla Strand, 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 Wincote, adopted.

RESOLUTION NO. 100675, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 425035 for the paving and otherwise improving of the Alley in Block 12 La Jolla Strand, 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 Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100676, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 425034 for the paving and otherwise improving of the Alley in Block 19 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, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100677, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 426224 for the paving and otherwise improving of the Alley in Block 77 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 Wincote, adopted.

RESOLUTION NO. 100678, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 410844 for the installation of sanitary sewers and appurtenances in portions of Blocks 363, 364, 379 and 380 Old San Diego, and in the Juan Street Addition, 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 thereof, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100679, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 426602 for the paving and otherwise improving of the Alley in Block 67 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. 100680, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 425073 for the paving and otherwise improving of the Alleys in Block 104 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 Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100681, recorded on Microfilm Roll No. 35, granting petition for the paving and otherwise improving of the Alley in Block 3 West Teralta, contained in Document No. 425072, 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 assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100682, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 424550 for the paving and otherwise improving of Beta Street, 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 to pay the costs, damages and expenses thereof, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100683, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 426603 for the paving and otherwise improving of El Carmel 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 thereof, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100684, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 426225 for the paving and otherwise improving of Jamacha 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. 100685, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 416841 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 Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100686, recorded on Microfilm Roll No. 35, granting petition contained in Document No. 425587 for the paving and otherwise improving of Thor 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 Wincote, adopted.

RESOLUTION NO. 100687, recorded on Microfilm Roll No. 35, authorizing the City Manager to issue an extra work order to Daley Corporation for deletion of C.O. #5, change in bridge railing to accommodate electrolier and installation of anchor bolts in conduit for electrolier base on bridge deck, in connection with the construction of Wabash Boulevard, Section A, at a cost of approximately \$274.00, in accordance with the recommendation of the City Manager, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100688, recorded on Microfilm Roll No. 35, approving the extra work order No. 1 issued by the Harbor Department in connection with the contract filed in the office of the City Clerk with M. H. Golden Construction Company, for the construction of Fishermen's Piers numbers 5, 6, 7 and 8 in the Commercial Basin, approved by Harbor Commission Resolution No. 905 New Series, providing for driving of approximately 255 mooring piles, at an agreed price of \$8.00 per pile, said piles to be furnished by the Harbor Department, and granting extension for completion under said contract to January 15, 1951, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100689, recorded on Microfilm Roll No. 35, authorizing and directing the City Manager to execute a modification agreement with Carroll & Foster, a co-partnership, covering certain modifications in the contract for construction of Midway Drive Sewer, Ollie Street to Crown Point, over the bridge (Document No. 425725), in accordance with terms and conditions set forth in said Agreement, the form of which is on file in the office of the City Clerk under Document No. 427248, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Petition of Thomas H. Lowery, 1028 So. 43rd Street, for special plumbing permit at 3010 Carleton Street, was presented, together with recommendations for approval from the Health Department and Assistant City Manager,

RESOLUTION NO. 100690, recorded on Microfilm Roll No. 35, granting permission to Thomas H. Lowery (Master Plumber #251) to use Type K 1-1/4" copper tubing and fittings for traps and waste lines for indirect store fixtures at 3010 Carleton Street (in lieu of 1-1/2" galvanized iron screw pipe with drainage fittings), on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Petition of Thomas H. Lowery, 1028 So. 43rd Street, for special plumbing permit at 2011 El Cajon Boulevard, was presented, together with recommendations for approval from the Health Department and Assistant City Manager.

RESOLUTION NO. 100691, recorded on Microfilm Roll No. 35, granting permission to Thomas H. Lowery (Master Plumber #251) to use Type K 1-1/4" copper tubing and fittings for traps and waste lines for indirect store fixtures at 2011 El Cajon Boulevard (in lieu of 1-1/2" galvanized iron screw pipe with drainage fittings), on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Petition of Thomas H. Lowery, 1028 So. 43rd Street, for special plumbing permit at 2850 Midway Drive, was presented, together with recommendations for approval from the Health Department and Assistant City Manager.

RESOLUTION NO. 100692, recorded on Microfilm Roll No. 35, granting permission to Thomas H. Lowery (Master Plumber #251) to use Type K 1-1/4" copper tubing and fittings for traps and waste lines for indirect store fixtures at 2850 Midway Drive, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Petition of Thomas H. Lowery, 1082 So. 43rd Street, for special plumbing permit at 3401 Adams Avenue, was presented, together with recommendations for approval from the Health Department and Assistant City Manager.

RESOLUTION NO. 100693, recorded on Microfilm Roll No. 35, granting permission to Thomas H. Lowery (Master Plumber #251) to use Type K 1-1/4" copper tubing and fittings for traps and waste lines for indirect store fixtures at 3401 Adams Avenue (in lieu of 1-1/2" galvanized iron screw pipe with drainage fittings), on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Petition of Mrs. Marian G. Sutter, 7636 La Jolla Blvd., for special sewer line permit outside the property line, to serve property at 7628 La Jolla Blvd., La Jolla, was presented, with no accompanying recommendations.

RESOLUTION NO. 100694, recorded on Microfilm Roll No. 35, granting permission to Mrs. Marian G. Sutter, 7636 La Jolla Boulevard, La Jolla, 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 east line of Lot 1 Block 15 La Jolla Park Subdivision, to point of intersection with public sewer, to serve property at 7628 La Jolla Boulevard, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4639 (New Series), recorded on Microfilm Roll No. 35, transferring \$22,000.00 from the Unappropriated Surplus in the Harbor Operating Fund to the Capital Outlay Account in the Harbor Operating Fund, and appropriating same for the purchase of tractor and automotive equipment for the use of said Department, 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---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. 4640 (New Series), recorded on Microfilm Roll No. 35, appropriating the sum of \$600.00 from the Unappropriated Balance Fund for the purpose of defraying the costs in connection with San Diego Transit Company rate case hearing, 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---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. 4641 (New Series), recorded on Microfilm Roll No. 35, appropriating the sum of \$4000.00 from the Traffic Safety Fund for the purpose of providing funds for purchase and installation of Traffic Signs at street intersections, 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. 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. The final reading of such Ordinance was in full.

ORDINANCE NO. 4642 (New Series), recorded on Microfilm Roll No. 35, appropriating the sum of \$325,000.00 from the General Fund Reserve of The City of San Diego for the purpose of providing funds for purchase of automotive and construction equipment and motorcycles for various City departments, 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. Nays---Councilmen None. Absent---Mayor Knox. 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. Nays---Councilmen None. Absent---Mayor Knox. The final reading of such Ordinance was in full.

At the hour of 11:03 o'clock A.M., the Council on motion of Councilman Godfrey, seconded by Councilman Schneider, took a recess to the hour of 3:30 o'clock P.M., this date.

Upon re-assembling, at the hour of 3:35 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.

The matter considered earlier in the meeting, and shown in these Minutes by two previous entries, for the paving and otherwise improving of Mohawk Street and 72nd Street, within the limits and as particularly described in Resolution of Intention No. 100222, was brought up again at this time.

A motion to overrule the protests was made by Councilman Wincote, seconded by Councilman Schneider, which motion carried.

A motion was made by Councilman Schneider, seconded by Councilman Wincote, to refer the proceedings to the City Attorney for preparation and presentation of the next step, which motion carried.

Resolutions for the two motions shown herein are not made a part of this this record, since there was a reconsideration later.

(See further action in the matter, in these Minutes).

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

RESOLUTION NO. 100695, recorded on Microfilm Roll No. 35, authorizing R. E. Butler, Executive Secretary, San Diego Disaster Council, and such members of the City Council as the Council shall determine to send, to attend the emergency meeting of the League of California Cities to be held in Sacramento, California, January 4th and 5th, 1951, authorizing the incurring of the necessary expenses for said trip, together with those of J. F. Fulkerson (police chauffeur), was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

The City Engineer entered the meeting, and members of the Council told him what action it had taken in connection with the hearing for the improvement of Mohawk Street and 72nd Street, stating that the protests had been overruled and the proceedings had been referred to the City Attorney for preparation and presentation (being the Resolution Ordering Work, which also calls for bids).

Members of the Council said that they had decided to follow the Engineer's suggestion to receive the bids and then determine if they should be accepted, or be thrown out if deemed to be too high.

The City Engineer and members of the Council agreed that it was an unorthodox procedure, but under the circumstances it might be a judicious action.

In continuing the discussion Councilman Schneider wondered if it would be fair to the contractors to call for bids, then reject them for no reason other than that they might be thought to be too high. Councilman Wincote agreed, and more discussion followed.

An investigation of the file indicated that proceedings had been initiated in 1946, and it was pointed out that there had probably been various changes of ownership in the interim. The possibility of throwing out all old proceedings was considered. The City Engineer asked if he would poll the district to see if the property owners wish to go ahead with the project.

On motion of Councilman Wincote, seconded by Councilman Swan, the action to overrule and deny the protests was reconsidered.

RESOLUTION NO. 100696, recorded on Microfilm Roll No. 35, continuing the hearing on the proposed improvement of Mohawk Street and 72nd Street for one week, and directing the City Clerk to notify the property owners of said continued hearing, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

(The motion at first called for the City Engineer to poll the district, but was changed to direct the clerk to notify all affected property owners by mail, the City Clerk stating to the Council that he could do so from his mailing list of property owners in the assessment district).

The City Manager requested, and was granted, unanimous consent to present the next matter for consideration, which was not shown on the Council's agenda:

RESOLUTION NO. 100697, recorded on Microfilm Roll No. 35, authorizing and directing the City Manager to execute a contract with the San Diego Veterans War Memorial Building, Inc., a corporation, for the provision of recreational facilities by the corporation for the benefit of veterans, veterans' patriotic organizations and other residents of The City of San Diego, said contract being on file in the office of the City Clerk and by him designated as Document No. 427249, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Godfrey, adjourned at the hour of 4:00 o'clock P.M.

George Kerrigan
Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *J. M. Hadistrom*
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, December 21, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held at this time, and was called to order at the hour of 10:07 o'clock A.M., by the Vice Mayor.

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 presided.

At this time the Vice Mayor awarded service pins for their twenty five years with the City, to:
Orville B. Usher, Parking Meter Serviceman;
Arlo E. Shaver, Recreation Leader IV in the Division of Recreation;
Leon F. Lewis, Power Equipment Operator in the Division of Street, Public Works Department.

In making the awards, the Vice Mayor congratulated each of the men, and thanked them for their years of service with the City and extended best wishes for their futures.

After the service awards had been made, Councilman Wincote expressed the belief that it would be better to make the presentations on Tuesdays at which time there were more people in attendance.

RESOLUTION NO. 100698, recorded on Microfilm Roll No. 35, requesting the Civil Service Department to arrange for awarding of service pins at the Tuesday meetings of the Council in the future, 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 the proposed Ordinance for incorporating portions of Blocks H and I West Hollywood, into a "C" Zone (being a re-zoning from the existing R-4 Zone), 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.

ORDINANCE NO. 4643 (New Series), recorded on Microfilm Roll No. 35, incorporating Lots 1 to 11 inclusive Block H, Lots 1 and 2 Block I West Hollywood into a "C" Zone as defined by Ordinance No. 8924 and amendments thereto, repealing Ordinance No. 116. (New Series) adopted January 3, 1933, insofar as the same conflicts, 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. 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.

Petition of property owners requesting return of deeds for dedication of street in Pueblo Lot 104 between Catalina Boulevard and Silvergate Avenue, and for revocation of Resolution No. 98093, was presented.

No explanation was made in the petition for the request.

On motion of Councilman Wincote, seconded by Councilman Godfrey, said petition was referred to the City Manager for report and recommendation.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of Incandescent and Fluorescent Lamps for a period of one year beginning December 15, 1950, recommending award to Distributors, Inc., of San Diego for the furnishing of Ken-Rad Incandescent and Fluorescent Lamps at a discount of 43% from current price schedule dated September 27, 1950, with 2% cash discount in thirty days, was presented.

The report stated that in addition to agreeing to furnish The City's requirements, the bidder has further agreed to furnish Ken-Rad Lamps at the same discount to the County of San Diego, the San Diego Unified School District, and any incorporated municipality within the County of San Diego. Said report was read to the Council.

RESOLUTION NO. 100699, recorded on Microfilm Roll No. 35, accepting the bid of Distributors, Incorporated, of San Diego, to furnish the City of San Diego's requirements for Incandescent and Fluorescent Lamps for a period of one year beginning December 15, 1950,

at a discount of 43% from current price schedule dated September 27, 1950, with a 2% cash discount in 30 days, plus sales tax, and in addition to furnish said lamps at the same discount to the County of San Diego, the San Diego Unified School District, and any incorporated municipality within the County of San Diego, 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 checks submitted by the low bidder and second low bidder, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, submitting Resolution authorizing bids for furnishing The City's requirements for its requirements of Oxygen and Acetylene Gas for a period of six months, in accordance with Specifications on file in the office of the City Clerk bearing Document No. 427257, was presented.

RESOLUTION NO. 100700, recorded on Microfilm Roll No. 35, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of the City's requirements for Oxygen and Acetylene Gas for a period of six months beginning January 1, 1951 and ending June 30, 1951, and including an option to allow The City to extend the contract for an additional six month period should budgetary or other reasons make such an extension desirable, in accordance with specifications on file in the office of the City Clerk bearing Document No. 427257, was on motion of Councilman Scheider, seconded by Councilman Dail, adopted.

Communication from the City Manager reporting on petition of Chester H. Tucker for permission to start annexation proceedings for Del Mar Terrace, and referring to a similar petition filed by W. E. Roberts in October, 1946, which was denied, and recommending for various reasons that the petition of Mr. Tucker be also denied, was presented.

The communication stated that a copy thereof had been forwarded to the petitioner at Box 401 Route #1 Del Mar, California.

RESOLUTION NO. 100701, recorded on Microfilm Roll No. 35, denying petition of Chester H. Tucker, Box 40 R. 1 Del Mar, for permission to start annexation proceedings, as provided by the Annexation Act of 1913, for a portion of Lots 1, 2 and 3 of Section 25 and the south 26 acres of the southeast quarter of the southwest quarter of Section 24 Township 14 South, Range 4 West, S.B.M., as recommended by the City Manager, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the City Manager reporting on petition for provision by the City of drainage facilities in Cosgrove Park, attaching copy of letter from the Public Works Director, stating that the area has been inspected by the Director of Public Works who advises that the streets are in good condition and well drained, that there is no widespread damage to any of the streets or drainage facilities installed under supervision of the City Engineer, also advising that no responsibility rests on the City for any defects on privately-owned land, that any damage caused by storm waters such as loss of foundations, retaining walls, top soil or landscaping is entirely the responsibility of the land owners or the original subdivider, was presented and read. Also read to the Council was the petition upon the report was being made.

The City Attorney stated that the alleged damage was caused as a result of terracing of the property.

The City Manager said he would like to be able to prevent construction of homes in certain areas, which are likely to be flooded out or damaged by storm water, but that the City cannot take such action because it does not have such broad powers.

Councilman Wincote suggested that ice plant slips might be distributed for planting, at a nominal cost, to prevent erosion and flow of water.

The City Manager said he would be glad to look into Mr. Wincote's suggestion, and asked that the matter be referred back to him, so that he might report thereon.

During the discussion, it was proposed to refer the matter to Council Conference regarding improvements in subdivisions, and the establishment of more stringent regulations. The Deputy City Clerk informed the Vice Mayor that the entire subject of improvements in subdivisions, and the matter of contracts for the completion thereof where not finished at the time of filing the final map, had already been referred to Conference, which information the Vice Mayor relayed to the Council.

On motion of Councilman Schneider, seconded by Councilman Wincote, the file was referred back to the City Manager for further investigation and report.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of Redwood Village Unit No. 3, subject to posting of an adequate bond to insure the installation of the required improvements.

The Planning Director made a verbal report, and showed a plat of the area to be subdivided, as well as the subdivision plan.

There was some discussion about the contract and bond for completion of the unfinished improvements, and the Planning Director said the recommendation was being made in conformity with existing ordinance and regulations, and felt that the Council was obliged to approve the subdivision.

Councilman Wincote expressed the belief that it was within the discretion to require completed improvements, or to permit the filing of the Final Map before completion, subject to the entering into of a contract therefor and the posting of a bond.

The Planning Director said that the subdivision under discussion had been passed by the Planning Department.

RESOLUTION NO. 100702, recorded on Microfilm Roll No. 35, 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 partnership, for the installation and completion of the unfinished improvements and the setting of the monuments required for Redwood Village 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 Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100703, recorded on Microfilm Roll No. 35, adopting Map of Redwood Village Unit No. 3 and accepting the public streets, abutters' rights and access rights to certain streets and unnamed easements therein and rejecting the dedication for public street of the land shown thereon as "reserved for future street", being a portion of

Parcel "00" of Lot 19 of Rancho Mission of San Diego, according to the Partition Map thereof as shown in Case No. 12524 of the Superior Court of the State of California, finding it in the manner and form prescribed by law and conforms to the surrounding surveys, that said map and the subdivision of land shown thereon is allowed, that the Council accepts on behalf of the public Robin Street, Page Street, Glade Street, Rowe Street, Bly Street, Hasty Street, Dwight Street, Hersey Street, Sparling Street, Streamview Drive, Thorn Street, including any and all abutters' rights and access rights in and to portion of College Avenue adjacent and contiguous to Lots 443, 444 and 445 inclusive, and portion of Streamview Drive adjacent and contiguous to Lots 445 and 365 inclusive, authorizing and directing the Clerk to endorse upon said map, as and for the act of the Council, that said streets, abutters' rights and access rights and unnamed 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 Godfrey, adopted.

Communication from William F. Knowland, member of the United States Senate, accepting thanks for copy of the civil defense resolution recently adopted by the Council, transmitting copy of Senate Civil Defense Bill S. 4219, was presented.

It was suggested, at first, that the matter be referred to the City Manager.

On motion of Councilman Schneider, seconded by Councilman Wincote, the Senator's letter and the Bill referred to were ordered filed, inasmuch as it was pointed out that it would be available in the City Clerk's office for anyone who wished to read it.

RESOLUTION NO. 100704, recorded on Microfilm Roll No. 35, accepting bid of Ets-Hokin & Galvan for the installation of traffic signals and safety lighting on Wabash Boulevard, Section A, declaring the same to be the lowest bid received, rejecting all other bids received, awarding contract for the total estimated sum of \$46,664.00 and directing the City Manager to execute the same upon the execution, delivery, filing and approval of the bonds required thereunder, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100705, recorded on Microfilm Roll No. 35, rescinding former action of rejection for a public street and portion of the land shown on the Cosgrove Mesa Subdivision Map as "Reserved for Street Purposes" lying in, over and across Lots 10 to 21 inclusive, accepting on behalf of the public said land shown "Reserved for Street Purposes", as a public street and dedicating the same to the public use and for a public street, and naming the same "Brockbank Place, authorizing and directing the City Clerk to record in the Office of the County Recorder a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100706, recorded on Microfilm Roll No. 35, authorizing extra work order No. 1, amounting to an increase of \$1,707.52, which concerns the work being done under the Bonita Pipe Line Replacement, Contract Document No. 419881, with Carroll and Foster, a co-partnership, in accordance with the recommendation of the City Manager, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said pipeline replacement is for an area between 8th Street, East of National City to 30th Street and Broadway, San Diego.

Accompanying said Resolution was copy of said extra work order, and communication from the Hydraulic Engineer, addressed to the Water Department Director, recommending such action, forwarded to the Council with the stamps of approval from the Water Dept. Director and Assistant City Manager.

RESOLUTION NO. 100707, recorded on Microfilm Roll No. 35, approving extra work orders numbered 33 to 36 inclusive amounting to an increase of \$1,700.69 and change orders numbered 29 to 32 inclusive amounting to a decrease of \$371.04, or a total net increase of \$1,329.65, all of which said change and extra work orders concern the work being done under Alvarado Filtration Plant, Specification 11, Document No. 402979, and are contained in Document No. 427246, in accordance with recommendation of the City Manager, referring to contract with M. H. Golden Construction Company for construction of the Alvarado Filtration Plant, Specification 11, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Accompanying said Resolution were copies of said change and extra work orders, and communication from the Hydraulic Engineer, addressed to the Water Department Director, recommending such action, forwarded to the Council with the stamps of approval from the Water Dept. Director and Assistant City Manager.

RESOLUTION NO. 100708, recorded on Microfilm Roll No. 35, authorizing change order No. 1 concerning contract with R. E. Hazard Contracting Company for the landscaping of the area adjacent to Veterans Building in Balboa Park on file in the office of the City Clerk under Document No. 425402, resulting in a decrease in contract price of \$869.58, as more particularly described in said change order No. 1 to said contract on file with the City Clerk under Document No. 427262, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Accompanying said Resolution was copy of said change order, and communication from the R. E. Hazard Contracting Co., addressed to the City Engineer, and forwarded to the City Council.

The City Manager made a verbal explanation of the change which was involved in the installation of the watering system.

RESOLUTION NO. 100709, recorded on Microfilm Roll No. 35, requesting the Registrar of Voters, under the direction and supervision of the City Clerk to examine and verify signatures on nominating petitions, negotiate and secure locations for polling places and secure the services of

of four persons for each precinct to serve as members of the various precinct boards, and furnish a list of same for filing in the office of the City Clerk; prepare and furnish for each election three copies of the Index to the Great Register, together with supplements thereto; address for each election the envelopes necessary to mail sample ballots to the registered voters of the City, said envelopes to be furnished by the City Clerk; insert the same ballots and other printed matter into envelopes for mailing; assemble the election material and supplies into the ballot bags for delivery to the various precincts; make all necessary arrangements for the delivery and pick up of chairs, tables and booths and for the delivery of the ballot bags for the various precincts; make all necessary arrangements for use of various schools for ballot bag delivery depots, including the securing of the necessary personnel to man such depots; make arrangements for answering the telephone between 6:30 o'clock A.M. and 8:00 o'clock A.M.; receive election returns and supplies and arrange for issuance of bulletins of the returns on election night; sort and assemble the election material and supplies in preparation for the canvass of the election returns; canvass the returns of the elections; providing for deposit of \$12,000.00 in the County Clerk's trust fund of the County of San Diego, which amount is deemed to be 10% in excess of the estimated cost of the services requested of the County of San Diego; requesting the Board of Supervisors of the County of San Diego to adopt a resolution concurring in the proposals and procedure; all in connection with the Primary Election to be held on the 13th day of March and the Municipal General Election to be held on the 17th day of April, 1951, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100710, recorded on Microfilm Roll No. 35, determining that the compensation to be paid to the members of the precinct boards for the municipal primary and municipal general elections to be held in March and April, 1951, to be \$10.00 for each of said members, that the compensation to be paid for use of each polling place is fixed and established at \$7.00, compensation to be paid to the person delivering the ballot bag is fixed and established at \$1.00, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The Vice Mayor told the Council that he had been informed by the City Clerk that he will have to ask for \$15,000.00 extra for the 1951 elections, and the Clerk said to the Council that \$3,000.00 of the election fund had been spent for the special election which was combined with the County and State Election on November 7, 1950. He said, further, that persons to work on the precinct boards cannot be obtained for less than the amount determined in Resolution No. 100709, just adopted. Councilman Wincote said that he thought citizens ought to be willing to work, in the matter of public interest, without charge.

RESOLUTION NO. 100711, recorded on Microfilm Roll No. 35, allowing bill of San Diego City and County Convention Bureau, Inc., bearing date of December 18, 1950, in the sum of \$1,058.56 for expenses incurred, as approved by the Advertising Control Committee, authorizing a requisition to be drawn on the Advertising and Publicity Fund of The City of San Diego for the fiscal year 1950-1951 for said sum, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100712, recorded on Microfilm Roll No. 35, accepting deed of James A. Lamport and Hallie D. Lamport, bearing date November 17, 1950, conveying portions of Lots 1, 2, 3, 4, 5, 6 Block 21 Western Addition, 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, 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.

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

RESOLUTION NO. 100713, recorded on Microfilm Roll No. 35, declaring the following intersections of streets to be "Intersection Stops":
 Imperial Avenue and 32nd Street, affecting all four directions of traffic;
 Imperial Avenue and 47th Street, affecting all four directions of traffic;
 authorizing the installation of the necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The City Manager brought up the matter of the proposed Charter amendment in connection with the fixing of salaries of employees, as recommended by him, to provide a method whereby changes in salary schedules could be made at times other than as now specified.

RESOLUTION NO. 100714, recorded on Microfilm Roll No. 35, authorizing and directing the City Attorney to take the necessary steps to provide for placing upon the ballot in the 1951 Spring election of a proposition to provide a method for changes in schedules of compensation of City employees at times other than as now specified, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The City Manager brought up the matter of proposed Charter amendment regarding Police officers and Firemen injured in line of duty. He said that there are two classifications of employment affecting such cases, and stated that provision should be made for the treatment of all alike. He explained the workings of the present system, which he felt was not a good one, although the end could be accomplished.

RESOLUTION NO. 100715, recorded on Microfilm Roll No. 35, referring to Council Conference the matter presented verbally by the City Manager at this meeting, in connection with Charter amendment to provide for like treatment of all Police officers and Firemen injured in line of duty, which matter shall be presented to said Conference, by the City Manager, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Councilman Wincote brought up for discussion the matter of pensions and retirement, and said that while pensions and retirement are provided for the purpose of inducing public employees to remain in municipal service, many are withdrawing their contributions and leaving, going to private employment where they will benefit by Social Security. He thought it would be well to consider that phase of the pension and retirement problem, with the idea of converting from the Municipal Employees Retirement System to Social Security. Mr. Wincote suggested that discussion be held on that subject, in connection with the matter referred to Conference by Resolution No. 100715 adopted at this meeting.

RESOLUTION NO. 100716, recorded on Microfilm Roll No. 35, referring to Council Conference to be held on Tuesday, January 9, 1951, the matter of pensions and retirement, including comparison of the Municipal Employees Retirement System with Social Security and State Retirement System, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The City Manager presented a communication submitting plans prepared by the State Highway Department showing the proposed construction of a channelized intersection at Pacific Highway and De Anza Cove Road which is located in the northeastern corner of Mission Bay largely on State Park property.

The Planning Director explained in detail the improvement and method of financing thereof, in line with the City Manager's letter which states that \$19,500.00 worth of work will be on the State Park property and that said amount will be requested from the State Park and Beach Commission and Director of Public Works for the State of California out of the fund originally established at \$100,000.00, that the State Highway Department will pay \$24,500.00 on the cost and the City of San Diego will need to make up the difference of some \$5,000.00.

RESOLUTION NO. 100717, recorded on Microfilm Roll No. 35, adopting the recommendation of the City Manager submitting plans prepared by the State Highway Department showing the proposed construction of a channelized intersection at Pacific Highway and De Anza Cove Road, located in the northeastern corner of Mission Bay largely on State Park Property, as contained in Document No. 427312, authorizing and directing the City Attorney to prepare and present the necessary Resolution to carry said plan into effect, including the matter of financing the project as set forth in said document, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Swan, at the hour of 11:00 o'clock A.M.

George Kerrigan
 Mayor of The City of San Diego, California
Vice

ATTEST:
 FRED W. SICK, City Clerk

By *Al M. Hadstrom*
 Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, December 26, 1950

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

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

In the absence of the Mayor, the Vice Mayor acted as Chairman.

The Minutes of the Regular Meetings of Tuesday, December 19, 1950, and of Thursday, December 21, 1950, were presented to the Council by the Clerk. On motion of Councilman Schneider, seconded by Councilman Swan, said Minutes were approved without being read, after which they were signed by the Vice Mayor.

The Vice Mayor welcomed four members of Columbian Squires, Jr. organization of the Knights of Columbus who were present at the meeting, and invited them to arise so the members of the Council could know who they were.

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 147 University Heights, and the Alleys in Block 126 University Heights, within the limits and as particularly described in Resolution of Intention No. 99967, 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 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. 427389;

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. 427390;

The bid of Carroll & Foster, accompanied by bond written by Maryland Casualty Company in the sum of 10% of amount of bid, which bid was given Document No. 427391.

Thereupon, 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 paving and otherwise improving of Copley Avenue, within the limits and as particularly described in Resolution of Intention No. 99968, 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 Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of six hundred dollars, which bid was given Document No. 427392;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of six hundred dollars, which bid was given Document No. 427393;

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. 427394;

The bid of Griffith Company, accompanied by bond written by National Surety Company in the sum of five hundred forty dollars, which bid was given Document No. 427395;

The bid of Cox Bros. Construction Co., accompanied by bond written by Great American Indemnity Company of New York in the sum of six hundred dollars, which bid was given Document No. 427396.

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 Fortuna Avenue, within the limits and as particularly described in Resolution of Intention No. 99969, 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 two thousand dollars, which bid was given Document No. 427397;

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 five hundred dollars, which bid was given Document No. 427398;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of twenty one hundred dollars, which bid was given Document No. 427399;

The bid of Cox Bros. Construction Co., accompanied by bond written by Great American Indemnity Company of New York in the sum of two thousand dollars, which bid was given Document No. 427400;

Thereupon, on motion of Councilman Wincote, 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 Landis Street, Roselawn Avenue and Public Right of Way, within the limits and as particularly described in Resolution of Intention No. 99970, 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 twenty two hundred dollars, which bid was given Document No. 427401;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation, in the sum of two thousand dollars, which bid was given Document No. 427402;

The bid of John B. Henry, accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of two thousand five hundred dollars, which bid was given Document No. 427403;

The bid of Cox Bros. Construction Co., accompanied by bond written by Great American Indemnity Company of New York in the sum of twenty one hundred dollars, which bid was given Document No. 427404;

The bid of William M. Penick & 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 thousand five hundred dollars, which bid was given Document No. 427405;

The bid of Carroll & Foster, accompanied by bond written by Maryland Casualty Company in the sum of 10% of amount of bid, which bid was given Document No. 427406.

Thereupon, 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 paving and otherwise improving of Thomas Avenue, within the limits and as particularly described in Resolution of Intention No. 99971, 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 Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of one thousand two hundred dollars, which bid was given Document No. 427407;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of twelve hundred dollars, which bid was given Document No. 427408;

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 hundred dollars, which bid was given Document No. 427409;

The bid of Griffith Company accompanied by bond written by National Surety Corporation in the sum of eleven hundred dollars, which bid was given Document No. 427410;

The bid of Cox Bros. Construction Co., accompanied by bond written by Great American Indemnity Company of New York in the sum of eleven hundred dollars, which bid was given Document No. 427411.

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 paving and otherwise improving of Mohawk Street and 72nd Street, within the limits and as particularly described in Resolution of Intention No. 100222, which hearing had been continued until this time from the meeting of December 19, 1950, the City Engineer made a verbal report in which he said that there is a majority protest (including the protests received subsequent to the December 19 hearing).

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, in protest:

Mrs. Ethel King, who said that the cost would be too great, and that the petition had been misrepresented to her;

Mrs. Lillian DeRose, who said that she wants no work done at this time;

Mrs. John Haslam, who said that there is now a protest of over 50% due to the expense, and that it was the understanding that the whole area was to be included in the improvement, which is not the case;

Lowell Sessions, who referred to the expense;

Edmund J. Baum, who said that the price is too high, that he would get an area assessment for which he would receive no improvement;

Mrs. Ruth Montijo, who does not want the improvement.

RESOLUTION NO. 100718, recorded on Microfilm Roll No. 35, sustaining all appeals, both verbal and written, against the proposed paving and otherwise improving of Mohawk Street and 72nd Street, within the limits and as particularly described in Resolution of Intention No. 100222, abandoning the proceedings heretofore taken for said proposed improvement, 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 protest of residents regarding the previously-granted zone variance for erection and operation of radio towers at the southerly termination of 63rd Street and Seminole, to Lynn Boyd and others, in connection with appearance of the premises, for reports in connection with the agreed-upon landscaping etc., which was to have been done, the Planning Director said that he had received no reply to his letter directed to Clinton D. McKinnon (one of the parties to whom the zone variance was granted) and suggested that a proposal be received from the new owner in connection therewith.

Charles Salik, present owner of the broadcasting station KCBQ, whose towers and grounds attached thereto are in question, spoke. Mr. Salik said that the property has been leveled, and that the corral has been removed from the premises. He said that he will level the grounds each 6 months. The cost of the leveling was \$200.00, and \$150.00 will be the approximate cost of doing similar work each 6 months. He said that houses cannot be erected on the premises, as apparently it was the intention of the original permittee to do. Mr. Salik said that he had waited to hear from the protestants, but that no one had made any effort to contact him, and that he does not know what they want done.

The Planning Director reported on the original zone variance, and quoted therefrom.

Mr. Salik that hedges have been planted, and that they are slow-growing, so that it will be a matter of years before they make any showing. He said, also, that if the property were to be surrounded by hedges, such planting would have little effect.

Mr. Rick said that Mr. McKinnon had said, at the time of the zone variance, that the ground would be kept moist for the landscaping what it was proposed to install, which would help the copper groundwork.

Mr. Salik said that planting would cause complications. He said that the station works on a FCC pattern, and he thought that the FCC would not grant permission to make changes.

The Vice Mayor said he felt that the occupants of the property in question should be good neighbors, and that he believed that they wished to be such.

E. Earl Allen spoke regarding previous protest at the time of granting the zone variance, and the verbal agreement for improvement of the property. He said that the leveling of the land is no beautification. He said that agreement to improve, made 5 years ago, has not been carried out. Mr. Allen said that the owners should go further than level the ground.

The Vice Mayor suggested continuance for both sides of the controversy to get together.

Mr. Allen said that it is a question of the owners doing certain things, or if the towers will be removed for failure to comply with agreement for beautification.

Mr. Salik said he has been willing, for two weeks, to get together with objectors, but that no approach has been made. He said, also, that removal of the towers was not feasible.

The Vice Mayor suggested a continued period of from 4 to 6 weeks, to give opportunity to work out the matter.

Councilman Wincote said that Mr. Salik is an innocent third party. He said that a mistake had been made by the Council by not retaining the original drawings of the landscaping at the time the zone variance was granted.

The City Attorney said that the Council cannot force removal of the towers. (He made the same statement at the informal hearing held two weeks ago). He said that the Council could not now require landscaping, because there is no definite plan submitted to which to hold the owners.

Councilman Godfrey entered the meeting at this time.

Councilman Dail moved to refer the matter to the Planning Director, so that the parties might get together, and that he report back to the Council, which motion was seconded by Councilman Schneider. (The vote was not taken at this time).

Mr. Salik said that no protests had ever been made to him on the appearance of the premises. He said he would do all that is reasonable.

The Chairman stated the motion, in which he mentioned the matter of 4 weeks in connection therewith. He was corrected by Councilman Dail who said that was not a part of the motion. The question was called for, resulting in

RESOLUTION NO. 100719, recorded on Microfilm Roll No. 35, referring to the City Planning Director the matter of protest against previously-granted zone variance for erection and operation of radio towers in the vicinity of 63rd Street and Seminole Drive, so that the parties on both sides might get together, after which the Planning Director is to report back to the Council, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

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

Communication from the Superintendent of Streets, bearing the stamps of approval of the Director of Public Works and of the City Manager, recommending granting petition of Aubrey M. Davis for the closing of portions of Vermont Street, Hendricks Avenue and alleys in University Heights, more particularly set forth therein, together with signatures of the record owners at the time the petition was presented (the land now being under one ownership), for development of the area by a large retail store (Sears Roebuck) which will also require off-street parking, was presented.

The City Attorney made a verbal report, and said that his office would handle the various steps of the complex matter, which includes other matters than the closings. He recommended approval of the report and reference to his office.

RESOLUTION NO. 100720, recorded on Microfilm Roll No. 35, approving the recommendation of the Superintendent of Streets, Director of Public Works, and City Manager for the closing of portions of Vermont Street, Hendricks Avenue and Alleys in University

Heights, contained in communication dated December 22, 1950, as petitioned for under Document No. 417960, and referring the same to the City Attorney for the preparation and presentation of the necessary papers in connection therewith, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Petition of T. N. Faulconer, 1310 Rosecrans Street, for realignment of Bow Avenue, on Point Loma (re-named "Gage Drive" from Talbot Street to Dupont, in order that improvements might be undertaken, was presented.

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

Councilman Godfrey was excused from the meeting at this time.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing penetration paving asphalt and emulsified asphalt, was presented.

RESOLUTION NO. 100721, recorded on Microfilm Roll No. 35, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing The City of San Diego with its requirements of 85-100 penetration paving asphalt and emulsified asphalt for a 6-months period beginning January 15, 1951 and including an option to allow the City to extend the contract for an additional six months should budgetary or other reasons make such extension desirable, in accordance with Specifications on file in the office of the City Clerk under Document No. 427418, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Manager reporting on request of Mrs. H. H. Fout, Marott Hotel, Apt. 206, Indianapolis, Indiana, for a bell from the Civic Center Christmas tree, stating that the Chamber of Commerce (owners of the decorations) has advised that they are being retained for use in succeeding years, 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 communications from El Cajon Boulevard Civic Association, signed by Dolphin T. Westmoreland, and from Harry Warburton, regarding need for widening El Cajon Boulevard east of 52nd Street, and attaching copies of his replies which state that the City committee will appear before the Senate Interim Committee to stress the importance of the improvement, and that the Division Engineer of the State Highway Department will appear to urge widening portion of the boulevard easterly of College Avenue, was presented.

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

Communication from the City Manager recommending installation of 5 overhead street lights, was presented.

RESOLUTION NO. 100722, recorded on Microfilm Roll No. 35, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Seminole Dr. S/O El Cajon Blvd., Pole 77467;
Virginia at Stanley Street;
Catherine Street at Stanley Street;
Seminole Drive at Stanley Street; and
Seminole Drive N/O Stanley Street, Pole P-175665;

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

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending granting petition of Josephine King, owner of a portion of Lot 7 La Mesa Colony and of the subdivision of El Cerrito Terrace now in process of development, from R-1 to R-4, 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 Planning Director, recommending re-approval of the Tentative Map of Cliffside Tract, a subdivision of portion of Block 16, and Blocks 17 and 18 Bird Rock Add., previously approved, with minor amendments regarding curb and alternate type of pavement, subject to 7 conditions, was presented.

RESOLUTION NO. 100723, recorded on Microfilm Roll No. 35, re-approving the Tentative Map of Cliffside Subdivision, subject to 7 conditions stated therein, was on motion of Councilman Dail, seconded by Councilman Dail, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 2 sections of the Subdivision Ordinance in connection with Tentative Map of Vista La Playa, and approval of the Tentative Map subject to 8 conditions (being a subdivision of 5 lots located on the ridge of Point Loma north of Coronado Vista, fronting on Gage Drive, was presented.

RESOLUTION NO. 100724, recorded on Microfilm Roll No. 35, suspending Sections 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of Vista La

Playa, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100725, recorded on Microfilm Roll No. 35, approving the Tentative Map of Vista La Playa, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from C. W. Anderson, 6049 Estelle Street, and others, protesting statement from the Griffith Co., in connection with assessment for improvement of College Avenue and other streets (appeals having been overruled and denied by the Council and the Assessment confirmed on December 5, 1950), was presented.

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

Communication from Housing and Home Finance Agency, Public Housing Administration, by E. Stanton Foster, Field Office Director, Room No. 401 Rives-Strong Building, 112 West 9th Street, Los Angeles 15, acknowledging receipt of Council Resolution requesting transfer of housing known as Project Development No. CAL-V-4568 with 400 units on December 19, 1950, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said communication was ordered filed.

Copy of application of Clayton Eslinger & Freddie L. Allen, doing business as San Diego-Campo Bus Line, 6784 Akins Avenue, San Diego 14, California, addressed to the Public Utilities Commission of the State of California, for certificate of public convenience and necessity to operate a passenger stage service, including incidental baggage and express between San Diego and Fletcher Hills, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, said application copy was referred to the City Manager.

Communication from the State Highway Engineer transmitting relinquishment of portion of Road XI-S.D. 77-S.D., in the City of San Diego, to the City of San Diego (revesting in the City as a City street portion of State highway relinquished), was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, said matter was referred to the City Manager.

Communication from Water Pollution Control Board, San Diego Region #9, by Harold E. Miller, executive officer, requesting appointment of 3 City representatives to "The Metropolitan Sewage Planning Committee", was presented.

On motion of Councilman Wincote, seconded by Councilman Dail, the matter was referred to the City Manager for submission by him of 3 names to the Council.

RESOLUTION NO. 100726, recorded on Microfilm Roll No. 35, directing notice of filing of the Street Superintendent's Assessment No. 1977 made to cover the costs and expenses of the work done upon the paving and otherwise improving of the East & West Alley in Block 109 University Heights, and a portion of Kansas Street, within the limits and as particularly described in Resolution of Intention No. 96928, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100727, recorded on Microfilm Roll No. 35, directing notice of filing of the Street Superintendent's Assessment No. 1978 made to cover the costs and expenses of the work done upon the paving and otherwise improving of portions of Thomas Avenue and Lamont Street, within the limits and as particularly described in Resolution of Intention No. 96931, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100728, recorded on Microfilm Roll No. 35, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of portions of Waverly Avenue and Colima Street, approving Plat No. 2227 showing the exterior boundaries of the district to be included in the assessment for the work and improvement of said streets, 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 Swan, adopted.

RESOLUTION NO. 100729, recorded on Microfilm Roll No. 35, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the street lamps on mast arms attached to poles located in Mission Beach Lighting District No. 2, and the maintenance of said mast arms, wires and lamps, for a period of one year from and including August 17, 1950, to and including August 16, 1951, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100730, recorded on Microfilm Roll No. 35, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in Ocean Beach Lighting District No. 1, for a period of

one year, from and including August 14, 1950, to and including August 13, 1951, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

RESOLUTION ORDERING WORK NO. 100731, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of the Alleys in Block 18 Point Loma Heights, within the limits and as particularly described in Resolution of Intention No. 100220, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 100732, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of the Alley in Block 317 Reed and Daley's Addition, 29th Street, Public Rights of Way in said Block 317, the Alley in Block 281 San Diego Land and Town Company's Addition, Public Rights of Way in said Block 281, 28th Street, and Franklin Avenue, within the limits and as particularly described in Resolution of Intention No. 100221, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 100733, recorded on Microfilm Roll No. 35, for the furnishing of electric current for the lighting of the ornamental street lights located in La Jolla Shores Lighting District Number One, for a period of one year from and including September 15, 1950, to and including September 14, 1951, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 100734, recorded on Microfilm Roll No. 35, for the furnishing of electric current for the lighting of the ornamental street lights located in Midway Drive Lighting District Number One, for a period of one year from and including October 1, 1950, to and including September 30, 1951, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 100735, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of Waverly Avenue and portions of Colima Street, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100736, recorded on Microfilm Roll No. 35, adopting the recommendation of the City Engineer, under Document No. 426778, and authorizing said City Engineer to amend proceedings for improvement of the Alley in Block 12 City Heights Annex No. 1 Resubdivision of Blocks 3, 6, 9 and 12, and the Alley in Block 3 City Heights Annex No. 2 Resubdivision of Blocks 3, 6, 9 and 12, and a portion of Landis Street, in accordance with said recommendation, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100737, recorded on Microfilm Roll No. 35, adopting the recommendation of the City Engineer, under Document No. 427123, and authorizing said City Engineer to amend proceedings for improvement of the Alley in Block 253 University Heights, and a portion of Myrtle Avenue, in accordance with said recommendation, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100738, recorded on Microfilm Roll No. 35, adopting recommendation of the City Engineer under Document No. 427011, rescinding Resolutions numbered 96757 and 98205, and abandoning all proceedings thereunder (the project is the improvement of Cape May Avenue, although the Resolution does not so state), was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100739, recorded on Microfilm Roll No. 35, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands in the City to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the paving and otherwise improving portion of Brighton Avenue, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100740, recorded on Microfilm Roll No. 35, adopting recommendation of the City Engineer under Document No. 427122, authorizing said Engineer to amend the proceedings for the improvement of portions of Hancock Street and Clayton Street in accordance with said recommendation, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100741, recorded on Microfilm Roll No. 35, granting petition for change of grade on Clove Street, between Fenelon Street and Garrison Street, directing the City Engineer to furnish a map showing said change of grade, between a line parallel to and distant 170 feet southwesterly from the northwesterly prolongation of the southwesterly line of Fenelon Street and a line parallel to and distant 187.5 feet northeasterly from the northwesterly prolongation of the northeasterly line of Garrison Street, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100742, recorded on Microfilm Roll No. 35, adopting the recommendation of the City Engineer under Document No. 427139, directing the City Engineer to furnish a map showing a change of grades on Electric Avenue, between the northwesterly line of Gravilla Street and the northerly termination of Electric Avenue at La Jolla Boulevard and Tyrian Street, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100743, recorded on Microfilm Roll No. 35, authorizing the Superintendent of Streets to grant Al E. Riley a six week's extension of time for the completion of the contract for the improvement of the Alley in Block 62 Ocean Beach, in accordance with his recommendation filed in the office of the City Clerk under Document No. 427092, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100744, recorded on Microfilm Roll No. 35, approving the change and extra work order No. 8, dated November 30, 1950, filed with the City Clerk as Document No. 427420, in connection with contract between The City of San Diego and G. R. Handy for construction of Fire Station No. 17, amounting to a net increase in the contract price of \$54.75, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100745, recorded on Microfilm Roll No. 35, authorizing and empowering the City Manager to execute a lease agreement with Gibbs Flying Service, Inc., for a term of 2 years commencing August 5, 1950, on terms and conditions and for consideration as set forth in form of lease filed in the office of the City Clerk under Document No. 427426, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Said Resolution recites that Resolution No. 97800 authorized the City Manager to execute a lease with Gibbs Flying Service Inc. for the administration building at Montgomery Field in the form of lease filed in the office of the City Clerk under Document No. 416946, but that no such lease was executed and subsequently it became desirable to accept the services of an Airport Manager as required by the State of California Civil Defense Plan for Civil Aviation in lieu of the \$100.00 per month provided for in said form of lease.

The City Manager made a verbal explanation of the matter, in which he stated that the original lease had been lost somewhere between his office and the office of the lessee, and had therefore never been executed, and that said Resolution No. 100745 was in lieu thereof.

RESOLUTION NO. 100746, recorded on Microfilm Roll No. 35, authorizing Mabel T. Norton, Nurse Education Consultant in the City Health Department, to attend the training institute of the National Security Resources Board, for a period of one week beginning February 11, 1951, and to incur the necessary expenses therefor, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Accompanying said Resolution was a communication from J. B. Askew, M.D., Director of Public Health, addressed to the City Manager and forwarded to the Council with the City Manager's stamp of approval, recommending attendance in connection with the National Security Resources Board training institute to provide for adequate service to victims of atomic disaster.

ORDINANCE NO. 4644 (New Series), recorded on Microfilm Roll No. 35, appropriating the sum of \$3,000.00 out of the Capital Outlay Fund for the purchase of a filter at the Municipal Swimming Pool 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, Dail, Godfrey. Nays--Councilmen None. Absent---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, 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 next matter of business not listed on the Council's agenda:

The City Manager filed with the Council, and distributed a copy thereof to each member of the Council present a brochure entitled "San Diego Needs Highways, a Report to the Senate Interim Committee". He asked the City Planning Director about it.

The City Planning Director said that the report had been prepared for his office by Harry Haelsig, Assistant Planning Director, and told of the work which had gone into it.

The Vice Mayor said that a tremendous amount of overtime and work had been put into the project by Mr. Haelsig, and said that he deserved much credit.

Councilman Schneider suggested a vote of thanks to Mr. Haelsig by the Council.

RESOLUTION NO. 100747, recorded on Microfilm Roll No. 35, expressing the appreciation of members of the City Council to Harry Haelsig, Assistant Planning Director, for the outstanding piece of work accomplished by him in the preparation of the brochure entitled "San Diego Needs Highways", a report to the Senate Interim Committee, and the many hours of overtime required therefor, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Councilman Godfrey returned to the meeting at this time.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Dail, at the hour of 11:30 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

George Kerrigan
Mayor of the City of San Diego, California.

Deputy.

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, December 28, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held at this time, and was called to order at the hour of 10:14 o'clock A.M., by the Vice Mayor.

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

Communication from the County Clerk and ex officio Clerk of the Board of Supervisors, transmitting copy of Resolution of the Board of Supervisors of San Diego County, requesting that the Council authorize and direct the cancellation of all assessments of San Diego Lighting District No. 4 levied against Lots 9 and 10 Block 6 of Culverwell's Addition (Assessment Nos. 318 and 319), was presented.

Councilman Wincote thought the matter ought to be referred to Conference, inasmuch as similar matters in connection with requests for exemption of the County of San Diego for paying improvement assessments had been so referred.

The City Attorney said that if the County does not pay the assessments, the City will.

The City Manager stated that consideration had been given to the question, which had been discussed with the County's Administrative Officer, and said that the request is in accordance with County policy.

Inasmuch as there appeared to be no action which needed to be taken by the Council, the communication and Resolution copy were, on motion of Councilman Schneider, ordered filed.

Communication from the City Manager reporting on offer of Russell Segal to dedicate a 10-foot strip of land along Federal Boulevard and Euclid Avenue for the widening of those streets, stating that the Planning Commission is in favor of accepting the offer and that he recommends that it be accepted and the Properties Department be instructed to proceed with the acquisition of the dedication, was presented.

RESOLUTION NO. 100748, recorded on Microfilm Roll No. 35, adopting the recommendation of the City Manager for acceptance of the offer of Russell Segal to dedicate a 10-foot strip of land along Federal Boulevard and Euclid Avenue for widening, authorizing and directing the City Properties Department to proceed with the acquisition of said dedication, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the City Manager reporting on petition for installation of Parking Meters in the 2700 block on Kettner Boulevard, stating that they have been installed as of December 4, 1950, was presented.

On motion of Councilman Swan, seconded by Councilman Wincote, said communication and the petition upon which it reported, were ordered filed.

Communication from the City Manager reporting on communication from the Water Pollution Control, San Diego Region No. 9 requesting appointment of 3 representatives from the Planning, Engineering and Water Departments to serve on The Metropolitan Sewage Planning Committee, submitting the names of: Glenn A. Rick, Planning Director; A. K. Fogg, City Engineer; William Brown, Engineer, Water Department, was presented.

RESOLUTION NO. 100749, recorded on Microfilm Roll No. 35, appointing as representatives of the City of San Diego on The Metropolitan Sewage Planning Committee, State of California Water Pollution Control Board, San Diego Region No. 9, the following: Glenn A. Rick, Planning Director; A. K. Fogg, City Engineer; William Brown, Engineer, Water Department, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the City Manager reporting on petition of property owners for return of deeds for dedication of street in Pueblo Lot 104 between Catalina Boulevard and Silvergate Avenue, recommending return of deeds to owners and the rescinding of Resolution No. 98093, was presented.

Said communication states that C. M. and S. T. Bailey and P. K. Clyburn, instigators of the petition, have made other provision for financing (originally they had asked for dedication because a dedicated street was necessary in order for them to obtain a G.I. loan to finance construction of their homes), and now wish to withdraw their offer.

Councilman Schneider questioned the matter in view of all of the original signers not having requested withdrawal, and felt that there should be 100% in favor of the City Manager's proposed action, before Council action is taken.

On motion of Councilman Schneider, seconded by Councilman Wincote, the matter was continued until the meeting of January 2, 1951. (The papers were sent to the City Manager's office, at the request of the Manager).

Communication from the City Manager recommending installation of 5 Overhead Street lights, was presented.

RESOLUTION NO. 100750, recorded on Microfilm Roll No. 35, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

- 60th Street north of Adams Avenue on Pole #371804;
- 60th Street north of Adams Avenue on Pole #371808;
- 60th Street at Wunderlin Avenue;
- 48th Street at Trojan Avenue;
- 33rd Street at Thorn Street;

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

Communication from the City Attorney, signed by Thomas J. Fanning, Deputy, reporting on condemnation of easements for Kearney Mesa Pipe Line: City v. Jeannie B. Fiori, etc., James Hervey Johnson, et al, stating that James Hervey Johnson, one of the defendants has offered to have the amount of damages allowed fixed by arbitration, was presented.

The communication was read to the Council.

The City Attorney made a verbal report, in which he recommended that the City employ the method laid down by law under condemnations.

On motion of Councilman Wincote, seconded by Councilman Dail, said communication was ordered filed.

Communication from the City Planning Commission, signed by the Asst. Planning Director, reporting on petition of Russell Segal for rezoning portion Lot 16 Ex Mission Lands from R-1 and C zones to a commercial zone as shown on attached plat, at Euclid Avenue and Federal Blvd., and remaining portion of commercial zones outside of the area rezoned back to R-1, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the matter was referred to the City Attorney for the necessary Ordinance.

RESOLUTION NO. 100751, recorded on Microfilm Roll No. 35, authorizing V. A. Parker, Assistant Director of Public Works, to attend the California Institute of Transportation and Traffic Engineering meeting to be held in Berkeley, California, on January 24, 25, and 26, 1951, 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. 100752, recorded on Microfilm Roll No. 35, authorizing the City Manager to issue an extra work order to Daley Corporation for extra hauling of broken up concrete from curb and roadway at Market Street, to be hauled between Wabash and Nile Streets bridges and dumped over the side of the roadway fill to prevent high water from washing out roadway fill material, in connection with the construction of Wabash Boulevard, Section A, at a cost of approximately \$300.00, in accordance with the recommendation of said City Manager, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100753, recorded on Microfilm Roll No. 35, approving change order No. 3 heretofore filed with the City Clerk as Document No. 427460, issued in connection with the contract with Nielsen Construction Company, for completion of construction of Linda Vista Branch Library, and granting extension of time of 25 days, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100754, recorded on Microfilm Roll No. 35, approving change order No. 30 heretofore filed with the City Clerk as Document No. 427442, issued in connection with the contract with Daley Corporation, for construction of Section A, Wabash Boulevard, amounting to an increase of approximately \$1200.00, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100755, recorded on Microfilm Roll No. 35, approving change order No. 2 heretofore filed with the City Clerk as Document No. 427440, issued in connection with the contract with Cox Brothers, for improvement at Hornblend and Kendall Streets, amounting to an extension of time of 80 days, and an increase in the contract price of \$359.12, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The City Manager told the Council that it was a City cash job, not the 1911 Public Improvement Act proceeding.

In the three matters which follow, the City Manager reported to the Council that extensions of time were requested, and recommended for granting, because the contractor has been unable to secure necessary materials for the work:

RESOLUTION NO. 100756, recorded on Microfilm Roll No. 35, approving change order No. 2 heretofore filed with the City Clerk as Document No. 427444, in connection with the contract with Ets-Hokin & Galvan for installation of street lights in Pan American Plaza,

Palisades Area, Balboa Park, and granting extension of time for 40 days, waiving liquidated damages until termination of contract period as extended, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100757, recorded on Microfilm Roll No. 35, approving change order No. 1 heretofore filed with the City Clerk as Document No. 427439 issued in connection with the contract with Ets-Hokin & Galvan for installation of street lights, Midway Drive and Ventura Boulevard, granting extension of time of 84 days, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100758, recorded on Microfilm Roll No. 35, approving change order No. 1 heretofore filed with the City Clerk as Document No. 427458 issued in connection with the contract with Ets-Hokin & Galvan for the installation of traffic signals at Lowell and Harbor and at Lowell and Rosecrans, granting 50 days extension of time, waiving section of the specifications with respect to liquidated damages until termination of the contract period as extended, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of Harry Phelps for permission to install sewer line between the property line and the sidewalk, to serve property at 3606 Park Blvd., was presented, together with recommendation for approval from the Supervisor of Properties and from the Assistant City Manager.

RESOLUTION NO. 100759, recorded on Microfilm Roll No. 35, granting permission to Harry Phelps, 3535 Park Boulevard, to install a four inch cast iron 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 southerly line of Lot 10 Block 243 University Heights Subdivision, to point of intersection with public sewer, to serve property at 3606 Park Boulevard, subject to conditions set forth therein, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Petition of Maurice Dontigny for permission to install sewer line between the property line and the sidewalk, to serve property located at 4055 Thorn Street, was presented, together with recommendation for approval from the Supervisor of Properties and from the Assistant City Manager.

RESOLUTION NO. 100760, recorded on Microfilm Roll No. 35, granting permission to Maurice Dontigny, 4055 Thorn Street, 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 northerly line of the easterly 70 feet of Lot 1 Block 125 City Heights Subdivision, to point of intersection with public sewer, to serve property at said address, subject to conditions set forth therein, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the City Manager recommending granting excess width driveways to Star and Crescent Oil Company on 32nd Street and on Adams Avenue, subject to conditions set forth therein, was presented.

RESOLUTION NO. 100761, recorded on Microfilm Roll No. 35, granting permission to Star and Crescent Oil Company, 656 Spreckels Building, San Diego 1, to install a 35-foot driveway on the north side of Adams Avenue, between points 45 feet and 80 feet east of the east line of 32nd Street, and to install a 30-foot driveway on the east side of 32nd Street, between points 6 feet and 36 feet north of the north line of Adams Avenue, widths to be measured at top of full-height curb, adjacent to Lot 12 and the west 27 feet of Lot 13 Block 31 Normal Heights, subject to existing driveway area on the north side of Adams Avenue east of the east line of 32nd Street being removed and curb and sidewalk properly restored, and subject to restoration of existing driveway on the east side of 32nd Street north of the north line of Adams Avenue being removed and curb and sidewalk being properly restored except for permission hereinbefore granted, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The City Manager made a verbal explanation of the matter to the Council prior to adoption of said Resolution.

RESOLUTION NO. 100762, recorded on Microfilm Roll No. 35, granting request of Austin Safe and Desk Company for an extension of time for a period to and including the 18th day of May, 1951, in which to complete the furnishing and installing of laboratory furniture and other metal fixtures and equipment for the Alvarado Filtration Plant, under Specification No. 8, as recommended by the City Manager and Director of Water Department, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Accompanying said Resolution was request from said Austin Safe & Desk Co., Lt., addressed to the Hydraulic Engineer, stating reasons therefor; consent from Weiss-Beck Company in behalf of Phoenix Indemnity Company, consenting to extension under its bond No. 22223; copy of communication from the Director, Water Department, addressed to the City Manager, recommending the granting thereof, stating that the contractor has diligently carried out the work contemplated by the contract, but has been delayed due to strikes at the manufacturing plant, government emergency work, and delay in obtaining detail measurements on account of plasterer's strike.

RESOLUTION NO. 100763, recorded on Microfilm Roll No. 35, authorizing and directing the City Treasurer to reinvest \$3,000,000 inactive funds in the City Treasury in United States Short Term Treasury Notes as follows:

\$1,000,000.00 each in the following:

- 1-1/4% Notes, due July 1, 1951, currently priced to yield approximately 1.41%;
- 1-1/4% Notes, due August 1, 1951, currently priced to yield approximately 1.42%;
- 1-1/4% Notes, due October 1, 1951, currently priced to yield approximately 1.46%;

and authorizing and directing the City Treasurer to sell all or such amount of said investments whenever additional cash is required for the purpose for which said funds were originally accumulated and placed in the Treasury of the City, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Accompanying said Resolution was copy of communication from the City Treasurer addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, submitting statement of balances as of December 6, 1950, and tabulation of U.S. Certificates of Indebtedness and Treasury Notes in which City Treasury Funds have been invested, and recommending such action.

Communication from the City Attorney, signed by Thomas J. Fanning, Deputy, heretofore referred to the City Manager in connection with case City of San Diego v. Adams, et al., No. 130137, Parcels 365 and 366 (Steiger Property) in connection with Mission Bay recreation area condemnation for Lots A and B in Pueblo Lot 259, was presented.

RESOLUTION NO. 100764, recorded on Microfilm Roll No. 35, reaffirming Resolution No. 81691, determining and declaring that the public interest, convenience and necessity of The City of San Diego require the construction, operation and maintenance of a park and recreation center upon certain lands in The City of San Diego, particularly Lots "A" and "B" of Pueblo Lot 259, and that the public interest, convenience and necessity demand acquisition thereof, declaring intention of the City of San Diego to acquire said lands under Eminent Domain Proceedings, ratifying action of the City Attorney in instituting a suit in Eminent Domain and acquiring land pursuant to provisions of Resolution No. 81691, and further directing the City Attorney to prosecute to a conclusion said action for the purpose of condemning and acquiring said (Steiger) land, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

The City Manager made a brief explanation of the matter, it having been before the Council previously, at which time the attorney for the defendant appeared and spoke to the Council.

RESOLUTION NO. 100765, recorded on Microfilm Roll No. 35, 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 portions of Vermont Street, Hendricks Avenue and the Alleys in University Heights, contained in petition bearing Document No. 417960 (the Sears Roebuck property), was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100766, recorded on Microfilm Roll No. 35, accepting quitclaim deed of William Starr, bearing date December 15, 1950, quitclaiming portion of Lots 19 and 20 Block 3 McLaren's "H" Street Addition, authorizing and directing the City Clerk to transmit said quitclaim 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 Schneider, adopted.

RESOLUTION NO. 100767, recorded on Microfilm Roll No. 35, accepting deed of Chula Vista Development Co., bearing date November 30, 1950, conveying City Lot 2 Resubdivision of Lots 1 to 12 Block 15 Paradise Hills, 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, repealing Resolution No. 100264 adopted November 16, 1950, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100768, recorded on Microfilm Roll No. 35, accepting deed of Louise Harris, bearing date December 18, 1950, conveying an easement and right of way for street purposes in portion of Lot 18 Ex-Mission Lands of San Diego, setting aside and dedicating the same to the public use as and for a public street, 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, together with a certified copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100769, recorded on Microfilm Roll No. 35, accepting deed of Louise Harris, bearing date December 18, 1950, conveying an easement and right of way for street purposes in portion of Lot 18 Ex-Mission Lands of San Diego, setting aside and dedicating the same to the public use as and for a public street, and naming the same 47th 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 Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100770, recorded on Microfilm Roll No. 35, accepting deed of Jackson & Scott, Inc., and Fred E. Perry and Minda B. Perry, bearing date December 19, 1950, conveying an easement and right of way for street purposes in portion of Lot 3 Block 480 Old San Diego, and a portion of Conde Street, closed by Resolution 20943 of the Common Council of the City of San Diego, setting aside and dedicating the same to the public use as and for a public street, and naming the same Juan Street, authorizing and directing the City Clerk to file said deed for record with the Registrar of Land Titles in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100771, recorded on Microfilm Roll No. 35, accepting deed of Belle Louise Harberts, bearing date December 12, 1950, conveying a portion of Lots 19 and 20 Block 3 McLaren's "H" Street Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Market 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 Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100772, recorded on Microfilm Roll No. 35, accepting quitclaim deed of Leon Felix Lewis and Grace Marie Lewis, bearing date December 4, 1950, quitclaiming a portion of Lots 19 and 20 Block 3 McLaren's H Street Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Market Street, authorizing and directing the City Clerk to transmit said quitclaim 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 Schneider, adopted.

RESOLUTION NO. 100773, recorded on Microfilm Roll No. 35, accepting deed of Fermin Maggay and Beulah Maggay, bearing date December 5, 1950, conveying a portion of Lots 1 and 2 Block 2 McLaren's "H" Street Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Market 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 Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100774, recorded on Microfilm Roll No. 35, accepting deed of Beatrix E. Mitchell, bearing date December 8, 1950, conveying an easement and right of way for street purposes in portion of Lot 1 Block 18 Lexington Park, setting aside and dedicating the same to the public use as and for a public street, and naming the same Quince 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 Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100775, recorded on Microfilm Roll No. 35, accepting deed of C. C. Cummings and M. Barbara Cummings, bearing date October 6, 1950, conveying an easement and right of way for sewer purposes in portion of Parcel B Pueblo Lot 1262, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100776, recorded on Microfilm Roll No. 35, accepting deed of Charles Hikel and Blanche Hikel, bearing date December 13, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 1, 2, 3, 4 Block 175 San Diego Land & Town Company'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 Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100777, recorded on Microfilm Roll No. 35, accepting deed of Richard W. Johnson and Ruth Esther Johnson, bearing date December 14, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 30 and 31 Block 222 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 Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100778, recorded on Microfilm Roll No. 35, accepting deed of The Security Trust and Savings Bank of San Diego, bearing date December 14, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 4 Block 1 Hilltop Villas Subdivision, setting aside and dedicating the same to the public use therefor, authorizing and directing the City Clerk to file said deed for record with the Registrar of Land Titles in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100779, recorded on Microfilm Roll No. 35, accepting deed of The San Diego Unified School District of San Diego County, bearing date December 6, 1950, dedicating an easement and right of way for storm drain purposes in portion of Lot 15 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 Swan, seconded by Councilman Schneider, adopted.

Proposed Ordinance providing for and regulating erection, construction, maintenance and repair of Signs, providing for permits and fees, fixing penalties for violation, repealing Sections 5003a to 5008 of Ordinance No. 13365 and Sections 3201 to 3236 of Ordinance No. 3674 (New Series), Councilman Swan objected to the passage and adoption thereof at this time, contending that he had not had an opportunity to study it. Other members of the Council pointed out that the City Attorney had attended all the conferences and hearings of the Council in the matter, that the notes and directions had been turned over to the City Attorney for incorporation in the completed draft of the ordinance. Mr. Swan said he was not sure that the changes had been made, and could not determine that they had until he had studied the ordinance.

It being 25 minutes to 11:00, Councilman Wincote suggested a recess until the hour of 11:00 o'clock to permit Mr. Swan to read the ordinance. A vote was not taken on the suggestion at this time, the Council electing to proceed with the balance of the business.

ORDINANCE NO. 4645 (New Series), recorded on Microfilm Roll No. 35, changing the name of La Jolla Avenue to San Diego Avenue, changing name of portion of San Diego Avenue to Linwood Street, and changing the name of a portion of Witherby Street to Linwood Street, which Ordinance was presented by the City Engineer, approved as to form by the City Attorney, recommended by the City Planning Commission, City Manager, and the Fire Department, 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. Nays---Councilmen None. Absent---Councilman Godfrey, 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. Nays---Councilmen None. Absent---Councilman Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the next matter of business, not listed on the agenda:

RESOLUTION NO. 100780, recorded on Microfilm Roll No. 35, accepting the work performed and materials furnished by M. H. Golden Construction Company under its contract for the construction of the Alvarado Filtration Plant under Specification No. 11, and directing that any and all moneys withheld from said contractor under the provisions of the contract shall be payable at the time, in the manner, upon the conditions and subject to the provisions of Paragraph 51 of the contract specifications (Contract Document bearing No. 402979 on file in the office of the City Clerk, Specification II, dated June 7, 1949), instructing the City Clerk to execute and file with the County Recorder of San Diego County a notice of the completion and acceptance of said contract work by said City of San Diego, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The City Manager explained the matter, saying that \$300,000.00 is being held back from the contractor, which is his reason for presenting the Resolution of acceptance today, instead of placing it upon the agenda in the regular at the next meeting.

Accompanying said Resolution was a communication from the Water Department Director, addressed to the City Manager through the Purchasing Agent, stating that the work was completed December 28, 1950, in accordance with the plans, drawings and specifications within the time allowed in the contract as extended by Resolution No. 100319 to the satisfaction of said Director, which communication was transmitted to the Council by the City Manager with his stamp of approval.

The City Manager requested, and was granted, unanimous consent to present the next matter of business, not listed on the agenda:

RESOLUTION NO. 100781, recorded on Microfilm Roll No. 35, granting the request of C. B. Saunders for an additional extension of time for a period to and including the 1st day of March, 1951, in which to complete the construction of the Bayview Reservoir, under contract on file in the office of the City Clerk as Document No. 412449, which contract provides for completion on or before September 23, 1950, which time of completion was extended by Resolution No. 99527 to December 26, 1950, was on motion of Councilman Schneider, seconded by Councilman Dail.

The City Manager made a brief explanation, from a communication addressed to him by the Water Department Director, bearing the Assistant City Manager's stamp of approval, which stated that the contractor has carried on construction work contemplated by the contract but has been delayed in completion of the work for the reason that the work area is very much restricted, which said communication was filed with the Council.

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

A communication from B. E. Reed, of B. E. Reid Plumbing and Heating, 878 Nat. Ave., Chula Vista, asking permission to leave a 6 inch tile bell spigot tegul joint sewer line installed 200 feet long buried 4 ft in the ground for a trailer court located at 6535 Pacific Highway, stating that it had been installed through ignorance on his part of the new Ordinance requiring plain end tile with rubber couplings, was presented

and read.

The City Manager made a verbal statement, in which he said that the type of installation made by Mr. Reid and for which permission is being sought to leave in place, has never been permitted.

Mr. Reid stated that installation, as now requested, has been permitted in the past. Others in the meeting indicated that Mr. Reid's statement was correct, to which the Manager replied that he did not know of any such permission.

Mr. Reid was told that the Council was not in a position to rule upon the question with^{out} investigation and recommendation, whereupon the communication was, on motion of Councilman Dail, seconded by Councilman Schneider, referred to the City Manager.

On motion of Councilman Swan, seconded by Councilman Schneider, the Council took a recess until the hour of 11:00 o'clock A.M., to permit Mr. Swan to read the Sign Ordinance.

Upon re-convening, at the hour of 11:05 o'clock A.M., the roll call showed the following:

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

Councilman Swan said that he had been unable to complete the reading of the Sign Ordinance during the period of the Council's recess, and said that at least an hour would be needed.

On motion of Councilman Wincote, seconded by Councilman Dail, said proposed Ordinance was continued until the meeting of January 2, 1951, for consideration.

Councilman Wincote requested, and was granted, unanimous consent, to present the next matter for consideration, which had not been listed on the Council's agenda:

Councilman Wincote said that the Coronado City Council had been promised a vote in its effort to secure permission legislation which would make possible construction of a tube under San Diego Bay, between the cities of Coronado and San Diego. Although a full Council was not present, Mr. Wincote expressed the belief that a vote could be taken by the 5 members of the Council present at this time.

The City Attorney was requested to send for the proposed Resolution, which had been prepared by the Assistant City Attorney.

The City Manager requested, and was granted unanimous consent to present the next matter of business, not listed on the agenda:

ORDINANCE NO. 4646 (New Series), recorded on Microfilm Roll No. 35, amending Ordinance No. 4032 (New Series) which said Ordinance added a new section known as numbered Section 1502 to the Building Code Ordinance No. 3674 (New Series), providing that a building constructed entirely of non-combustible material equipped with an approved automatic sprinkler system and located at least 20 feet from any other building may be of unlimited area provided that neither the whole or any part of such building shall be used for hazardous commercial or hazardous manufacturing purposes unless the whole or such part of the building used or intended to be used for hazardous commercial or hazardous manufacturing purposes be included and/or completely separated from the rest of the building with one-hour fire-resistant non-combustible walls, 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. Nays---Councilmen None. Absent---Councilman 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. Nays---Councilmen None. Absent---Councilman Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

The City Manager made an explanation of the matter, and said that the Building Department had recommended adoption of said Ordinance.

Asked if the Ordinance was written to cover one specific building, the City Manager replied that it is of general nature, and would apply to any building falling under such a classification, but that at the present time there is only one such building in San Diego.

The City Manager requested, and was granted, unanimous consent to bring up the next matter, not on the agenda:

The City Manager spoke about the Gibbs lease on Montgomery Field, which matter was before the Council at its last meeting and adopted. He pointed out more matters than had at first been reported by him. He said that he has not executed the proposed lease as authorized (and as requested by him), and that he will not do so until he has more to report to the Council.

Asked about the Administration Building at the Airport, the Manager said that it will ultimately be used when operations are moved to its vicinity. He added that the first lease authorized (not last week's), which had been lost in transit between his office and the lessee, had not been located - being the reason for having brought up the question again.

Shelley J. Higgins, Assistant City Attorney, arrived in the Council Chamber with the proposed Resolution lending support to the City of Coronado's Resolution to institute legislation to permit construction of vehicular tunnel or tube under public water from proceeds to be derived from issuance and sale of revenue bonds, which Resolution he discussed in detail with members of the Council. He told, also, of changes which had been made since the Council's conference with members of the Coronado City Council on Tuesday.

The City Attorney said that there is no mention in the proposed resolution of a "Coronado Tube", and that provision would be for general legislation.

Councilman Wincote expressed the belief that it should be passed by both cities, and should not inflict on either city anything it does not want to pass.

Councilman Dail said that he is not ready to act at this time, and questioned the language of the Resolution. He said he was not sure that public convenience and necessity for construction of a tube to Coronado had been established. Mr. Dail contended that it would be snap judgment to act upon the Resolution as drawn.

There came some discussion of the Resolution's actual wording at this time, whereupon the Clerk read the Resolution to the Council.

Mr. Dail also questioned the "economically possible and feasible" wording; he said that would have to be determined through research.

The City of Coronado Resolution was read by the Clerk.

Mr. Dail said that it would be necessary to know the cost of a tube before its feasibility and economical possibility could be determined.

Councilman Wincote questioned the word "demand" in the Coronado Resolution. He said there might be demand so far as the City of Coronado was concerned, but not necessarily so on the part of the City of San Diego.

The City Attorney said he had no control over Coronado's action in adoption of its resolution. He said that San Diego's Resolution had been prepared carefully by Mr. Higgins. He said that the Council could pass the Resolution to provide for permissive legislation, and added that the Council may vote it down if it does not like it.

Councilman Wincote said there should be a simple, mildly-worded Resolution.

The Vice Mayor said that inasmuch as the proposal is for general permissive legislation, it might be well to have it sponsored by the League of California Cities.

The City Manager said that the "whereases" have no significance in the legislation, that they merely lend suggestions or ideas.

Mr. Higgins told of Harbor Commission studies which had been made by a competent engineer.

Councilman Wincote spoke of the traffic snarl in a 2-land tunnel (proposed by Coronado), and expressed the belief that such a tunnel would not be economically feasible.

Mr. Higgins said that bonds cannot be sold until it is proved, by conclusive studies made, that the project is feasible.

Councilman Wincote reiterated his statement that the Resolution should be a simple endorsement of permissive legislation. He suggested leaving out the second and third "whereases" in the draft before the Council.

Councilman Schneider moved to delete the second and third "whereases", and Councilman Wincote moved to change wording to provide for "2 cities" instead of 1 to have the power to acquire and maintain a vehicular tunnel or tube. This did not constitute a complete motion, one having moved a portion and the other having moved a portion, and no second having been obtained. However, by common consent, the City Attorney made the suggested changes, and read the Resolution as amended.

RESOLUTION NO. 100782, recorded on Microfilm Roll No. 35, reading as follows:

"WHEREAS, this Council is advised that the City of Coronado has proposed the construction of a vehicular tunnel under the Bay of San Diego connecting the cities of Coronado and San Diego, and has determined that such public improvement would subserve the convenience and necessity of the residents of each of said cities; NOW, THEREFORE,

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

That the senator and assemblymen of the State Legislature representing the people of the County of San Diego be, and they are hereby respectfully requested to prepare, present to, and work for the adoption of an act of the Legislature at the 1951 session of the State Legislature, which would authorize and create a public corporation to be formed by two or more municipal corporations whose areas border upon or lie adjacent to the same body of water, strait, bay, part of bay, river, estuary or stream within the State of California, which shall have power to acquire and maintain a vehicular tunnel or tube under such public water and to construct the same out of proceeds to be derived from the issuance and sale of revenue bonds.

BE IT FURTHER RESOLVED, that the City Clerk be, and he is hereby authorized and directed to send or cause to be sent a certified copy of this resolution to each member of the State Legislature representing the people of the County of San Diego; and also to the Council of The City of Coronado a certified copy of this resolution", was on motion of Councilman Wincote, seconded by Councilman Dail, adopted by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail. Nays---Councilmen none. Absent---Councilman Godfrey, Mayor Knox.

There being no further business to come before the Council at this time, the Council adjourned, at the hour of 11:50 o'clock A.M., on motion of Councilman Schneider, seconded by Councilman Wincote.

ATTEST:

FRED W. SICK, City Clerk

By

J. M. Skadstrom
Deputy

George Kerrigan
Mayor of The City of San Diego, California

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, January 2, 1951

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

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

In the absence of Mayor Knox, Vice Mayor George Kerrigan presided.

The Minutes of the Regular Meeting of Tuesday, December 26, 1950, and of the Regular Meeting of Thursday, December 28, 1950, were presented to the Council by the Clerk.

On motion of Councilman Schneider, seconded by Councilman Wincote, said Minutes were approved without reading, after which they were signed by the Vice 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 19 Fairmount Addition to City Heights, and Public Right of Way, within the limits and as particularly described in Resolution of Intention No. 100056, 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. 427665;

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. 427666;

The bid of John B. Henry, 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. 427667;

Thereupon, 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.

Councilman Godfrey entered the meeting between the opening of the Dennis and the Penick bids.

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 Emerald Street, within the limits and as particularly described in Resolution of Intention No. 100058, 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 Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of eight hundred dollars, which bid was given Document No. 427668;

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. 427669;

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 dollars, which bid was given Document No. 427670;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of seventeen hundred fifty dollars, which bid was given Document No. 427671;

The bid of Cox Bros. Construction Co., accompanied by bond written by Great American Indemnity Company in the sum of seventeen hundred dollars, which bid was given Document No. 427672.

Thereupon, on motion of Councilman Wincote, 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 Evergreen Street, within the limits and as particularly described in Resolution of Intention No. 100059, 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 seven hundred dollars, which bid was given Document No. 427673;

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. 427674;

The bid of John B. Henry, 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. 427675;

The bid of Al E. Riley, accompanied by bond written by Pacific Employers Insurance Company in the sum of six hundred dollars, which bid was given Document No. 427676.

Councilman Godfrey was excused from the meeting at this time.

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 Oliphant Street, Poe Street and Locust Street, within the limits and as particularly described in Resolution of Intention No. 100060, 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 Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of two thousand dollars, which bid was given Document No. 427682;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of fifteen hundred dollars, which bid was given Document No. 427683;

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 one hundred dollars, which bid was given Document No. 427684;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of sixteen hundred dollars, which bid was given Document No. 427685;

The bid of Cox Bros. Construction Co., accompanied by bond written by Great American Indemnity Company in the sum of two thousand dollars, which bid was given Document No. 427686.

Councilman Godfrey returned to the meeting at this time.

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.

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 Quimby Street and Chatsworth Boulevard, within the limits and as particularly described in Resolution of Intention No. 100061, 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 Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of six hundred dollars, which bid was given Document No. 427677;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of five hundred dollars, which bid was given Document No. 427678;

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 eight hundred dollars, which bid was given Document No. 427679;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of six hundred dollars, which bid was given Document No. 427680;

The bid of Cox Bros. Construction Co., accompanied by bond written by Great American Indemnity Company in the sum of seven hundred dollars, which bid was given Document No. 427681.

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 furnishing of electric current for the lighting of the ornamental street lights located in University Avenue Lighting District No. 1, for a period of one year from and including August 7, 1950, to and including August 6, 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 \$183.84 written by San Diego Trust and Savings Bank, which bid was given Document No. 427663.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Dail, 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 University Avenue Lighting District No. 3, for a per-

period of one year, from and including August 7, 1950, to and including August 6, 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 \$286.74 written by San Diego Trust and Savings Bank, which bid was given Document No. 427664.

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.

At this time a majority of the members of the Council executed contract with San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in San Diego Lighting District No. 4, for a period of one year from and including August 1, 1950, to and including July 31, 1951.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1970 made to cover the cost and expenses of the paving and otherwise improving of portion of Draper Avenue, within the limits and as particularly described in Resolution of Intention No. 96929, 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 enter verbal appeal, and no written appeals were presented.

RESOLUTION NO. 100783, recorded on Microfilm Roll No. 35, confirming and approving the Street Superintendent's Assessment No. 1970, made to cover the cost and expenses of the paving and otherwise improving of Draper Avenue, within the limits and as particularly described in Resolution of Intention No. 96929, 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 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. 1971 made to cover the costs and expenses of the installation of sewer mains and appurtenances 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, the clerk reported that written appeals had been received from Mrs. W. P. Cronan, 7938 Roseland Drive, La Jolla, Edward D. Clarkson, 7930 Roseland Drive, La Jolla, Frances W. Morris (address not shown), and ~~Frances W. Morris~~ in behalf of herself and Miss Julia Wyman, co-owners, which appeals were presented.

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

Edward D. Clarkson read a copy of his appeal.

The City Engineer showed a map of the area and discussed the matter with Mr. Clarkson, after which the appellant stated that he wished to withdraw his appeal.

The Cronan appeal was read.

The City Engineer explained the matter of Mrs. Cronan's appeal, and said that the amount she referred to had been for a connection charge, and had nothing to do with the present assessment.

The Morris appeal was read.

The City Engineer reported that a basement bathroom is too low to connect to the sewer without pumping. He said that it does not affect the assessment, and that nothing can be done about it at this time. He stated that the line is 7-1/2 feet deep at that point. There was some discussion on the matter of the depth of the line. The City Engineer said that if he had been aware of the basement bathroom it might have been possible to accommodate the property with service.

RESOLUTION NO. 100784, recorded on Microfilm Roll No. 35, overruling and denying the appeals of Mrs. W. P. Cronan, Edward D. Clark, Frances W. Morris in behalf of herself and Miss Julia Wyman, from the Street Superintendent's Assessment No. 1971 made to cover the costs and expenses of the installation of sewer mains and appurtenances 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, overruling and denying all other appeals, authorizing and directing the Superintendent of Streets to attach his warrant thereto and issue the same in the manner and form required by law, directing the Street Superintendent to record said warrant, diagram and assessment in his office, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100785, recorded on Microfilm Roll No. 35, referring to the City Engineer for investigation and report to the Council, at the earliest possible date, in the matter of the sewer which does not reach the bath on the lower level of the property owned by Julia Wyman and Frances W. Morris, being the North 1/2 of Lot 4 all of Lot 5 and the South 25 feet of Lot 6 Block 3 Amalfi, without the use of a pump, 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 of Intention No. 100382, for the paving and otherwise improving of the Alley in Block 16 Sunset Cliffs, 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.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, 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 of Preliminary Determination No. 100472, for the paving and otherwise improving of 51st 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.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the hearing was closed, and the matter continued for one week.

RESOLUTION NO. 100786, recorded on Microfilm Roll No. 35, continuing the hearing on Resolution of Preliminary Determination No. 100472 for the paving and otherwise improving of 51st Street, until the hour of 10:00 o'clock A.M. of Tuesday, January 9, 1951, (for the purpose of considering the Resolution of Feasibility, which requires 6 votes for passage), 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 of Preliminary Determination No. 100473, for the paving and otherwise improving of Gresham Street and Graham Street, 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.

E. R. Floren, 4009 Gresham Street, asked about the cost of the storm drain.

The City Engineer said that the cost would be distributed over the entire district district, and showed plats thereof to Mr. Floren.

Mr. Floren expressed the belief that the drainage district is not large enough to cover the drain area.

The City Engineer replied that the drain would cost about \$600.00, that the improvement is one mainly of paving and not drainage.

RESOLUTION NO. 100787, recorded on Microfilm Roll No. 35, overruling and denying the protest of E. R. Floren on the proposed improvement of Gresham Street and Graham Street, within the limits and as particularly described in Resolution of Preliminary Determination No. 100473, overruling and denying all other protests thereon, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

On motion of Councilman Wincote, seconded by Councilman Godfrey, the hearing was closed, and the matter was continued for one week.

RESOLUTION NO. 100788, recorded on Microfilm Roll No. 35, continuing the hearing on Resolution of Preliminary Determination No. 100473 for the paving and otherwise improving of Gresham Street and Graham Street, until the hour of 10:00 o'clock A.M. of Tuesday, January 9, 1951 (for the purpose of considering the Resolution of Feasibility which requires 6 votes for passage), 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 of Preliminary Determination No. 100474, for the paving and otherwise improving of Oliphant Street and Chatsworth Boulevard, 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.

On motion of Councilman Wincote, seconded by Councilman Schneider, the hearing was closed, and the matter was continued for one week.

RESOLUTION NO. 100789, recorded on Microfilm Roll No. 35, continuing the hearing on Resolution of Preliminary Determination No. 100474 for the paving and otherwise improving of Oliphant Street and Chatsworth Boulevard, until the hour of 10:00 o'clock A.M. of Tuesday, January 9, 1951 (for the purpose of considering the Resolution of Feasibility which requires 6 votes for passage), 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 of Preliminary Determination No. 100475, for the paving and otherwise improving of Reed 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, verbally, and no written protests were presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the hearing was closed, and the matter was continued for one week.

RESOLUTION NO. 100790, recorded on Microfilm Roll No. 35, continuing the hearing on Resolution of Preliminary Determination No. 100475 for the paving and otherwise improving of portion of Reed Avenue, until the hour of 10:00 o'clock A.M. of Tuesday, January 9, 1951 (for the purpose of considering the Resolution of Feasibility which requires 6 votes for passage), 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 of Preliminary Determination No. 100476, for the paving and otherwise improving of Venice Street, Brighton Avenue and Northeasterly and Southwesterly Alley in Block 91 Point Loma Heights, 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.

On motion of Councilman Schneider, seconded by Councilman Wincote, the hearing was closed, and the matter was continued for one week.

RESOLUTION NO. 100791, recorded on Microfilm Roll No. 35, continuing the hearing on Resolution of Preliminary Determination No. 100476, for the paving and otherwise improving of Venice Street, Brighton Avenue and the Northeasterly and Southwesterly Alley in Block 91 Point Loma Heights, until the hour of 10:00 o'clock A.M., of Tuesday, January 9, 1951 (for the purpose of considering the Resolution of Feasibility which requires 6 votes for passage), was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of Richard L. Parsons, 2660 E St., suggesting an investigation of the use of City-owned Pueblo Lot 1245, lying north of Linda Vista adjoining the easterly City limits, as a site for Baseball Parks, and stating his reasons for advocating such use of the property, was presented.

Mr. Parsons spoke regarding his petition, and said that it would be to the advantage of the City and others to use the property in accordance with his suggestions.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said petition was referred to the City Manager.

Claim of Ben M. Hamrick, 1641 Grove Street, in the sum of \$200.00, for damage to his property resulting from a broken water main under Grove Street which fronts on his property, was presented.

RESOLUTION NO. 100792, recorded on Microfilm Roll No. 35, referring claim of Ben N. Hamrick to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Harbor Department, signed by the Port Director, requesting adoption of a Resolution authorizing the following work by appropriate City forces and by minor contracts:

- (A) Installation of approximately 880 ft. of 8" and 375 ft. of 62" water line and 3 fire hydrants to provide fire protection for the newly constructed Fishermen's Piers adjacent to the Sonar School in the Commercial Basin;
- (B) Installation of approximately 135 ft. of 6" water line and one fire hydrant at the foot of Canon Street;
- (C) Installation of approximately 515 ft. of 6" water main connecting the Canon Street with the Byron Street water main.
- (D) Installation of approximately 375 ft. of 6" line and one fire hydrant at the foot of Talbot Street to provide adequate fire protection for the Yacht Club;

Estimate: Labor...\$ 1800
Material 6600
Equipment 600
Total 9000;

was presented.

The Port Director was present, but was not called upon to make a report.

RESOLUTION NO. 100793, recorded on Microfilm Roll No. 35, authorizing and empowering the Port Director to do all the work in connection with the installation of miscellaneous water lines near the Commercial Basin and the Yacht Harbor, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said Resolution recites that the Harbor Department has recommended said installation, and that the Port Director has submitted estimates indicating that the same can be done by the City forces more economically than if let by contract.

Communication from the Purchasing Agent, bearing the Acting City Manager's stamp of approval, reporting on bids for the furnishing of the City's requirements of Gasoline for a period of six months beginning January 1, 1951, with an option on the part of the City to extend the contract for an additional six months, recommending award to The Cabrillo Land Company of San Diego, for Gasoline refined by Standard Oil Company of California, the low bidder, meeting the City's technical specifications, was presented.

RESOLUTION NO. 100794, recorded on Microfilm Roll No. 35, accepting bid of Cabrillo Land Company of San Diego for the furnishing the City of San Diego with its requirements of Gasoline for a period of six months beginning January 1, 1951, with option on the part of The City to extend contract an additional six months, on the firm prices set forth in said Resolution, plus applicable taxes, awarding contract and directing 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 Wincote, adopted.

Communication from the Purchasing Agent, bearing the Acting City Manager's stamp of approval, reporting on bids for the furnishing of one 12-cubic yard capacity Load Packer mounted on a heavy duty truck chassis, stating that the low bid on an alternate basis was not acceptable to the Superintendent of Shops and the City Purchasing Agent for the City's operations, recommending award to J. R. Townsend Company, Incorporated, the low bidder meeting specifications, on a White Truck with Gar Wood Body, was presented.

RESOLUTION NO. 100795, recorded on Microfilm Roll No. 35, accepting bid of J. R. Townsend Company, Incorporated, for the furnishing of one 12 cu. yd. capacity Load Packer mounted on a heavy duty Truck Chassis, awarding contract and directing the City Manager to execute the same, directing the City Clerk to return all checks submitted, with the exception of the checks submitted by the low bidder and the second low bidder, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the Acting City Manager's stamp of approval, reporting on bids for installation of Roque Court Lighting in Balboa Park, recommending award to California Electric Works the low bidder, was presented.

RESOLUTION NO. 100796, recorded on Microfilm Roll No. 35, accepting bid of California Electric Works of San Diego, for the installation of Roque Court Lighting in Balboa Park, awarding contract and directing the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100797, recorded on Microfilm Roll No. 35, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental to the construction of Tuna Boat Anchorage Piers, 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 Godfrey, adopted.

Communication from the City Manager recommending installation of 5 overhead street lights, was presented.

RESOLUTION NO. 100798, recorded on Microfilm Roll No. 35, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

18th Street at Commercial Street & Kearny Avenue;
Osborn Street at Cottonwood Street;
Haller Street at Redwood Street;
Mississippi Street at Mission Avenue;
70th Street at Amherst Street;

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

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of Campanile Manor, subject to posting of an adequate bond to insure the required improvements, was presented.

RESOLUTION NO. 100799, recorded on Microfilm Roll No. 35, authorizing and directing the City Manager to execute a contract with the subdividers for the installation and completion of the unfinished improvements required for Campanile 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 Schneider, adopted.

RESOLUTION NO. 100800, recorded on Microfilm Roll No. 35, adopting Map of Campanile Manor, being a subdivision of portion of Lot 21 of the Partition of the Rancho Mission of San Diego, according to Partition Map file in the case of Luco et al. vs. Commercial Bank, et al, being Case No. 348, Superior Court of San Diego County, and portion of Montezuma Road (formerly Mission Valley Road) as said Road is described in Parcel 2 of the Easement Deed to the City of San Diego, recorded in the Office of the County Recorder June 17, 1938, in Book 796 page 142 of Official Records as Document No. 28755, accepting on behalf of the public Campanile Drive, portion of Montezuma Road and unnamed alley shown thereon for public purposes, declaring said streets and alley to be 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 alley 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 Schneider, adopted.

Communication from Harley E. Knox, Mayor, submitting the name of General Holland M. Smith, U.S.M.C., Retired, 1821 Viking Way, La Jolla, for re-appointment to the Harbor Commission, his present term expiring December 30, 1950, was presented.

RESOLUTION NO. 100801, recorded on Microfilm Roll No. 35, referring communication from Mayor Harley E. Knox requesting confirmation of his appointment of General Holland M. Smith to the Harbor Commission, to Council Conference, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100802, recorded on Microfilm Roll No. 35, directing notice of filing of the Street Superintendent's Assessment No. 1979, made to cover the costs and expenses of the work done upon 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 Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 100803, recorded on Microfilm Roll No. 35, accepting bid of Carroll & Foster, a co-partnership, and awarding contract, for the paving and otherwise improving of the Alley in Block 147 University Heights, the Alleys in Block 126 University Heights, within the limits and as particularly described in Resolution of Intention No. 99967, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 100804, recorded on Microfilm Roll No. 35, accepting bid of V. R. Dennis, an individual doing business under the firm name and style of V. R. Dennis Construction Co., and awarding contract, for the paving and otherwise improving of Copley Avenue, within the limits and as particularly described in Resolution of Intention No. 99968, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 100805, recorded on Microfilm Roll No. 35, accepting bid of V. R. Dennis, an individual doing business under the firm name and style of V. R. Dennis Construction Co., and awarding contract, for the paving and otherwise improving of Landis Street, Roselawn Avenue and Public Right of Way, within the limits and as particularly described in Resolution of Intention No. 99970, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 100806, recorded on Microfilm Roll No. 35, accepting bid of Cox Bros. Construction Co., a co-partnership, and awarding contract, for the paving and otherwise improving of Thomas Avenue, within the limits and as particularly described in Resolution of Intention No. 99971, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100807, recorded on Microfilm Roll No. 35, approving the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Hancock Street and Clayton Street, and approving Plat No. 2225 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 for said improvement, to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100808, recorded on Microfilm Roll No. 35, approving the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Landis Street, the Alley in Block 12 Subdivision of Blocks 3, 6, 9 and 12 City Heights Annex No. 1, and Block 3 City Heights Annex No. 3, and approving Plat No. 2219 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 for said improvement, 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. 100809, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of Hancock Street and Clayton Street, giving notice of hearing thereon, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 100810, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of Landis Street, the Alley in Block 12 Subdivision of Blocks 3, 6, 9 and 12 City Heights Annex No. 1, and the Alley in Block 3 City Heights Annex No. 2, giving notice of hearing thereon, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100811, recorded on Microfilm Roll No. 35, ascertaining and declaring the wage schedule for the paving and otherwise improving of Sequoia Street, Crown Point Drive, and Pacific Beach Drive, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100812, recorded on Microfilm Roll No. 35, ascertaining and declaring the wage schedule for the paving and otherwise improving of Wilbur Avenue, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100813, recorded on Microfilm Roll No. 35, granting property owners (Paul and Dorothy Thompson, Erma and Earl Taylor), permission to grade and otherwise improve the Alleys in Block 193 Pacific Beach, by private contract, in accordance with the 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. 427284, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100814, recorded on Microfilm Roll No. 35, 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 Lot One Block 26 La Jolla Shores Unit No. 2, together with all penalties and other expenses in connection therewith, be cancelled, and that all deeds to the State for delinquent taxes be cancelled, directing the 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 Schneider, seconded by Councilman Dail, adopted.

The proposed Ordinance regulating the erection, construction, maintenance and repair of Signs, which had been continued from the meeting of December 28, 1950, was presented.

A. W. Harper came to the microphone, and indicated that he wished to be heard. Louis Karp, Deputy City Attorney, told of the re-wording of portions of the Ordinance, and said that Mr. Harper and Mr. Jacobson (I. Jacobson), had copies of

the changes which have been made since the last consideration of the Ordinance.

Mr. Harper questioned Section 8, in which he said reference was made to wires on signs, and that they were specifically prohibited elsewhere in the Ordinance.

The consideration of the Ordinance was suspended, temporarily, awaiting a representative from the City Building Department to explain the matter of wires, inasmuch as Mr. Karp said that was a question dealing with structure with which he was unfamiliar.

ORDINANCE NO. 4647 (New Series), recorded on Microfilm Roll No. 35, authorizing the Purchasing Agent to purchase up to 30,000 yards of Earth Fill for the Mission Bay Project without competitive bidding from any available source at the best terms and prices to The City of San Diego as he may secure, 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 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.

Said Ordinance sets out that during the balance of the fiscal year of 1950-51 there will be under construction in the area adjacent to Mission Bay, various works of public improvement pursuant to the Improvement Act of 1911 and other construction works from each of which a limited amount of earth fill will be available, that the City will need all the earth fill it can secure from area sufficiently close to Mission Bay to make purchase economically feasible, that as to quantities available from any one work of construction, competition for furnishing the fill to the City is impossible as there can be only one supplier, that the Charter requires the Purchasing Agent to give opportunity for competition under its rules and regulations and with such exceptions as the Council may ordinance provide, that the situation described is such as to require an exception to the affording of competition specified in Section 35 of the Charter.

Prior to adoption of said Ordinance, the City Manager made a verbal report, in which he stated that such a procedure would result in a large saving to the City.

Richard Steck, who said he was speaking for the Contractors' Association, said that all jobs should be put out to bids.

The City Manager said that the City cannot operate under the 1911 Act without such an authorization as provided for in said Ordinance.

Mr. Steck said that dirt in the streets, under 1911 proceedings, belongs to the property owners. He referred to "the big job in Pacific Beach", and said that local contractors would have bid less if they had known about the possibility of dirt disposal. He said that if the ordinance is for the purpose of providing for a future system of dirt disposal, it will affect the bids.

The City Manager said that much dirt is needed for Mission Beach.

The Vice Mayor said that large quantities of dirt will be needed in East San Diego for filling canyons.

A proposed Ordinance amending Section 4 of Ordinance No. 3097 (New Series), (Reservoir Regulations) adopted November 20, 1945 and repealing Ordinance No. 3700 (New Series) adopted March 23, 1948, and Section 2 of Ordinance No. 4490 (New Series) adopted August 10, 1950, setting up fees for persons desiring to shoot, hunt, fish, go boating or camp upon the properties of the water impounding system for issuance of permits, etc., was presented.

The City Manager made a report on the proposed Ordinance. He said that he had received protest thereon from the San Diego Fish and Game Commission.

Gene Conway, San Diego County Fish and Game Commission representative spoke, and said that he appeared for conservation associations, also. Mr. Conway said that he had not heard of the matter until last week. He made a plea for retaining the present fees at City lakes if feasible under the budget, and approved the establishment of fees for juveniles. He said that San Vicente reservoir may never be developed for recreation. Mr. Conway contended that revenues at some lakes would be low, and not worth the proposed \$1.00 fishing fee, although they would be good at San Vicente. The speaker stressed the point that he is working with the City to preserve natural resources. He approved the present 50¢ permit, with a \$1.50 permit for boats.

Councilman Schneider moved to continue the matter for one week, and refer the proposed Ordinance back to the City Manager for further study and recommendation. The motion received no second at this time.

Councilman Dail said that increased fees would provide for future developments, including roads and other facilities.

Asked about figures for future development costs, the City Manager said that they had been discussed, but that he could not recall at the moment what they are.

Mr. Conway spoke again and said, in connection with the possibility of the lakes being fished out, that not over 50% of the bass can be taken from San Vicente regardless of how much fishing is done.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the matter was continued for one week, and referred back to the City Manager.

After the vote had been taken to continue the matter and refer it back to the City Manager, Charles Hoffman, who did not identify the group for which he was making an appearance, spoke. He talked about development of recreation facilities at the City's reservoirs, and said that in his opinion cottages above the dam would be a detriment. He said that sewer problems would develop from over night campers, and that the State health authorities might step in if possibility of pollution of City water developed. He said that he wants the fees to remain as is (probably as they are in the present Ordinance). He stressed the point that the City should not develop a "dude" resort with high fees, and asked nominal charge. He said that he is looking at the matter on a long range basis, and contended that if the City raises its fees, operators of other sporting areas will do likewise.

Some discussion was had on the possibility of making a charge for out-of-San Diego County residents on a different basis. No decision was reached on the point.

Consideration of the proposed Sign Ordinance was resumed at this time.

W. S. Chamness, representing the City Building Inspection Department, spoke about the conflicting sections about wires and guys. He said that both those words could be deleted from the Ordinance.

Mr. Harper spoke again, this time about Section 4, referring to probable delay on account of reference by the Building Department to the Planning Department. He referred to prohibiting small signs under marquees.

Mr. Karp said that where there are questions by the Building Department they will be referred to the Planning Department.

Mr. Harper said that, in line with past policies of the Planning Commission, it will prohibit the marquee signs wherever possible. The Vice Mayor and Councilman Godfrey referred to the right of appeal, and said that the Council can overrule the Planning Department in its refusals.

Mr. Harper expressed the belief, in answer to the Vice Mayor's and Councilman Godfrey's statements regarding right of appeal, that the sign people will be kept running to the Council.

The Vice Mayor expressed the belief that the new Ordinance will work. He said that a tremendous amount of time and thought have gone into the drafting of the Ordinance, and that efforts have been made to meet the objections offered. He hoped that the sign people will also attempt to make the ordinance work, as the City will.

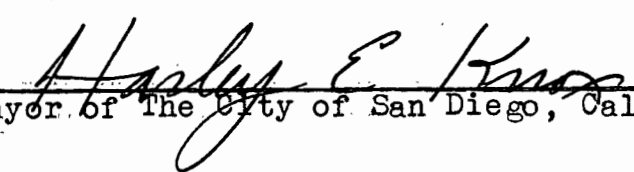
I. Jacobson congratulated the City Council, and City departments for their work on the ordinance, and hoped that the new regulations would be found to be workable.

ORDINANCE NO. 4648 (New Series), recorded on Microfilm Roll No. 35, providing for and regulating the erection, construction, maintenance and repair of Signs within the corporate limits of the City of San Diego, providing for permits and fees and fixing penalties for the violation thereof, repealing Sections 5003a to 5008 both inclusive of Ordinance No. 13365 adopted December 7, 1931, and Chapter 3200 consisting of Sections 3201 to 3236 both inclusive of Ordinance No. 3674 (New Series) adopted March 2, 1948, 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.

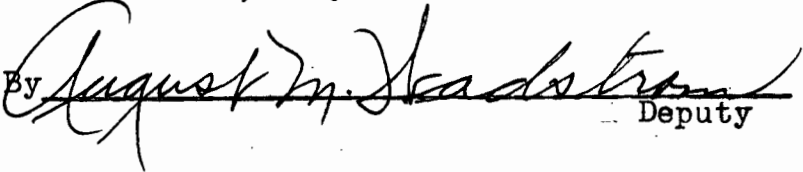
Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

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

There being no further business to come before the Council at this time, the meeting was, on motion of Councilman Schneider, seconded by Councilman Godfrey, adjourned, at the hour of 11:47 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, January 4, 1951

A Regular Meeting of the Council of The City of San Diego, California, was held at this time, and was called to order at the hour of 10:08 o'clock A.M., by the Mayor.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for construction of Murray Reservoir Pumping Plant and appurtenant work, in accordance with specifications and plans on file in the office of the City Clerk bearing Document No. 426852, 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 Walter H. Barber and H. R. Breeden, as joint venturers, 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. 427814.

The Acting City Manager explained to the Council the type of work to be done. On motion of Councilman Wincote, seconded by Councilman Godfrey, said bid was referred to the City Manager and to the City Attorney.

The application of Clayton Eslinger & Freddie L. Allen, doing business as San Diego-Campo Bus Line, 6784 Akins Avenue, San Diego 14, California, for a franchise to operate a passenger stage service, including incidental baggage and express over certain streets in the City of San Diego, more particularly set forth in said application, was presented.

On motion of Councilman Wincote, seconded by Councilman Godfrey, said application was referred to the City Manager.

Claim of Harold W. Rand, 4540 Olney Street, in the sum of \$600.00, for personal injuries sustained when struck by the cutting blade of a weed cutter while walking along the side of West Camino Del Rio highway, was presented.

RESOLUTION NO. 100815, recorded on Microfilm Roll No. 35, referring the claim of Harold W. Rand to the Pacific Indemnity Company, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the Harbor Department, signed by the Port Director, presenting for Council approval the R.H. and K.N. Baker lease covering 3000 sq. ft. of land on the Byron Street Mole at a rental of 3.6¢ per sq. ft. per year, effective February 1, 1951, for a period of five years with one five-year option to renew, for use for repair, adjusting, demonstration and sale of compasses and navigational instruments, was presented.

The Port Director made a brief explanation of the proposed lease.

RESOLUTION NO. 100816, recorded on Microfilm Roll No. 35, ratifying, confirming and approving lease of lands located on the tidelands with R. H. Baker and K. N. Baker, co-partners, on 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. 427754, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the Acting City Manager's stamp of approval, reporting on bids for furnishing The City's requirements of Oxygen and Acetylene Gas for a period of six months beginning January 1, 1951 and ending June 30, 1951, including an option to allow The City to extend the contract for an additional six month period, recommending award to The Pacific Acetylene Company, was presented.

RESOLUTION NO. 100817, recorded on Microfilm Roll No. 35, accepting bid of Pacific Acetylene Company of San Diego for the furnishing of Oxygen and Acetylene Gas, awarding contract and authorizing and instructing the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the Acting City Manager's stamp of approval, reporting on bids for construction of safety lighting at Mission Boulevard and Turquoise Streets, recommending award to California Electric Works, was presented.

RESOLUTION NO. 100818, recorded on Microfilm Roll No. 35, accepting bid of California Electric Works for the installation of Safety Lighting at Mission Boulevard and Turquoise Street, awarding contract and authorizing and instructing the City Manager to execute the same, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the Acting City Manager's stamp of approval, reporting on bids for construction of Storm Drain around Block 195 City Heights, recommending award to Chas. H. Johnston, Los Angeles, was presented.

RESOLUTION NO. 100819, recorded on Microfilm Roll No. 35, accepting bid of Chas. H. Johnston for the construction of a storm drain around Block 195 City Heights, awarding contract, authorizing and instructing the City Manager to enter into and execute the same, directing the City Clerk to return all bid checks submitted, with the exception of checks submitted by the low bidder and second low bidder, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on complaint of David H. Stevens, 888 San Antonio Place, San Diego, regarding insufficient warning in advance of train movements at the Ash Street crossing of the Santa Fe's railway, stating in detail the warning lights in use, and pointing out that the Santa Fe officials advise that the switching movements on the side tracks are aided in crossing by switchmen who warn approaching vehicular drivers, and stating that there is an excellent safety record at the crossing with no accidents attributable to train operators, was presented and read.

On motion of Councilman Godfrey, 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 petition from residents of Crestwood Place, which is a named alley in the block bounded by Robinson and Cypress Avenues and Indiana and Georgia Streets, requesting that there be no parking at any time thereon, recommending that the petition be granted, was presented.

RESOLUTION NO. 100820, recorded on Microfilm Roll No. 35, prohibiting the parking of automobiles at all times on both sides of Crestwood Place between Robinson Avenue and Cypress Avenue, authorizing and directing installation of the necessary signs and markings, rescinding any resolutions or parts of resolutions in conflict, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending granting petition of Paul Thompson, Dorothy Thompson and Erma B. Taylor, by Vernon E. Taylor, agent, The Taylor Company, Garnet Street at Mission Boulevard, for installation of excess-width driveways on Mission Boulevard between Felspar and Garnet Streets, was presented.

RESOLUTION NO. 100821, recorded on Microfilm Roll No. 35, granting permission to Paul Thompson, Dorothy Thompson and Erma B. Taylor, to install two 30-foot driveways on the westerly side of Mission Boulevard, between points 16 feet and 46 feet and points 79 feet and 109 feet south of the south line of Felspar Street, to serve new construction of Food Basket Super-Market at the northwest corner of Mission Boulevard and Garnet Street, said driveways to be as measured at the top of the full-height curb, adjacent to Lot 17 Block 193 Pacific Beach, curb cutting and driveway construction to conform to City specifications and regulations, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the Planning Director, reporting that following the conference between the City Council and the City Planning Commission on October 10, the Planning Department has made further study of the proposed amendments to the Zone Ordinance, and that on December 20 the Commission by a vote of 5 to 0 approved three of the proposed amendments, as follows: to create three new zones which might later be used to apply to those sections of the city where they are deemed to be appropriate after petition and public hearing; one new zone to create an automobile parking zone, the others would be residential zones of approximately half acre and quarter acre home sites; recommending that the proposals be referred to the City Attorney for preparation of the necessary ordinance; also stating that other amendments will be proposed later but that there is an apparent urgent need for the three amendments at this time, was presented.

Councilman Swan moved to adopt the amendments, but other members indicated that study needs to be made of the proposals before adoption.

RESOLUTION NO. 100822, recorded on Microfilm Roll No. 35, referring the communication from the Planning Director, recommending adoption of amendments to the Zone Ordinance to create three new zones, to Council Conference, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 4 sections of the Subdivision Ordinance, in connection with the Tentative Map of Horton Park Units Nos. 1, 2, 3, 4, were presented.

RESOLUTION NO. 100823, recorded on Microfilm Roll No. 35, suspending Sections 3E5, 3I1, 4A8 and 6 of the Subdivision Ordinance in connection with the Tentative Map of Horton Park Units Nos. 1, 2, and 3, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communications from the Planning Commission, signed by the Asst. Planning Director, (four in number) recommending approval of the Tentative Map of Horton Park, on conditions set forth in said communications, covering four units, was presented.

RESOLUTION NO. 100824, recorded on Microfilm Roll No. 35, approving Tentative Map of Horton Park, a subdivision of the south half of Lot 15 Horton's Purchase, comprising 93 lots, divided into four units, subject to the conditions forth in said Resolution for each of the units, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from Associated General Contractors of America, San Diego Chapter, 455-6 Spreckels Building, dated December 29, 1950, signed by M. A. Mathias, Manager, requesting amendment to Section 194 of the City Charter to reduce the number of legal holidays on construction work, was presented.

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

Communication from Lane Bryant Annual Award Committee, concerning nomination of George A. Scott for the 1950 award, stating that the Council's Resolution No. 100632 of endorsement has been filed, and requesting that three copies of formal nomination blank be filled out and filed, was presented and read.

Members of the Council expressed surprise at the letter, inasmuch as the Council had endorsed Mr. Scott's nomination, which had been reported to have been made by the Girl Scouts.

RESOLUTION NO. 100825, recorded on Microfilm Roll No. 35, referring communication from Lane Bryant Foundation relative to nomination of George A. Scott for 1950 award for an individual whose voluntary non-remunerative efforts have improved community living and social welfare, education and health, and whose efforts have resulted in changes that benefit the family life of the entire community, to Council Conference for consideration this date, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Communication from Miss Inez W. Reichel, 3321 28th Street, relative to rezoning of Block 81 Park Villas, which block she wants placed in Zone R-2, referring to previous efforts in that connection, and various other matters, was presented.

On motion of Councilman Godfrey, seconded by Councilman Wincote, said communication was referred to the City Planning Department.

Communication from Mrs. Catherine E. Smith, 1429 E. Pennsylvania, San Diego 3, Calif., relative to dog roaming near 1401 Pennsylvania Avenue, without a license, was presented.

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

Communication from the Purchasing Agent submitting Resolution authorizing the Purchasing Agent to advertise for bids for two Tractors, one for the Harbor Department and one for Public Works Department, was presented.

The Acting City Manager made an explanation of the matter to the Council, and said that although authorization had been granted through Council resolution for purchase of such equipment without calling for bids therefore, it would be to the City's advantage in this case to call for bids.

RESOLUTION NO. 100826, recorded on Microfilm Roll No. 35, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing of two Tractors, in accordance with specifications on file in the office of the City Clerk, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the City Engineer, addressed to the City Manager, and transmitted to the Council with the Acting City Manager's stamp of approval, recommending adoption of proposed Resolution setting out Major City Streets upon which State Gas Tax Funds may be expended, was presented.

RESOLUTION NO. 100827, recorded on Microfilm 35, determining the following streets, within the limits and as particularly set forth in said Resolution, to be Major City Streets within the City of San Diego pursuant to the provisions of Section 2052 of the Streets and Highways Code as amended by the Collier-Burns Highway Act of 1947: 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; Morena Boulevard; 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 Division of Highways, repealing Resolution No. 98558 adopted July 5, 1950, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100828, recorded on Microfilm Roll No. 35, authorizing and empowering the City Manager to do all the work in connection with the cement mortar lining of water mains in La Jolla Hermosa Subdivision, South La Jolla Subdivision and La Jolla Shores Subdivision, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Said Resolution recites that the Water Department, Division of Distribution, has recommended said work, that the City Manager has submitted estimates and has indicated that the same can be done by the City forces more economically than if let by contract.

RESOLUTION NO. 100829, recorded on Microfilm Roll No. 35, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 325 feet of 2" W.I. water main and installation of 300 feet of 6" water main and one 6" 2-way fire hydrant and 325 feet of 8" water main and one 8" 3-way fire hydrant in De Sota

Street, from Pasadena Street north to terminus, and in Pasadena Street, from Balboa Street to De Sota Street, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Said Resolution recites that the Water Department, Division of Distribution, has recommended said work, 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. 100830, recorded on Microfilm Roll No. 35, declaring it to be to the best interests of The City of San Diego to grant a lease to the Department of Commerce of the United States of America, Civil Aeronautics Administration, portion of Pueblo Lot 262 for the purpose of maintaining a radio range (Site O, on the San Diego-Los Angeles airway), vital to operation of Lindbergh Field, authorizing and directing the City Manager to execute a lease on behalf of The City of San Diego on said City-owned land, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100831, recorded on Microfilm Roll No. 35, granting request of P. & J. Artukovich, Inc., for an extension of time for a period to and including the 17th day of February, 1951, in which to complete the construction of the Alvarado Canyon Trunk Sewer, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Said application for extension of time under the contract, for reasons set forth therein, bears the recommendation of approval of the City Engineer and recommendation of the Asst. City Manager.

RESOLUTION NO. 100832, recorded on Microfilm Roll No. 35, authorizing and directing the City Manager to enter into a contract with Fairchild Aerial Surveys, Inc., wherein said corporation will prepare and deliver to the City additional complete topographical maps and photographs of the areas of Barrett and Otay Reservoirs now visible due to the reduced water supply in said reservoirs, at a cost to the City of not to exceed \$2588.00, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Said Resolution recites that said corporation has heretofore furnished the City with topographical maps and vertical aerial photographs of Morena, Barrett, Lower Otay, El Capitan and Hodges Reservoir Basins at a time when the water level was so low as to give the City much needed information as to the contour of the basins, and that the City Manager has recommended additional survey and mapping because the water level at Barrett and Otay Reservoirs has dropped another 30 to 40 feet making it in the best interests of the City to have such additional work done at once and have the information furnished.

Prior to the adoption of said Resolution, the Acting City Manager made a verbal explanation of the matter to the Council, substantially as set out in the Resolution.

RESOLUTION NO. 100833, recorded on Microfilm Roll No. 35, rescinding Resolution No. 100582 which cancelled the contract entered into on the 24th day of October, 1950, between The City and C. A. Larsen, reinstating said contract and will permit C. A. Larsen to commence the construction called for and that time for completion shall be extended by an additional 90 days due to the stoppage of work under the original National Production Authority Order M-4 for work at the San Diego Roque, Shuffleboard and Bridge Club, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Prior to adoption of said Resolution, the City Attorney made a verbal explanation, and gave the background. He stated that an appeal had been made by members to the National Production Authority which had rescinded its "stop work" order, and now has made a specific exception permitting commencement of the construction.

The Resolution recites that the contractor has signified in writing his willingness to proceed with the contract. Asked if the contractor would do the work at the same price as stated in the original contract, the Acting City Manager said that he would.

RESOLUTION NO. 100834, recorded on Microfilm Roll No. 35, authorizing and directing the Purchasing Agent to advertise for a period of 5 days in the official newspaper the sale at public auction of portion of City-owned property located in San Diego County, being portion of Tract "B" Rancho El Cajon, more particularly described in said Resolution, as petitioned for by Gladys and Frederick L. Taylor of Lakeside, California, stating that the reason for selling the property is that the same is no longer needed for City purposes, setting the price of \$225.00 per acre, reserving the right to reject any and all bids at said public auction, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100835, recorded on Microfilm Roll No. 35, authorizing the City Engineer to attend the Third California Conference on Street and Highway Problems to be held in Berkeley, California, on January 25 and 26, 1951, and authorizing the incurring of the necessary expenses therefor, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100836, recorded on Microfilm Roll No. 35, authorizing the Assistant City Engineer to attend the first meeting of the Committee on Standardization of Public Improvements to be held by the League of California Cities at the Hotel Claremont Building in Berkeley, California, on January 12, 1951, authorizing the incurring of the necessary expenses therefor, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100837, recorded on Microfilm Roll No. 35, accepting the deed of Johnston T. Barrett and Madalen C. Barrett, bearing date December 19, 1950, conveying a portion of Lot "H" Block 7 Central Homestead, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100838, recorded on Microfilm Roll No. 35, accepting the deed of C. M. Potts and Velma Potts, bearing date November 13, 1950, conveying a portion of Lot 70 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 Swan, adopted.

RESOLUTION NO. 100839, recorded on Microfilm Roll No. 35, accepting the deed of Homer M. McClure and Portia McClure, bearing date December 19, 1950, conveying portions of Lots 28, 29 and 30 Block 290 Seaman and Choates' 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 Swan, adopted.

RESOLUTION NO. 100840, recorded on Microfilm Roll No. 35, accepting the deed of James Lakin, bearing date December 21, 1950, conveying Lots 23 and 24 Block 290 Seaman and Choates' 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 Swan, adopted.

RESOLUTION NO. 100841, recorded on Microfilm Roll No. 35, accepting the deed of Homer M. McClure and Portia McClure, bearing date December 19, 1950, conveying Lot 27 and portions of Lots 28, 29 and 30 Block 290 Seaman and Choates 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 Swan, adopted.

RESOLUTION NO. 100842, recorded on Microfilm Roll No. 35, accepting the deed of L. C. Rayford, bearing date December 22, 1950, conveying an easement and right of way for sewer purposes in a portion of Lot E Block 294 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 Swan, adopted.

RESOLUTION NO. 100843, recorded on Microfilm Roll No. 35, accepting the quitclaim deed of The State of California, bearing date November 22, 1950, quitclaiming portions of Pueblo Lots 329, 330 and 331, and portions of Blocks 398, 399, 405, 406, 429, 430, 432, 433 and 457 Old San Diego, and portions of vacated parts of Congress Street, Jefferson Street, Moore Street, Taylor Street, Wallace Street and Smith Street as said streets are shown on Miscellaneous Map No. 40 on file in the office of the County Recorder, setting aside and dedicating the same to the public use as and for a public street, authorizing and directing the City Clerk to file said quitclaim 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 Swan, adopted.

ORDINANCE NO. 4649 (New Series), recorded on Microfilm Roll No. 35, amending Section 2 of Ordinance No. 4564 (New Series, adopted October 10, 1950, regulating the hours of placing garbage, rubbish, or waste material or containers upon the public streets, curbs, curbs and sidewalks for collection by the City (the amendment relates to the Central Traffic District Only), 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, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen Schneider, Kerrigan.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen Schneider, Kerrigan. Prior to the final reading of such Ordinance, a written or printed copy thereof was furnished to each member of the Council.

It was indicated by some members of the Council that it would be well to consider the matter in Conference. However, the Acting City Manager explained the reason for the amendment, stating that it corrects an unworkable regulation provided in a recently-adopted Ordinance.

ORDINANCE NO. 4650 (New Series), recorded on Microfilm Roll No. 35, appropriating the sum of \$1000.00 out of the Unappropriated Balance Fund, and transferring same to General Appropriations, Activity 40.4, Account 494, for the purpose of providing funds for payment of cost of property appraisals, 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, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen Schneider, Kerrigan.

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

The final reading of such Ordinance was in full.

ORDINANCE NO. 4651 (New Series), recorded on Microfilm Roll No. 35, appropriating the sum of \$150.00 out of the Unappropriated Balance Fund for the purpose of defraying the cost of advertising for City positions in newspapers, was on motion of Councilman Godfrey, seconded by Councilman Swan, placed on its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen Schneider, Kerrigan.

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

The final reading of such Ordinance was in full.

A proposed Ordinance incorporating Lots 1, 27, 28 and 29 El Cerrito Terrace and portion of Lot 7 La Mesa Colony into "R-4" Zone, as defined by Ordinance No. 8924 and amendments thereto, repealing Ordinance No. 13559 insofar as the same conflicts, was presented.

On motion of Councilman Wincote, seconded by Councilman Dail, a hearing on said proposed Ordinance was set for the hour of 10:00 o'clock A.M., on Thursday, January 18, 1951.

A proposed Ordinance incorporating a portion of Lot 16 Ex-Mission Lands of San Diego into "R-1" and "C" Zones, as defined by Ordinance No. 8924 and amendments thereto, repealing Ordinance No. 35 (New Series) insofar as the same conflicts, was presented.

On motion of Councilman Wincote, seconded by Councilman Dail, a hearing on said proposed Ordinance was set for the hour of 10:00 o'clock A.M., on Thursday, January 18, 1951.

At the hour of 10:20 o'clock A.M., the Council, on motion of Councilman Dail, seconded by Councilman Wincote, took a recess.

The Mayor told members of the Council that there were some items he wished to discuss. When it was suggested that the Conference be held in the Council Chamber, the Mayor said that he would like to have them meet in his office.

Upon reconvening, at the hour of 10:55 o'clock A.M., the roll call showed the following:

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

On motion of Councilman Wincote, seconded by Councilman Dail, the communication from Lane Bryant Annual Award Committee, referred to Council Conference earlier in this meeting, concerning nomination of George A. Scott for the 1950 award, was withdrawn from Conference at this time.

RESOLUTION NO. 100844, recorded on Microfilm Roll No. 35, referring the matter of nomination of George A. Scott for the 1950 award from Lane Bryant Annual Award Committee, to the City Attorney to ascertain if the Girl Scouts want the honor of filling in the formal nomination application, and that if they do not wish to do so then Mayor Harley E. Knox is requested to make out the application in behalf of the City of San Diego and forward the same to the Foundation at 465 Fifth Avenue, New York 17, New York, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

On motion of Councilman Wincote, seconded by Councilman Godfrey, the communication from Mayor Harley E. Knox, submitting the name of General Holland M. Smith, U.S.M., Retired, for re-appointment to the Harbor Commission, referred to Council Conference on January 2, 1951, was withdrawn from Conference at this time.

RESOLUTION NO. 100845, recorded on Microfilm Roll No. 35, confirming the appointment of General Holland M. Smith, U.S.M.C., Retired, 1821 Viking Way, La Jolla, to succeed himself as a member of the Harbor Commission, the present term of which expired December 30, 1950, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100846, recorded on Microfilm Roll No. 35, referring to Council Conference the matter of considering an amendment to Section 54 of the City Charter, having to do with terms of office of members of the Harbor Commission, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

There being no further business to come before the Council at this time, the Council, on motion of Councilman Swan, seconded by Councilman Dail, adjourned the meeting at the hour of 11:05 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, January 9, 1951

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

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

The Minutes of the Regular Meeting of Tuesday, January 2, 1951, and of the Regular Meeting of Thursday, January 4, 1951, were presented to the Council by the Clerk. On motion of Councilman Schneider, seconded by Councilman Kerrigan, said Minutes 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 Ocean Beach Storm Drains, in accordance with specifications therefor on file in the office of the City Clerk under Document No. 426836, 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 James L. Ferry dba Peter L. Ferry & Son and John M. Ferry, a Joint Venture, accompanied by bond written by United States Fidelity and Guaranty Company in the sum of ten percent of total amount bid, which bid was given Document No. 427940;

The bid of Carroll & Foster, accompanied by bond written by Maryland Casualty Company in the sum of ____ (Dollars) - no amount was set out in the bond, which bid was given Document No. 427941;

The bid of H. H. Peterson, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of ten percent of the total amount of the bid, which bid was given Document No. 427942;

The bid of Charles J. Dorfman, accompanied by bond written by Saint Paul-Mercury Indemnity Company in the sum of ten per cent of the amount of the bid, which bid was given Document No. 427943;

The bid of Cox Bros. Construction Co., accompanied by bond written by Great American Indemnity Company in the sum of fifty thousand dollars, which bid was given Document No. 427944;

The bid of Guy F. Atkinson Company, accompanied by bond written by Fidelity and Deposit Company in the sum of ten percent of the amount of the attached bid, which bid was given Document No. 427945.

Councilman Wincote entered the meeting at this time.

Asked about the estimated cost of the project, the City Engineer replied that it was \$165,000.00.

On motion of Councilman Dail, 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 latest time set for the receiving of bids for the wrecking and removal of the present Fire Station No. 5, and the construction of a New Fire Station No. 5, at 828 University Avenue, as located on plot plan all as more particularly set forth in specifications contained in Document No. 426940 on file in the office of the City Clerk, 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 R. J. Hortie, accompanied by bond written by American Surety Company in the sum of ten percent of the amount of the bid, which bid was given Document No. 427946;

The bid of Nielsen Construction Company, 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. 427947;

The bid of Warren E. Rugger, accompanied by bond written by Maryland Casualty Company in the sum of 10% of amount of bid, which bid was given Document No. 427948;

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 ten percentum of the amount of the accompanying bid, which bid was given Document No. 427949;

The bid of Harold W. Grizzle, accompanied by bond written by Manufacturers Casualty Insurance Company in the sum of ten percent of bid, which bid was given Document No. 427950.

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 to which the hearing on Resolution No. 100472 of Preliminary Determination for the paving and otherwise improving of 51st Street, between the limits and as particularly described in said Resolution, had been continued for consideration of the Resolution of Feasibility, the clerk reported that no written or oral protests had been received.

RESOLUTION NO. 100847, recorded on Microfilm Roll No. 35, determining that the proposed improvement of 51st Street, within the limits and as particularly described in Resolution No. 100472 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 Kerrigan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing on Resolution No. 100473 of Preliminary Determination for the paving and otherwise improving of Gresham Street and Graham Street, between the limits and as particularly described in said Resolution, had been continued for consideration of the Resolution of Feasibility, the clerk reported that protests had been overruled on January 2, 1951.

RESOLUTION NO. 100848, recorded on Microfilm Roll No. 35, determining that the proposed improvement of Gresham Street and Graham Street, between the limits and as particularly described in Resolution No. 100473 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 Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing on Resolution No. 100474 of Preliminary Determination for the paving and otherwise improving of Oliphant Street and Chatsworth Boulevard, between the limits and as particularly described in said Resolution, had been continued for consideration of the Resolution of Feasibility, the clerk reported that no protests had been filed.

RESOLUTION NO. 100849, recorded on Microfilm Roll No. 35, determining that the proposed improvement of Oliphant Street and Chatsworth Boulevard, between the limits and as particularly described in Resolution No. 100474 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 Swan, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing on Resolution No. 100475 of Preliminary Determination for the paving and otherwise improving of Reed Avenue, between the limits and as particularly described in said Resolution, had been continued for consideration of the Resolution of Feasibility, the clerk reported that no protests had been filed.

RESOLUTION NO. 100850, recorded on Microfilm Roll No. 35, determining that the proposed improvement of Reed Avenue, between the limits and as particularly described in Resolution No. 100475 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 Swan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing had been continued on Resolution No. 100476 of Preliminary Determination for the improvement of Venice Street, Brighton Avenue and Northeasterly and Southwesterly Alley in Block 91 Point Loma Heights, within the limits and as particularly described in said Resolution, had been continued for consideration of the Resolution of Feasibility, the clerk reported that no protests had been received.

RESOLUTION NO. 100851, recorded on Microfilm Roll No. 35, determining that the proposed improvement of Venice Street, Brighton Avenue and Northeasterly and Southwesterly Alley in Block 91 Point Loma Heights, within the limits and as particularly described in Resolution No. 100476 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 Swan, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 100568 of Preliminary Determination for the improvement of the Alley in Block 245 Mission Beach, and Mission Boulevard, 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. 100852, recorded on Microfilm Roll No. 35, determining that the proposed improvement of the Alley in Block 245 Mission Beach, and Mission Boulevard, within the limits and as particularly described in Resolution No. 100568 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 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. 100569 of Preliminary Determination for the improvement of Acacia Street and Z 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. A. Robinett, 3548 Z Street, presented a petition of protest, which was read to the Council by the Clerk. Said petition bore the signatures of 25 residents, whose property was not identified thereon.

R. D. Lane asked for information regarding improvement of 36th Street. The City Engineer's assistant replied to Mr. Lane that property on the easterly side of 36th Street would not be affected by the improvement.

The matter was continued temporarily, for the purpose of permitting interested property owners to confer with the City Engineer.

(See later entry in these Minutes on this subject).

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 100570 of Preliminary Determination for the improvement of Dawes Street, Emerald Street, Everts Street and Felspar 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. 100853, recorded on Microfilm Roll No. 35, determining that the proposed improvement of Dawes Street, within the limits and as particularly described in Resolution No. 100570 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 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. 100571 of Preliminary Determination for the improvement of Loring Street and Lamont 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.

Mrs. Sessions (who did not give her initials or address), spoke. She asked how her property would be affected.

The matter was continued, temporarily, to give Mrs. Sessions an opportunity to discuss her question with the City Engineer.

(See further notations on this subject in these Minutes).

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 100470 for the improvement of the Alleys in Block L Plumosa 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.

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 hearing on Resolution No. 100569 of Preliminary Determination, for the improvement of Acacia Street and Z Street (heretofore mentioned in these Minutes) was resumed.

Asked by the Mayor if he was ready to give a report at this time, the City Engineer recommended that the hearing be continued one week, so that he might check into the matter further.

RESOLUTION NO. 100854, recorded on Microfilm Roll No. 35, continuing the hearing on Resolution No. 100569 of Preliminary Determination, for the improvement of Acacia Street and Z Street, within the limits and as particularly described in said Resolution, until the hour of 10:00 o'clock A.M., of Tuesday, January 16, 1951, and requesting the City Engineer to check the matter and report back to the Council, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The hearing on Resolution No. 100571 of Preliminary Determination, for the improvement of Loring Street and Lamont Street (heretofore mentioned in these Minutes) was resumed.

Mrs. Sessions spoke again, and said that she wondered if it was advisable to make the improvement at this time. She mentioned, also, the property which is owned by the City on the other side of the street from her property, and assumed that the cost of its improvement would be spread over other properties.

The Mayor replied that the City, in the same manner as the Board of Education, does not sign for the street improvements but does not stand in its way. He said that the City, if the improvement, would pay the assessment against its property on the same basis as other owners.

Mrs. Sessions said that she is not protesting the improvement.

RESOLUTION NO. 100855, recorded on Microfilm Roll No. 35, determining the improvement of Loring Street and Lamont Street, within the limits and as particularly described in Resolution No. 100571 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 Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 100471, for the improvement of Draper Avenue, within the limits and as particularly described in said Resolution, the clerk reported that he had received written protests from Thomas A. and Elsie McGregor (unsigned), Earl K. Outcalt and Alberta E. Outcalt, William K. Creelman, Frank R. Michuda, Nancy C. Davidson, which protests were presented to the Council.

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

Earl K. Outcalt spoke. He said that the petition did not specify the type of pavement, and said that he does not want the 5" c.c. called for in the specifications, but said that only oiling is sufficient.

Councilman Kerrigan moved to continue the hearing, which motion received no second.

The City Engineer reported a 5.8% protest, by area.

Asked for a report on the frontage protest, the Engineer said that had not been figured.

Councilman Kerrigan again moved to continue the hearing for one week, and refer the matter to the City Engineer, which motion was seconded by Councilman Schneider.

Councilman Wincote wanted a statement, in the form of an affidavit, from the circulator in connection with the type of improvement desired.

After more discussion, the motion was withdrawn with the consent of the consent of the second.

R. V. Wilson spoke, and said that the petition calls for paving (although the type was not specified), and said that oiling is not what is wanted by the property owners.

Councilman Godfrey entered the meeting at this time.

Ray Salcido spoke, and said that the improvement is wanted, but not 5" c.c.

The City Engineer said that the intersections are not to be torn out and repaved, as charged. In discussing the type of pavement, he said that concrete is needed on account of the flat surface and the poor bearing qualities of the soil.

RESOLUTION NO. 100856, recorded on Microfilm Roll No. 35, continuing the hearing on Resolution of Intention No. 100471 for the proposed improvement of Draper Avenue, within the limits and as particularly described in said Resolution, until the hour of 10:00 o'clock A.M., of Tuesday, January 16, 1951, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

The City Engineer was requested to check the petition for the type of pavement.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1974 made to cover the costs of 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 a written appeal had been received from Andrew A. Brewer, which appeal was presented to the Council and read.

The City Engineer reported that the appeal constituted a 4.1% protest against the area assessment for Evergreen Street, and explained the reason for the assessment.

RESOLUTION NO. 100857, recorded on Microfilm Roll No. 35, overruling and denying the appeal of Andrew A. Brewer, and all other appeals, from the Street Superintendent's Assessment No. 1974 made to cover the costs and expenses of the improving of Evergreen

Street, within the limits and as particularly described in Resolution of Intention No. 96363, confirming and approving 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, directing the Street Superintendent to record said warrant, diagram and assessment in his office, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100858, recorded on Microfilm Roll No. 35, directing the City Engineer to make an explanation in writing to the appellant, 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. 1975 made to cover the costs and expenses of the work of paving and otherwise improving of Promontory Street, within the limits and as more particularly described in Resolution of Intention No. 97186, the clerk reported that a written appeal had been received from Arthur C. Bernard, Mr. and Mrs. William D. Frost and others, which written appeal was presented to the Council.

The City Engineer reported that the appeal covered 32% of the affected property, and explained about the payment for hydrant on one end of the block only.

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

Mrs. William Frost spoke. She said that the fire hydrant charge should be spread equally through the block.

The City Engineer said that hydrants are not in where paving does not exist.

The matter was continued temporarily, to permit the City Engineer to discuss the assessment with Mrs. Frost.

(See further reference to this matter later in these Minutes).

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1972 made to cover the costs and expenses of the paving and otherwise improving of Tyrian Street, La Jolla Boulevard, the Alleys in Blocks 2 and 3 La Jolla Park, within the limits and as particularly described in Resolution of Intention No. 97274, the clerk reported that written appeal had been received from R. George Putz, which appeal was presented.

The City Engineer reported that the appeal constituted .6% of the property.

RESOLUTION NO. 100859, recorded on Microfilm Roll No. 35, overruling and denying the appeal of R. George Putz and all other appeals, from the Street Superintendent's Assessment No. 1972 made to cover the costs and expenses of the paving and otherwise improving of Tyrian Street, La Jolla Boulevard, the Alleys in Blocks 2 and 3 La Jolla Park, within the limits and as particularly described in Resolution of Intention No. 97274, confirming and approving 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, directing the Street Superintendent to record said warrant, diagram and assessment in his office, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Petition of Salvatore Milazzo, Louis Contile, Vito Frontiera for cabaret license to operate the Alibi Club, 4500 Ocean Boulevard, was presented, together with recommendations for approval from the various interested City departments.

RESOLUTION NO. 100860, recorded on Microfilm Roll No. 35, granting permission to Salvatore (Mike) Milazzo, Louis Contile and Vito Frontiera to conduct a cabaret with paid entertainment at Alibi Club, 4500 Ocean Boulevard, where liquor is sold but no dancing conducted, subject to the regular license fee, and to compliance with existing regulations, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Application of Paul C. Loeber, Broadway Pier, for 75 additional Automobiles for Hire, without drivers, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, said application was referred to the City Manager for report and recommendation.

Petition of M. C. Cavan, 4719 Kensington Drive, for permission to start annexation proceedings as provided by the Annexation Act of 1913, as amended, for annexation of portion of the County of San Diego known as "Kensington Park" according to the official map thereof No. 1245 filed in the office of the County Recorder, stating that he owns property within the described territory, that he is desirous of having the territory annexed to and become a part of The City of San Diego, subject to the outstanding obligations of said City, was presented.

RESOLUTION NO. 100861, recorded on Microfilm Roll No. 35, giving permission and consent to M. C. Cavan, 4719 Kensington Drive, to start proceedings to annex that portion of the County of San Diego known as Kensington Park, subject to the outstanding obligations of the City, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Petition of C. M. Rodefer for the paving and otherwise improving of Linwood Street, between the easterly line of Old San Diego and the westerly line of Bandini Street closed, under provisions of the 1911 Improvement Act, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, said petition was referred to the City Manager.

Claim of Joseph Calabrese, 3144 Keats Street, in the sum of \$10,150.00, for a beating, etc., following arrest by a police officer, was presented.

RESOLUTION NO. 100862, recorded on Microfilm Roll No. 35, referring claim of Joseph Calabrese to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Schneider, asked about the Calabrese claim, and the claim of Andrew Mosley, shown later in these Minutes.

The City Manager made a verbal explanation, in which he said that events leading to the filing of the claim had been preceded by a disturbance at a cafe on New Year's Eve at which time private police dealt with the claimants, following which City Police officers were called in.

Claim of M. W. Bennett, 3604 Arnold Avenue, for damage to his automobile, in the sum of \$63.85, by a City-owned truck, was presented.

RESOLUTION NO. 100863, recorded on Microfilm Roll No. 35, referring claim of M. W. Bennett to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of John L. and Vera F. Cavender, 5145 Hilda Road, for damage to property by broken water main, in the sum of \$95.00, was presented.

RESOLUTION NO. 100864, recorded on Microfilm Roll No. 35, referring claim of John L. and Vera F. Cavender to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Arthur Jacobs, Manager Hopkins News Agency, 1045 Fourteenth Street, in the sum of \$34.29, for damage to truck by a tree in the parkway at El Cortez Hotel, was presented.

RESOLUTION NO. 100865, recorded on Microfilm Roll No. 35, referring claim of Hopkins News Agency to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Andrew Mosley, 1042 Grand Avenue, in the sum of \$10,000.00, for beating, etc., following arrest by a Police officer, was presented.

RESOLUTION NO. 100866, recorded on Microfilm Roll No. 35, referring claim of Andrew Mosley to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Mrs. Shaun P. Ryan, 3138 Ivy Street, in the sum of \$7.79, for damage to automobile by a City truck, was presented.

RESOLUTION NO. 100867, recorded on Microfilm Roll No. 35, referring claim of Mrs. Shaun P. Ryan to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Dail requested, and was granted unanimous consent, to introduce the next matter of business, not listed on the Council's agenda:

Telegraph from Dist. Vice Comdr. Lionel Hudson, 3752 Harding Ave., San Diego, of the Dept. of California AMVETS, for permission to park exhibit trailer sponsored by said AMVETS on Broadway near Second Avenue, subject to usual Police regulations, no admission to be charged, free will donations to be received for use of all AMVET posts in San Diego Council, was presented and read.

On motion of Councilman Schneider, seconded by Councilman Dail, the application was referred to the City Manager.

An unidentified representative for the organization appeared at the rail, and was told of the Council's reference, and asked to meet with the City Manager.

Communication from the Harbor Department, signed by the Acting Port Director, submitting Tidelands lease with R. E. Hazard Contracting Co. for ratification, was presented.

The Mayor read from a Harbor Department letter of explanation, giving details. RESOLUTION NO. 100868, recorded on Microfilm Roll No. 35, ratifying, confirming and approving Tidelands Lease with R. E. Hazard Contracting Co., covering 14,443 sq. ft., northerly of Nutmeg Street, for a period of 5 years commencing December 10, 1950, with one 5-year renewal option, at 10¢ per square foot per year for the first 2-1/2 years, after which time the rental is to be agreed upon for balance of lease, property to be used for the storage of pipe and other materials, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of one 7-unit Gang Mower and Frames (for the Golf Course), recommending award to Bob Woll's Motor Mart, San Diego, the sole bidder, on an alternate Mower which was not the lowest figure submitted, stating that its purchase would be a saving to the City inasmuch as spare parts from equipment partially destroyed in a fire can be used, was presented.

The City Manager made a verbal recommendation, in accordance with the recommendation of the Purchasing Agent.

RESOLUTION NO. 100869, recorded on Microfilm Roll No. 35, accepting bid of Bob Woll's Motor Mart, San Diego, to furnish one 7-unit Gang Mower and Frames (alternate bid), awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Godfrey, seconded by Councilman Swan, 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 the furnishing of Lumber, was presented.

RESOLUTION NO. 100870, recorded on Microfilm Roll No. 35, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing Lumber for the Park Greenhouse, in accordance with Specifications on file in the office of the City Clerk bearing Document No. 427912, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 100871, recorded on Microfilm Roll No. 35, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental to the improvement of Midway Drive at Ollie Street, under Document No. 427900, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids for said work, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100872, recorded on Microfilm Roll No. 35, approving plans and specifications for the furnishing of all labor, material, services, equipment, transportation and other expense necessary or incidental for construction and installation of a sprinkler system at War Memorial Building, 7776 Eads Avenue, La Jolla, under Document No. 427916, 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. 100873, recorded on Microfilm Roll No. 35, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental to the installation of Street Name Signs under Document No. 427903, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids for said work, on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100874, recorded on Microfilm Roll No. 35, authorizing the Purchasing Agent to purchase directly in the open market from Bowser, Inc., Los Angeles, California, the additional filter unit requested by the Park and Recreation Department for the use of the Municipal Swimming Pool in Balboa Park, at a cost not to exceed \$3000.00, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Said Resolution recites that the City has heretofore by competitive bids purchased and acquired and had installed a filter, that the filter has been defective in its work, and it has been determined that in order for said filter to work effectively it is necessary to install an additional unit and that said unit should be of the same character and kind as that heretofore furnished, and that said Bowser, Inc., is the only firm dealing in said particular type of unit, that the City's interest will be best served by such purchase.

Communication from the City Manager reporting on communication from C. W. Anderson and others regarding bill for paving College Avenue and other streets, submitting copy of his reply to Mr. Anderson, and recommending 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 the Beach Acquisition Program, stating that the State of California will not proceed further until the City records deeds to Torrey Pines Beach property, recommending modification of Resolution No. 99072, and directing the City Clerk to record deeds rather than keep them in escrow until the Park Commission has purchased additional beach lands, was presented.

The City Manager made a verbal explanation in the matter to the Council.

RESOLUTION NO. 100875, recorded on Microfilm Roll No. 35, adopting the recommendation of the City Manager, contained in Document No. 427902, relative to acquisition of property in the Torrey Pines Beach area, directing the City Attorney to prepare and present to the Council the necessary Resolution in connection therewith, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hearing on the Street Superintendent's Assessment No. 1975 made to cover the costs and expenses of the work of paving and otherwise improving of Promontory Street, within the limits and as particularly described in Resolution of Intention No. 97186, was resumed at this time.

RESOLUTION NO. 100876, recorded on Microfilm Roll No. 35, overruling and denying the appeal of property owners filed in the office of the City Clerk under Document No. 427937, from the Street Superintendent's Assessment No. 1975 made to cover the costs and expenses of the work done upon the improvement of Promontory Street, within the limits and as particularly described in said Resolution, overruling and denying all other appeals, confirming 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, directing said Street Superintendent to record said warrant, diagram and assessment in his office, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending granting request of Yellow Cab Company for change in location of Taxicab Stand, was presented.

RESOLUTION NO. 100877, recorded on Microfilm Roll No. 35, establishing taxicab stand on the west side of State Street, between points 8 feet and 28 feet north of the north line of C Street, repealing portion of Resolution No. 77360 adopted August 11, 1942 which established a taxicab stand on the south side of F Street between points 16 feet and 34 feet west of the west line of Fourth Avenue, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending granting an excess width driveway to Thebault & Nachant on Eleventh Avenue between Market Street and Island Avenue, and amendment to Resolution No. 99529 which had heretofore granted such driveways, was presented.

RESOLUTION NO. 100878, recorded on Microfilm Roll No. 35, granting permission to Thebault and Nachant, 1025 Grand Avenue, San Diego 9, to install a 44-foot driveway between points 10 feet and 54 feet, and a 40-foot driveway between points 85 feet and 125 feet, both as measured at the top of the full height curb, on the west side of Eleventh Avenue south of the south line of Market Street, adjacent to Lots J, K and L Block 101 Horton's Addition, subject to existing driveway on the west side of Eleventh Avenue approximately between points 135 and 144 feet south of the south line of Market Street being removed and the curb and sidewalk properly restored, and subject to the existing sidewalk and curb on both the Eleventh Avenue and Market Streets where broken and not in good condition being restored to the satisfaction of the Superintendent of Streets, repealing Resolution No. 99529 adopted September 19, 1950, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on communication from the City-County Centennial Commission which thanked the Council for its support and submitting copy of letter directed to City appointees advising that the City Auditor's final financial statement has been filed, and expressing the City's appreciation for services rendered, was presented.

On motion of Councilman Swan, seconded by Councilman Schneider, the several papers attached to the file were ordered filed.

Communication from the City Planning Director reporting on communication from Miss Inez W. Reichel, 3321 - 28th Street, identical with one received by the Planning Department, relative to the rezoning of Block 81 Park Villas, and other matters, transmitting a copy of his reply to Miss Reichel, recommending filing of the documents, was presented.

On motion of Councilman Swan, seconded by Councilman Kerrigan, the several papers making up the file were ordered filed.

Communication from San Diego City and County Centennial Commission, signed by George A. Scott, President, reporting completion and the carrying out of original plans commemorating the One Hundredth Anniversary of California's acceptance into the Union, was presented.

On motion of Councilman Swan, seconded by Councilman Schneider, said communication, to which was attached copy of communication from K. A. Nairne, chairman of the Budget & Finance Committee of said Commission, addressed to the Commission's president George Scott, was ordered filed.

Mayor Knox left the meeting at this time, and Vice Mayor George Kerrigan took the chair as presiding officer.

Communication from the City Planning Commission, signed by the Planning Director, supplementing previously-filed letter, forwarding two more proposed amendments to the Zone Ordinance, recommending that the City Attorney be requested to prepare the necessary Ordinance, was presented and read.

RESOLUTION NO. 100879, recorded on Microfilm Roll No. 35, referring communication from the City Planning Director, supplementing recommendations for amendment to Ordinance No. 8924 (Zoning Ordinance), to Council Conference, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of suspension of sections of the Subdivision Ordinance, previously suspended by Resolution No. 95348 on October 4, 1949, in connection with the Tentative Map of Talmadge Park Estates Unit No. 4, was presented.

RESOLUTION NO. 100880, recorded on Microfilm Roll No. 35, suspending Sections 3E2, 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative and Final Maps of Talmadge Park Estates Unit No. 4, formerly suspended under Resolution No. 95348 on October 4, 1949, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending reapproval of the Tentative Map of Talmadge Park Estates, subject to 8 conditions, was presented.

RESOLUTION NO. 100881, recorded on Microfilm Roll No. 35, approving the Tentative Map of Talmadge Park Estates Unit No. 4, being a portion of the area approved under the same name on February 10, 1948 by Resolution No. 88336, and reapproved by Resolution No. 95349 on October 4, 1949, subject to conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the City Attorney, signed by Louis M. Karp, Deputy City Attorney, reporting (at the Council's request) that Mrs. Jean McFall, Secretary of the Girl Scouts' Council has advised that their group will fill out the nomination blanks for George A. Scott for the Lane Bryant Annual Award for work performed during the year 1950, and stating that the nominating blanks have been forwarded to Mrs. McFall, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said communication, and the communication from the Lane Bruan Annual Award Foundation to which it refers, were ordered filed.

Communication from the City Attorney recommending that proceedings for improvement of portion of Fortuna Avenue, under Resolution of Intention No. 99969, be abandoned due to change in yardage affecting the City Engineer's original estimate, also the rejection of bids received December 26, 1950, and the filing of new plans and estimates before proceeding with said work, was presented.

RESOLUTION NO. 100882, recorded on Microfilm Roll No. 35, rejecting all of the proposals and bids offered for doing the work described in Resolution of Intention No. 99969 adopted October 26, 1950, for the improvement of portion of Fortuna Avenue, abandoning proceedings heretofore taken for the proposed improvement, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100883, recorded on Microfilm Roll No. 35, 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 Fortuna Avenue, between Ingraham Street and Riviera Drive, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the City Engineer submitting petition, bearing Document No. 411373 for the improvement of 46th Street between Dwight Street and the Canyon to the south, stating that the petition has only five names on it, and that the heading has been altered, recommending filing, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the City Engineer's communication, and the petition to which it refers, were ordered filed.

Communication from the City Engineer recommending that proceedings be started to change property line grades on portion of La Jolla Boulevard, due to openings and new alignment, was presented.

RESOLUTION NO. 100884, recorded on Microfilm Roll No. 35, directing the City Engineer to furnish a plat for the change of grade on La Jolla Boulevard, between a line parallel to and distant 20.00 feet northerly from the southerly line of La Jolla Park and the southerly line of Sea Lane, and on Marine Street, between the easterly line of La Jolla Boulevard and a line drawn southerly at right angles to the northerly line of Marine Street from a point distant 99.94 feet easterly from the original southwesterly corner of Block 1 F. T. Scripps Addition, in accordance with his recommendation on file in the office of the City Clerk under Document No. 427899, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the City Engineer recommending that proceedings be started to change property line grades on Sutherland Street, due to proposed building of a railroad spur, was presented.

RESOLUTION NO. 100885, recorded on Microfilm Roll No. 35, directing the City Engineer to furnish a plat for the change of grade on Sutherland Street, between the northerly line of Pacific Highway and the northerly line of Kurtz Street, in accordance with his recommendation on file in the office of the City Clerk under Document No. 427818, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Superintendent of Streets, addressed to the City Manager, in the matter of paving of Hornblend Street, Dawes Street, and other streets in Pacific Beach, by Cox Bros. Construction Company, referring to study of asphalt concrete mixing plant used made by A. H. Benedict, consulting Engineer, was presented.

The City Manager said that more reports will come to the Council on the subject, of which he will furnish copies. He recommended the filing of the communication just mentioned.

W. E. Starke, attorney, who had addressed the Council previously on this same subject, spoke. He asked for a continuance in the matter, awaiting other reports.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was continued until the meeting of Tuesday, January 16, 1951.

Communication from Alex Gordon, 2536 University Avenue, referring to pedestrian having been struck at University Avenue and Arnold Street crossing, advocating the installation of "Stop and Go" signals at that location, stating that failure of the City to take positive measures to remove the hazard will make the City responsible for deaths and injuries which might occur there, was presented.

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

Communication from League of Democratic Women of San Diego County, 415 Bank of America Building, San Diego 1, signed by Edna Lynde, dated "New Years Day", stating that it is felt that the City is doing and will continue all that is possible for civilian defence, and offering cooperation in every way the City might suggest, was presented.

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

RESOLUTION NO. 100886, recorded on Microfilm Roll No. 35, directing notice of filing of the Street Superintendent's Assessment No. 1980, made to cover the costs and expenses of the paving and otherwise improving of Pyncheon Street, within the limits and as particularly described in Resolution of Intention No. 98197, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION OF AWARD NO. 100887, recorded on Microfilm Roll No. 35, 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 the Alley in Block 19 Fairmount Addition to City Heights, and Public Right of Way, within the limits and as particularly described in Resolution of Intention No. 100056, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

A written report made by the City Engineer informed the Council that the low bid is 0.4% above the estimate.

RESOLUTION OF AWARD NO. 100888, recorded on Microfilm Roll No. 35, 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 Emerald Street, within the limits and as particularly described in Resolution of Intention No. 100058, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

A written report made by the City Engineer informed the Council that the low bid is 9.5% below the estimate.

RESOLUTION OF AWARD NO. 100889, recorded on Microfilm Roll No. 35, accepting bid of Al E. Riley for the paving and otherwise improving of Evergreen Street, within the limits and as particularly described in Resolution of Intention No. 100559, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

A written report made by the City Engineer informed the Council that the low bid is 6.1% above the estimate.

RESOLUTION OF AWARD NO. 100890, recorded on Microfilm Roll No. 35, accepting bid of Griffith Company, a corporation, for the paving and otherwise improving of Oliphant Street, Poe Street and Locust Street, within the limits and as particularly described in Resolution of Intention No. 100060, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

A written report made by the City Engineer informed the Council that the low bid is 26.1% below the estimate.

RESOLUTION OF AWARD NO. 100891, recorded on Microfilm Roll No. 35, accepting bid of Griffith Company, a corporation, for the paving and otherwise improving of Quimby Street and Chatsworth Boulevard, within the limits and as particularly described in Resolution of Intention No. 100061, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

A written report made by the City Engineer informed the Council that the low bid is 24.4% below the estimate.

RESOLUTION OF AWARD NO. 100892, recorded on Microfilm Roll No. 35, 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. 1, for a period of one year from and including August 7, 1950, to and including August 6, 1951, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 100893, recorded on Microfilm Roll No. 35, 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. 3, for a period of one year from and including August 7, 1950, to and including August 6, 1951, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 100894, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of the Alley in Block 16 Sunset Cliffs, within the limits and as particularly described in Resolution of Intention No. 100382, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 100895, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of Sequoia Street, Crown Point Drive, 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. 100896, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of Wilbur Avenue, 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. 100897, recorded on Microfilm Roll No. 35, for the paving and otherwise improving of Hendricks Avenue, Vermont Street, Richmond Street and the Alleys in Blocks 186 and 187 University Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100898, recorded on Microfilm Roll No. 35, 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 11 Ocean Beach Park, and Block 94 Ocean Bay Beach, within the limits and as particularly described in Resolution of Intention No. 98714, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100899, recorded on Microfilm Roll No. 35, 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 143 University Heights, within the limits and as particularly described in Resolution of Intention No. 97081, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100900, recorded on Microfilm Roll No. 35, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Ampudia Street, within the limits and as particularly described in Resolution of Intention No. 98256, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100901, recorded on Microfilm Roll No. 35, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Plum Street, within the limits and as particularly described in Resolution of Intention No. 98627, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100902, recorded on Microfilm Roll No. 35, granting petition for the paving and otherwise improving of 60th Street, between El Cajon Boulevard and the south line of Carol 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 the said work, directing the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 96438 for the improvement of a portion of 60th Street, 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 installation of sewers in Ocean View Boulevard west of 36th Street, to serve portion of Lot A Block 14 Central Homestead Subdivision, by private contract, in accordance with plans and specifications filed in the office of the City Clerk under Document No. 427750 and at no cost to the City of San Diego, was presented.

RESOLUTION NO. 100903, recorded on Microfilm Roll No. 35, granting Rev. Kenji Kikushi permission to install sewers in Ocean View Boulevard west of 36th Street, by private contract, in accordance with conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100904, recorded on Microfilm Roll No. 35, authorizing and directing San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Goshen Street at Linda Vista Road;
Froude Street at Newport Avenue;
San Jacinto Drive at: Trinidad Way; Santa Marie Terrace;
San Bernardo Terrace;

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

RESOLUTION NO. 100905, recorded on Microfilm Roll No. 35, granting request of Vinson Construction Company for an extension of time for a period of sixty days to and including the 4th day of March, 1951, in which to complete the construction of the Midway Drive Bridge, in connection with contract therefor on file in the office of the City Clerk under Document No. 411116 which contract provides for completion on or before January 3, 1951, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Prior to the adoption of said Resolution, Councilman Swan asked the City Manager when the work started, but the information on that point was not available.

RESOLUTION NO. 100906, recorded on Microfilm Roll No. 35, granting permission to M. H. Golden Construction Company, 3485 Noell Street, to install one 550-gallon gasoline tank underneath the area between the curb and the building line at Langendorf Bakery, Kurtz and Riley Streets, on conditions set forth in said Resolution, upon a revocable basis, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Accompanying said Resolution was communication from the M. H. Golden Construction Company, dated December 29, 1950, signed by Morris F. Landon, addressed to the Director of Public Works, requesting such permission, forwarded to the Council with stamps of approval of the City Manager and Director of Public Works.

RESOLUTION NO. 100907, recorded on Microfilm Roll No. 35, granting free permit to Post 433 Corporation, The American Legion, Roy W. Orrick, Secretary-Treasurer, 5049 Newport, San Diego 7 (Ocean Beach) to operate card tables, pursuant to and subject to the provisions of Section 15 Ordinance No. 2809 (New Series), subject to use thereof only to members and subject to the understanding and conditions set forth in petition on file in the office of the City Clerk under Document No. 426739, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

ORDINANCE NO. 4652 (New Series), recorded on Microfilm Roll No. 35, appropriating the sum of \$45,000.00 out of the Capital Outlay Fund for the construction of a storm drain around Block 195 City Heights, 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 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. 4653 (New Series), recorded on Microfilm Roll No. 35, appropriating the sum of \$6000.00 out of the Capital Outlay Fund for the purpose of providing funds to defray the cost of certain installations at the Roque Court and Card Room in Balboa Park and installation of lights at Sixth Avenue and Redwood Street, 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, 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.

Prior to adoption of said Ordinance, the City Manager explained that the appropriation was for the purpose of providing funds on the project which had at first been abandoned on orders from the Federal Government, later reinstated.

ORDINANCE NO. 4654 (New Series), recorded on Microfilm Roll No. 35, appropriating the sum of \$2,000.00 out of the Unappropriated Balance Fund and transferring the same to General Appropriations, Travel Expense, Account 214, 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.

ORDINANCE NO. 4655 (New Series), recorded on Microfilm Roll No. 35, amending Section 5 of Ordinance No. 3778 (New Series) adopted June 22, 1948, having to do with installation of complete water distribution systems in subdivisions before acceptance by the City, 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.~~

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

The proposed Ordinance amending Section 4 of Ordinance No. 3097 (New Series) - Reservoir Regulations - repealing Ordinance No. 3700 (New Series) adopted March 23, 1948, and Section 2 of Ordinance No. 4490 (New Series) adopted August 10, 1950, which had been before the Council on January 2, 1951, at which time it was referred to the City Manager for conference with interested sports, was again presented for consideration.

Considerable discussion was had in the matter, following explanation by the City Manager of his meeting with sportsmen, during which he said compromises had been reached regarding fees.

The following changes were made in the proposed ordinance: The \$1.00 permit fee to 75¢ for those over 16 years of age, from boats or shore; for shore fishing under 16 years of age, no fee.

ORDINANCE NO. 4656 (New Series), recorded on Microfilm Roll No. 35, amending

Section 4 of Ordinance No. 3097 (New Series - Reservoir Regulations - adopted November 20, 1945, and repealing Ordinance No. 3700 (New Series) adopted March 23, 1948, and Section 2 of Ordinance No. 4490 (New Series) adopted August 10, 1950, providing for permits for hunting, fishing and boating; providing for no fee for picnic parties; prohibiting hunting, fishing or trespassing along Dulzura Creek, and no camping to be allowed within the limits of the right of way of Dulzura Creek, 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 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.

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 next matter of business, not listed on the Council's agenda:

The City Manager submitted for Council action, a proposed Resolution to grant some 17 acres of property for National Guard Armory, to the State of California. He explained the area in the proposed grant, and said that it was his recommendation that the land be conveyed to the State for such purpose. The Manager read conditions set forth in the proposed Resolution. He said that the State will not accept the property with certain reversionary clauses, but might take it if its proposed use were limited to a National Guard Armory.

The City Attorney said that it would need a reversionary clause to limit use - otherwise stipulations as to use would have any effect.

There was considerable discussion, and many suggestions were offered for conditional grants.

The City Manager said "this property is granted to the State in accordance with laws, ordinance and regulations of the City" might be included in the deed of grant.

The City Planning Director said that a zone variance would be needed before a permit would be issued for the building of the Armory.

The City Manager replied that the State does not have to conform to certain City regulations if it does not choose to do so.

RESOLUTION NO. 100908, recorded on Microfilm Roll No. 35, adding to the proposed Resolution and Deed "That the deed is to be granted for use of an Armory and any other purpose that the State deems advisable at the same time that its principal use is for an Armory," was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 100909, recorded on Microfilm Roll No. 35, stating that the National Guard of the State of California is in need of a National Guard Armory to serve the City of San Diego; that the State of California is willing to erect, maintain and operate such an Armory upon condition that The City of San Diego provide a site; that the best interests of The City require that it deed to the State of California a site for the construction, maintenance and operation of a National Guard Armory, upon condition that construction begin within 5 years from date of conveyance and be prosecuted to completion within a reasonable period of time, and that in the event the State fails to begin the construction of said armory within 5 years from the date of said conveyance and/or prosecute said construction to completion within a reasonable period of time, title shall revert to the City, its successors or assigns; that the deed is granted for use of an Armory and any other purpose that the State deems advisable at the same time that its principal use is for an Armory; authorizing and directing the Mayor and the City Clerk to execute deed granting land described in said Resolution to the State of California for the hereinbefore mentioned uses on conditions set forth in said Resolution; that the deed be delivered to the City Manager with instructions that he deliver it to the proper State authorities; rescinding Resolution No. 99740 adopted on the 5th day of October, 1950, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

The Vice Mayor requested, and was granted, unanimous consent, to present the next matter of business not listed on the Council's agenda:

Communication from San Diego Junior Chamber of Commerce, signed by Robert S. Prario, Chairman, Aviation Committee, addressed to Mayor Knox, announcing its sponsorship of the Fifth Annual Pacific Coast Mid-Winter Soaring Championship contest to be held at Torrey Pines, February 24 and 25, 1951, requesting the City's permission to hold the meet at Torrey Pines Gliderport, and for a 25¢ parking fee to help defray the expenses, was presented.

RESOLUTION NO. 100910, recorded on Microfilm Roll No. 35, granting petition of San Diego Junior Chamber of Commerce for permission to conduct the Fifth Annual Pacific Coast Mid-Winter Soaring Championship contest at Torrey Pines Gliderport, February 24 and 25, 1951, and that a 25¢ parking fee to help defray the expenses be authorized, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

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

The City Manager made a verbal explanation of the matter of the Anna Avenue change, which he said would cost \$120,000. The Manager said that would be in excess of the value of the road, and that the proposed project will be abandoned.

No action was taken, in accordance with the Manager's recommendation.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Dail, at the hour of 11:45 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

A. M. Hadstrom

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, January 11, 1951

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order at the hour of 10:08 o'clock A.M., by the Mayor.

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

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 for Five Points Lighting District No. 1.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the appeal of Lester Loeser, 1600 Logan Avenue, from the Zoning Committee's decision in granting by its Resolution No. 5182 his application for variance to the provisions to Section 5 Ordinance No. 13216, to use land for storage of used automobiles, some not running, no sales or wrecking, for a period of 120 days on Lots 26 through 36 Block 1 Leebrick's Addition, at 39th and "Z" Streets, in Zone R-4 (application was for a period of three years), a report from the Zoning Engineer was presented and read.

Morey Levenson, attorney, appearing in behalf of Mr. and Mrs. Lester Loeser, spoke. He said that Mr. Loeser is in business of wrecking automobiles at 16th Street and Logan Avenue, which is a proper zone for such operation, that he needs to expand, but that there is no further room there for expansion. Mr. Levenson said Mr. Loeser needs space to store cars until space is available at 16th and Logan for doing the wrecking. He said he did not know at the time he purchased his property at 39th and Z Streets that he could not wreck cars there. He pointed out that Mr. Loeser had asked the Zoning Committee for the variance for the proposed purpose such wrecking for a period of three years, inasmuch as he has been unable to find available suitable space. Mr. Levenson said that there will be no sales made or wrecking done on the property at 39th and Z Streets. Mr. Levenson said that a Planning Department employee "had advised someone not to sign the petition for the zone variance". He said that Z Street is unimproved, and contended that it would not be detrimental to the area to grant the variance as requested. He told of a zone variance to the west of the property in question, which is used for a hatchery, on which extensions have been granted. He showed photographs of the property in question, and of adjoining properties. Mr. Levenson said that the property under discussion is not more than 5 blocks from the San Diego Bay. The Mayor challenged the statement by saying that it is "a good 2-1/2 miles" from the Bay. Mr. Levenson said, also, there is a wrecking yard not more than 3 blocks from the property in question. That statement was also disputed.

The Zoning Engineer produced maps of the area and surrounding territory, which he showed to the Council.

Mr. Levenson said that M-1 zone property in San Diego is limited. He contended that extension thereof will have to be in that area. The Mayor disagreed, saying that M-1 zone property is usually in the vicinity of a railroad, and that the property being discussed is a long way from the railroad. It was Mr. Levenson's opinion that the Santa Fe was not far off, which point led to further dispute.

Councilman Schneider was excused from the meeting at this time.

Mr. Levenson said that the valuation of the property sought for the zone variance is so low that it cannot be used for residential purposes.

The Mayor countered by saying that a square block is being built up within a short distance of the Loeser property, and that a new subdivision is being installed in the vicinity. The Mayor said that Mr. Levenson would not knowingly misrepresent the situation (referring to distances from other properties, wrecking yard, etc.).

Councilman Schneider returned to the meeting at this time.

The Mayor asked if anyone was present who wished to be heard in opposition to the variance.

Mr. Sherman, of the Sherman-Gray Company, developers of a large subdivision known as Logan Vista Unit No. 2, spoke.

Mr. Levenson said that use will not affect values of surrounding properties. He stressed that zone variance is wanted for not to exceed 3 years.

The Zoning Engineer said that the variance had been granted for an "egg cooler", heretofore referred to in the hearing, March 8, 1938, on the adjoining property, and that it will expire the first of August, 1951.

Councilman Wincote suggested that a variance be granted to Mr. Loeser, to agree in time, with the Yesterlaid Egg "cooler" variance. Mr. Wincote said that cars if placed on the Loeser property, would be seen only from the Yesterlaid Egg "Cooler" property.

Mr. Sherman, who gave his address as 2311 Kettner Boulevard, spoke again. He said that property to be developed by Sherman-Gray Company is as single-family dwellings and apartment units. He said that he particularly does not use made of surrounding properties which are unsightly and will depreciate his property under FHA appraisal. Mr. Sherman said that six 4-unit apartment houses are to be started almost immediately. He said that the view of the property with stored cars would be detrimental to the new residential improvements.

The Zoning Engineer reported from the Zoning Committee's hearing, and read from the minutes regarding Mr. Levenson's statement, taken in shorthand. He contended that

Yesterlaid Eggs maintains not a hatchery, as stated by Mr. Levenson, but a cooling and distributing business.

W. H. Fleischmann, operator of the Yesterlaid Egg cooler, said that a few cracked eggs are sold there at a greatly reduced price. He said that it is not an essential retail sales establishment. Mr. Fleischmann said that he objects to the proposed wrecking yard (the application is for a storage yard), and stated that his home adjoins his business, looks down on the yard.

The Zoning Engineer pointed out on a map the protestants' property. He told of looking for a "dismantled truck" referred to by Mr. Levenson. He said that neither he nor Mr. Fleischman had been able to find it. He spoke of some old cars, and told of their makes and models, stored as a hobby by "Mr. Reed" nearby. He said that a wrecking yard referred to by Mr. Levenson as being 3 blocks away, has at least 9 streets between it and the property under discussion, and that it is also a storage place for autos - not a wrecking yard. He said the yard can be seen by much property in the area. Also, he said, there is a car without axle, to the west, which has been ordered removed.

The Mayor said the wreckers have a real problem, but referred to the City having spent a lot of money to develop a park for the neighborhood.

Mr. Burton, Zoning Engineer, said that the property is level and would be available for a housing project. He said that Mr. Fleischmann had identified a bus referred to by Mr. Levenson, as a trailer in which a family lives.

As the Mayor was about to close the hearing, Mary A. Smith, 2280 Moore Street, came forward. She said she owns property in the immediate area, and protested the proposed use of the property under consideration.

Mr. Loeser arose to take issue with Mr. Fleischmann regarding his operation of the egg cooler. He said that 100 to 200 cars a day go to the Yesterlaid Eggs for eggs and oranges, and that he has a picture of a sign advertising their sale. He said, further, that he has bought 100 cars, and asked what he is to do with them, if he cannot store them on his property, awaiting their wrecking.

Mrs. Loeser spoke regarding the storage of the antique cars, previously referred to a hobby, and said they are as objectionable as the proposed use of their property. Members of the Council, and the Mayor, appeared to agree with Mrs. Loeser that although the cars are collected and stored present an appearance no better than the cars proposed to be stored by Mr. Loeser.

Mr. Kerrigan thought it might be well to refer the matter to the Planning Commission to determine use of all the property in the area, rather than act upon individual parcels for variances.

Councilman Kerrigan moved to grant the variance until expiration of the Yesterlaid Egg variance, and refer to the Planning Commission for determination the character of the area, as to whether it shall remain as R-4 or be changed to M-1 use.

The Zoning Engineer said that it is not necessarily the Zoning Committee's policy to grant another variance in the vicinity of existing non-conforming use.

Mr. Burton there is limited use in C Zone for wholesale purposes, in reply to a question put by the Mayor. Asked by the Mayor if the Yesterlaid Eggs use would not come under a C Zone classification, he replied that there is more operation there than would be permitted in Zone C, and that its use would actually come within M-1. He spoke regarding the Zoning Committee's and the Council's powers, under existing Ordinance, to grant zone variance. Asked if he thought that an application made at this time by Yesterlaid Eggs would be granted, Mr. Burton replied that in his opinion it would be denied.

Councilman Godfrey expressed the belief that an extended area will result in further M-1 use.

The Zoning Engineer said there is nothing under consideration, about which he knows, for use as M-1 classification in the area.

The Mayor said, again that there is no difference between antique cars and storage of used cars. Mr. Burton was asked if the man who is storing the antique cars can be forced to remove them. He said he did not know, without a legal ruling.

Mr. Loeser referred to a second-hand wood yard adjoining the Yesterlaid Eggs. Mr. Burton said that notice has been given for the removal of the wood yard.

RESOLUTION NO. 100911, recorded on Microfilm Roll No. 35, denying the appeal of Lester Loeser, 1600 Logan Avenue, San Diego, from the Zoning Committee's decision in granting by its Resolution No. 5182, variance to the provisions of Ordinance No. 13216 Section 5, to use land for storage of used automobiles, some not running, no sales or wrecking, for a period of 120 days (from date of said Resolution No. 5182, adopted December 27, 1950) on Lots 26 through 36 Block 1 Leebrick's Addition, at 39th and "Z" Streets, in Zone R-4, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilman Kerrigan. Absent---Councilman Dail.

RESOLUTION NO. 100912, recorded on Microfilm Roll No. 35, requesting the Planning Commission to hold hearings on establishment of the area in the vicinity of 39th and Z Streets as an M-1 Zone, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on appeal of Frank E. Melcher, 2476 Presidio Drive, San Diego 3, from the decision of the Zoning Committee in denying by its Resolution No. 5205, variance to the provisions of Ordinance No. 8924, Section 8a, to permit construction of a single-family residence with a 4-foot sideyard, where 5 feet required, on Lot 9 Block B Presidio Hills, adjoining 2476 Presidio Drive, in Zone R-1, a report thereon from the Zoning Engineer was presented and read.

Councilman Wincote said that Mr. Melcher had been in touch with him, that he had seen the plans, and was familiar with the problem. Mr. Wincote told of existing developments of property in the block, explained the plans as he had seen them, and said the property is the last lot in the block to be developed.

The Zoning Engineer said that no public hearing had been held, and that he knew of no protestants against the proposal. He said that there are no exceptional circumstances to warrant granting of the request.

RESOLUTION NO. 100913, recorded on Microfilm Roll No. 35, sustaining the appeal of Frank E. Melcher, 2476 Presidio Drive, San Diego, from the decision of the Zoning Committee in denying by its Resolution No. 5205, variance to the provisions of Ordinance No. 8924, Section 82, to permit construction of a single-family residence with a 4-foot sideyard, on Lot 9 Block B Presidio Hills, adjoining 2476 Presidio Drive, in Zone R-1, overruling and denying said decision, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Petition of Richard L. Parsons for establishing of another landing field on Pueblo Lands out beyond Linda Vista, was presented.

Mr. Parsons spoke in favor of the proposal as outlined in his petition.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, said petition was referred to the City Manager.

RESOLUTION NO. 100914, recorded on Microfilm Roll No. 35, 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 culvert in 54th Street, between Orange and Trojan Avenues, in accordance with specifications on file in the office of the City Clerk, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 100915, recorded on Microfilm Roll No. 35, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental to the removal and replacement of curbs and sidewalks in Hyacinth Drive, in accordance with specifications on file in the office of the City Clerk, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Communication from the City Manager returning communications from the Zlac Rowing Club, the Mission Bay Boat Works, and the San Diego Power Boat Club, all having to do with the development of the Mission Bay Project, transmitting copy of his reply to Douglas L. Hunt who initiated the documents, explaining the present status of the Project, was presented.

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

Communication from the City Manager recommending denial of the application of Isadore Abramovich for certificate of necessity to operate 15 motor scooters for hire, was presented, the recommendation being based on preliminary investigations.

Edward J. Schwartz, attorney, representing the applicant, spoke. He said that the license sought is for a rental business, which would be operated in a business-like manner. He said the scooters would be rented only to service men with licenses and proper abilities to operate.

The City Manager made a verbal report, again recommending denial.

Mr. Schwartz spoke again. He said that it is a legitimate business, and the equipment is not to be furnished as amusement device, but as a service to servicemen. He said that there are several drive-yourself automobile services in San Diego (but far too types of diversion for servicemen), but that service men cannot afford to rent cars. He contended that there should not be an arbitrary denial.

Mr. Abramovich, the applicant, spoke. Asked if he could obtain the necessary public liability insurance, Mr. Abramovich replied that it has been promised to him for the vehicles. He added that any man who can pass the Navy physical examinations can operate a scooter, with brief instructions.

RESOLUTION NO. 100916, recorded on Microfilm Roll No. 35, denying the application of Isadore Abramovich for a certificate of necessity to operate fifteen Motor Scooters for hire, under the name of San Diego Scooter Rental, equipment proposed being Cushman scooter, Model 61, 3 h.p., top speed about 20-22 m.p.h., at a rate of \$1.00 per hour, and public liability and property damage insurance for himself and driver, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by Harry C. Haelsig, Asst. Planning Director, recommending approval of the Final Map of Logan Vista No. 2, subject to the posting of an adequate bond to insure the required improvements, was presented.

(This is the subdivision referred to by Mr. Sherman, of the Sherman-Gray Company, in connection with the Loeser appeal, heard earlier in this meeting).

RESOLUTION NO. 100917, recorded on Microfilm Roll No. 35, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Loma Lands, Inc., a corporation, for the installation and completion of the unfinished improvements and the setting of the monuments required for Logan Vista 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 Wincote, adopted.

RESOLUTION NO. 100918, recorded on Microfilm Roll No. 35, adopting Map of Logan Vista Unit No. 2, being portion of the East Half of the Northeast Quarter of Pueblo Lot 1343, accepting Newton Avenue, portions of 39th Street and 40th Street, unnamed alleys and unnamed easements shown thereon for public purposes, declaring said street, portions of streets, unnamed alleys and unnamed easement 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, alleys 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 Wincote, adopted.

Mayor Knox left the meeting, and Vice Mayor George Kerrigan took the Chair as presiding officer.

Communication from the Planning Commission, signed by the Assta Planning Director, submitting Tentative Map for division of property in a portion of Lots 4 and 5 of Pueblo Lot 1105 by the method of Record of Survey, into parcels of the minimum size of one acre under Section 11535, Sub-section b(2) of the Subdivision Map Act, stating that the Commission has made the finding that the proposed private streets shown in blue thereon are satisfactory as to alignment and width, the lot design is suitable and the drainage provisions are adequate excepting that the area is subject to flood inundation, recommending that a similar finding be made by the Council but that the map include on the face a statement that the lands within the boundaries of the map were and are subject to flood inundation, was presented.

RESOLUTION NO. 100919, recorded on Microfilm Roll No. 35, approving the Tentative Map for the subdivision of a portion of Lots 4 and 5 of Pueblo Lot 1105, lying westerly of Cabrillo Freeway and northerly of Camino del Rio, for the filing of a Record of Survey in that the proposed street alignment and widths and lot design, as shown on the revised Tentative Map, are satisfactory, and that the drainage provisions are satisfactory, excepting that on the map should appear a statement that the land within the boundaries of the map were and are subject to flood inundation, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from San Diego County and Municipal Employees, Local Number 127, Hillcrest Station Box 51, San Diego 3, stating that a committee of City employees and he met with the City Manager to discuss the salary problem, that he had submitted a letter requesting the Manager to recommend to the Council the passage of an emergency salary Ordinance granting employees a \$35.00 per month increase, was presented.

The communication recites that the City Manager had stated that the request on an emergency measure was a new angle and would ask for an opinion from the City Attorney, that had been done and the Manager received the same opinion that was handed down before, and states that he has discussed the matter with the Manager's office and the Attorney's office, and that he believes there is a misunderstanding in regard to the emergency measure. The communication requests the Council to ask the City for an opinion whether the Council has the power to suspend Section 70 of the Charter which now prevents any increase or decrease during the fiscal year, and cites reasons for the request.

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

RESOLUTION NO. 100920, recorded on Microfilm Roll No. 35, authorizing and empowering the City Manager to enter into an agreement with the City of Coronado for the use of the City radio equipment for a term of one year beginning January 1, 1951, on the terms and under the conditions as set out in form of agreement filed with the City Clerk under Document No. 428025, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100921, recorded on Microfilm Roll No. 35, approving the contract of employment heretofore made by the City Manager with A. H. Benedict for his services as a consulting engineer in connection with the Hornblend Street paving project, authorizing and directing the City Auditor and Comptroller to issue a warrant in favor of said A. H. Benedict for the sum of \$537.50 as compensation for said services, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100922, recorded on Microfilm Roll No. 35, authorizing and 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 property in Block 5 San Diego Land and Town Company's South Chollas Addition (being a portion of Pueblo Lot 1161), Block C El Nido, D El Nido, Block 2 Horkey's Addition, Block 21 Western Addition, Block 2 G. H. Crippen's Addition, all 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 of California for delinquent taxes 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 Wincote, adopted.

Said Resolution recites that properties listed therein have been acquired by the City of San Diego for public purposes and has title to said properties.

RESOLUTION NO. 100923, recorded on Microfilm Roll No. 35, authorizing and directing the Mayor or Vice-Mayor and the City Clerk to execute, for and on behalf of the City of San Diego, a quit-claim deed of Lot 14 Block 3 Drucker's Subdivision, in the City of San Diego, to George W. Willis and Ila Mae Willis, husband and wife, as joint tenants, and that said deed be delivered to the City Attorney to be by him delivered to said George W. Willis and Ila Mae Willis upon the payment to the City of the sum of \$480.00 heretofore paid them, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said Resolution recites reasons for such action, having to do with property acquired for public use as park and recreation area, Mission Bay Park "City v. Adams, et al., No. 130137, parcel 21", and involves exchanges of property.

RESOLUTION NO. 100924, recorded on Microfilm Roll No. 35, accepting quitclaim deed of Herbert C. Kelly and Helen G. Kelly, bearing date March 24, 1949, quitclaiming Lots 12 and 13 Block 5 Sellar'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 Schneider, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4657 (New Series), recorded on Microfilm Roll No. 35, appropriating the sum of \$6,500. from the General Fund Reserve for improvement projects, Dept. 56, for the purpose of defraying cost of steel shelving for storeroom development and purchase of duplicating machine, collating machine and push carts for the Central Duplicating Department, 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---Councilman Swan, Wincote, Schneider, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilman Dail, 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, Godfrey. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

ORDINANCE NO. 4658 (New Series), recorded on Microfilm Roll No. 35, appropriating the sum of \$5000.00 from the Mission Bay Bond Fund for the purpose of providing funds for the channelization of the intersection at Pacific Highway and De Anza Cove Road, the cost of which improvement shall be borne jointly by the State of California and the City, 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 Swan, seconded by Councilman Wincote, 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.

ORDINANCE NO. 4659 (New Series), recorded on Microfilm Roll No. 35, establishing the grade of the Alley in Block 1, Turner's Sea Shell Park, and the Alley lying contiguous to and easterly of Lot 450 Crown Point, between the northerly line of Moorland Drive and the southerly line of La Playa, 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, Godfrey. Nays---Councilmen None. Absent---Councilman Dail, 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, Godfrey. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

ORDINANCE NO. 4660 (New Series), recorded on Microfilm Roll No. 35, establishing the grade of Oliver Avenue, between the westerly line of Ingraham Street and the easterly line of Ingraham 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, Godfrey. Nays---Councilmen None. Absent---Councilman Dail, 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, Godfrey. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

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

RESOLUTION NO. 100925, recorded on Microfilm Roll No. 35, authorizing the Purchasing Agent, when so directed by the City Manager, to purchase in the open market without advertising for bids, one suitable sea rescue boat, in accordance with his recommendation on file in the office of the City Clerk, rejecting bids received from Kettenburg Boat Works and the Mercury Marine Works for furnishing one sea rescue boat, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Said Resolution recites that the bid of Kettenburg Boat Works specifies delivery within four and one-half months, the one from the Mercury Marine Works specifies delivery within ninety to one hundred twenty days, that it is necessary for the City to acquire said boat at the earliest possible time and that the promised deliveries to not meet the City's present needs, that therefore it is the opinion of the Council that the best interests of the City will be subserved by authorizing the purchase of said sea rescue boat in the open market.

RESOLUTION NO. 100926, recorded on Microfilm Roll No. 35, authorizing John McQuilken, City Auditor, to attend the Annual Business Meeting of the Municipal Finance Officers' Association to be held on April 23 to April 26, 1951, in Dallas, Texas, and that he be authorized to incur the necessary expenses therefor, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Godfrey, at the hour of 11:47 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By A. M. Hadstrom Deputy

George Kerrigan
Mayor of The City of San Diego, California

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, January 16,
1951

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order at the hour of 10:08 o'clock A.M., by the Vice Mayor.

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

In the absence of the Mayor, Vice Mayor George Kerrigan acted as Chairman.

The Minutes of the Regular Meeting of Tuesday, January 9, 1951, and of the Regular Meeting of Thursday, January 11, 1951, were presented to the Council by the Clerk. On motion of Councilman Godfrey, seconded by Councilman Wincote, said Minutes were approved without reading, after which they were signed by the Vice 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 and maintenance of appliances, for lighting of the street lights located in Mission Beach Lighting District No. 2, for a period of one year from and including August 17, 1950, to and including August 16, 1951, the clerk reported that one bid had been received, which bid was presented to the Council.

On motion duly made and seconded, said bid 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 \$104.40 written by San Diego Trust and Savings Bank, which bid was given Document No. 428216.

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 latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in Ocean Beach Lighting District No. 1, for a period of one year, from and including August 14, 1950, to and including August 13, 1951, the clerk reported that one bid had been received, which bid was presented to the Council.

On motion duly made and seconded, said bid 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 \$126.66 written by San Diego Trust and Savings Bank, which bid was given Document No. 428217.

Thereupon, on motion of Councilman Dail, 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 latest time set for the receiving of bids for the paving and otherwise improving of the Alleys in Block 18 Point Loma Heights, within the limits and as particularly described in Resolution of Intention No. 100220, the clerk reported that four bids had been received, which bids were presented to the Council.

On motion duly made and seconded, said bids were opened and publicly declared.

Said bids were as follows:

The bid of Al E. Riley, accompanied by bond written by Pacific Employers Insurance Company in the sum of three hundred fifty dollars, which bid was given Document No. 428218;

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. 428219;

The bid of Joseph G. Shea, accompanied by bond written by Glens Falls Indemnity company, in the sum of ten percent of the amount bid - \$3,005.78 - which bid was given Document No. 428220;

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. 428221.

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 the Alley in Block 317 Reed and Daley's Addition, 29th Street, Public Rights of Way in Block 317 Reed and Daley's Addition, the Alley in Block 281 San Diego Land and Town Company's Addition, Public Rights of Way in Block 281 San Diego Land and Town Company's Addition, 28th Street, and Franklin Avenue, within the limits and as particularly described in Resolution of Intention No. 100221, the clerk reported that two bids had been received, which bids were presented to the Council.

On motion duly made and seconded, said bids 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 two hundred dollars, which bid was given Document No. 428222;

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. 428223.

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.

At this time, the Vice Mayor recognized a group of pupils from the Point Loma High School Civics Class.

The Vice Mayor welcomed them to the meeting, and asked them to arise, which they did.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing on Resolution of Preliminary Determination No. 100569 for the paving and otherwise improving of Acacia Street and Z Street, within the limits and as particularly described in said Resolution, had been continued, the City Engineer made a verbal report in which he said that a majority protest had been submitted by petition at the meeting of January 9, 1951.

J. A. Robinett, who presented the petition of protest, appeared but made no statement.

RESOLUTION NO. 100927, recorded on Microfilm Roll No. 36, sustaining protest of property owners against the work of paving and otherwise improving of Acacia Street and Z Street, within the limits and as particularly described in Resolution of Preliminary Determination No. 100569, abandoning proceedings therefor, 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 on Resolution of Intention No. 100471 for the paving and otherwise improving of Draper Avenue, within the limits and as particularly described in said Resolution, had been continued, the City Engineer made a verbal report, in which he said the protest heretofore presented, represented 5.8% of the area, 46.3% of the frontage.

The City Engineer presented a letter from Willard T. Cudney, 5726 La Jolla Boulevard, circulator of the original petition, which was read.

Said letter stated that the original petition called for paving, not oiling of the road, but that it did not specify the type of paving to be installed.

Mr. Cudney appeared and spoke to the Council. He said that if asphalt would be cheaper, and less burdensome to property owners, he would not object to its use.

The City Engineer replied that if the type of paving were to be changed, it would be necessary to abandon the proceedings and re-engineer the improvements.

Mr. Cudney said that inasmuch as the street is used so extensively for the high school and its many functions, it was his opinion that the City should participate in the cost of the improvement.

The City Attorney pointed out that the City cannot contribute to the cost of the improvement at this point, but that it would have to abandon the project and start over.

The City Engineer reported that school property would be assessed for the improvement.

RESOLUTION NO. 100928, recorded on Microfilm Roll No. 36, overruling and denying the protests of Earl K. and Alberta E. Outcalt, Frank R. Michuda, William K. Creelman, Thomas and Elsie McGregor, Nancy C. Davidson, and all other protests, against the proposed paving and otherwise improving of Draper Avenue, within the limits and as particularly described in Resolution of Intention No. 100471, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

On motion of Councilman Schneider, 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 paving and otherwise improving of Saranac Street, Mohawk Street, 67th Street, 68th Street, 69th Street, Manchester Road, Mandalay Road, the Alleys in Blocks 2, 5, 8 La Mesa Colony and Public Rights of Way, within the limits and as particularly described in Resolution of Preliminary Determination No. 100663, 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.

E. E. Epler spoke. He said that there was not enough improvement included in the project, inasmuch as Mohawk Street, between 67th and 68th Streets was not to be paved under the proceedings.

Councilman Swan entered the meeting at this time.

The City Engineer said that the paving sought was not asked for on the petition, between 67th and 68th Streets. He said, further, that it would be necessary to abandon the proceedings now under way in order to include additional improvements.

Mrs. Hilda Carlson asked about sidewalk on Manchester Road.

The City Engineer said that no sidewalks are to be installed under the proceedings as they now stand.

Asked by the Vice Mayor if she was entering a protest, Mr. Carlson said that she was not objecting, inasmuch as sidewalks were not included.

Mrs. Frances Leonard asked about 68th Street paving. She was told that it was not included.

Mrs. Truckenmiller (she spelled it, but did not give her first name or initials) asked if the whole job would be delayed by inclusion of additional streets. The answer was yes.

Edith Waring asked about sewer on 68th Street, between Saranac and Mohawk. The City Engineer told her that it would be run down the middle of the street.

Councilman Schneider moved to continue the matter for one week in order to permit the filing of a new petition to include 68th Street in the improvement, which motion was seconded by Councilman Wincote.

Before the roll could be called on the motion, Harold J. Murphy spoke. He said petition for sewer and paving had been circulated on 68th Street. He asked which improvement would be installed first, to which the Engineer replied that the first to be installed would be sewer.

The roll was called on the motion, resulting in RESOLUTION NO. 100929, recorded on Microfilm Roll No. 36, continuing the hearing on Resolution of Preliminary Determination No. 100663, for the proposed paving and otherwise improving of Saranac Street, Mohawk Street, 67th Street, 68th Street, other streets and Alleys in La Mesa Colony, as more particularly described in said Resolution, until the hour of 10:00 o'clock A.M. of Tuesday, January 23, 1951, 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. 1973, made to cover the cost and expenses of 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, 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, verbally, and no written appeals were presented.

RESOLUTION NO. 100930, recorded on Microfilm Roll No. 36, confirming and approving the Street Superintendent's Assessment No. 1973, made to cover the cost and expenses of the paving and otherwise improving of the Alley in Block 3 Carmel Heights, within the limits and as particularly set forth in Resolution of Intention No. 98039, 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 the office of the Street Superintendent, 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. 1976, made to cover the cost and expenses of the paving and otherwise improving of the Alley in Block 132 Mannasse & Schiller's Subdivision of Pueblo Lot 1157 within the limits and as particularly described in Resolution of Intention No. 97344, the clerk reported that no written appeals had been received. No one appeared to be heard, verbally, and no written appeals were presented. RESOLUTION NO. 100931, recorded on Microfilm Roll No. 36, confirming and approving the Street Superintendent's Assessment No. 1976, made to cover the cost and expenses of the paving and otherwise improving of the Alley in Block 132 Mannasse & Schiller's Subdivision, within the limits and as set forth in Resolution of Intention 97344, 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, 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 the appeal of E. A. and Emily Brelin appeal from the Zoning Committee's decision in denying application for variance to permit construction of a Standard Oil Station on a portion of Pueblo Lot 183 at the corner of Talbot and Canon Streets, in Zone R-C, which was originally granted by the Zoning Committee on December 13, 1950, but repealed by the Committee on December 27, 1950, without notice to the appellant, the City Attorney spoke and said there is a legal question involved. He said that the Council may hear the matter, but that it should then be referred to him.

V. J. Dorman, attorney, representing the appellants, spoke. He explained in some detail, the character of the surrounding area, and read a statement of reasons for the appeal.

The Mayor entered at this time, but did not take the Chair, the Vice Mayor continuing to act as presiding officer.

Mr. Dorman told of offer to dedicate land for street, which offer still stands, and showed a map of the property. He said that the nearest service stations are 7/8 of a mile and a 1-1/2 mile away from the property under discussion. Mr. Dorman spoke of the large number of homes in the area which need the service station. He stressed the fact that there will be no jalopies parked on the property, and said that it would be a good addition to the district. Mr. Dorman asked for the granting of the appeal.

The report of the Zoning Engineer in the matter was presented and read.

A petition of protest, bearing 41 signatures, filed with the clerk the preceding day, was presented to the Council.

Councilman Dail asked about the classification of the R-C zone in the area. The Planning Director replied that it had been set up by the Planning Commission and the City Council, based upon petition and hearings. He said that retail businesses of various types could go in, which business would have to be conducted entirely within buildings.

Councilman Dail said that cocktail lounges could be placed there, to which the Planning Director replied that cocktail lounges are not permitted in R-C Zones, near residences.

A large group of protestants arose, in response to a question from the Chair as to the number of persons present who opposed the variance. All said they were signers of the petition of protest.

The Planning Director reviewed the proceedings of the variance in question, and stated that no public hearing had been held thereon. He said that the courtesy had been extended to Mr. Roscoe Porter, who came in late and said that it was urgent that action be had in order to avoid the freeze on materials. He told of conditions imposed on the variance, and of the repeal of the Resolution, as well as the public hearing held at the time of the repeal.

The City Attorney spoke again, and expressed the belief that the matter should be referred to his office for checking of the legality. The record, he said, was in such a state that he would not rule upon it at the moment, and preferred to have an investigation made. He said, also, that he was not sure that the Council has any power, in view of failure to hold an original hearing.

The Planning Director told again of the checking of the petition. He said that conditions imposed had not been met. He explained to the Council that only about 5 out of each 100 applications are set down for public hearing.

The Planning Director replied to Mr. Dorman that he knows of no published rules and regulations. He said that there were 7 for the variance, 11 opposed within 300 feet of the property under discussion.

F. B. Copeland, 986 Manor Way, spoke, stating that he was the spokesman for the protestants. He showed map of the district, outlining those in favor and those opposed. He said that 3 of the petitioners had been shown elaborate pictures of the proposed improvement.

Councilman Wincote moved to refer the matter to the City Attorney. No second to the motion was made.

Mrs. Horton, 977 Manor Way, spoke of the present heavy traffic in the area, and of the increased danger to the many small children from a service station. She contended that the proposed service station was not for the benefit of the community, but "for the benefit of the owner's pocket book."

R. E. Briggs, 3636 Loma Way, opposed commercial enterprises, and said that there are more service stations in the vicinity than represented by the appellants' attorney. He said that he had not been given an opportunity to voice his opposition heretofore. He stated, also, that the station would be a hazard.

Mrs. Haaf, 972 Point Street, spoke about the undesirability of a station across from beautiful homes, most of which she described as being expensive dwellings. She said that she had learned that the station would not be of redwood and brick as originally represented, but that it would be a regular Standard Oil Station. Asked if she felt that a service station would be more objectionable than a grocery or a drug store (permitted uses) she replied that it would.

Mrs. Donald Schlarbaum, 960 Catalina Boulevard, protested. She contended that endorsements obtained on the petition are too far away from the proposed project.

Edward H. DePew, 979 Point Street, spoke of the nice homes in the area, and said that a service station would be a definite disadvantage to property values.

J. M. Coates, 974 Manor Way, spoke about additional changes in the character of the property, if this variance were granted.

Councilman Schneider moved to deny the appeal, which motion was seconded by Councilman Godfrey. Following further discussion by members of the Council, the motion was withdrawn with the consent of the second.

Councilman Schneider moved to refer the matter to the City Attorney, which motion was seconded by Councilman Godfrey.

Before the roll was called, Mrs. Avery, 982 Manor Way, spoke in protest.

Some question developed as to the actual motion on the floor. As a result the Vice Mayor "cleared the floor", to make way for a new motion.

Thereupon, Councilman Schneider moved to deny the appeal, which motion was seconded by Councilman Godfrey, resulting in

RESOLUTION NO. 100932, recorded on Microfilm Roll No. 36, denying the appeal of E. A. and Emily Brelin from the decision of the Zoning Committee in denying by its Resolution No. 5200, their application No. 8813, for variance to the provisions of Ordinance No. 1054 New Series, Section 5a, to permit construction of a Standard Oil Station upon a portion of Pueblo Lot 183 (per legal description on file in the Planning Department Office) at the corner of Talbot and Canon Streets in Zone R-C, sustaining said Zoning Committee decision, was adopted, by the following vote, to-wit: Yeas---Councilmen Schneider, Dail, Godfrey, Mayor Knox. Nays---Councilmen Swan, Wincote, Kerrigan. Absent---Councilmen None.

Mayor Knox took over the duties of presiding officer at this time.

Petition of Hillcrest Business Men's Club of San Diego, signed by John T. Rudford, 2900 El Cajon Blvd., Malcolm H. Smith, 534 University, Robert Johnston, 2350 Ft. Stockton Drive, for the granting of a free permit to operate card tables at 3908 Fifth Avenue, upstairs, stating that the Club holds articles of incorporation from the State of California as a non-profit club or corporation, that no charge will be made for use of facilities of the social club, all in accordance with provisions of Section 15 of Ordinance No. 2809 (New Series), was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, said petition was referred to the City Manager.

Petition of C. M. Rodefer for the closing of the northeasterly 110 feet of Congress Street, in Old San Diego, as it exists between Blocks 545 and 546 Old San Diego, Pascoe Map March 1870, to which are attached two maps (topographical map of Old San Diego property in the vicinity; profile of Congress Street), was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, said petition was referred to the City Manager.

Claim of Donald Max Leedy, 580 Florida Street, Palm City, California, in the estimated sum of \$51.00, for damage to automobile by a City-owned truck, was presented.

RESOLUTION NO. 100933, recorded on Microfilm Roll No. 36, referring claim of Donald Max Leedy to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Harbor Department, signed by the Port Director, submitting Resolution authorizing construction of ten-inch water mains on the Byron Street Mole to replace the existing six-inch mains, at a cost of \$7,000.00, was presented.

RESOLUTION NO. 100934, recorded on Microfilm Roll No. 36, authorizing and empowering the Port Director to do all the work in connection with the installation of water mains on the Byron Street Mole by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said Resolution recites that the Port Director 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.

Prior to adoption of said Resolution, the Port Director explained the matter to the Council.

Communication from the Harbor Department, signed by the Port Director, submitting Resolution authorizing construction of three 12" Storm Drains on the Byron Street Mole, including the laying of 470 feet of pipe and the construction of six catch basins and three outfalls, at a cost of \$2,300.00, was presented.

RESOLUTION NO. 100935, recorded on Microfilm Roll No. 36, authorizing and empowering the Port Director to do all the work in connection with the construction of Storm Drains on the Byron Street Mole, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said Resolution recites that the Port Director 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.

Prior to adoption of said Resolution, the Port Director explained the matter to the Council.

Communication from the Harbor Department, signed by the Port Director, submitting Resolution authorizing construction of approximately 2300 lineal feet of sidewalks and curbs on the Byron Street Mole, at a cost of \$4,100.00, was presented.

RESOLUTION NO. 100936, recorded on Microfilm Roll No. 36, authorizing and empowering the Port Director to do all the work in connection with the construction of curbs and sidewalks on the Byron Street Mole, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said Resolution recites that the Port Director 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.

Prior to adoption of said Resolution, the Port Director explained the matter to the Council.

Communication from the City Engineer, bearing stamps of approval from the Purchasing Agent and Assistant City Manager, reporting on bids received for the wrecking and removal of the present Fire Station #5 and the construction of a new Fire Station #5 at 828 University Avenue, recommending award to H. W. Grizzle, the low bidder, was presented.

RESOLUTION NO. 100937, recorded on Microfilm Roll No. 36, accepting bid of H. W. Grizzle for the wrecking and removal of the present Fire Station No. 5 and the construction of a new Fire Station No. 5 at 828 University Avenue, rejecting all other bids therefor, awarding contract and authorizing the City Manager to execute the same, upon the execution by said H. W. Grizzle of said contract and upon the execution, delivery, filing and approval of the bonds required thereunder, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing stamp of approval from the City Manager, reporting on bids for the furnishing of Furniture for the Linda Vista Library, recommending award on portion of the items called (15 of the 19) to Wilson Store Equipment Company, the low, and stating that further report will come on the additional 4 items, was presented.

RESOLUTION NO. 100938, recorded on Microfilm Roll No. 36, accepting bid of Wilson Store Equipment Company for the furnishing to the Linda Vista Library of furniture, being Items Nos. 1, 4, 6 through 17, and 19, 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 Wincote, adopted.

Communication from the Purchasing Agent reporting on bids for the furnishing of the City's requirement for a period of six months commencing January 15, 1951, with option to extend an additional six months, bearing the City Manager's stamp of approval, of Liquid Asphalt, was presented.

RESOLUTION NO. 100939, recorded on Microfilm Roll No. 36, accepting bid of W. F. Nelson Company, of San Diego, for the furnishing of The City's requirements of Liquid Asphalt for a period of six months commencing January 15, 1951, with option to extend contract an additional six months, 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 checks submitted by the low bidder and second low bidder, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Proposed Resolution rejecting bid of Walter H. Barber and H. R. Breeden for constructing the Murray Reservoir Pumping Plant and appurtenant work, in accordance with Specifications and plans on file in the office of the City Clerk under Document No. 426852, authorizing the City Manager and Director of the Water Department to do all of said work

in connection with the construction of said Murray Reservoir Pumping Plant and appurtenant work by appropriate City forces, at a cost not to exceed \$25,000.00, was presented.

Said proposed Resolution recited that a recommendation has been filed (by the Director, Department, bearing the Assistant City Manager's stamp of approval), that the only bid received, that of Walter H. Barber and H. R. Breeden in the amount of \$33,735.00, appears to be excessive, and that it is estimated that said work can be done by the City forces more economically than if let by contract.

Before any consideration could be given to the proposed Resolution, H. J. Duerst, business manager and recording secretary of Local 230 of the Plumbing, Refrigeration and Pipefitting Industry, A.F. of L., spoke. He opposed the doing of said work by Civil Service employees. He said that other work on the project had been done by "tax payers", that a good job had been received by the City.

The Mayor said that only one bid had been received.

Mr. Duerst contended that more bids can be received "if advertised in the proper manner". The Mayor and City Manager pointed out that bids had been called for in the usual "proper manner", in the same way as for all other City projects.

Mr. Duerst said there are 35 pipe and steam fitters unoccupied at the present time. He said that the work can be cheaper by contract. The City Manager replied that 8 prospective bidders had taken out specifications, although only 1 bid was received. He reiterated the statement that the bid is too high.

On motion of Councilman Kerrigan, seconded by Councilman Godfrey, the matter was continued for one week from this date, and was referred back to the City Manager.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing the Purchasing Agent to purchase without advertising for bids, one Engine Exhaust Manifold for Enterprise Engine, Serial No. 48006, required for one of the main engines at the Sewage Treatment Plant which can be secured only from the manufacturer, upon which bids are impossible to obtain, was presented.

RESOLUTION NO. 100940, recorded on Microfilm Roll No. 36, authorizing the Purchasing Agent to purchase one exhaust manifold for Enterprise Engine, serial No. 48006, from the manufacturer thereof, at a price not to exceed \$1600.00, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, recommending purchase in the open market without advertising for shelving and bins (steel, which word was deleted) for the City Stockroom located at 20th and B Streets, to replace obsolete wooden shelving now used, and stating reason for said recommendation, was presented.

RESOLUTION NO. 100941, recorded on Microfilm Roll No. 35, authorizing the Purchasing Agent to purchase shelving for the City stockroom on the open market and without competitive bidding, finding that the City requires "steel" shelving, that due to war emergency conditions and the consequent shortage of steel products the shelving can be obtained if purchased immediately on the open market and that the circumstances are such that it is impossible to comply with Section 94 of the Charter, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Proposed Resolution 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 structural steel and concrete highway bridge on Sunset Cliffs Boulevard over the San Diego River Flood Control Channel, and authorizing bids therefor, was presented.

Asked if he thought this was the proper time to proceed with the matter, the Planning Director expressed the belief that the City should go ahead with its advertising, and that if stopped by Federal orders, only the cost of the advertising will be lost.

Councilman Swan said he felt that enough time had been lost already.

On motion of Councilman Dail, seconded by Councilman Godfrey, the matter was referred to Council Conference for consideration at the hour of 9:00 o'clock A.M., of Thursday, January 18, 1951, and the City Clerk to place the item on the Council's agenda for the meeting of Thursday, January 18, 1951, so that no further time will be lost in its consideration.

(A resolution referring the matter to Conference will be shown later in these minutes). - on page 453.

RESOLUTION NO. 100942, recorded on Microfilm Roll No. 36, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental to the renewal of Fender System along April Wharf between "B" Street Pier and northerly end of Apron Wharf, in accordance with Document No. 428154 on file in the office of the City Clerk, 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 Godfrey, adopted.

RESOLUTION NO. 100943, recorded on Microfilm Roll No. 36, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental to the construction of Pacific Beach Branch Library at the intersection of Felspar & Ingraham Streets, in accordance with Document No. 428156 on file in the office of the City Clerk, 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 Dail, adopted.

Communication from the City Manager reporting on communication from residents in the vicinity of Catalina and Tennyson Streets complaining of riding stable, and submitting a copy of his reply to the circulator of the petition, and recommending filing, was presented.

The communication to Mr. J. R. Brownell, 4147 Tennyson Street, from the City Manager, states that the stable has been in operation since 1927 pursuant to Council permit before the area was zoned, that the Health Department has investigated the complaint and reports that the stable is operated in a very clean and sanitary manner. It says, further, that the holder of the lease employs a commercial exterminator to periodically spray not only the buildings but the entire premises, that accumulated manure is hauled away weekly, that the Mosquito, Fly, and Rodent Control service of the Health Department makes periodic visits to the establishment and will continue to do so, that the trailer mentioned in the complaint is used only for storage purposes and is seldom entered, that the signs which have been erected without permission and approval will be requested removed by the Planning Department.

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 communication from Ocean Beach Woman's Club objecting to removal of palm trees from Catalina Boulevard, was presented.

Accompanying the report was copy of communication from the City Manager, addressed to Mrs. L. Krettler, Civic Chairman and Corresponding Secretary of said Club, reporting that the matter has been thoroughly investigated by the Park Department and has been the subject of several conferences of the City Council, that it is the desire and intention of the City to preserve as many street trees as possible in accordance with a uniform policy on tree plantings. Also, it reported that the City has no jurisdiction relative to removal of trees on private property, except for persuasive activity as is deemed desirable, and that steps are being taken to preserve as many of such trees as possible.

Further, the report states that the Park Department has for several years favored a policy of spacing palm trees of the Type on Catalina Boulevard at 50-foot intervals, that the development of such a pattern will require removal and transplanting of some and the replacement of some of the plantings that have been destroyed. Also, it states that it is hoped that the project may commence as soon as weather permits, and that the Manager will keep the club informed as to the status of the project as it progresses.

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 recommending establishment of one-way traffic on east-west alleys in Blocks 109, 110, 111 and 112 University Heights, north of El Cajon and extending through four blocks between Utah and Illinois Streets, was presented.

RESOLUTION NO. 100944, recorded on Microfilm Roll No. 36, declaring the East-West Alleys in Blocks 109, 110, 111 and 112 University Heights, north of El Cajon Boulevard and extending through 4 blocks between Utah and Illinois Streets, to be one-way alleys ~~to be one-way alleys~~ for eastbound traffic only, authorizing installation of the necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Manager reporting on pedestrian hazards on Midway Drive east of Rosecrans Street, in the vicinity of a large new Safeway store, recommending that parking be prohibited on either side of said street between Rosecrans Street and Wallace Street, was presented.

Asked for further details, the City Manager read from his report stating that although there are 210 off-street parking spaces provided for on the store's grounds, a tendency has developed for curb parking by customers on both sides of said street, that curb parking has developed interference with the smooth flow of traffic and introduces a severe visibility hazard for pedestrians crossing Midway Drive.

RESOLUTION NO. 100945, recorded on Microfilm Roll No. 36, prohibiting the parking of automobiles at all times on both sides of Midway Drive, between Rosecrans and Wallace Streets, authorizing and directing installation of the necessary signs and markings, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending granting excess-width driveway on Iowa Street between University and Lincoln Avenues to Mrs. Lucretia Belt, on certain conditions, was presented.

RESOLUTION NO. 100946, recorded on Microfilm Roll No. 36, granting permission to Mrs. Lucretia Belt, 4269 Central Avenue, San Diego 5, to install a 50-foot driveway on the west side of Iowa Street, between points 150 feet and 200 feet north of the north line of University Avenue, as measured at the top of the curb, adjacent to Lots 31 and 32 Block 209 University Heights, subject to the understanding that a paved off-street parking area of approximately 1300 square feet be provided in connection with the proposed driveway, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Manager recommendation of two 1000 c.p. overhead street lights at each of 7 intersections on Rosecrans Street, being a continuation of the lighting installation which was developed to meet the requirements of the California Division of Highways, four intersections on said street having heretofore been ordered from Addison to Dickens Streets, was presented.

RESOLUTION NO. 100947, recorded on Microfilm Roll No. 36, authorizing and directing the San Diego Gas & Electric Company to install two 1000 candle power overhead street lights at each of the following locations:

Rosecrans Street at Emerson Street;
Rosecrans Street at Fenelon Street;

Rosecrans Street at Garrison Street;
 Rosecrans Street at Hugo Street;
 Rosecrans Street at Ingelow Street;
 Rosecrans Street at Jarvis Street;
 Rosecrans Street at Keats Street;

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

Communication from the City Manager reporting on petition of Veterans' Club of San Diego for a card room license at its club rooms at a location located upstairs at 739 Fourth Avenue, recommending denial based on investigation of the application of the Chief of Police, was presented. Filing of the matter was also recommended.

Councilman Wincote said that he had been advised by the petitioners that they desired to withdraw the application.

On motion of Councilman Kerrigan, seconded by Councilman Dail, permission was granted for the withdrawal of said petition.

Communication from the City Planning Commission, signed by Harry Haelsig, Asst. Planning Director, recommending amendment to Resolution No. 100375, relative to setbacks in Tentative Map of Dennstedt Point Unit No. 1, was presented.

RESOLUTION NO. 100948, recorded on Microfilm Roll No. 36, supplementing and superseding the former Tentative Map of Dennstedt Point Unit No. 1, showing setbacks on Lots 9 to 57 inclusive, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

The communication from the Superintendent of Streets, addressed to the City Manager, reporting on the paving of Hornblend Street, Dawes Street, Reed Avenue, Oliver Avenue, and other streets, under Resolution of Intention No. 98042, and citing study made by A. H. Benedict, consulting engineer, of the asphalt concrete mixing plant in use by Cox Bros., presented to the Council at the meeting of January 9, 1951, and continued to this meeting, was presented.

Charles Crouch, attorney, appeared, and said he had a copy of a portion of the specifications under dispute.

The City Clerk was asked to secure the specifications from his office, for presentation to the Council.

At the hour of 11:50 o'clock A.M., the Council took a recess awaiting arrival of the specifications.

Upon reconvening, at the hour of 11:58 o'clock A.M., the roll call showed the following:

Mayor Knox. Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
 Absent---Councilmen None.

The matter of the report in the Hornblend Street and other streets was resumed.

The Mayor said that protests would come up at the assessment hearing.

W. E. Starke, who wrote the original letter of protest in the matter of the specifications, said that there are questions to be asked which do not need to come up at the assessment hearing. He said he would be willing to come back for a continuance of the matter, in the afternoon.

Mr. Crouch also suggested that the matter go over until the afternoon session of the Council.

On motion of Councilman Godfrey, seconded by Councilman Dail, the Council took a recess, at the hour of 12:01 o'clock Noon, until the hour of 2:00 o'clock P.M., this date.

Upon reconvening, at the hour of 2:06 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 Mayor Knox, Vice Mayor Kerrigan acted as Chairman.

Nicholas Martin, attorney, asked permission of the Council to have Allen Randol, official reporter, 428 Pickwick Hotel, take down the testimony regarding Hornblend Street and other streets.

The request was granted, and a place was found for Mr. Randol at the Council table.

The City Manager presented a duplicated letter transmitting copies of a series of reports relating to the street improvement work under 1911 Act procedure involving portions of Hornblend Street, Dawes Street, Reed Avenue, Oliver Avenue, the Alley in Block 2 Braemar, Haines and Pacific Beach Drive, consisting of: 1. Preliminary statement from

Mr. A. H. Benedict; 2. Report submitted by E. L. Freeland; 3. A statement addressed to Mr. Shelley J. Higgins from Mr. Wm. Mackenzie Brown; 4. A letter addressed to Capt. Fogg from Mr. A. H. Benedict; 5. A construction report from the Superintendent of Streets, Mr. V. A. Parker; 6. An opinion from Mr. Shelley J. Higgins, to which is appended a statement from Mr. Charles C. Crouch, which material was self-explanatory on analysis, and stating that the City Manager would be glad to discuss any aspects of it with the Council at any time, was presented.

Councilman Dail said that Councilman Godfrey wanted the specifications read.

Councilman Godfrey said that only certain items are being questioned.

Councilman Swan said that specifications questioned are set out in the report put on Councilmen's desks (the matter just mentioned, covering the 6 items).

Mr. Crouch said 6 items of the specifications have not been enforced. He read them: "Asphalt Concrete Base", wanted to know if complied with.

The Attorney that the matter under consideration was the report from the Superintendent of Streets, that this was not a hearing or a trial. He suggested that from all the talk, the Council had not read the report.

Councilman Dail said he had not read the report. He said that the Council should decide if it should hear it, being of importance.

The City Attorney said that the report should be read first, before determining to hear the protestants.

Councilman Wincote emphasized that the Council is not sitting as a jury, but that it should hear testimony.

Councilman Dail said that the Council is interested, as a body, to know all about 1911 Act improvements.

Councilman Godfrey thought it would clarify the matter if the points covered in the specifications were read. He said that they probably could be answered.

Councilman Schneider wondered what could be done at this meeting.

Mr. Crouch wanted a finding that no assessment be made. He demanded that the Street Superintendent be present, saying that the matter was of sufficient importance for him to be here. The City Engineer, he said, could probably answer necessary questions.

Mr. Crouch asked the Engineer about scales to weigh entire batch.

The Engineer replied "yes", and also answered "yes" to question regarding checking of scales. He said "we think so" in reply to other questions.

Mr. Crouch wanted the City Engineer put under oath.

Councilman Wincote objected to the Engineer being put under oath, feeling that it was unfair to him.

Councilman Swan read from the Attorney's report.

A. M. Rogers (it may have been Rodgers; he did not spell his name), spoke. He stated that he was associated with Mr. Nicholas Martin, attorney for Cox Bros. Construction Co. He registered objection insofar as contractors may be affected by statements of the City Engineer and the Council. He said that isolated questions were answered they may be prejudicial.

Mr. Crouch said he would ask no further questions.

Mr. Crouch continued speaking, stating that the specifications regarding mixing batch had not been complied with, also that there had not been compliance with the matters of timing device and combining mix. Mr. Crouch said any interested persons, at the time of the assessment hearing, can appear and be heard, assuming there will be an assessment. He said that there are things which the Council ought to know. He said he was not implying that the Council can be liable, but responsible, for what may have been done. He said that it is the Council's duty to hear charges of non-compliance with specifications. He said that all have the right to assume that the specifications have been followed, and that it is part of the Council's duty to see that they are followed. He wondered if the Council is going to change specifications.

Councilman Swan emphasized that members of the Council are not engineers, and that they have to depend on experts in City government for reports.

Mr. Crouch said the Council does not have to answer to the question of whether or not specifications have been followed.

Councilman said "this (report) is all we have to go on." He said he was willing to hear information, but does not know how to handle the matter, and assumed that it will probably have to go to court.

The Vice Mayor read from the City Attorney's report regarding interference with contractor and Street Superintendent, and about no action to be taken by the Council.

Mr. Crouch spoke again, and said that the mix is not in accordance with specifications, that the Street Superintendent does not dare make a report that the specifications have been followed. He said that if a different type of machine is used, the Council does have the right to inquire, despite the City Attorney's opinion to the contrary. He put forth these rules to be followed: 1. The word of God; 2. The Supreme Court; 3. One's own conscience. He read from a Supreme Court ruling regarding fraud if the Superintendent of Streets influences, for or against, the contractor. He said that the charge of fraud has been made, that the Street Superintendent has made illegal substitution thereby increasing the cost of the project. He said it is the Council's duty to determine if true or false, and stated that he does not want to go to court with the matter. Mr. Crouch said that if charges are found to be true, there is no need to go to court, and that no legal assessment can be made. Work should be stopped, he said. He charged legal fraud. At a question from the City Manager, Mr. Crouch explained "legal fraud" by saying it is when any public official fails in his duty to those whom he represents.

The City Attorney, asked if he wished to say anything at this point, asked Shelley J. Higgins, Assistant City Attorney, to speak.

Mr. Higgins said he was going to surprise the Council by saying that everything Mr. Crouch had said is true - that it is the Council's duty to investigate if there has been material departure from the specifications. That, he said, can be done (the investigation) at the time the assessment is spread. He said that the City has the right to depart from its specifications under certain circumstances. Mr. Higgins said that if Mr. Crouch charges fraudulent collusion, an investigation should be made right now, and emphasized that he should put those charges in writing.

Mr. Crouch replied that he charged "legal fraud".

The City Manager spoke at this point, and said that investigations have been made, that it is felt no substantial deviation from the specifications has been had. He said that the Council should investigate, in view of the charges of fraud, which he said he heard at this meeting for the first time.

Mr. Higgins said that "substantial variance" from the specifications could increase the cost, influence the bids, or affect the work.

The City Manager said that deviations have not been great enough, regarding

the mix to upset the proceedings. He said that if specific questions were to be gone into, it will be necessary to get the interested persons and have them present.

Mr. Higgins said that the ultimate cost to the taxpayers does affect the case. He referred to case cited in his letter (referred to in the beginning of this "hearing" as having been filed by the City Manager).

The City Manager said that he had investigated the matter of the mixing process, which can affect the bid. He said that it does not, in this case. He pointed out that the specifications are being brought up to date.

Councilman Wincote suggested that the best way out of the situation, in view of the fact that the work is nearly completed, would be to forget the matter.

W. E. Starke spoke, not as an attorney, but as a property owner who had started the investigation, and that he chose to continue with it as a property owner. He told of a letter from the City Manager, from which he quoted, regarding result of tests on the mix. He said that his request for investigation had been made in November, and that there has already been a delay of 2 months. He said that he had never before protested a project in San Diego. Mr. Starke disagreed with the City Attorney on his statements on the Council's responsibility. Also, he protested continuance of the work during periods of the charges.

Councilman Wincote said that the City Manager started right out to make the investigation, when the charges were filed.

Councilman Schneider pointed out that the property owners are getting as good a job under the mixing method used by the contractors, at a lesser cost.

Mr. Starke said that engineers have advised that the mix used is not as satisfactory as the method prescribed in the specifications. He said he wanted the Council to ask the City Engineer why he had recommended award of the contract, if he knew that the specifications would not be complied with, regarding the continuous mix. He said it was the duty of the Engineer to inform the Council that the contractors could not comply with the specifications, if he had known.

The City Engineer said that the Cox plant had paddles on its mixer which ran fast, but that they have been slowed down to where they are practically the same as those used by local contractors. He said there is "pretty little truth in the statements made here today". He said that the quality is good, comparable to other mixes. He stressed that the mix used on the job in dispute is the same as used by the State of California Highway Department on the Cabrillo Freeway, which he pointed out is a fine piece of work. He said that City specifications are obsolete. He said that no exceptions have been made to them heretofore; therefore they have not been revised. He said that the City Attorney has the revised specifications in his office. Also, the City Engineer said that the protest on the specifications is "only an excuse".

Mr. Starke referred to "violable proceedings" in connection with the specifications. He wanted to know about alternate specifications. He asked for a requirement from the City Engineer in which he would recommend on what type of specifications and what machinery for mixing is to be used.

The City Manager replied that alternate specifications have been prepared.

Mr. Rogers said he wanted to clarify "legal fraud", as charged by Mr. Crouch.

Mr. Crouch replied to Mr. Rogers restated his previous statement, in more detail.

There followed questions and answered back and forth between Mr. Rogers and Mr. Crouch about fraud, without being addressed through the Chair.

Mr. Rogers said that the Council has followed the proceedings with exactitude, that City officials have done likewise. He said that Mr. Crouch and Mr. Starke "don't want to be convinced". He said that their motive is regrettable, and borders on defamatory, and that there is no merit to their charges. He said that the contractors have attempted to do a good job for the people of the community. Mr. Rogers said that the heckling is both unfair and undeserved. He said that there has been literal and substantial compliance with the specifications by the contractor. He said that the contractor is ready to appear at any time, and has always been willing to do so. Mr. Rogers stated that at the last report, by the end of last week, the work has been substantially completed, with the exception of "clean-up work".

RESOLUTION NO. 100949, recorded on Microfilm Roll No. 36, referring the question of "legal fraud", as charged by Charles C. Crouch in connection with the proceedings for the paving and otherwise improving of Hornblend Street, Dawes Street, Reed Avenue, Oliver Avenue, Haines Street, and other streets, within the limits and as particularly described in Resolution of Intention No. 98042, to Council Conference, including the report from the Superintendent of Streets, on file in the office of the City Clerk under Document No. 427796, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

After the roll had been called on Resolution No. 100949, Councilman Schneider asked Mr. Charles C. Crouch if he felt the matter should go to the Grand Jury. Mr. Crouch replied "No".

Communication from Will C. Everett, 3787 Louisiana Street, dated January 10, 1951, complaining of junk material stored on a canyon lot about 75 feet south of his property located at 3752 Louisiana Street, was presented.

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

Communication from Edward L. Roethel, 1702 B Street, protesting traffic ticket received for driving a truck on Pershing Drive, suggesting that a large-lettered sign prohibiting trucks be erected, stating that he was not aware of the regulation, there being only a small sign to that effect at the park entrance, was presented.

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

Communication from the San Diego Chamber of Commerce submitting industrial development quarterly report for the period from October, 1950-to January, 1951, under its contract agreement, was presented.

On motion of Councilman Swan, seconded by Councilman Wincote, said communication was referred to the City Auditor.

Communication from the Shoreline Planning Association, dated January 12, 1951, signed by Frederick Austin, Executive Secretary, submitting three measures which the Association will sponsor at the current session of the Legislature, was presented.

RESOLUTION NO. 100950, recorded on Microfilm Roll No. 36, referring communication from Shoreline Planning Association submitting measures which it will sponsor at the current session of the Legislature, to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100951, recorded on Microfilm Roll No. 36, directing notice of filing of the Street Superintendent's Assessment No. 1981 made to cover the paving and otherwise improving of G Street, within the limits and as particularly described in Resolution of Intention No. 97765, and of the time and place of hearing thereof, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100952, recorded on Microfilm Roll No. 36, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 323 Reed and Daley's Addition, and 29th Street, approving Plat No. 2241 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 Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100953, recorded on Microfilm Roll No. 36, approving plans, drawings and typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 253 University Heights, Myrtle Avenue, Upas Street, approving Plat No. 2237 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 Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 100954, recorded on Microfilm Roll No. 36, for the paving and otherwise improving of the Alley in Block L Plumosa Park, within the limits and as particularly described in Resolution of Intention No. 100470, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100955, recorded on Microfilm Roll No. 36, directing time and place for hearing protests, and directing notice of said hearing, for the furnishing electric current for the lighting of the ornamental street lights located in Pacific Beach Lighting District No. 1, for a period of one year from and including September 1, 1950, to and including August 31, 1951, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 100956, recorded on Microfilm Roll No. 36, for the paving and otherwise improving of Alley in Block 323 Reed and Daley's Addition, and 29th Street, 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. 100957, recorded on Microfilm Roll No. 36, for the paving and otherwise improving of the Alley in Block 253 University Heights, Myrtle Avenue, and Upas 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. 100958, for the changing of the grade (property line grades) in accordance with map thereof between the northwesterly line of Gravilla Street and the northerly termination of Electric Avenue at La Jolla Boulevard and Tyrian Street, on file in the office of the City Engineer under Document No. 427129, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 100959, recorded on Microfilm Roll No. 36, for the closing of portions of Charlotte Street and Torrey Pines Road within the limits set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100960, recorded on Microfilm Roll No. 36, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 245 Mission Beach, and Mission Boulevard, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100961, recorded on Microfilm Roll No. 36, ascertaining and declaring the wage scale for the paving and otherwise improving of Dawes Street, Emerald

Street, Everts Street and Felspar Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100962, recorded on Microfilm Roll No. 36, ascertaining and declaring the wage scale for the paving and otherwise improving of 51st Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100963, recorded on Microfilm Roll No. 36, ascertaining and declaring the wage scale for the paving and otherwise improving of Gresham Street and Graham Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100964, recorded on Microfilm Roll No. 36, ascertaining and declaring the wage scale for the paving and otherwise improving of Loring Street and Lamont Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100965, recorded on Microfilm Roll No. 36, ascertaining and declaring the wage scale for the paving and otherwise improving of Oliphant Street and Chatsworth Boulevard, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100966, recorded on Microfilm Roll No. 36, ascertaining and declaring the wage scale for the paving and otherwise improving of Reed Avenue, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100967, recorded on Microfilm Roll No. 36, ascertaining and declaring the wage scale for the paving and otherwise improving of Venice Street, Brighton Avenue, and Northeasterly and Southwesterly Alley in Block 91 Point Loma Heights, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100968, recorded on Microfilm Roll No. 36, 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 5 Alhambra Park, within the limits and as particularly described in Resolution of Intention No. 98194, 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 Godfrey, adopted.

RESOLUTION NO. 100969, recorded on Microfilm Roll No. 36, 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 53 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 98909, directing the City Clerk at the same time of said approval, to certify the fact and date thereof, and immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100970, recorded on Microfilm Roll No. 36, 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 175 San Diego Land and Town Company's Addition, and Sampson Street, within the limits and as particularly described in Resolution of Intention No. 99505, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100971, recorded on Microfilm Roll No. 36, 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 Dalbergia Street, within the limits and as particularly described in Resolution of Intention No. 99397, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100972, recorded on Microfilm Roll No. 36, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the construction of sewers 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 Resolution of Intention No. 99399, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100973, recorded on Microfilm Roll No. 36, 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 Opal Street, within the limits and as particularly described in Resolution of Intention No. 99508, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100974, recorded on Microfilm Roll No. 36, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the installation of an ornamental street lighting system in 30th Street, within the limits and as particularly described in Resolution of Intention No. 99509, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100975, recorded on Microfilm Roll No. 36, granting C. L. Faber permission to install sanitary sewer by private contract in portion of Palm Street, in accordance with specifications therefor on file in the office of the City Clerk under Document No. 427846, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Accompanying said Resolution was communication from the City Engineer, bearing the Assistant City Manager's stamp of approval, recommending granting of the petition, at no cost to the City of San Diego.

RESOLUTION NO. 100976, recorded on Microfilm Roll No. 36, determining and declaring that the public interest, convenience and necessity of The City of San Diego require the construction, operation and maintenance of a storm drain and appurtenances in connection with the improvement of Poplar Street and adjacent streets, through, over, under, upon, along and across portions of Lots 7, 8 and 9 in Block 25 Lexington Park, that the public interest, convenience and necessity demand the acquisition of easements and rights of way in said property, for construction, operation and maintenance of said drain and appurtenances, declaring the intention of The City of San Diego to acquire said easements and rights of way under Eminent Domain Proceedings, directing the City Attorney to commence an action in the Superior Court of the County of San Diego, for the purpose of condemning said interest, was on motion of Councilman Schneider, seconded by Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100977, recorded on Microfilm Roll No. 36, authorizing and directing the City Manager to construct the necessary improvement by enlarging and re-surfacing of the parking lots immediately north and south of the Civic Center, with City forces and without competitive bidding, at a cost not to exceed the sum of \$7500.00, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Said Resolution recites that the City Manager has advised that it is necessary to do said work, and that the work can be done more economically by City forces than if the same were done by means of contract after competitive bidding.

RESOLUTION NO. 100978, recorded on Microfilm Roll No. 36, authorizing and empowering the City Manager to do all the work in connection with the construction of 120 feet of special shelving in the Hillcrest Branch Library, by appropriate City forces, at a cost not to exceed the sum of \$2100.00, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Said Resolution recites that the City Manager has advised that such work should be done, and that the work can be done more economically by City forces than if let by contract.

RESOLUTION NO. 100979, recorded on Microfilm Roll No. 36, authorizing the City Manager to remodel the present fire Station in Balboa Park so as to make it available for an office of the Director of Civil Defense of this district, with City forces without competitive bidding, at a cost not to exceed \$2400.00, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Said Resolution recites that the City Manager has advised that such work should be done in the interest of Civil Defense in the present public emergency to provide said quarters for the Director of Civil Defense of the San Diego district, and that there is available for such use the building mentioned therein, that by remodeling the same to create said offices the public interests will be immediately subserved, that the City Manager has advised that said work can be done by City forces more economically than by contract after competitive bidding.

RESOLUTION NO. 100980, recorded on Microfilm Roll No. 36, ratifying the employment by the City Manager of the services of Theodore Loveless of the International Association of Chiefs of Police to make a survey of the San Diego Police Department traffic violation procedure, at a cost to the City of a sum in the amount of \$662.20, authorizing and directing the issuance by the City Auditor and Comptroller of his warrant in said sum, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Said Resolution recites that the Council has heretofore authorized the City Manager to engage said services to conduct such a survey, and that the City Manager has secured such services and as a result has received the needed survey.

Prior to adoption of said Resolution, the City Manager made a verbal explanation thereof to the Council.

RESOLUTION NO. 100981, recorded on Microfilm Roll No. 36, authorizing and empowering the City Manager to execute for and on behalf of The City of San Diego a Second Amendment to Permit of Occupancy of Torrey Pines Lodge, substituting the names of Fred Gray and Irma L. Moore for Robert Waite and Eva May Waite, as parties of the second part, under terms and conditions as set out in form of said Second Amendment to Permit of Occupancy on file in the office of the City Clerk as Document No. 428190, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100982, recorded on Microfilm Roll No. 36, ratifying and approving contract made and executed by the City Manager with the Griffith Company for the installation of 8" standard curbs in connection with the improvement of Santa Barbara Street, Del Monte Avenue, Bermuda Avenue, Niagara Avenue, Orchard Avenue and Venice Street, at and for the price of \$1.35 per lineal foot, dated November 6, 1950, and that the City Auditor and Controller be authorized and directed to issue a warrant in the sum of \$1,825.20 in favor of said Griffith Company as payment for the services performed pursuant to the provisions of said contract, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said Resolution recites that the Council adopted Resolution No. 99102 on August 8, 1950, empowering the City Manager to execute said contract, but that through inadvertence the contract did not provide any limitation as to the amount of work to be performed and is therefore technically void and payment cannot be made without further action, that the contractor in good faith installed 1,325 lineal feet of curbing and the City has received the benefit of said work and is now in possession of said paved streets and said installed curbing, and that in justice and equity the contractor should now receive his money.

RESOLUTION NO. 100983, recorded on Microfilm Roll No. 36, authorizing the City Manager to enter into a lease agreement with H. A. Oliver, The City of San Diego and the County of San Diego for the parking lot south of the Civic Center Building, in accordance with terms of the form of lease on file in the office of the City Clerk as Document No. 428289, which Resolution shall be and become effective upon the adoption by the Board of Supervisors of the County of San Diego of a Resolution in terms and figures substantially as shown in the City's Resolution, calling for a rental of \$50.00 per month or 35% of the gross revenue received from the operation of the lot, whichever is the greater amount, the rental to be divided equally between The City and County, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 100984, recorded on Microfilm Roll No. 36, granting revocable permit to the United States Navy to use the premises for automobile parking purposes until such time as the City shall have need for the same for the purposes of a public highway as part and parcel of Wabash Boulevard, containing approximately 3.65 acres, and as more particularly delineated and shown on the map or plat attached to said Resolution and forming a part thereof, upon notice served in writing upon the Commandant of the Eleventh Naval District, San Diego 30, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Accompanying said Resolution was communication from the Director of Public Works, signed by the Assistant Director of Public Works, addressed to the City Manager, and forwarded to the Council with stamps of approval from the Director of Public Works and the City Manager. (This notation applies to the next Resolution - No. 100985)

RESOLUTION NO. 100985, recorded on Microfilm Roll No. 36, granting H. C. Hargreaves, 4261 Randolph Street, San Diego, revocable permit to install and maintain an underground power service cable from Lot 23 Randolph Terrace extending southwesterly for approximately 20 feet to a connection with a power pole of the San Diego Gas and Electric Company, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Accompanying said Resolution was the communication referred to under Resolution No. 100984.

RESOLUTION NO. 100986, recorded on Microfilm Roll No. 36, authorizing O. K. Cope, Budget Officer, and one staff member, to attend the Work Measurement Clinic being held by the Society for Advancement of Management in Los Angeles, California, on January 30th and 31st, 1951, authorizing the incurring of the necessary expenses therefor, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100987, recorded on Microfilm Roll No. 36, authorizing Hoyt Ray, City Prosecutor, to attend the Third Annual Judicial Conference for Traffic Court Judges, Prosecutors and Court Officials, to be held at the Law School Building of the University of Southern California on January 29 to and including February 2, 1951, authorizing the incurring of the necessary expenses therefor, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100988, recorded on Microfilm Roll No. 36, authorizing J. H. Shaw, Purchasing Agent, to attend the Annual Conference of State, County and Municipal Purchasing Agents' Association to be held at Del Monte, California, on February 1, 2 and 3, 1951, authorizing the incurring of the necessary expenses therefor, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 100989

RESOLUTION NO. 100989, recorded on Microfilm Roll No. 36, declaring it to be in the best interests of The City of San Diego that the City quitclaim to Richard C. Adams and Mary Thomas Adams, husband and wife, as joint tenants, real property described as Parcel 3 in exchange for said Rich. C. Adams and Mary Thomas Adams conveying to the City clear title to real property described as Parcels 1 and 2, authorizing and directing the Mayor or Vice-Mayor and the City Clerk to execute, on behalf of The City of San Diego, a quitclaim deed to Richard C. Adams and Mary Thomas Adams, husband and wife, as joint tenants, real property described as Parcel 3, directing that said deed be delivered to the Supervisor of Properties, to be by him delivered to said Richard C. Adams and Mary Thomas Adams when they put clear title in the City to the real property described as Parcels 1 and 2; parcel 1 consisting of portion of Lot 21 and all of Lot 22 Block 290 Seaman and Choate's Addition; parcel 2 consisting of portions of Lots 31 and 32 Block 290 Seaman and Choate's Addition; parcel 3 consisting of portions of Lots 28, 29 and 30 Block 290 Seaman and Choate's Addition, all as more particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Said Resolution recites that the Adamses are willing to convey Parcels 1 and 2 to the City in exchange for the City conveying Parcel 3 to them, the City reserving all right of access to Wabash Boulevard, that in the opinion of the City Auditor the values of the properties to be exchanged are not disproportionate, that the exchange has been recommended by the Supervisor of Properties and approved by the City Manager.

RESOLUTION NO. 100990, recorded on Microfilm Roll No. 36, authorizing and directing the Mayor and City Clerk to have prepared and execute on behalf of the City grant deeds to the following described properties in The City of San Diego, County of San Diego: Torrey Pines Beach - 2411 feet north of Penasquitos Creek; Torrey Pines Beach - 1258 feet south of Penasquitos Creek; Torrey Pines Beach - 14,799 feet along foot of Bluff; Mission Beach, between San Fernando Place and Capistrano Place; Mission Beach, between Capistrano Place and Balboa Street; authorizing the City Clerk to cause said deeds to be recorded with the County Recorder; authorizing and empowering the City Manager to execute a lease agreement with the State of California, wherein said State will lease to the City the lands above described for a period of 50 years, to be held by said City as beach and waterfront property for the use and benefit of the people of the City of San Diego and of the State of California; authorizing and empowering the City Manager to enter into an agreement of lease with the State of California wherein said State will lease to said City such additional beach properties as will be acquired by said State pursuant to the terms of the agreement heretofore entered into between the State and the City with respect to the purchase of beach and waterfront properties of equivalent value of those conveyed to the State by the City; repealing Resolution No. 99072 adopted August 15, 1950, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Said Resolution recites that The City of San Diego has adopted a program of acquiring the beaches and waterfront areas adjacent to the Pacific Ocean in order that the same may be preserved and maintained for the benefit of the public at large; that in connection with said program the Legislature of the State has authorized cities and public agencies of the State to acquire and convey to the State beaches and waterfront areas adjacent to the Pacific Ocean, with the understanding and upon the agreement that as soon as title to the waterfront areas and beaches has been obtained by the State the possession of the same will be returned to the cities and public agencies, and thereafter maintained and used by said public agencies for the benefit of the public, and makes various findings.

RESOLUTION NO. 100991, recorded on Microfilm Roll No. 36, referring proposed Resolution authorizing the Purchasing Agent to advertise for bids for the construction of a structural steel and concrete highway bridge on Sunset Cliffs Boulevard over the San Diego River Flood Control Channel, to Council Conference on January 18, 1951, at the hour of 9:00 o'clock A.M., was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

ORDINANCE NO. 4661 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$212,000.00 from the Capital Outlay Fund for the purpose of constructing the Ocean Beach Storm Drains, 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: 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.

The final reading of such Ordinance was in full.

The City Manager made a verbal explanation of the matter, in which he said that it is a necessary project, and that the successful bid is a good one.

ORDINANCE NO. 4662 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$53,000.00 from the Capital Outlay Fund for the purpose of constructing a new fire station No. 5 at 828 University Avenue, 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: 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 was asked for an explanation regarding the differences in cost between Station No. 5 and the East San Diego station. He replied that a portion of the proposed station is 2 stories for living quarters, and that it is generally larger than the East San Diego station.

ORDINANCE No. 4663 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$525.00 out of the General Fund Reserve for improvement projects for the purpose of purchasing four Fire Alarm Boxes for City fire alarm system, 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: 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. 4664 (New Series), recorded on Microfilm Roll No. 36, amending Section 5.09 of Ordinance No. 258 (New Series) - The Administrative Code - adopted June 28, 1933 and as amended to date so as to provide for the assignment of duties and functions of the Manager's Office to a department to be known as the Real Estate and Property Management Division of the City Manager's Office, 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. 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.

The final reading of such Ordinance was in full.

Prior to its passage and adoption, the City Manager made a verbal explanation to the Council, stating that it is a new department to centralize all of the City's interests in connection with leases and sales of the property. He said that its establishment would not increase the personnel, but that he would request a salary boost for the head of the department.

The City Manager requested, and was granted, unanimous consent, to present the following matters, not listed on the Council's agenda, which matters he explained to the Council.

RESOLUTION NO. 100992, recorded on Microfilm Roll No. 36, stating that the Council is of the opinion that the best interests of the City and its inhabitants demand a revision of salary and compensation schedules of officers and employees of the City in order to meet the economic needs of such officers and employees during the present national emergency, that it will, if given such power and authority and if such emergency continues, at once undertake to consider and adopt the necessary legislation to accomplish such purpose, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Said Resolution recites that because of a significant change in living costs and the demand of the Government for the services of additional personnel in the preparation of these United States for national defense, the interests of the City and its people are being jeopardized and injured by the rapid and ever-increasing withdrawals from City service of officers and employees, that the Council believes that a revision of the salary and compensation schedules to meet present economic needs would to some extent help solve the problem of the City's employment necessities and thus react to the benefit of the City and its people, that because of Charter restrictions the Council is without power at this time to revise salaries and compensations of City officers and employees.

RESOLUTION NO. 100993, recorded on Microfilm Roll No. 36, requesting the Senator and Assemblymen from this district to introduce in the present session of the Legislature of the State of California a bill appropriating the sum of \$2,000,000 for the use of the State Highway Commission in relocating Highway 395 over and across Hodges Reservoir lands belonging to The City of San Diego by means of a high-level bridge, that they be urged to use every reasonable effort to secure the passage of said appropriation at the earliest possible moment, that the City Clerk be instructed and directed to send or cause to be sent a certified copy of said Resolution to each representative of this district in the Legislature, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

(Although the Resolution directs the City Clerk to send Resolution copies to members of the Legislature, they were sent by the Director of Public Works (Rhodes), at his request, and copies thereof were forwarded by him to other interested public officials and organizations).

There being no further business to come before the Council at this time, the Council, on motion of Councilman Dail, seconded by Councilman Schneider, adjourned the meeting at the hour of 3:47 o'clock P.M.

The Vice Mayor announced that the Council would meet in Conference in the Mayor's office immediately following adjournment.

ATTEST:
FRED W. SICK, City Clerk

By George Kerrigan
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, January 18,
1951

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

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 the proposed Ordinance incorporating Lots 1, 27, 28 and 29 El Cerrito Terrace and portion of Lot 7 La Mesa Colony (fronting on College Avenue; now in Zone R-1) having arrived, the clerk reported that no written protests had been received.

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. 4665 (New Series), recorded on Microfilm Roll No. 36, incorporating Lots 1, 27, 28 and 29 El Cerrito Terrace and portion of Lot 7 La Mesa Colony into "R-4" Zone, as defined by Ordinance No. 8924 and amendments thereto, repealing Ordinance No. 13559 adopted July 11, 1932, 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, Mayor Knox. Absent---Councilman Godfrey. Nays---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, Mayor Knox. Absent---Councilman Godfrey. Nays---Councilmen None. The final reading of such Ordinance was in full.

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 proposed Ordinance incorporating portion of Lot 16 Ex-Mission Lands of San Diego (at Euclid Avenue and Federal Boulevard) into "R-1" and "C" Zones (various portions now being zone C and R-1) having arrived, the clerk reported that no written protests had been received.

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. 4666 (New Series), recorded on Microfilm Roll No. 36, incorporating a portion of Lot 16 Ex-Mission Lands into "R-1" and "C" Zones as defined by Ordinance No. 8924 and amendments thereto, repealing Ordinance No. 35 (New Series) adopted September 12, 1932, insofar as the same conflicts, 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.

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---Councilmen None.

The final reading of such Ordinance was in full.

Councilman Kerrigan requested, and was granted, unanimous consent for consideration of the next matter, not listed on Council's agenda:

Roscoe Porter spoke about the zone variance appeal hearing of E. A. and Emily Brelin, conducted by the Council on January 16, 1951, in connection with Zoning Committee's decision in denying application for variance to permit construction of a Standard Oil Station on a portion of Pueblo Lot 183 at the corner of Talbot and Canon Streets in Zone R-C. Mr. Porter spoke about his inability to be heard at said hearing. He refuted statements made by property owners at the hearing, regarding alleged misrepresentations. He said that they were definitely not true. He wanted, he said, to defend his integrity. Mr. Porter felt that an unfair and incomplete hearing had been held.

Councilman Dail said that the Council had no impression of Mr. Porter's misrepresentation. Other members of the Council agreed with Mr. Dail's observation, and lauded Mr. Porter for his many years of constructive efforts in behalf of the City and its inhabitants.

Councilman Wincote expressed the belief that Mr. Porter should go before the Zoning Committee again. He thought that the Council may not have weighed all phases of the question.

The Mayor told of his position in the matter of establishment of business districts in an area of homes.

Mr. Porter wanted a hearing, without having to go through all the steps up through the Zoning Committee and the Council.

Councilman Kerrigan spoke about the government freeze on construction mater-

ials, and regarding that point having been made before the Zoning Committee at which time Mr. Porter had been heard without the matter having been set down by the Committee for a formal hearing. Mr. Kerrigan expressed regret at not having permitted Mr. Porter to be heard, while he (Vice Mayor Kerrigan) was in the chair.

When Mr. Porter spoke about a new hearing, Councilman Dail pointed out that it was not his understanding that such a request was to be made, and that Mr. Porter wished only to clarify his position in the matter of the allegation made about his misrepresentation. Thereupon, Mr. Porter said that he is not asking a re-hearing.

No action in the matter was taken.

Communication from the County Clerk and ex-officio Clerk of the Board of Supervisors, submitting a Resolution of the County Board of Supervisors petition for the cancellation of any and all assessments levied against Lots 15 and 16 Block 132 Mannasse and Schiller's Subdivision of Pueblo Lot 1157 for the paving of the Alley in said Block, was presented.

Councilman Wincote said that the matter is in Conference, but that it has not been acted upon. (Similar matters have been referred to the City Manager who has conferred with the County's Chief Administrative Officer and has reported back to the Council thereon).

The Clerk made a verbal statement in which he said he had received a telephone from Supervisor David Bird, who thought that the City cancelled assessment against County-owned properties at its request, and that he did not know that the City is obliged to pay assessments which the County declines to pay.

RESOLUTION NO. 100994, recorded on Microfilm Roll No. 36, referring to the City Manager the Resolution of the County Board of Supervisors requesting cancellation of assessments levied against Lots 15 and 16 Block 132 Mannasse and Schiller's Subdivision, for paving of the alley in said block, for a report thereon to Council Conference, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the Harbor Department, signed by the Port Director, submitting for approval a proposed lease to the General Petroleum Corporation covering premises on Pacific Highway at Nutmeg Street, stating that the lease is for a term of five years with options to renew for two additional five year periods, that the premises are to be used for operation of a service station with rental at 1¢ per gallon on gasoline sold, plus 1/8¢ per gallon diesel fuel sold, or \$25.00 per month, whichever is greater, was presented.

The Mayor read an additional report thereon from the Harbor Department.

The Port Director, who spoke, said that the company had made two previous moves at the direction of the City, and that under the proposed lease the station would help recoup the expenses of such moving.

RESOLUTION NO. 100995, recorded on Microfilm Roll No. 36, ratifying, confirming and approving the tidelands lease with General Petroleum Corporation, as lessee, a copy of which is on file in the Office of the City Clerk as Document No. 428290, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

The proposed Resolution, heretofore referred to Council Conference for consideration at this morning's meeting, and which the clerk had been directed to re-list on today's agenda, was brought up for consideration at this time.

RESOLUTION NO. 100996, recorded on Microfilm Roll No. 36, 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 structural steel and concrete highway bridge on Sunset Cliffs Boulevard over the San Diego River Flood Control Channel, in accordance with Document No. 428152, 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 Schneider, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, making an additional report on bids for the furnishing of library furniture for the Linda Vista Library (bids accepted and contract awarded on all except four items heretofore) reporting on Items 2, 3, 5 and 18, comprising various library chairs, recommending award to Austin Safe and Desk Company, low bidder meeting specifications and delivery time, was presented.

RESOLUTION NO. 100997, recorded on Microfilm Roll No. 36, accepting bid of Austin Safe and Desk Company, Ltd., of San Diego, for furnishing furniture for the Linda Vista Library, Items 2, 3, 5 and 18, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent reporting on bids for the construction of a sanitary sewer and pumping station at the Foot of Beardsley Street, recommending award to Pace Construction Company of San Diego, the low bidder, which recommendation is concurred in (according to the report) by the Harbor Commission, was presented.

RESOLUTION NO. 100998, recorded on Microfilm Roll No. 36, accepting bid of Pace Construction Company for construction of a sanitary sewer and pumping station at the foot of Beardsley Street, authorizing and instructing a majority of the members of the Harbor Commission to enter into and execute a contract therefore, which Resolution also awards said contract, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the City Engineer, bearing the stamp of approval of the Assistant City Manager, reporting on bids for construction of Ocean Beach Storm Drains, was presented, which report recommended acceptance of bid of Charles J. Dorfman, the low bidder.

Said report stated that the City Engineer had discussed the project with several of the contractors after bids were opened and was informed that the reasons for the high bids were the presence of rock in the lower part of the trench between Muir Street and West Point Loma Boulevard, the presence of water or possibly springs along the line and the limited clearances between sewer, water and gas lines in which to install the drain, which factors cannot be changed by redesign, that he believed that better bids could not be secured by rejection of bids and reopening at some later date, but that later bids if award is not made at this time would be higher.

The Mayor asked about the project.

The City Planning Director replied that roughly speaking, the area is from the old Police Station to the Mission Bay Bridge.

The City Manager said that the situation is bad, and that the drainage is needed.

RESOLUTION NO. 100999, recorded on Microfilm Roll No. 36, declaring the bid submitted by Charles J. Dorfman for the construction of Ocean Beach Storm Drains to be the lowest bid received, and that said Charles J. Dorfman is the lowest, responsible and reliable bidder, rejecting all bids received for said work except the bid of said Charles J. Dorfman at the unit prices set forth in his bid which unit prices are also set out in said Resolution, awarding contract for the work and directing the City Manager to execute the same for and on behalf of the City, upon the execution of said contract by Charles J. Dorfman and upon the execution, delivery, filing and approval of the bonds required thereunder, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on petition of San Diego County Council AMVETS for permission to display a mobile exhibit on Broadway, near Second Avenue, stating that the location did not meet with the approval of the Police Department, but that permission has been granted for the exhibit at 3029 University Avenue, which location is agreeable to all parties concerned, recommending filing, was presented.

Accompanying said report was a communication from the City Manager, addressed to the AMVETS granting permission to display the exhibit in front of the J. C. Penny store, 3029 University Avenue, for the period January 17, 18, 19, 20, 1951, with the understanding that approval of the management of said Company be secured.

Councilman Schneider expressed the belief that the location at 3029 University Avenue is too congested for such an exhibit. He moved to continue the matter until Tuesday of next week, for further consideration of the Council.

The City Clerk pointed out that the time was already one day over the time when the exhibit was to have started, and that it would be too late if the matter were continued until Tuesday, January 23. The report was then read to the Council.

On motion of Councilman Wincote, 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 complaint from Catherine E. Smith, 1429 E. Pennsylvania Avenue, relative to a dog nuisance in the vicinity of 1401 Pennsylvania Avenue, transmitting copy of his reply to Mrs. Smith in which it was pointed out that investigations have been made and advising that if she observes the dog at large in the future to report the same immediately and the dog will be picked up, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the City Manager's report, and the matter to which it refers, were ordered filed.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 3 sections of the Subdivision Ordinance relative to the Tentative Map of Point Loma Vista, was presented.

RESOLUTION NO. 101000, recorded on Microfilm Roll No. 36, suspending Secs. 3C, 3A8 and 6, in connection with the Tentative Map of Point Loma Vista, insofar as they relate to the Tentative and Final Maps, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of Tentative Map of Point Loma Vista, for subdivision of Lot 1 Pueblo Lot 200 into 16 lots, was presented.

RESOLUTION NO. 101001, recorded on Microfilm Roll No. 36, approving the Tentative Map of Point Loma Vista, located north and west of the upper end of Lowell Street in Roseville, subject to 11 conditions, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from Welfare Committee, Employees' Council, signed by Earl A. Wentworth, dated January 17, 1951 (Foremen's Supervisory Group, Municipal Employees' Ass'n. Municipal Women's Club, Fire Fighters' Association, Police Relief Association, Water Department Stand-By Club), requesting representation at the Council meeting when its Resolution is discussed, relative to opposition to the 44 hour week, and request for a general wage increase of \$35.00 a month to be effective as of February 1, 1951, was presented.

The communication was read in full to the Council.

Councilman Wincote said that the real interest of the employee is his take-home pay, and felt that the employees should not object to working the 44-hour week in order to secure such additional pay.

The City Manager made a verbal explanation of study being made.

RESOLUTION NO. 101002, recorded on Microfilm Roll No. 36, referring communication from Welfare Committee, Employees' Council, signed by Earl A. Wentworth, dated January 17, 1951, requesting representation in connection with Resolution opposing the proposed 44-hour week, and requesting general wage increase of \$35.00, to Council Conference for

at the hour of 9:00 o'clock A.M., Thursday, January 25, 1951, in the Mayor's office, to which City employee representatives shall be invited, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from Geoffrey H. Gould, 4237 Orchard Avenue, San Diego 7, relative to condition of Chatsworth Boulevard where it passes the new Sherman-Gray building project between Dana Junior High School and Catalina Boulevard, which has been torn up with no sign of any effort being made to rebuild it, requesting the City's help in correcting the situation, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Swan, said communication was referred to the City Manager.

Communications from Pacific Indemnity Company (14 in number), signed by J. M. MacConnell, all dated 1/10/51, advising payments of the following claims: O. Felix Budzilko, \$5.00; S. C. Chance, \$200.00 settlement in the sum of \$125.00; Raymond Demitrowicz, \$75.00 settlement in the sum of \$40.00; Mrs. Robt. L. Foth, \$34.33; C. B. Grove, \$25.47; Edward Helzer, \$31.51; T. H. Marrow, \$29.62; Lester E. Mosier, \$32.18; Doris M. Parks, \$37.00; J. Raimondo, \$17.50; E. C. Raymond, \$14.50; Mrs. Lynn Tepper, \$100.00; Mrs. Addie Thompson, \$17.50; Ida M. Wilkins, \$20.00; and the closing of the files thereon, were presented.

On motion of Councilman Schneider, seconded by Councilman Swan, the 14 communications were ordered filed.

RESOLUTION NO. 101003, recorded on Microfilm Roll No. 36, approving and allowing the bill of San Diego Junior Chamber of Commerce, bearing date of January 9, 1951, in the sum of \$1,000.00 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 1950-1951 for said sum (re Tournament of Roses Parade Float), was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101004, recorded on Microfilm Roll No. 36, accepting subordination agreement executed by William J. Glasson and Mary E. Glasson, beneficiaries, and Southern Title and Trust Company, trustee, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 12 Lemon Villa, 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 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 Schneider, adopted.

RESOLUTION NO. 101005, recorded on Microfilm Roll No. 36, accepting quitclaim deed of Jean A. Rittenhouse, bearing date December 21, 1950, quitclaiming Lot 74 City Gardens, authorizing and directing the City Clerk to file said deed for 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 Schneider, adopted.

RESOLUTION NO. 101006, recorded on Microfilm Roll No. 36, accepting grant deed of Harold Croft, Ethel Wood formerly Ethel Croft, Margaret Ann Gibson formerly Margaret Ann Croft, Ryle Croft, bearing date January 4, 1951, conveying Lot 21 Block 7 Haffenden & High's Addition to Sunnydale, 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 Schneider, adopted.

RESOLUTION NO. 101007, recorded on Microfilm Roll No. 36, accepting deed of Charles W. Curtis and Laura F. Curtis, bearing date January 4, 1951, conveying Lot 37 Point Loma Villas, 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. 101008, recorded on Microfilm Roll No. 36, accepting deed of Denie K. Graham, bearing date December 19, 1950, conveying a portion of Lots 21 and 24 Block 21 Western 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 101009, recorded on Microfilm Roll No. 36, accepting deed of Madelaine C. Cramer, bearing date December 22, 1950, conveying portions of Pueblo Lot 1288, setting aside and dedicating the same to the public use as and for a public street, and naming the same Ardath Road, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the Properties Department, for recording when escrow instructions have been complied with, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 101010, recorded on Microfilm Roll No. 36, accepting deed of San Diego Wholesale Credit Men's Association, bearing date December 27, 1950, conveying portions of Lots Q and R Block 8 Las Alturas No. 3, 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 transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrows instructions have been complied with, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 101011, recorded on Microfilm Roll No. 36, accepting deed of Denie K. Graham, bearing date December 19, 1950, conveying portions of Lots 21, 22, 23, 24 Block 21 Western Addition, 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, together with a certified copy of said resolution, to the City Properties Department for recording when escrow instructions have been complied, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 101012, recorded on Microfilm Roll No. 36, accepting deed of Arnold Home Builders, Inc., bearing date December 28, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 2 Block 23 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 101013, recorded on Microfilm Roll No. 36, accepting deed of Herbert R. Woodward and Thelma E. Woodward, bearing date December 20, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 12 Lemon Villa, 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 Schneider, adopted.

RESOLUTION NO. 101014, recorded on Microfilm Roll No. 36, accepting deed of Security Trust & Savings Bank of San Diego, bearing date January 2, 1951, conveying an easement and right of way for water main purposes in portion of Lots 18 and 21 Block 35 Lexington Park, 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. 101015, recorded on Microfilm Roll No. 36, accepting deed of Horace E. Moore and Dorothy C. Moore, bearing date December 29, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 1 through 6 Block 50 Roseville, 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 Schneider, adopted.

ORDINANCE NO. 4667 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$300.00 from the Unappropriated Balance Fund to cover expenses in connection with Third Annual California State Recreation Conference to be held in San Diego on February 13th to 16th inclusive, 1951, 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. The final reading of such Ordinance was in full.

ORDINANCE NO. 4668 (New Series), recorded on Microfilm Roll No. 36, establishing the grade of the Alleys in Block 43 Ocean Beach: The Northwesterly and Southeasterly Alley between the northwesterly line of Sunset Cliffs Boulevard and the northwesterly line of the Northeasterly and Southwesterly Alley in said block; the Northeasterly and Southwesterly Alley between the southwesterly line of Bermuda Avenue and the southwesterly line of the Northwesterly and Southeasterly Alley in said block; 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 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.

ORDINANCE NO. 4669 (New Series), establishing the grade of Beech Street, between the west line of 33rd Street and the west line of Felton 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, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None. Thereupon, on motion of Councilman Swan, seconded by Councilman Schneider,

adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The City Manager requested, and was granted, unanimous consent to present the following matters, not listed on the Council's agenda; all of which he explained as they were presented:

Communication from the Purchasing Agent reporting on bids for furnishing one Tractor for the Public Works Department and one Tractor and Trailer for the Harbor Department, recommending award of the Public Works Department Trailer to Southern Equipment and Supply Company of San Diego, the low bidder, and award of the Harbor Department Tractor and Trailer to Shaw Sales and Service Company, the low bidder meeting specifications, was presented.

RESOLUTION NO. 101016, recorded on Microfilm Roll No. 36, accepting bid of Shaw Sales and Service Company for the furnishing to the Harbor Department one Allis-Chalmers diesel tractor, equipped with bulldozer, ripper, and trailer, and one trailer less trade-in allowance on two used trailers, awarding contract and authorizing a majority of the members of the Harbor Commission to execute the same, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 101017, recorded on Microfilm Roll No. 36, accepting bid of Southern Equipment and Supply Company of San Diego for the furnishing of one International tractor, angledozer, and drum wince, 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 Kerrigan, seconded by Councilman Schneider, adopted.

ORDINANCE NO. 4670 (New Series), recorded on Microfilm Roll No. 36, proposing and submitting to the electors of The City of San Diego at the regular Municipal Primary to be held on Tuesday, the 13th day of March, 1951, five propositions to amend the Charter of The City of San Diego: Proposition No. 1, Section 70 of Article VII having to do with revision of salaries of City employees and officers during any fiscal year if the Council determines that due to a significant change of living costs the economic needs ~~are such as~~ are such as will fail to protect or will jeopardize the best interests of the City; Proposition No. 2, Section 141 of Article IX, to permit City employees to retire with benefits, who are hurt or disabled in line of duty and in event of death such employees because of such injuries, to provide death benefits for dependents, compulsory retirement at age 65, but permits Manager or department head, if in interest of City to continue employees in service from year to year up to but not beyond age of 72 years; Proposition No. 3, Section 144 of Article IX, to increase number of members of Board of Administration of City Retirement System by making City Manager a member and authorizing Council to appoint another from citizens of the City, authorizing Board of Administration to invest funds in any bonds or securities authorized by law for investment for savings banks; Section 153 of Article X, to permit Board of Trustees of Police and Fire Retirement System to invest moneys in U.S. Government, State of Calif., municipal or county bonds, or such bonds and securities as are authorized by law for investment for savings banks and recommended by Funds Commission of the City; Section 163 of Article X, to authorize Council to provide that any member of the Police and Fire Retirement System who is hurt and injured in line of duty to receive as compensation his full salary, payable out of the salary fund of the City for a period of time up to but not exceeding one year, minus any Workmen's Compensation benefits received by employee; Section 194 of Article XII, authorizing payment to laborers, workmen and mechanics, other than regular employees of the City receiving a yearly salary, of one and one-half times the prevailing wage rate for extra work performed on public work of the City on Sundays and such legal holidays as shall be designated by the Council by ordinance, 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.

The City Manager asked the Council to go into Conference next Tuesday, at the hour of 2:00 o'clock P.M., at which time, he said, he had numerous matters he wished to discuss.

RESOLUTION NO. 101018, recorded on Microfilm Roll No. 36, setting a Conference of the Council for the hour of 2:00 o'clock P.M., on Tuesday, January 23, 1951, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Kerrigan, seconded by Councilman Schneider, at the hour of 10:40 o'clock A.M.

George Kerrigan
Vice Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *A. M. Kadstrom*
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, January 23, 1951

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order at the hour of 10:08 o'clock A.M., by the Vice Mayor.

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.

The Minutes of the Regular Meeting of Tuesday, January 16, 1951, and of the Regular Meeting of Thursday, January 18, 1951, were presented to the Council by the Clerk. On motion of Councilman Schneider, seconded by Councilman Godfrey, said Minutes 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 to which the hearing on Resolution of Preliminary Determination No. 100663 had been continued, from the meeting of January 16, 1951, for the paving and otherwise improving of Saranac Street, Mohawk Street, 67th Street, 68th Street, 69th Street, Manchester Road, Mandalay Road, the Alleys in Blocks 2, 5, 8 La Mesa Colony and Public Rights of Way, within the limits and as particularly, to give property owners an opportunity to present petitions for improvements of 68th Street and Mohawk (not included in said proceedings), a report from the City Engineer was presented.

Said report stated that paving petitions have been received for 68th Street between El Cajon Boulevard and Mohawk Street, and for Mohawk Street between 67th and 68th Streets, stating that they have been signed by the owners of 74.8% of the property frontage, and recommended their granting.

RESOLUTION NO. 101019, recorded on Microfilm Roll No. 36, abandoning proceedings heretofore taken on the proposed paving and otherwise improving of Saranac Street, Mohawk Street, 67th Street, 68th Street, 69th Street, Manchester Road, Mandalay Road, Alleys in Blocks 2, 5, 8 La Mesa Colony, Public Rights of Way, within the limits and as particularly described in Resolution of Preliminary Determination No. 100663, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101020, recorded on Microfilm Roll No. 36, adopting recommendation of the City Engineer to amend proceedings heretofore started for the paving and otherwise improving of Saranac Street, Mohawk Street, 67th Street, 68th Street, 69th Street, Manchester Road, Mandalay Road, Alleys in Blocks 2, 5, 8 La Mesa Colony, and Public Rights of Way, to include 68th Street between El Cajon Boulevard and Mohawk Street, and Mohawk Street between 67th Street and 68th Street, 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. 100735 of Preliminary Determination for the paving and otherwise improving of Waverly Avenue and Colima 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.

Mrs. Palenske (she did not give her first name or initials, and the Chairman did not ask), spoke. She said she protested the proposed removal of trees from Colima Street, which she said she understood were to come out to make way for the sidewalk. The City Engineer reported, verbally, that the sidewalks are to remain in on the east side of Colima, and that the sidewalks are not to be installed there.

Mrs. Palenske said that her son is going to war, and that she cannot bear the expense of the improvement.

The City Engineer said that Mrs. Palenske's son had protested to him about the sidewalk installation and tree removal, but not against improvement of the street.

Mrs. Thomas (she did not give her first name or initials, and the Chairman did not ask), spoke. She said her property, consisting of 3 lots, adjoins that of Mrs. Palenske, and she held the same views about the trees and the sidewalk, but that she was not protesting, in view of explanations made by the Engineer.

The City Engineer said that as many of the trees as possible will be left.

The question then came up as to a policy on trees which might have to be removed in connection with improvements, but no action was taken.

RESOLUTION NO. 101021, recorded on Microfilm Roll No. 36, determining that the proposed improvement of Waverly Avenue and Colima Street, within the limits and as particularly described in Resolution No. 100735 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 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. 1977 made to cover the cost and expenses of the paving and otherwise improving of the East & West Alley in Block 109 University Heights and a portion of Kansas Street, within the limits and as particularly described in Resolution of Intention No. 96928, 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.

RESOLUTION NO. 101022, recorded on Microfilm Roll No. 36, confirming and approving the Street Superintendent's Assessment No. 1977, made to cover the cost and expenses of the paving and otherwise improving of the East & West Alley in Block 109 University Heights and a portion of Kansas Street, within the limits and as particularly described in Resolution of Intention No. 96928, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, law, directing the 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 the Street Superintendent's Assessment No. 1978 made to cover the costs and expenses of the work upon 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 written appeals had been received from Mrs. Geo. Christian, and from Archie F. Bowen, which appeals were presented to the Council by the Clerk and their contents explained briefly by him.

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

Archie F. Bowen, from whom a written protest had been received, spoke. He mentioned the change in grade in the parking area in its effect upon a palm tree, leaving the roots a long way above grade. Mr. Bowen he would be willing to clean up the tree roots, etc., if the City would haul it away. He said that he had telephoned Mr. Bishop, the Street Trees Superintendent, who was rather noncommittal. Mr. Bowen said he is not particularly interested, one way or the other, in whether or not the tree stays in; he is concerned, however, with the probability that it may blow down in a wind and do damage to his property. He said that he does not like the condition of the parkway, that he things the cost of the paving is excessive, putting it into the luxury class for which a deluxe job should be received. He said he is not protesting the paving or the price, because he said he would not have bought there if he had not been assured that the improvement was to have been made.

RESOLUTION NO. 101023, recorded on Microfilm Roll No. 36, overruling and denying appeals of Mrs. George Christian and Archie F. Bowen from the Street Superintendent's Assessment No. 1978 made to cover the costs and expenses of the work of paving and otherwise improving portions of Thomas Avenue and Lamont Street, within the limits and as particularly described in Resolution of Intention No. 96931, overruling and denying all other protests or appeals thereon, confirming and approving 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, directing the Street Superintendent to record said warrant, diagram and assessment in his office, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 101024, recorded on Microfilm Roll No. 36, referring the matter of a tree in the parking space in front of the property owned by Archie F. Bowen, at 1854 Thomas Avenue, in connection with condition of said parking space following the improvement of Thomas Avenue under Resolution of Intention No. 96931, to the City Manager for investigation and report back to the Council, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Petition of Mrs. H. Beauchamp, 7159 Mohawk Street, requesting correction of the present Dog ordinance, or enforcement of the present one, stating that her property is overrun by dogs, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said petition was referred to the City Manager.

Petition of Residents requesting change in the name of portion of Sigsbee Street lying northeasterly of the northeasterly line of Kearney Avenue to 19th Street, was presented.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said petition was referred to the City Manager.

Petition of C. M. Rodefer, Box 1249, San Diego 12, protesting Ordinance No. 4645 New Series, regarding the change by the City of street names, was presented.

Said petition also states that said Ordinance adds to the confusion of street names, cancels request of the City that he name one of the streets in Rodefer Hills as San Diego Avenue, etc.

Mr. Rodefer spoke, and said he wanted to be informed in the matter. He said that the City Clerk had advised that no petition had been filed requesting such street names change. He contended that if he wants a street name changed he is obliged to file a petition therefor, and said that it "should work both ways".

The Vice Mayor replied that it should not necessarily be a requirement that petitions be filed for changing of street names, and that if the City made such an ironclad rule it would tie its own hands.

Mr. Rodefer spoke again, and said that confusion results from adoption of the Ordinance. He asked for change of Linwood Street to Linwood Way, and said that it is only a paper street, on which no service of any sort is furnished. He asked that San Diego Avenue in Rodefer be named Linwood Way. Mr. Rodefer requested that the Ordinance be held up pending investigation. He said that the effect of the ordinance would be to have two

parallel streets named San Diego Avenue. He said that he does not want Ordinance No. 4645 (New Series) to go into effect before a change therein can be made.

The City Attorney said that the Ordinance can be referended, which is a complicated procedure, or it can be repealed. He said that it should be referred to the City Manager.

Mr. Rodefer pointed out the street name matter upon a map of Rodefer Hills.

RESOLUTION NO. 101025, recorded on Microfilm Roll No. 36 referring to City Manager the petition of C. M. Rodefer regarding the change of street names as provided for in Ordinance No. 4645 (New Series) for report and recommended action, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Claim of Neal DuBrock, 1855 "D" Street, San Bernardino, in the sum of \$10,000.00 against the City of San Diego, the Chief of Police, and various officers, resulting from an arrest and subsequent treatment, was presented.

RESOLUTION NO. 101026, recorded on Microfilm Roll No. 36, referring claim of Neal DuBrock to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of San Diego Seat Advertising Company, 3231 Kettner Boulevard, in the sum of \$56.00, for damage to seat and signs resulting from accident involving a City truck, was presented.

RESOLUTION NO. 101027, recorded on Microfilm Roll No. 36, referring claim of San Diego Seat Advertising Co. to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Leonard Sherr, 2762 Broadway, in the sum of \$26.62, for damage to his automobile resulting from accident involving a City truck, was presented.

RESOLUTION NO. 101028, recorded on Microfilm Roll No. 36, referring claim of Leonard Sherr to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101029, recorded on Microfilm Roll No. 36, approving plans and specifications for the installation of acoustical material to walls and ceilings in the Gymnasium and Corridor of Ocean Beach Community Center, authorizing and directing 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. 101030, recorded on Microfilm Roll No. 36, approving plans and specifications for the installation of acoustical materials to the walls and ceilings of the Gymnasium of the Recreation Buildings at Pacific Beach, Presidio Park and University Heights, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the City Manager reporting on communication from the League of Democratic Women of San Diego County regarding civilian defense, attaching thereto a copy of his reply in which he thanked the organization for its interest and offer of assistance, etc., 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 Edward L. Roethel regarding traffic ticket issued to him for driving a truck on Pershing Drive, in Balboa Park, attaching thereto a copy of his reply in which he set out in detail the matter of prohibition against the driving of trucks in the park, also stating that further study is being given to the problem, was presented, together with recommendation for 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 City Manager recommending granting excess-width driveways to the Standard Oil Company of California, on the westerly side of Ingraham Street, southerly of Garnet Street, existing driveways not within bounds thereof, to be removed, curb and sidewalk restored, was presented.

RESOLUTION NO. 101031, recorded on Microfilm Roll No. 36, granting permission to Standard Oil Company of California, (C. C. Ward, San Diego, California) to install two 41-foot driveways as measured at the top of the full-height curb, on the westerly side of Ingraham Street between points 12 feet and 53 feet and points 78 feet and 119 feet south of the south property line of Garnet Street, and two 30-foot driveways, as measured at the top of the full-height curb, on the southerly side of Garnet Street, between points 0 feet and 30 feet, and points 70 feet and 100 feet west of the west property line of Ingraham Street, adjacent to Lots 17-20 inclusive, Block 218 Pacific Beach, on the following conditions: That the existing driveway areas on the westerly side of Ingraham Street and on the southerly side of Garnet Street, not within the bounds of driveways above described, be removed and curb and sidewalk properly restored in accordance with Regulations and requirements of The City of San Diego, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Communication from the City Manager recommending installation of 4 overhead street lights, was presented.

RESOLUTION NO. 101032, recorded on Microfilm Roll No. 36, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Reo Drive, approximately 600 feet south of Winchester Street;
Eighth Avenue, south of Robinson Street, Pole #3736;
Warrington Street at Wildwood Road; and
Arista Street Jefferson Street;

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

Communication from the City Engineer, bearing the City Manager's stamp of approval, reporting in the matter of sewer lateral connection for the property of Julia Wyman and Frances Morris, referred to him for report by Council Resolution No. 100785, on the north half of Lot 4 and all of Lot 5 and the south 25 ft. of Lot 6 Block 3 Amalfi, stating that the low point of plumbing is 1.41 feet above invert grade of sewer main in manhole in front of the property, that the total length of sewer lateral from low point of house plumbing to existing manhole in street is 117 feet, a sewer lateral connection on a 1% grade will allow connection to be made into the manhole 0.24 foot above the invert grade of the sewer main, which is satisfactory to the Engineer's department, was presented.

The City Engineer made a verbal report in the matter, substantially the same as the communication upon which he was reporting.

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

Communication from the Planning Commission recommending that the Council give consent to the petition of M. C. Cavan for the starting of annexation proceedings for territory known as "Kensington Park", was presented.

RESOLUTION NO. 101033, recorded on Microfilm Roll No. 36, granting permission and consenting to M. C. Cavan's starting of proceedings to annex portion of the County of San Diego known as Kensington Park, subject to the outstanding obligations of the City, repealing Resolution No. 100861 adopted January 9, 1951, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission recommending that petition for the rezoning of the northerly half of Pueblo Lot 1774 - in the vicinity of La Jolla Mesa Drive and La Jolla Scenic Drive, north of Bescano Road - from the existing Zone R-1 to R-1A, was presented.

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

Communication from the Planning Commission recommending denial of petition for the rezoning of property in Roseville, on portions of Scott Street and Hugo Street, from the existing R-4 Zone to C Zone, was presented.

Frank Naso spoke regarding the matter, and asked for an amendment to include a portion of his property.

The Planning Director said that the Council may modify the district under the Commission recommendation, within the boundaries of the district included in the hearing held by the Commission, but not beyond. He explained the matter, rather extensively - told of the C, M-1 and R-1 Zones in the district - and thought that some control should be kept by the City, under zone variances rather than through re-zoning.

Mr. Naso's property was identified as being in the vicinity of the Kenburg Boat Works and the High Seas Fish Packing Plant properties.

The Planning Director showed a map of the property under discussion, resulting in a "round table". He said that the Commission would grant variance for legitimate business purposes.

Mr. Naso said that it is difficult to lease property for business purposes unless it is in a "C" Zone.

Asked if zone variance extensions could be granted if not used within a specified time, the Planning Director replied that they can, and are, in many instances.

It was pointed out to Mr. Naso by members of the Council that he could not, in view of various governmental freezes, do much construction at the site, in any event.

The Planning Director that some C Zone uses could be detrimental to nearby property owners.

RESOLUTION NO. 101034, recorded on Microfilm Roll No. 36, denying petition of Tom Reardon and others, requesting the rezoning of property along Scott Street between Dickens Street and Hugo Street, and of property along Hugo Street between Rosecrans Street and Scott Street, from the existing R-4 Zone to C Zone, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission recommending approval of the Final Map of Brockbank Manor, subject to the posting of an adequate bond to insure installation of the required improvements, was presented.

RESOLUTION NO. 101035, recorded on Microfilm Roll No. 36, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with the subdividers for installation and completion of unfinished improvements required for Brockbank Manor, 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. 101036, recorded on Microfilm Roll No. 36, adopting Map of Brockbank Manor, being a subdivision of portion of Lot 13 La Mesa Colony, accepting portion of Brockbank Place and unnamed easements shown for public purposes, declaring the same to be a public street 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 portion of street and unnamed 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 Schneider, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission recommending approval of the Final Map of Collwood Terrace Unit No. 1, subject to the posting of an adequate bond to insure required improvements, was presented.

RESOLUTION NO. 101037, recorded on Microfilm Roll No. 36, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Collwood Construction Co. Inc., a corporation, for the installation and completion of the unfinished improvements, required for Collwood Terrace Unit No. 1, 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 Swan, adopted.

RESOLUTION NO. 101038, recorded on Microfilm Roll No. 36, adopting Map of Collwood Terrace Unit No. 1, being a subdivision of portions of Lots 6, 7, 10, 11 Marcellena Tract, and portion of Lot 21 of the Partition of the Rancho Mission of San Diego, together with a portion of 55th Street adjoining said portions of Lots 6, 7, 10 and 11 Marcellena Tract, portions of Montezuma Road (formerly Mission Valley Road), portions of Goodland Road, said Goodland Road having been vacated and closed to public use June 21, 1938 by Resolution No. 67736 of the City Council, accepting 55th Street, Siete Street, Campanile Drive, portion of Montezuma Road, and alley and unnamed easements shown thereon for public purposes, declaring said streets, portion of street, alley 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 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 Schneider, seconded by Councilman Swan, adopted.

Communication from the Planning Commission recommending amendment to Resolution No. 98777 relative to suspension of 4 additional sections of the Subdivision Ordinance in relation to the revised Tentative Map of O. D. Arnold's Westwood Hills Unit No. 5, was presented.

RESOLUTION NO. 101039, recorded on Microfilm Roll No. 36, amending Resolution No. 98777 adopted July 25, 1950, to include suspension of Sections 3H3, 3E4, 3I1, 3J8 of the Subdivision Ordinance in relation to the revised Tentative Map of O. D. Arnold's Westwood Hills Unit No. 5, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending repeal of Resolution No. 98778, and approval of revised Tentative Map of Westwood Hills Unit No. 5, subject to 9 conditions, was presented.

RESOLUTION NO. 101040, recorded on Microfilm Roll No. 36, re-approving the Revised Tentative Map of O. D. Arnold's Westwood Hills Unit No. 5, a subdivision of 116 lots lying north and east of Unit No. 4, and south of Balboa Vista, subject to conditions set forth in said Resolution, repealing Resolution No. 98778 adopted July 25, 1950, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the City Auditor and Comptroller reporting on the second quarterly report, submitted by San Diego Chamber of Commerce, referred to him, stating that payments have been made in accordance with the Charter and contract provisions, recommending filing, was presented.

On motion of Councilman Godfrey, seconded by Councilman Schneider, the City Auditor's communication and the matter upon which it reported, were ordered filed.

Communication from Louis Feldman, 2609 Dwight Street, Nathan Feinberg, 4446 Kansas Street, Bertha Feinberg, 2609 Dwight Street, San Diego, offering to dedicate portion of their property for extension of Illinois Street (no mention being made of consideration therefor), was presented.

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

Communication from Oakes & Horton, Attorneys at Law, 1117 Bank of America Building, San Diego, by Robert A. Oakes, in behalf of Gregory Electric Company, offering to convey to the City land in Old San Diego, Pueblo Lands and West Atlantic Street Addition, for a total of \$133.40 - being taxes paid thereon for 1948, 1949 and first half of 1950 - for a 20'x20' parcel of ground adjoining the southerly overpass running over Pacific Highway to Consolidated's former Parts Plant No. 2, was presented.

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

Communication from Miller, Higgs and Fletcher, 726 Bank of America Building, San Diego, by Ferdinand T. Fletcher, attorneys for Ed Fletcher, Jr., referring to previously-filed petition requesting the City to officially dedicate streets and alleys in Block 294 Pacific (which matter was referred to the City Manager by the Council on October 26, 1950), was presented.

The City Manager made a verbal report, stating that conferences had been held with the interested parties, and that he believed that the matter had been understood by all, but that apparently such is not the case.

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

Communication from J. Arthur Laurence, dated January 18, 1951, protesting another increase in fares by the San Diego Transit System, was presented.

On motion of Councilman Dail, seconded by Councilman Schneider, said communication was referred to the City Manager for notification in writing that the City had protested the increase, but that it had been granted by the Public Utilities Commission.

Communication from Clifford S. Maher, 1663 Sixth Ave., San Diego 1, dated January 20, suggesting that an area be acquired for a bomb shelter at the southwest corner of Balboa Park from 6th to 8th and from Date to Fir, referring to grants by the government for partial financing, etc., was presented.

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

Communication from The California State Nurses' Association, 185 Post Street, San Francisco 8, dated January 15, 1951, signed by Olive W. Klump, R.N., President, submitting "Schedule of Employment Standards for Public Health Nurses", and pointing out that salaries have been increased \$25.00 per month, was presented.

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

RESOLUTION NO. 101041, recorded on Microfilm Roll No. 36, directing notice of filing of the Street Superintendent's Assessment No. 1982, made to cover the costs and expenses of the work done upon 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 Swan, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD NO. 101042, recorded on Microfilm Roll No. 36, accepting bid of Joseph G. Shea and awarding contract for the paving and otherwise improving of the Alleys in Block 18 Point Loma Heights, within the limits and as particularly described in Resolution of Intention No. 100220, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD NO. 101043, recorded on Microfilm Roll No. 36, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract for the paving and otherwise improving of the Alley in Block 317 Reed and Daley's Addition, 29th Street, Public Rights of Way in Block 317 Reed and Daley's Addition, Alley in Block 281 San Diego Land and Town Company's Addition, Public Rights of Way in Block 281 San Diego Land and Town Company's Addition, 28th Street, and Franklin Avenue, within the limits and as particularly described in Resolution of Intention No. 100221, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD NO. 101044, recorded on Microfilm Roll No. 36, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of street lamps on mast arms attached to poles located in Mission Boulevard, together with maintenance of said mast arms, wires and lamps, for a period of one year from and including August 17, 1950, to and including August 16, 1951, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD NO. 101045, recorded on Microfilm Roll No. 36, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in Ocean Beach Lighting District No. 1, for a period of one year from and including August 14, 1950, to and including August 13, 1951, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK NO. 101046, recorded on Microfilm Roll No. 36 for the paving and otherwise improving of Draper Avenue, within the limits and as particularly described in Resolution of Intention No. 100471, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 101047, recorded on Microfilm Roll No. 36, for the paving and otherwise improving 51st 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. 101048, recorded on Microfilm Roll No. 36, for the paving and otherwise improving of Loring Street and Lamont 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. 101049, recorded on Microfilm Roll No. 36, for the paving and otherwise improving of Oliphant Street and Chatsworth Boulevard, 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. 101050, recorded on Microfilm Roll No. 36, for the paving and otherwise improving 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 OF INTENTION NO. 101051, recorded on Microfilm Roll No. 36, for the paving and otherwise improving of Venice Street, Brighton Avenue, and Northeasterly and Southwesterly Alley in Block 91 Point Loma Heights, 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. 101052, recorded on Microfilm Roll No. 36, for the closing of portions of Illion Street, Cecelia Terrace and Milton Street, as more particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 101053, recorded on Microfilm Roll No. 36, for the changing of the grade of portion of Clove Street within the limits set forth in said Resolution, and in accordance with map thereof filed under Document No. 426311 in the office of the City Clerk on November 28, 1950, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 101054, recorded on Microfilm Roll No. 36, directing the City Engineer to furnish a map showing the grades to be changed on Orange Avenue, between 54th Street and the easterly line of Lemon Villa, Lot 11 thereof, in accordance with his recommendation filed in the office of the City Clerk under Document No. 428287, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 101055, recorded on Microfilm Roll No. 36, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on paving the Alley in Block 1 Monte Mar Vista, within the limits and as particularly described in Resolution of Intention No. 99396, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 101056, recorded on Microfilm Roll No. 36, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on paving the Alley in Block 13 Ocean Beach Park, within the limits and as particularly described in Resolution of Intention No. 98908, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 101057, recorded on Microfilm Roll No. 36, granting R. E. Bechtol permission to construct a sanitary sewer in Mar Avenue, from Dellcrest Lane to approximately 120 feet northerly, by private contract, in accordance with plans and specifications furnished by the City Engineer and filed in the office of the City Clerk under Document No. 428128, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Petition of H. B. Tipton, 4709 - 60th Street, requesting permission to use a common sewer line to serve cafe and service station, located at 2795 Main Street, was presented, together with approval from San Diego Dept. Public Health, signed by Floyd Strachan, bearing the City Manager's stamp of approval.

RESOLUTION NO. 101058, recorded on Microfilm Roll No. 36, granting permission to H. B. Tipton, 4709 - 60th Street, to install a common sewer line to serve a Cafe and a garage-service station building located at 2795 Main Street, Lots 1, 2, 3, 4 Block 22 Reed & Hubbell's Addition, under one ownership, on conditions set forth in said Resolution,

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

Petition of Paul Thompson, Dorothy Thompson and Erma B. Taylor for permission to install indirect drains in 4 frozen food cases with 1-1/4" copper tubing, in building newly constructed, at 4576 Mission, was presented, together with approval from San Diego Dept. Public Health, signed by Floyd Strachan, and with the Assistant City Manager's stamp of approval.

RESOLUTION NO. 101059, recorded on Microfilm Roll No. 36, granting permission to Paul Thompson, Dorothy Thompson and Erma B. Taylor, through their agent, Earl Taylor, to install indirect drains in 4 frozen food cases with 1-1/4" inch copper tubing (in lieu of galvanized iron screw pipe with drainage fittings), on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Application of Food Basket Super Market for permission to conduct a public display on the westerly portion of its parking lot in Mission Beach, was presented, together with signatures of approval of the Chief of Fire Department, Chief of Police, and the Acting City Manager's stamp of approval.

RESOLUTION NO. 101060, recorded on Microfilm Roll No. 36, granting permission to Food Basket Super Market to hold a public display of fireworks adjacent to said Market, on January 25, 1951, from 7:00 P.M. to 9:00 P.M., upon condition that said Food Basket Super Market 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 to the public display of fireworks, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 101061, recorded on Microfilm Roll No. 36, granting request of Carroll & Foster for an additional extension of time for a period to and including the 12th day of February, 1951, in which to complete installation of Bonita Pipe Line Replacement (8th Street, east of National City to 30th Street and Broadway in San Diego), which contract is contained in Document No. 419881, and which completion time has heretofore been extended by Resolution No. 100009 to January 12, 1951, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Communication from the Assistant Director of Public Works, addressed to the Assistant City Manager, recommending granting petition of M. H. Golden Construction Company for permission to install gas lines under the sidewalk at Kurtz and Riley Streets, to serve a new building owned by said firm, on conditions set forth in said recommendation, which communication bears the City Manager's stamp of approval, was presented.

RESOLUTION NO. 101062, recorded on Microfilm Roll No. 36, granting revocable permit to M. H. Golden Construction Company to install and maintain 1-1/4 inch galvanized gas lines under the sidewalks in Kurtz Street and Riley Street, to serve a new building owned by said Company, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Communication from the Assistant Director of Public Works, addressed to the City Manager, recommending execution of contract with George H. Llewelen for standard sewer service for a dwelling owned by Mr. Llewelen, located at 250 North 47th Street, was presented, together with the stamps of approval of the Director of Public Works and City Manager.

RESOLUTION NO. 101063, recorded on Microfilm Roll No. 36, authorizing the City Manager to execute a contract with George H. Llewelen and Hattie H. Llewelen by which the City agrees to provide sewer service to Lots 11, 12, 13, 6 in Lemon Garden Acres, in the County of San Diego (outside the City of San Diego) for a period of ten years, in consideration of payment to The City of San Diego of the sum of \$9.00 per year, terms being more particularly described in said contract, which is on file in the office of the City Clerk and designated as Document No. 428527, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 101064, recorded on Microfilm Roll No. 36, authorizing and empowering the City Manager to enter into a contract with Dennstedt Investment Company, owner of the Dennstedt Point Subdivision, providing for the lowering of approximately 480 lineal feet of 8-inch sewer main in Gary Street, Richard Street and La Dorna Drive, in said Subdivision, to the depths required by the City Engineer, at a total cost, including tax, to The City of San Diego of a sum not to exceed \$999.00, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

(Ordinance No. 4672 N.S., which follows, appropriates funds for said purpose).

ORDINANCE NO. 4671 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$11,000.00 out of the Unappropriated Balance Fund, for the purpose of providing funds for expense of necessary office equipment, building modification, and salaries of personnel for Civilian Defense, 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. 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.
(See next page)

Prior to adoption of Ordinance No. 4671 (New Series), the City Manager made a verbal report, and explained the reason for the appropriation. He said, further, that the funds appropriated do not include installation of sirens, which matter will be treated separately at a later date.

ORDINANCE NO. 4672 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$1,000.00 out of the General Fund Reserve for improvement projects for the purpose of providing funds to defray cost of lowering approximately 480 lineal feet 8" sewer in Gary Street, Richard Street and La Dorna Drive, 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 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. 4673 (New Series), recorded on Microfilm Roll No. 36, changing the name of portion of Brooklyn Avenue to 59th Street, lying in Lot 1 Block 7 Larchmont, 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 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 Vice Mayor requested, and was granted, unanimous consent to present the following matters, not listed on the Council's agenda:

RESOLUTION NO. 101065, recorded on Microfilm Roll No. 36, endorsing, in conjunction with the San Diego Chamber of Commerce, the program of entertainment suggested by the Hostettes and expressing its gratitude for their contribution to the Servicemen's welfare, authorizing the Mayor of the City of San Diego and the President of The San Diego Chamber of Commerce to appoint the Hostettes to act as official representatives and hostesses of The City of San Diego in connection with said program of entertainment, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said Resolution recites that the present national emergency has resulted in a great increase in numbers of members of the Armed Services within the San Diego, many of whom find themselves for the first time in strange and unfamiliar surroundings far removed from the accustomed contacts with family and friends; that said Servicemen are making tremendous contributions to the safety, security and welfare of the people of the United States; that The City of San Diego recognizes as it always has throughout its history its correlative obligation to those men and desires to provide for them wholesome recreational activities, that a group of younger citizens of San Diego calling themselves the Hostettes, consisting of high school girls representing High Schools in the San Diego metropolitan area has expressed a desire to share in the obligations by representing the City at a series of dances given for them; that the City of San Diego and the San Diego Chamber of Commerce desire jointly to endorse proper recreational activities for Servicemen and to encourage efforts of all citizens of San Diego directed toward the end of providing such recreational activities and to express their appreciation for such efforts.

RESOLUTION NO. 101066, recorded on Microfilm Roll No. 36, approving bill of San Diego Junior Chamber of Commerce in the sum of \$1,500.00, being half of the final payment to Lewis Stanley, as the City's share of the Pasadena Rose Parade float cost, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

The question was brought up regarding thanks to the Junior Chamber of Commerce in connection with its efforts resulting in a prize-winning float in the January 1, 1951, Pasadena Tournament of Roses parade. Vice Mayor Kerrigan and Councilman Dail commented on the beauty and effectiveness of the float, and thought those responsible for the entry deserved commendation.

RESOLUTION NO. 101067, recorded on Microfilm Roll No. 36, requesting the Mayor to write to the San Diego Junior Chamber of Commerce extending the City's thanks for its efforts and successful float entered in the Pasadena Tournament of Roses on January 1, 1951, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 101068, recorded on Microfilm Roll No. 36, rejecting bid of Walter H. Barber and H. R. Breeden for construction of Murray Reservoir Pumping Plant and appurtenant work, in the amount of \$33,735.00, received January 4, 1951, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Prior to adoption of of Resolution No. 101068, a communication from the Director, Water Department, addressed to the City Manager through the Purchasing Agent, reporting on bids (one bid only, in the sum of \$33,735.00), stating that the Walter H. Barber and H. R. Breeden bid appears to be excessive, based on revision in cost estimate of using City forces at \$25,000.00, recommending rejection and the readvertising for bids at the earliest possible time, was presented and read.

RESOLUTION NO. 101069, recorded on Microfilm Roll No. 36, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expense necessary or incidental to the construction of Murray Reservoir

Pumping Plant and appurtenant work, under Document No. 428507, authorizing and directing the Purchasing Agent to publish notice calling for bids therefor, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

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

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

ATTEST:
FRED W. SICK, City Clerk

By *A. M. Hadstrom*
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, January 25, 1951

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.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeal of Arthur P. Loring, 3726 DuPont Street, from the Zoning Committee's action in granting by its Resolution No. 5220, variance to the provisions of Ordinance No. 32 New Series, Section 4, to permit Robert W. Little to construct a single family residence on a parcel of land split out of original lot after zoning on Westerly Half of Lot 17 Block 3 Warner Villa Tract, on north side of DuPont Street, approximately 75 feet east of Catalina Boulevard, in Zone R-1, a report from the Zoning Engineer was presented and read.

Written protests from Charles Batty, 364 Jola St., San Bernardino; Elizabeth L. Waite and William H. Waite, 3741 Du Pont Street, San Diego; Ralph L. Munsee, 619 Catalina Blvd.; Dale C. Gibson, 605 Catalina Blvd.; Irma S. Robbins and Robert H. Robbins, 3759 Dupont St., San Diego 6; were presented.

Mr. Loring spoke and said that breaking up of the lots subsequent to their effect upon them (to make it possible to build upon "split" property). He said that the City should not go back, and permit an error which would result in breaking down of the R-1 zone.

The City Attorney said that there had been previous misinterpretation of the Ordinance makes no difference now. He pointed out that the Commission can grant the variance, and that the Council has the power to act in the matter.

Councilman Godfrey amplified the Attorney's statement by saying that a variance is a legal act.

Mr. Loring contended that variances such as the one granted by the Commission, should not be granted. He said that he does not question the legality of the action. He asked that the property be kept as one house to each lot.

Robert W. Little spoke and said that the lot split has existed for 22 years. He pointed out that present owners in the district have bought properties after splits have been made, and built. He mentioned subsequent splits of other properties.

The City Attorney stated that the split made, as referred to, was "on a map" in 1928. He said that in order to build, it will be necessary to have the variance.

Councilman Wincote thought that having paid taxes for 22 years on the property as an individual lot would give the owner the right to build thereon.

Mr. Little said that he had checked all restrictions before purchase of the property was made, and found nothing to prevent his building. He said that the delay in the zone variance, and the time taken for hearing of the appeal had increased the cost of the construction by \$1,000.00.

Asked how long that had taken, Mr. Little, replied that it had been 60 days.

The Planning Director was asked about the average size of lots in the area as of today. Maps were shown, at which members of the Council looked, but the question went unanswered.

Mr. Little said that all other split lots have been built upon.

Mr. Godfrey exhibited the map, again, of the property in the area.

Mr. Dail pointed out that the map as shown by Mr. Godfrey indicated no uniformity of lot sizes.

RESOLUTION NO. 101070, recorded on Microfilm Roll No. 36, denying the appeal of Arthur P. Loring, 3726 DuPont Street, from the action of the Zoning Committee in granting by its Resolution No. 5220, application No. 8683 of Robert W. Little for variance to provisions of Ordinance No. 32 New Series, Section 4, to construct a single-family residence on a parcel of land split out of original lot after zoning, on the westerly half of Lot 17 Block 3 Warner Villa Tract, being on the north side of DuPont Street, approximately 75 feet east of Catalina Blvd., in Zone R-1, sustaining said decision, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

Claim of Robert B. Jordan, c/o Frederick Backer, 2601 So. Figueroa Street, Los Angeles, in the sum of \$66.50, for property damage to automobile resulting from accident with a City truck, was presented.

RESOLUTION NO. 101071, recorded on Microfilm Roll No. 36, referring claim of Robert B. Jordan to the Pacific Indemnity Company, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Claim of Valentine Lewis, 341 Mesa Way, La Jolla, in an unstated sum, for property damage to his automobile from a City trash truck, was presented.

RESOLUTION NO. 101072, recorded on Microfilm Roll No. 36, referring claim of Valentine Lewis to the Pacific Indemnity Company, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Claim of Edward Herman Schachtebeck and Catherine Ula Schachtebeck, 4764 West Point Loma Blvd., San Diego, in the sum of \$1,700.00, was presented.

The City Attorney requested that the matter be referred to his office.

RESOLUTION NO. 101073, recorded on Microfilm Roll No. 36, referring claim of Edward H. Schachtebeck and Catherine Ula Schachtebeck to the City Attorney, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Attorney reporting in the matter of the salary situation for City employees, stating in part that until the people of The City of San Diego by charter change remove the present prohibition, the Council is without power to effect salary revisions at any other time during the fiscal year than at the time prescribed by the Charter, was presented.

A Conference had been held on this subject, in the Mayor's office this morning, preceding this meeting. A delegation of employees was present, and by common consent, the matter was held until completion of the agenda, after which it was to be brought up again for consideration.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids received for the sale of 14 houses acquired in connection with Mission Bay Flood Control channel and not required for any City use, which with few exceptions are substandard and in a number of instances do not contain sufficient suitable material to pay for the cost of the wrecking, recommending approval of sale to: Morgan S. Rice, 3411 Hill St., San Diego, located at 744 Stewart Street, 726, 744 and 786 Archibald Street, 762 and 775 Pritchard Street, 910-910-1/2 Riley Street, total price \$115.80; Willis Richardson, 1907 Skyline Drive, Lemon Grove, located at 735 Stewart Street and 904 Riley Street, \$577.06; Mrs. V. B. Johnson, 3013 Clay Street, San Diego, located at 907 Greenwood Street, \$155.00; Humphrey P. Lane, 3133 El Cajon Blvd., San Diego, located at 712 and 724 Stewart Street, 778 Pritchard Street, and 763 Ralston Street, \$2624.48 - total of all high bids \$3472.34 - was presented.

RESOLUTION NO. 101074, recorded on Microfilm Roll No. 36, accepting bids and selling to the persons listed therein for the houses shown and for the prices indicated in said Resolution (which are shown in the recommendation above), authorizing and empowering the Purchasing Agent to execute and deliver, for and on behalf of the City, to the successful bidders bills of sale granting, bargaining, selling and conveying the houses, upon receipt of the purchase price therefor, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

Communication from the City Manager reporting on communication from Geoffrey H. Gould regarding condition of the roadway on Chatsworth Boulevard between Dana Junior High School and Catalina Boulevard, was presented, and read by the City Manager.

Said report states that the street is being reconstructed as a joint project between two subdividers and the City of San Diego, stating that on completion of the City's 20-ft. strip of pavement the street will be in good condition and traffic will not be inconvenienced during the completion of the remaining 20 ft. pavement along the south side, that in the meantime the Public Works Department is being instructed to make such temporary repairs and erect necessary warning signs so that traffic may be maintained with a minimum of inconvenience.

The City Manager indicated that he had sent a carbon copy of said report to Mr. Gould.

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

Communication from San Diego Highway Development Association, signed by Robert Apitz, Secretary, dated January 23, 1951, expressing appreciation for the Council's action in memorializing the Legislature to favorably consider early appropriation of adequate moneys to build a high bridge Over Lake Hodges sector of the new U. S. 395 Freeway, transmitting its enthusiastic concurrence, was presented.

On motion of Councilman Wincote, seconded by Councilman Godfrey, said communication was ordered filed.

RESOLUTION NO. 101075, recorded on Microfilm Roll No. 36, authorizing and directing the City Clerk to publish a notice that on the 8th day of February, 1951, a public hearing will be held for the purpose of considering the adoption of the following amendment to the Rules of the Civil Service Commission, to-wit:

"For those officers or employees of The City of San Diego who have been employed for at least one year in regular City employment, who serve either the United States or the State of California in time of emergency or war, and who are not entitled to compensation and vacation under the Military and Veterans' Code of this State, the City shall provide and pay such officer or employee ~~or employee~~ compensation for a period of time not to exceed thirty (30) days",

at least 10 days prior to such hearing, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 101076, recorded on Microfilm Roll No. 36, 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 all of Lot 10 Block B Arlington, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 101077, recorded on Microfilm Roll No. 36, approving change and extra work order No. 33, dated January 9, 1951, heretofore filed with the City Clerk as Document No. 428544, issued in connection with contract between City of San Diego and Daley Corporation for construction of Wabash Freeway, Section A, amounting to increase in contract price of approximately \$750.00, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 101078, recorded on Microfilm Roll No. 36, granting request for extension of time for a period of 30 days from and after January 15, 1951 (change order No. 2) heretofore filed with the City Clerk as Document No. 428540, issued in connection with contract with Ets-Hokin & Galvan for construction of traffic signals at Lowell Street and Harbor Drive and Rosecrans Street, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 101079, recorded on Microfilm Roll No. 36, approving change order No. 2, dated January 15, 1951, heretofore filed with the City Clerk as Document No. 428536, issued in connection with contract with R. E. Hazard Contracting Co. for landscaping of area adjacent to the Veterans' Memorial Building in Balboa Park, which change does not increase the contract price, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 101080, recorded on Microfilm Roll No. 36, approving change and extra work order No. 3, dated January 15, 1951, heretofore filed with the City Clerk as Document No. 428542, issued in connection with contract with R. E. Hazard Contracting Co. for landscaping of the area adjacent to the Veterans' Memorial Building in Balboa Park, which changes amount to a net increase in the contract price of \$350.00, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101081, recorded on Microfilm Roll No. 31, granting request for an extension of time for a period of 50 days from and after January 24, 1951 (Change Order No. 4), heretofore filed with the City Clerk as Document No. 428538, and was issued in connection with contract with R. E. Hazard Contracting Co. for landscaping of the area adjacent to the Veterans' Memorial Building in Balboa Park, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101082, recorded on Microfilm Roll No. 36, authorizing E. W. Blom, Assistant City Manager, and L. H. Halcomb, Assistant to the City Manager, to attend the meeting of the City Managers' Division of the League of California Cities, to be held in San Jose, California, February 21 to 23, 1951, authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101083, recorded on Microfilm Roll No. 36, determining it to be to the best interest of The City of San Diego to accept the offer of the Barretts (Johnston T. Barrett and Madelen C. Barrett, husband and wife, to exchange lands set out in said Resolution in connection with the Wabash Freeway, a limited access highway, authorizing and directing the Mayor and City Clerk to execute, on behalf of The City of San Diego,

a deed quitclaiming the interest of The City of San Diego in Parcel 2 to Johnston T. Barrett and Madalen C. Barrett, husband and wife as joint tenants, and that said deed after execution be delivered to the Supervisor of Properties of The City of San Diego, who is authorized and directed to deliver the same to the Barretts when said Supervisor of Properties is in a position to put clear title in the City to the real property hereinafter designated as Parcel 1 (all lying within and being portions of Lot "H" in Block 7 of Central Homestead), was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101084, recorded on Microfilm Roll No. 36, accepting grant deed of Catarini DiTuri, also known as Catarina DiTuri, bearing date January 17, 1951, conveying Lots 47 and 48 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. 101085, recorded on Microfilm Roll No. 36, accepting quitclaim deed of the Griffith Company, bearing date September 8, 1948, quitclaiming Lots 5 to 24 Block 110, and Lots 35 to 44 Block 110, of the Subdivision of Pueblo Lot 1168, according to Partition Map thereof No. 160 filed in the office of the County Recorder, authorizing and directing the City Clerk to forward said deed to the Union Title Insurance and Trust Company with directions that the same shall be filed for record with the Registrar of Land Titles 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. 101086, recorded on Microfilm Roll No. 36, accepting grant deed of Herbert C. Kelly and Helen G. Kelly, bearing date September 20, 1950, conveying Lots 45 to 48 Block 110 Subdivision of Pueblo Lot 1168, according to Partition Map thereof No. 160 filed in the office of the County Recorder, 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 with the Registrar of Land Titles 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. 101087, recorded on Microfilm Roll No. 36, accepting grant deed of Loma Lands, Inc., bearing date January 15, 1951, conveying an easement and right of way for storm drain purposes in portion of Pueblo Lot 197, and a portion of Lot 8 Block 4 Loma Lands Park, 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 Wincote, adopted.

ORDINANCE NO. 4674 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$925.00 from the Unappropriated Balance Fund, and transferring the same to "Salaries and Wages," City Employees' Retirement Fund, 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. Nays---Councilmen None. Absent---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, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4675 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$500.00 from the Traffic Safety Fund, for the purpose of providing additional funds for replacing sidewalks and curbs on Hornblend Street, between Jewell Street and Morrell Street, and a portion of Kendall Street at Hornblend Street, (in addition to funds heretofore appropriated by Ordinance No. 4333 (New Series) and Ordinance No. 4523 (New Series), 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. Nays---Councilmen None. Absent---Mayor Knox.

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. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

The matter of the City Attorney's opinion relative to salary revisions, heretofore shown in these minutes, was brought up again. It was suggested that the Council go into conference on the subject immediately upon conclusion of this meeting.

RESOLUTION NO. 101088, recorded on Microfilm Roll No. 36, referring communication from the City Attorney, being an opinion on the matter of salary revisions at any other time than during the fiscal year, to Council Conference, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

A motion was made to adjourn the meeting, but Councilman Swan thought a recess should be taken, instead, to permit action in the question of salaries, if necessary.

On motion of Councilman Swan, seconded by Councilman Godfrey, a recess was

taken, at the hour of 10:35 o'clock A.M., until the hour of 11:00 o'clock A.M., this date.


Upon re-assembling, at the hour of 4:30 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 again acted as Chairman.

RESOLUTION NO. 101089, recorded on Microfilm Roll No. 36, declaring it to be the intent and purpose of the Council, as soon as it is in a legal position to act, to revise the salaries of officers and employees of the City, except the Manager and elective officers, to the extent that each and every one of them will receive an increase in salary of at least ten per cent of the amount fixed by the appropriation ordinance for each office and position for the fiscal year 1950-1951, such increase to be paid for the remainder of the present fiscal year, expressing the opinion that the economic conditions prevailing today in The City of San Diego require the Council to continue to study the need for reclassifying all positions in the city government, and to further adjust salaries for such positions within this fiscal year if such study justifies such additional revision, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Wincote, immediately upon adoption of said Resolution.


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 30, 1951

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

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 10:11 o'clock A.M.

The Minutes of the Regular Meeting of Tuesday, January 23, 1951, and of the Regular Meeting of Thursday, January 25, 1951, were presented to the Council by the Clerk. On motion of Councilman Schneider, seconded by Councilman Swan, said Minutes were approved without reading, after which they were signed by the Mayor.

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 paving and otherwise improving of the Alley in Block 16 Sunset Cliffs, the clerk reported that four bids had been received, which bids were presented to the Council.

On motion duly made and seconded, said bids 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 \$600.00, which bid was given Document No. 428778;

The bid of Joseph G. Shea, accompanied by bond written by Glens Falls Indemnity Company in the sum of ten percent of the amount bid (\$4,072.85), which bid was given Document No. 428779;

Councilman Dail entered the meeting at this time

The bid of Al E. Riley, accompanied by bond written by Pacific Employers Insurance Company in the sum of five hundred dollars, which bid was given Document No. 428780;

The bid of Robt. A. Crist, d/b/a Cast Stone Co., accompanied by bond written by Pacific Employers Insurance Company in the sum of five hundred dollars, which bid was given Document No. 428781.

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 the Street Superintendent's Assessment No. 1979 made to cover the cost and expenses of the 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 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. 101090, recorded on Microfilm Roll No. 36, confirming and approving the Street Superintendent's Assessment No. 1979 made to cover the cost and expenses of the paving and otherwise improving of Emerald Street, within the limits and as particularly described in Resolution of Intention No. 98196, 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 Schneider, seconded by Councilman Godfrey, adopted.

Richard L. Parsons appeared, and announced a meeting to be held this evening at 29th and Market Streets, at which he said a dinner would be served. Mr. Parsons said that he felt the meeting would be of interest to members of the Council, but failed to state what organization was the sponsor, or the subject to be considered.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Preliminary Determination No. 100809, for the paving and otherwise improving of Hancock Street and Clayton 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.

R. Sherman Schatt, attorney, representing American Agar and Chemical Company, appeared and entered a verbal protest. He said his client believed that the paving called for exceeded the need, and that he believed that it was probably not needed at all.

Asked for the percentage of the protest, the City Engineer said that it was the first he had heard, and that he had no time to review the matter.

The clerk reported that the Hancock Street petition for improvement bore 91.6% of the property frontage.

RESOLUTION NO. 101091, recorded on Microfilm Roll No. 36, continuing the hearing on Resolution of Preliminary Determination No. 100809, for the paving and otherwise improving of Hancock Street and Clayton Street, within the limits and as particularly described in said Resolution, until the hour of 10:00 o'clock A.M., of Tuesday, February 6, 1951, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

The City Engineer was requested to report on the verbal protest at said continued hearing.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Preliminary Determination No. 100810, for the paving and otherwise improving of Landis Street, Alley in Block 12 Subdivision of Blocks 3, 6, 9 and 12 of City Heights Annex No. 1 and Block 3 City Heights Annex No. 2, 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. 101092, recorded on Microfilm Roll No. 36, determining that the proposed paving and otherwise improvement of Landis Street, the Alley in Block 12 Subdivision of Blocks 3, 6, 9 and 12 of City Heights Annex No. 1 and Block 3 City Heights Annex No. 2, 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, 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 Schneider, adopted.

Claim of Philip Schwartz, 3417 Arizona Street, San Diego, in the sum of \$7.50, for damage to his car by a City-owned automobile, was presented.

RESOLUTION NO. 101093, recorded on Microfilm Roll No. 36, referring claim of Philip Schwartz, 4051 Chamoune Avenue (new address), San Diego, to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of V. R. Tolchard, 3661 Roselawn Avenue, San Diego, in the sum of \$22.79, for damage to his car cause by lack of a grating over a street drain, was presented. RESOLUTION NO. 101094, recorded on Microfilm Roll No. 36, referring claim of V. R. Tolchard, 3661 Roselawn Avenue, to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Harry H. Tom, 2832 Fifth Avenue, San Diego, in the sum of \$28.57, for damage to his car by a City-owned truck, was presented. RESOLUTION NO. 101095, recorded on Microfilm Roll No. 36, referring claim of Harry H. Tom to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from R. E. Hazard Contracting Company, requesting Sewer and Water Mains for Kearney Mesa area, north of the present U.S. Government Housing, within the City limits, was presented. RESOLUTION NO. 101096, recorded on Microfilm Roll No. 36, referring communication from R. E. Hazard Contracting Company requesting Sewer and Water Mains for Kearney Mesa area, to Council Conference for consideration this date, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from San Diego Hospital Association, signed by George H. Stone, Secretary, requesting sewer to serve the proposed hospital, north of Linda Vista, was presented. RESOLUTION NO. 101097, recorded on Microfilm Roll No. 36, referring communication from the San Diego Hospital Association, regarding trunk sewer from Gibbs Field south to Mission Valley, to Council Conference for consideration this date, 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, reporting on auction of 17.23 acres of City-owned property in Tract "B" Rancho El Cajon, held January 26, 1951, recommending that offer of Frederick L. Taylor and Gladys W. Taylor in the amount of \$275.00 per acre be accepted, and that the Supervisor of Properties be directed to open an escrow for the sale of the property, that the Mayor and City Clerk be authorized to execute a deed conveying the City's interest in the property to the said Taylors as husband and wife as joint tenants, was presented and read.

The City Manager gave a brief verbal explanation, also. RESOLUTION NO. 101098, recorded on Microfilm Roll No. 36, accepting bid of Frederick L. Taylor and Gladys W. Taylor, for the purchase of 17.21 acres of City-owned property in Tract "B" Rancho El Cajon, in the County of San Diego, declaring said bid to be the highest bid received for said property and that said bidders are the highest, responsible and reliable bidders, selling said property at the price of \$275.00 per acre, authorizing and directing the Mayor and City Clerk to execute a quitclaim deed, for and on behalf of The City of San Diego, quitclaiming to said Frederick L. Taylor and Gladys W. Taylor, husband and wife, as joint tenants, property which is more particularly described in said Resolution, authorizing and directing the Purchasing Agent to place the deed in escrow, with directions that the same be delivered to the successful bidders when all escrow instructions have been complied with, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for the construction of a culvert in 54th Street, between Orange Avenue and Trojan Avenue, recommending award to Carroll and Foster, the low bidder, was presented. RESOLUTION NO. 101099, recorded on Microfilm Roll No. 36, accepting bid of Carroll & Foster for the construction of a culvert in 54th Street between Orange and Trojan Avenues, 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, bearing the Assistant City Manager's stamp of approval, reporting on bids for the removal and replacement of curbs and sidewalks in Hyacinth Drive, recommending award to John B. Henry, the low bidder, was presented. RESOLUTION NO. 101100, recorded on Microfilm Roll No. 36, accepting bid of John B. Henry for the removal and replacement of curbs and sidewalks in Hyacinth Drive, awarding contract and directing 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 bidder and second low bidder, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for the improvement of Midway Drive at Ollie Street, recommending award to V. R. Dennis Construction Company, the low bidder, was presented.

RESOLUTION NO. 101101, recorded on Microfilm Roll No. 36, accepting bid of V. R. Dennis Construction Company for the improvement of Midway Drive at Ollie Street, 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 Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for the installation of an automatic sprinkler system in the War Memorial Building at 7776 Eads Avenue, La Jolla, recommending award to Wulff's Automatic Sprinkler Company, the low bidder, was presented.

RESOLUTION NO. 101102, recorded on Microfilm Roll No. 36, accepting bid of Wulff's Automatic Sprinkler Company for the installation of an automatic sprinkler system in the War Memorial Building at 7776 Eads Avenue, La Jolla, awarding contract and directing the City Manager to execute the same, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, reporting on bids for the furnishing of lumber for construction of Greenhouse in Balboa Park, recommending award to Palomar Lumber Company, Chula Vista, was presented.

RESOLUTION NO. 101103, recorded on Microfilm Roll No. 36, accepting bid of Palomar Lumber Company, of Chula Vista, for the furnishing of lumber for construction of a greenhouse in Balboa Park, awarding contract and directing the City Manager to execute the same, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 101104, recorded on Microfilm Roll No. 36, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expense necessary or incidental for installation of Parking Meter Standards, under specifications bearing Document No. 428370, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Communication from the City Manager reporting on communication from Will C. Everett regarding the unsightly appearance of a vacant lot in the 3700 block on Louisiana Street, transmitting copy of his reply which states that the owner has been given until February 5 to move everything from the property, after which time action will be taken by the City if it is not cleared, was presented.

On motion of Councilman Kerrigan, 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 complaint of J. Arthur Laurence to the increase in local transit system fares, stating that no address could be found for the correspondent to whom the Council directed that a reply be made by him, 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 recommending granting excess width driveways to Obel and Newton on Market Street and on 10th Avenue, for a service station, recommending repeal of Resolution No. 100650 which heretofore granted special driveways permits, was presented.

RESOLUTION NO. 101105, recorded on Microfilm Roll No. 36, granting permission to Obel and Newton (By C. A. Obel) 3921 Eta Street, San Diego 13, to install one 40-foot driveway and one 36-foot driveway on the east side of 10th Avenue, between points 4 feet and 44 feet and points 64 feet and 100 feet north of the north line of Market Street, and to install one 33-foot driveway on the north side of Market Street approximately between points 63 feet and 96 feet east of the east line of 10th Avenue, adjacent to Lots E and F Block 82 Horton's Addition, subject to all driveway widths being measured at top of full-height curb, that existing driveway areas not within limits above recommended to be removed and curb and sidewalk properly restored, and upon payment to the City of \$20.00 for removal of 4 parking meters at 10th Avenue and Market Street, repealing Resolution No. 100650 adopted December 19, 1950, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the City Manager recommending granting excess width driveway to Milton E. Sykes on Sunset Cliffs Boulevard, to serve 4 garages in connection with 4-unit apartment, was presented.

RESOLUTION NO. 101106, recorded on Microfilm Roll No. 36, granting permission to Milton E. Sykes, 4112 Hilltop Drive, San Diego 2, to install a 56-foot driveway as measured at the top of the full-height curb, on the westerly side of Sunset Cliffs Boulevard between Adair Street and Pt. Loma Avenue, adjacent to Lot 1 Block 27 Sunset Cliffs, on condition that the curb to be removed for said driveway is to extend between points 35 feet and 91 feet north of the southeast corner of said Lot 1, that curbs and sidewalks be restored and driveway installed in accordance with City requirements, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the City Manager recommending granting excess-width driveways to F. E. Young Construction Company on 11th Avenue north of B Street, to serve Standard Service Station, was presented.

RESOLUTION NO. 101107, recorded on Microfilm Roll No. 36, granting permission to F. E. Young Construction Company, 2141 Main Street, (P.O. Box 2872) San Diego 12, to install two driveways on the north side of B Street, between points 6 feet and 36 feet and points 64 feet and 97 feet east of the east line of Eleventh Avenue, and to install three driveways on the east side of Eleven Avenue between points 12 feet and 48 feet, points 70 feet and 106 feet and points 128 and 150 feet north of the north line of B Street, adjacent to Lots D, E, and F Block 3 Horton's Addition, to serve a Standard Service Station being constructed at the northeast corner of said Avenue and Street, on condition that curbs and sidewalks be properly restored and driveways constructed in accordance with City requirements, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the City Manager recommending installation of three 600 c.p. overhead street lights, was presented.

RESOLUTION NO. 101108, recorded on Microfilm Roll No. 36, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

19th Street at Commercial Street;
Frankfort Street at Jellett Street;
Galveston Street at Jellett Street;

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

Communication from Bondstone Construction Co., 553 Market Street, Newark, N. J., dated Jan. 24, 1951, signed by Hugo Pronti, Pres., referring to reported need of approximately 20,000 new homes in San Diego, requesting information on the housing shortage, was presented.

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

Communication from Henry S. Gordon, 452 Fifth Avenue, New York 18, dated January 25, 1951, referring to shortage of housing units in San Diego, and offering to furnish prefabricated houses, made in Austria, to American designs, was presented.

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

Communication from Central Labor Council of San Diego County, Room 206 Crystal Palace Bldg., 525 E Street, dated January 26, 1951, signed by John W. Quimby, Secretary, offering to assist in Civilian Defense Work, was presented.

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

Communication from Congressman Clinton D. McKinnon, submitting letter from the Postmaster General regarding the Council's request to provide for establishment of a San Diego Post Office address for residents of Paradise Hills, expressing opposition to the plan and stating reasons therefor, was presented and read.

On motion of Councilman Schneider, seconded by Councilman Dail, the matter was ordered filed, and the City Clerk directed to supply copies of the reports to Councilman Dail so that he may inform residents of the affected area of the decision.

Communication from L. M. Jackson, 2011 Columbia Street, dated January 25, 1951, requesting delay in completion of the middle jetty at the entrance to Mission Bay, and stating his reasons for such action, stating that "time is of the essence please act on this immediately!", was presented.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said petition was referred to the City Manager.

Communication from Residents, in the vicinity of Marlborough Avenue and Dwight Street, relative to dog nuisance in that neighborhood, and requesting immediate action, was presented.

On motion of Councilman Godfrey, seconded by Councilman Dail, said communication was referred to the City Manager.

Communication from Pacific Indemnity Company, dated January 26, 1951, signed by J. M. MacConnell, announcing payment of claim of M. W. Bennett, in the sum of \$63.85, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said communication was ordered filed.

Communication from Pacific Indemnity Company, dated January 26, 1951, signed by J. M. MacConnell, announcing payment of claim of Margarett Lowery, in the sum of \$7.50, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said communication was ordered filed.

Communication from Pacific Indemnity Company, dated January 26, 1951, signed by J. M. MacConnell, announcing payment of claim of Thearle Music Co., in the sum of \$21.00, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said communication was ordered filed.

RESOLUTION NO. 101109, recorded on Microfilm Roll No. 36, directing notice of filing of the Street Superintendent's Assessment No. 1983, made to cover the costs and expenses of the work upon 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 Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 101110, recorded on Microfilm Roll No. 36, for the paving and otherwise improving of the Alley in Block 245 Mission Beach, and Mission Boulevard, 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. 101111, recorded on Microfilm Roll No. 36, for the paving and otherwise improving of Dawes Street, Emerald Street, Everts Street and Felspar 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. 101112, recorded on Microfilm Roll No. 36, for the paving and otherwise improving of Gresham Street and Graham 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. 101113, recorded on Microfilm Roll No. 36, for the furnishing of electric current for the lighting of the ornamental street lights located in Adams Avenue Lighting District Number One, for a period of one year from and including October 13, 1950, to and including October 12, 1951, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 101114, recorded on Microfilm Roll No. 36, for the furnishing of electric current for the lighting of the ornamental street lights located in Roseville Lighting District Number One, for a period of one year from and including October 15, 1950, to and including October 14, 1951, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 101115, recorded on Microfilm Roll No. 36, ascertaining and declaring the wage scale for the paving and otherwise improving of Waverly Avenue and Colima Street, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 101116, recorded on Microfilm Roll No. 36, 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 179 Mannasse and Schiller Subdivision of Pueblo Lot 1157, within the limits and as particularly described in Resolution of Intention No. 98907, 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 Schneider, adopted.

RESOLUTION NO. 101117, recorded on Microfilm Roll No. 36, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Columbia Street, within the limits and as particularly described in Resolution of Intention No. 98625, 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 Schneider, adopted.

RESOLUTION NO. 101118, recorded on Microfilm Roll No. 36, 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 Felspar Street, within the limits and as particularly described in Resolution of Intention No. 99702, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 101119, recorded on Microfilm Roll No. 36, adopting recommendation of the City Engineer filed in the office of the City Clerk on January 24, 1951, under Document No. 428524, authorizing the City Engineer to amend the proceedings for the

improvement of portions of Oliver Avenue and Reed Avenue, in accordance with his said recommendation, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101120, recorded on Microfilm Roll No. 36, granting petition contained in Document No. 428288, for the paving and otherwise improving of portions of Alcott Street and Palermo 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 to pay the costs, damages and expenses of the paving and otherwise improving of said street and drive, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101121, recorded on Microfilm Roll No. 36, granting petition contained in Document No. 428398, for the installation of sewers in portion of Marilou 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 of the installation of said sewers, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101122, recorded on Microfilm Roll No. 36, authorizing and directing the City Auditor and Comptroller to draw a warrant in the sum of not to exceed \$15,000.00 in favor of the United States Government upon demand from the Government for said money, to be used by the Government in the construction of flood control for the San Diego River, for which the City is to reimburse the United States for the cost of the construction and completion of certain side drains and encasement of a sanitary sewer to be laid in the area now being improved by the United States for flood control, upon which the United States is about to let a contract in connection with said flood control work which will include the work heretofore agreed to be paid for by the City, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101123, recorded on Microfilm Roll No. 36, authorizing and empowering the City Manager to do all the work in connection with the installation of 1250 feet of 6-inch water main, two fire hydrants and 24 new services, and the transfer of meters from temporary locations, in Honeycutt Street, from Crown Point Drive to Pacific Beach Drive, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said Resolution cites 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.

A proposed Resolution authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 575 feet of 2-inch W.I. pipe, and the installation of 1320 feet of 6-inch water main and one fire hydrant in 40th Street, from National Avenue to the alley south of Newton Avenue, and in Newton Avenue, from 39th Street to 40th Street, the installation of 580 feet of 2-inch hi-line and the connection of 5 services, and the renewal and connection of 5 services to the new main in 40th Street, from National Avenue to the alley south of Newton Avenue, by appropriate City forces, was presented.

A motion was made and seconded to adopt said proposed Resolution, but before the roll could be called, the Mayor questioned the matter. He said it lies in the district in which he lives, and he wondered of property owners were to contribute to the cost of the improvement. The information asked for by the Mayor was not available at the time.

On motion of Councilman Godfrey, seconded by Councilman Swan, the proposed Resolution was referred back to the City Manager for a report thereon to the Council.

RESOLUTION NO. 101124, recorded on Microfilm Roll No. 36, granting requests for time extensions of 85 days on W.O. 20620 (Change Orders Nos. 1 and 2) heretofore filed with the City Clerk as Documents Nos. 428723 and 428722, and which are issued in connection with the contract with Ets-Hokin & Galvan, for the installation of street lights in Pan American Plaza, Palisades Area, Balboa Park, waiving section 2-02 of the specifications with respect to liquidated damages until the termination of the contract period as herein extended, to-wit, January 3, 1951, rescinding Resolution No. 100756 adopted December 28, 1950, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 101125, recorded on Microfilm Roll No. 36, approving Change Orders 31 and 34 heretofore filed with the City Clerk as Documents Nos. 428768 and 428769 issued in connection with the contract with Daley Corporation for the construction of Section A, Wabash Boulevard, and authorizing increase of approximately \$6060.00 in contract price, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 101126, recorded on Microfilm Roll No. 36, approving Change and Extra Work Order No. 35 dated December 27, 1950, filed with the City Clerk as Document No. 428730 in connection with contract with Daley Corporation for construction of Wabash Freeway, Section A, and authorizing increase in contract of \$75.00, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 101127, recorded on Microfilm Roll No. 36, authorizing the City Attorney to stipulate with the attorneys representing the Young Men's Christian Association of San Diego that a judgment may be entered against The City of San Diego in each of the following cases, to-wit:

Superior Court Action No. 146694 for the sum of \$347.32 with interest thereon at the rate of 5% per annum from December 3, 1947, to the date of entry of judgment, and for the sum of \$347.32 with interest thereon at the rate of 5% per annum from April 16, 1948, to the date of entry of judgment, plus \$10.00 costs;

Superior Court Action No. 153044 for the sum of \$370.74 with interest thereon at the rate of 5% per annum from December 3, 1948, to the date of entry of judgment, and for the sum of \$370.74 with interest thereon at the rate of 5% per annum from April 18, 1949, to the date of entry of judgment, plus \$10.00 costs;

Superior Court Action No. 158933 for the sum of \$367.87 with interest thereon at the rate of 5% per annum from November 23, 1949, to the date of entry of judgment, and for the sum of \$367.87 with interest thereon at the rate of 5% per annum from April 18, 1950, to the date of entry of judgment, plus \$10.00 costs, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Said Resolution recites that three actions have been brought by said Association in Superior Court of California in the County of San Diego for refund of taxes erroneously collected by the County on behalf of The City together with interests and costs, that the Supreme Court of this State has recently decided that the refund of said taxes is mandatory, and that the City has no defense thereto, that it will be to the best interests of the City to stipulate judgment in each case, saving the amount of interest that the City could be obliged to pay if the litigation is prolonged.

RESOLUTION NO. 101128, recorded on Microfilm Roll No. 36, authorizing and directing the City Manager to enter into a contract with Roy E. Butler providing for the modification of the contract heretofore executed with said Roy E. Butler under date of August 1, 1950, and contained in Document No. 421716 on file in the office of the City Clerk, to the extent that said contract shall provide as consideration for the performance of the work agreed to be performed by the said Roy E. Butler as executive officer of the San Diego Disaster Corps payment by the City of \$450.00 per month for the balance of the period of time prescribed by the contract, payments to commence on February 1, 1951, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said Resolution recites that the City Manager has recommended and the Council finds that it would be to the interest of the City to increase said compensation for the work being done in connection with the work of San Diego Disaster Corps in protecting the City in time of National emergency.

Petition of William A. Barbour, 3766 Dana Pl., for permission to install a 4-inch sewer line between the property line and the sidewalk, to serve property at 1437 Sutter, was presented, together with signature of approval of the Supervisor of Properties and the Assistant City Manager's stamp of approval.

RESOLUTION NO. 101129, recorded on Microfilm Roll No. 36, granting permission to William A. Barbour, 3766 Dana Place, to install a four inch cast iron sewer line between the property line and the sidewalk, to be placed 6 inches outside the property line and run in a northwesterly direction, parallel to the northeasterly line of Lots 13 to 18 Block 81 Middletown Subdivision, to point of intersection with public sewer, to serve property at 1437 Sutter Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101130, recorded on Microfilm Roll No. 36, authorizing and empowering the Mayor and City Clerk, for and on behalf of The City of San Diego, to execute a deed quitclaiming to William R. Regenhardt and Jeanne B. Regenhardt, husband and wife, as joint tenants, portion of Lot 9 Block "D" La Jolla Country Club Heights, being a strip of land 10.0 feet wide, more particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said Resolution recites that the City has abandoned any plan for using said easement for sewer, and does not intend to construct the same, and therefore the City has no use therefor, and the City of San Diego's interests in and to the property covered by the easement should be returned to the owners thereof.

Accompanying said Resolution was a copy of report from the Supervisor of Property addressed to the City Attorney via the City Manager, recommending the taking of such action.

ORDINANCE NO. 4676 (New Series), recorded on Microfilm Roll No. 36, proclaiming a Municipal Primary Election in the City of San Diego, to be held on the 13th day of March, 1951, for the nomination of candidates: For Mayor, two to be nominated; For Member of the Council from District No. 2, two to be nominated; For Member of the Council from District No. 5, two to be nominated; For Member of the Council from District No. 6, two to be nominated; For City Attorney, two to be nominated; For Judge of the Municipal Court, Department No. 3, two to be nominated; For Judge of the Municipal Court, Department No. 5, two to be nominated; For Judge of the Municipal Court, Department No. 6, two to be nominated; For Members of the Board of Education, Four to be nominated; designating and determining that the election precincts shall be those established by the Board of Supervisors of the County of San Diego for General State and County Elections, that the polling places and members of the precinct boards of and in the voting precincts are designated and declared to be those designated and appointed by the City Clerk, a list of which polling places and members of the precinct boards of and in the said precincts is on file in the office of said City Clerk, that the Polls shall be open from seven o'clock A.M. until seven o'clock P.M., on Tuesday, the 13th day of March, 1951, directing the City Clerk to procure and have printed the requisite number of ballots and sample ballots and other printed matter, to procure whatever supplies as may be necessary for use in said Municipal Primary Election.

and authorizing the City Clerk to make arrangements with the Board of Education for the use of school buildings through the City as central depositaries for the ballot boxes and bags from the precincts adjacent thereto, and to arrange for the conveyance of said ballot boxes and bags from such school depositaries to the City Clerk, authorizing the City Clerk to employ a sufficient number of custodians to take charge of the ballot boxes and bags when the same are delivered by the election boards to the school buildings, directing publication 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, 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.

Said Ordinance was read in full.

ORDINANCE NO. 4677 (New Series), recorded on Microfilm Roll No. 36, proclaiming a Municipal Primary Election in that portion of The San Diego Unified School District lying outside the corporate limits of The City of San Diego, for the purpose of voting on the nomination of candidates for Members of the Board of Education to be nominated at the Municipal Primary Election to be held in The City of San Diego on the 13th day of March, 1951, four to be nominated (other provisions of said Ordinance being the same as those contained in Ordinance No. 4676 (New Series) hereinbefore shown, 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 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.

Said Ordinance was read in full.

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

RESOLUTION NO. 101131, recorded on Microfilm Roll No. 36, authorizing and directing the City Auditor to transfer the sum of \$10,000.00 from the Water Department Fund "Unappropriated Surplus" to the Water Department budget for the payment of the contract with Rainfall Corporation of America, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Said Resolution, as presented by the City Manager read "North American Weather Consultants", but was changed at his request.

RESOLUTION NO. 101132, recorded on Microfilm Roll No. 36, authorizing and empowering the City Manager to enter into a contract, on behalf of The City of San Diego, with Rainfall Corporation of America, a corporation, wherein said Corporation will agree for and on behalf of the City to furnish its services to the City in organizing, executing and evaluating a cloud seeding project by means of artificial nucleation of cloud masses by silver iodide smoke generators with the object of increasing precipitation in the drainage basins above the storage dams forming part of the water impounding system of The City of San Diego, said services to be performed during the months of February and March, 1951, with an option in favor of the City to continue them through the month of April, the City to pay the total of \$9818.00 in installments of \$2800.00 on execution of agreement, \$2800.00 on March 1, 1951, \$2800.00 on April 1, 1951, the balance of \$1418.00 upon submission of a final evaluation report; and further, if said option is exercised, to pay an additional sum of \$2,635.00 on May 1, 1951, with the further provision that said corporation will agree in said contract to indemnify the City against any loss suffered by any persons because of or as a result of said work, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 101133, recorded on Microfilm Roll No. 36, authorizing and empowering the City Manager to enter into an amendment of lease granting and empowering the City Manager to enter into an amendment of lease (originally Larry Finley and Warner Austin, the Finley interests having been assigned to Haynes and Guthrie) granting the lessee a waiver of the minimum monthly rental for the period of from the 1st of November, 1950, to 1st of May, 1951, and further amending said lease to mutually cancel the lessee's option for an additional period of five years as set up in paragraph 7 (f) of the lease agreement entered into the 11th day of June, 1946, and as set forth in Document No. 428795 filed in the office of The City Clerk on the 30th day of January, 1951, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 101134, recorded on Microfilm Roll No. 36, granting application of Paul C. Loeber, Jr., Broadway Pier Office 1A, San Diego, filed under Document No. 427830 for operation of 75 additional "U-Drive" Automobiles for Hire, under the name of American Rent-A-Car, as recommended by the Chief of Police and the City Manager, provided that all ordinances of The City of San Diego pertaining to the operation of and licensing of automobiles-for-hire are complied with, within the periods of time prescribed therein, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Accompanying said application and Resolution, was a report from the Chief of Police, addressed to the City Manager, and forwarded to the Council by the City Manager with his stamp of approval, recommending granting, stating that equipment is in excellent condition, that there is adequate space in which to do business, and present operations of Mr. Loeber have been entirely satisfactory insofar as the Police Department is concerned.

RESOLUTION NO. 101135, recorded on Microfilm Roll No. 36, authorizing and empowering the City Manager to execute an amendment to the agreement for Partial Use and Occupancy of the City Stadium (Balboa Stadium), Document No. 391928, between Frank J. Guthrie and Tom H. Haynes and The City of San Diego, extending term for one year, altering Section 9 to provide that during the last year of the term as extended, the fee for Stadium lights shall be that amount established by Council resolution, and waiving requirement of Section 12 thereof with respect to the restoration of curb and reconditioning of track for the first half of 1951, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Dail, at the hour of 10:34 o'clock A.M.

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

ATTEST:
FRED W. SICK, City Clerk

By *A. M. Hadstrom*

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, February 1, 1951

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 10:17 o'clock A.M.

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

Mayor Knox asked for consideration at this time, out of order, a matter not listed on the Council's agenda, being Resolution "prepared by the City Attorney in blank" regarding the proposed sewer bond matters.

It was pointed out by the Attorney that the Resolution was not ready, and that it should be prepared and before the Council at the time of adoption.
No action was taken.

The Mayor then brought up the "overall financial condition" of sewer to serve the Fletcher interests.

The City Manager said that the Resolution is being drawn, and both matters will be before the Council prior to its adjournment of this meeting.

The Mayor said that \$75,000.00 will be contributed by the City.

Ferdinand Fletcher, attorney, spoke. He said that a petition is before the Planning Commission for the purpose of annexing a portion of property, and that all will be included at a later date.

(Matters are not set out fully here, because no papers were before the Council during the discussion - the matter having been considered by the Council in Conference outside of regular session).

Mr. Fletcher continued by saying that the City's contribution would be \$75,000.00 only, regardless of the bid and cost of sewer, whether above or below \$150,000.00.

The City Attorney spoke at this point, and explained the necessity for taking certain definite steps in the procedure for calling the bond issue. First, he said, an estimate of the project should be submitted by the City Manager, then a Resolution was to be adopted, followed by the Ordinance. He pointed out that the Ordinance cannot be passed the same day as the Resolution. He said that his office can furnish the wording to the City for the purpose of beginning the printing of the ballots prior to adoption of the Ordinance. He said the Ordinance would be adopted on next Tuesday. He said he does not want a special called if it can be avoided, inasmuch as bond attorneys object thereto.

Councilman said that he wants the matter acted upon before setting up the printing. He said the Council should be sure that it will not be changed.

No action taken at this point.

Godfrey

The matter was continued, further, by the City Manager giving a verbal review of the amount to be needed for the bond issue. He said that the estimated need is \$813,100, and that there is \$33,289 on hand from a previous bond issue, and that total amount to be voted upon would be \$750,000.00.

Mr. Dail expressed the belief that there should be included in the proposal sewer extension for Narragansett Heights, which is proposed to be annexed.

The City Manager said that sewers would not be extended unless there are definite plans for development of property proposed to be served. He said that it will be an elastic bond issue.

Councilman Wincote pointed out that the proposal is an emergency measure for two reasons: 1 - the war situation; - 2 - that funds are available. He said he thought other anticipated projects ought to be included. He wanted Tecolote and Murray at the bottom of the list, pointing out that the City Manager had mentioned them first.

The City Manager replied to Mr. Wincote, stating that Murray is about 10th on the list, with Tecolote about two above it.

RESOLUTION NO. 101136, recorded on Microfilm Roll No. 36, determining that proposed bond issue for sewer extensions is to be in the sum of \$750,000.00, in accordance with verbal recommendation of the City Manager, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Claim of Mrs. Ella Wyatt, 943 - 10th Avenue, in an unstated sum, for damage to her automobile from a metal object in the street, was presented.

RESOLUTION NO. 101137, recorded on Microfilm Roll No. 36, referring claim of Mrs. Ella Wyatt to the Pacific Indemnity Company, was on motion of Councilman Schneider, adopted.

Communication from the City Manager reporting on protest of C. M. Rodefer against adoption of Ordinance 4645 NS which changed the name of portion of La Jolla Avenue to San Diego Avenue, and a portion of San Diego Avenue to Linwood Street, and a portion of Witherby Street to Linwood Street, stating that the matter can be handled to Mr. Rodefer's satisfaction by changing a portion of Linwood Street, next to Block Middletown, to Linwood Way, and changing the name of San Diego Avenue in Rodefer Hills when the map is filed, to Linwood Street, recommending filing of the protest, was presented and read.

Mr. Rodefer spoke. He said the suggestion made by the City Manager is no solution, and that the Manager's report is not correct. He told of his project to subdivide Rodefer Hills, and said he has not had the co-operation of the City for the subdivision. He asserted that he will construct some 170 units averaging \$30,000.00 per unit on his subdivision. Mr. Rodefer opposed the filing of the matter, contending that would mean "killing" it.

The Mayor read a report from the Planning Director (from the City Manager's file). He stated that the matter would remain in the City Clerk's file, would not be destroyed, and that filing it would not mean its being killed.

Mr. Rodefer argued about his map, which seemed to be aside from the question under discussion. He requested a Conference of 35 or 40 minutes, in regard to "Beaureauecrats" of this City. He said that the City Manager should have given him the courtesy of a consultation, rather than recommending filing. He asked that at such a Conference he be permitted to bring his attorney and engineer.

RESOLUTION NO. 101138, recorded on Microfilm Roll No. 36, referring to Council Conference for consideration at the hour of 9:00 o'clock A.M., on Thursday, February 8, 1951, the matter of protest from C. M. Rodefer against change in the name of streets (portion of San Diego Avenue to Linwood Street, portion of Witherby Street to Linwood Street, portion of La Jolla Avenue to San Diego), contained in petition on file in the office of the City Clerk under Document No. 428444, having to do with subdivision of Rodefer Hills and other matters connected therewith, to which Conference Mr. Rodefer is to bring his attorney and engineer as technical advisers, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Superintendent of Streets, bearing the Assistant City Manager's signature of approval, recommending granting petition of Union Title Insurance and Trust Company for the closing of a portion of Friars Road, contained in Document No. 427601, stating that the closing is to the advantage of the City in conjunction with realignment, was presented.

RESOLUTION NO. 101139, recorded on Microfilm Roll No. 36, granting petition for the closing of portion of Friars 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 Godfrey, seconded by Councilman Schneider, adopted.

Communication from the Superintendent of Streets, transmitting communication from the City Engineer extending a verbal request for closing portion of Washington Street, in conjunction with the Sears Roebuck development, recommending granting the closing inasmuch as it is to the City's interest to do so, which communication bears the Assistant City Manager's signature of approval, was presented.

RESOLUTION NO. 101140, recorded on Microfilm Roll No. 36, granting request for the closing of a portion of Washington Street, lying north of Hendricks Avenue, 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 San Diego Building & Construction Trades Council, signed by W. J. DeBrunner, Business Manager, 3909 Centre Street, San Diego 3, dated January 29, enclosing list of wages now being paid to building and construction workers in San Diego County, with the hope that the Council will adopt the rates, was presented.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said communication was ordered filed.

Communication from the City Manager reporting on petition requesting a street light at La Jolla Boulevard and Belvedere Street, stating that one is justified at said location and that proceedings to get the same installed have been initiated, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said communication was ordered filed.

Communication from Pacific Indemnity Company, 338 San Diego Trust & Savings Bldg., San Diego, dated January 26, 1951, signed by J. M. MacConnell, announcing payment of H. K. Clay claim, in the sum of \$10.68, was presented.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said matter was ordered filed.

Communication from Pacific Indemnity Company, 338 San Diego Trust & Savings Bldg., San Diego, dated January 29, 1951, signed by J. M. MacConnell, announcing that payment of the claim of H. W. Rand in the sum of \$600.00, had been paid in the sum of \$75.00, was presented.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said matter was ordered filed.

Communication from Pacific Indemnity Company, 338 San Diego Trust & Savings Bldg., San Diego, dated January 26, 1951, signed by J. M. MacConnell, announcing payment of W. W. Seigel claim, in the sum of \$75.51, was presented.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said matter was ordered filed.

Communication from Pacific Indemnity Company, 338 San Diego Trust & Savings Bldg., San Diego, dated January 26, 1951, signed by J. M. MacConnell, announcing that payment of the claim of Etta E. & Juanita Steiger in the sum of \$105.80, had been paid in the sum of \$100.00, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said matter was ordered filed.

RESOLUTION NO. 101141, recorded on Microfilm Roll No. 36, directing the City Clerk to make up the calendar or agenda, on matters filed before 2:00 o'clock P.M., on Friday, for the following Tuesday's meeting, and on matters filed before 10:00 o'clock A.M., on Wednesday for the following Thursday's meeting, and directing that any matters not appearing on the calendar or agenda of business for the Council's meeting shall not be acted upon except matters considered as of urgent importance, and then only by unanimous consent of the members of the Council present, repealing Resolution No. 79461 adopted May 9, 1944, and Resolution No. 95709 adopted November 3, 1949, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 101142, recorded on Microfilm Roll No. 36, determining that until further action by the Council, hunting and fishing privileges shall be modified at San Vicente Reservoir for such periods and subject to the usual Water Department rules and regulations governing hunting and fishing activities and such additional conditions as hereinafter designated: That San Vicente Reservoir be open to fishing and that portion along the shore of said reservoir lying immediately adjacent to the Mussey Grade Section of the old Lakeside-Ramona paved County Highway be open for shore fishing, on Wednesdays, Saturdays, Sundays and holidays, only; that the reservoir shall not be open to hunting at any time; repealing Resolution No. 93950 adopted June 7, 1949, and subsection 5 of Resolution No. 95177 adopted September 20, 1949, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Said Resolution recites that the Director of the Water Department, with the concurrence of the City Manager, has advised that conditions for fishing and hunting at San Vicente Reservoir have materially changed.

Prior to adoption of said Resolution, it was read in full to the Council.

The City Manager made a verbal explanation of the matter.

RESOLUTION NO. 101143, recorded on Microfilm Roll No. 36, stating that the lighting fee established for use of Stadium in Balboa Park for special events has been found to be considerably below the present actual cost, amending Section 4 (d) of Resolution No. 89537 adopted May 18, 1948, to read as follows: "In addition to the above rentals, there shall be made a charge of \$50.00 per day for the use of lights in said Stadium, if lights are used for said special event, and a fee of \$100.00 per day shall be charged for the electricians to operate said lights; and".... was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Prior to adoption of said Resolution, the City Manager made a verbal explanation of the matter.

RESOLUTION NO. 101144, recorded on Microfilm Roll No. 36, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 650 feet of two-inch W.I. Pipe and the installation of 700 feet of 8-inch water main and two fire hydrants; the installation of 700 feet of 2-inch hi-line and the connection of eight (8) services to the same; and the transfer of eight (8) services to the new main and the renewal of said services, where necessary, in Nichols Street, from Rosecrans Street to San Fernando Street, by appropriate City forces, was on motion of Councilman Godfrey, 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. 101145, recorded on Microfilm Roll No. 36, approving Change and Extra Work Order No. 1, dated January 22, 1951, heretofore filed with the City Clerk as Document No. 428808, issued in connection with contract between The City and Chas. H. Johnston for construction of storm drain around Block 195 City Heights, changes amounting to an increase in contract price of approximately \$210.00, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 101146, recorded on Microfilm Roll No. 36, authorizing and empowering the City Manager, for and on behalf of The City of San Diego, to execute an amendment to the service agreement numbered 466, dated June 16, 1950, between the State of California and The City of San Diego, providing for the installation by the City of San Diego of a 10-inch lateral sewer line and connection between the San Diego State College sewage system and the Mission Valley, which said amendment provides for the deletion from said service agreement dated June 16, 1950, of January 1, 1951, as the completion date, and substitutes February 15, 1951, in lieu thereof, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

RESOLUTION NO. 101147, recorded on Microfilm Roll No. 36, accepting subordination agreement, executed by Fred C. Corey and Ruth C. Corey, Robert W. Good and Ella R. Good, beneficiaries, and Southern Title and Trust Company, trustee, wherein said parties subordinate all their right, title and interest in and to a portion of Pueblo Lot 1290 of the Pueblo Lands of the City of San Diego, 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 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. 101148, recorded on Microfilm Roll No. 36, accepting subordination agreement, executed by J. S. Perry, beneficiary, and Union Title Insurance and Trust Company, trustee, bearing date October 27, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 3 Marcellena Tract, 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 Dail, adopted.

RESOLUTION NO. 101149, recorded on Microfilm Roll No. 36, accepting deed of Robert L. Haniman and Anne Marie Haniman, bearing date January 22, 1951, conveying an easement and right of way for street purposes in portion of Lots 1, 4 and 5 Block 19 Bird Rock Addition, and a portion of Lot V Block D Bird Rock Villas, setting aside and dedicating the same to the public use as and for a public street, and naming the same Calumet 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 Dail, adopted.

RESOLUTION NO. 101150, recorded on Microfilm Roll No. 36, accepting deed of William H. Black and Ruth F. Black, bearing date January 4, 1951, conveying an easement and right of way for street purposes in portion of Pueblo Lot 1290, setting aside and dedicating the same to the public use as and for a public street, and naming the same Ridgeview Road, 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. 101151, recorded on Microfilm Roll No. 36, accepting deed of Faith Hall Gier, bearing date August 16, 1950, conveying an easement and right of way for street purposes in portion of Pueblo Lot 1290 of the Pueblo Lands of the City of San Diego, setting aside and dedicating the same to the public use as and for a public street, and naming the same Ridgeview Road, 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. 101152, recorded on Microfilm Roll No. 36, accepting deed of Martha S. Handley, bearing date August 16, 1950, conveying an easement and right of way for street purposes in portion of Pueblo Lot 1290 of the Pueblo Lands of The City of San Diego,

setting aside and dedicating the same to the public use as and for a public street, and naming the same Ridgeview Road, 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. 101152, recorded on Microfilm Roll No. 36, accepting deed of Martha S. Handley, bearing date August 16, 1950, conveying an easement and right of way for street purposes in portion of Pueblo Lot 1290, setting aside and dedicating the same to the public use as and for a public street, and naming the same Ridgeview Road, authorizing and directing the City Clerk to file said deed of record 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 Godfrey, seconded by Councilman Dail, adopted.~~

RESOLUTION NO. 101153, recorded on Microfilm Roll No. 36, accepting deed of the Union Title Insurance and Trust Company, bearing date January 10, 1951, conveying an easement and right of way for street purposes in portion of Pueblo Lot 1290, setting aside and dedicating the same as and for a public street, and naming the same Ridgeview Road, 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 Dail, adopted.

RESOLUTION NO. 101154, recorded on Microfilm Roll No. 36, accepting deed of Stephen Charnote and Anna Marie Charnote, bearing date January 19, 1951, conveying an easement and right of way for street purposes in portion of Lot 15 Block 14 Lexington Park, setting aside and dedicating the same to the public use as and for a public street, and naming the same Snowdrop 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 Dail, adopted.

RESOLUTION NO. 101155, recorded on Microfilm Roll No. 36, accepting deed of Palmer Hughes, Jr. and Margaret E. Hughes, bearing date January 3, 1951, conveying an easement and right of way for street purposes in portion of Block 1 La Jolla Park, and a portion of Pueblo Lot 1260, setting aside and dedicating the same to the public use as and for a public street, and naming the same Vista Del Mar 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 Dail, adopted.

RESOLUTION NO. 101156, recorded on Microfilm Roll No. 36, accepting deed of Richard C. Adams and Mary Thomas Adams, bearing date January 3, 1951, conveying portions of Lots 31 and 32 Block 290 Seaman and Choate'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 Dail, adopted.

RESOLUTION NO. 101157, recorded on Microfilm Roll No. 36, accepting deed of Richard C. Adams and Mary Thomas Adams, bearing date January 3, 1951, conveying a portion of Lot 21 and all of Lot 22 Block 290 Seaman and Choate'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 Dail, adopted.

RESOLUTION NO. 101158, recorded on Microfilm Roll No. 36, accepting deed of Santiago Angeles and Dorothy Angeles, conveying portions of Lots 7 and 8 Block "C" 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 Dail, adopted.

RESOLUTION NO. 101159, recorded on Microfilm Roll No. 36, accepting deed of William J. Bentsen and Arline B. Bentsen, bearing date January 5, 1951, conveying an easement and right of way for sewer and water line purposes in portion of Lot 244 Bay Park Village, 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. 101160, recorded on Microfilm Roll No. 36, accepting deed of Edmund A. Cudahy and Nancy C. Cudahy, bearing date January 8, 1951, conveying an easement and right of way for sewer purposes in portion of Lot 6 Block D La Jolla Country Club 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 Dail, adopted.

RESOLUTION NO. 101161, recorded on Microfilm Roll No. 36, accepting deed of George C. Johnson and Helen A. Johnson, bearing date October 18, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 4 Block "D" La Jolla Country Club 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 Dail, adopted.

RESOLUTION NO. 101162, recorded on Microfilm Roll No. 36, accepting deed of Concettino Lala and Mildred Lala, bearing date December 29, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 48 Block 22 Fairmount Addition to 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 Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 101163, recorded on Microfilm Roll No. 36, accepting deed of Walter R. Nickel and Mona E. Nickel, bearing date October 26, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 3 Marcellena Tract, 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 Dail, adopted.

RESOLUTION NO. 101164, recorded on Microfilm Roll No. 36, accepting deed of C. A. Matson and Eva C. Matson, bearing date November 14, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 8 and 9 Block E La Jolla Country Club 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 Dail, adopted.

RESOLUTION NO. 101165, recorded on Microfilm Roll No. 36, accepting deed of Ralph W. Queal and Laura D. Queal, bearing date December 22, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 1 and 2 Block C Resubdivision of 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 Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 101166, recorded on Microfilm Roll No. 36, accepting deed of Union Bank & Trust Company of Los Angeles, bearing date January 3, 1951, conveying an easement and right of way for sewer purposes in portion of Lot 2 Marcellena 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 Dail, adopted.

RESOLUTION NO. 101167, recorded on Microfilm Roll No. 36, accepting deed of Kathryn Gates Frazer, bearing date December 5, 1950, conveying an easement and right of way for water main purposes in portion of Lot 38 Block 32 Lexington 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 Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 101168, recorded on Microfilm Roll No. 36, accepting deed of John C. Morris, bearing date December 29, 1950, conveying an easement and right of way for water main purposes in portion of Lot 17 Block 35 Lexington 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 Dail, adopted.

Councilman Godfrey requested, and was granted, unanimous consent, to present the next matter of business, not listed on the Council's agenda:

A communication from the Civil Service Commission, signed by Raymond Kray, Secretary to the Commission, reporting considerable success in its previous efforts to secure employees through the use of classified advertising, requesting an appropriation of \$1,100. to finance classified advertising for the balance of the fiscal year, stating that in view of difficulty being experienced and the accelerated competitive bidding from local defense plants it is believed that ads should run three times per week, pointing out that the average loss of employees is 106 per month and the City's disadvantageous position with respect to bidding in the local labor market, was presented and read.

The City Manager said that he had an appropriating ordinance in the sum requested by the Commission, which Ordinance he presented for Council consideration.

ORDINANCE NO. 4678 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$1,100.00 from the Unappropriated Balance Fund for the purpose of providing funds for classified advertising for the Civil Service Department for the balance of the Fiscal Year, 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--None. Absent--None.

Thereupon, on motion of Councilman Godfrey, 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.

Councilman Dail requested, and was granted, permission to present the next matter of business not listed on the Council's agenda; which Mr. Dail requested be read and referred to the City Manager.

Communication from Miss Helen C. I. M. Grace, 655 - 22nd Street, San Diego 2, addressed to Mr. Charles Dail, dated 1/27/51, relative to increased bus fares, use of passes, and the matter of zones, was presented and read.

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

ORDINANCE NO. 4679 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$6,100.00 from the Capital Outlay Fund for the purpose of providing funds to cover the cost of the construction of a culvert in 54th Street, between Orange Avenue and Trojan Avenue, was on motion of Councilman Kerrigan, 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 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. 4680 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$5,100.00 from the Capital Outlay Fund for the purpose of providing funds for the installation of an automatic sprinkler system in the War Memorial Building in La Jolla, 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. 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. 4681 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$3,900.00 from the Capital Outlay Fund for the purpose of providing funds to cover a portion of the cost of the improvement of Midway Drive at Ollie 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 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. 4682 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$850.00 from the Capital Outlay Fund for the purpose of providing funds for the removal and replacement of sidewalks and curbs on Hyacinth Drive, 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. 4683 (New Series), recorded on Microfilm Roll No. 36, establishing the grade of Jewell Street, between the northerly boundary line of Crown Point, according to Map No. 1891, and the northerly line of Moorland Drive, 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.

Proposed Ordinance incorporating the north one-half of Pueblo Lot 1774 into "R-1A" Zone as defined by Ordinance No. 8924 of the Ordinances of the City of San Diego and amendments thereto, repealing Ordinance No. 13294 approved August 31, 1931, insofar as the same conflicts, was presented.

Councilman Kerrigan spoke about the proposed zone (which is for one acre),

and expressed the belief that the City should have the 1/4, 1/2 and 1 acre zones (which have been ordered drawn, through Conference, by the City Attorney).

The Planning Director spoke, and said that the property owners in Muirlands want the one-acre tracts, being the R-1A, and felt that they should have that property protection against those who might wish to build upon smaller parcels.

Mr. Kerrigan pointed out the commercial possibilities under the R-1A Zone, and said that property owners could "sell eggs" in Muirlands, a highly-restricted residential area, on a commercial basis in the R-1A zone. He pointed out, further, that R-1A had been set up, originally, for Mission Valley property. He felt that R-1A should not go outside of Mission Valley.

The Planning Director said he believed special conditions had been included in the Mission Valley R-1A zone, to provide for sale of produce by property owners who raised such commodities in the Valley. He thought those conditions would not apply to Muirlands, which is strictly a residential area, in which private stables could be maintained, however. He said that he would like to have a week to study the matter and report back to the Council. Also, the Director said he felt that property owners of the area know what they are getting if their area should be placed in the proposed R-1A zone.

On motion of Councilman Godfrey, seconded by Councilman Dail, the proposed Ordinance was continued until the meeting of Thursday, February 8, 1951, at which time the Planning Director is to have a report before the Council.

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

The City Manager said that he was prepared to report in the matter of the proposed Resolution authorizing abandonment and installation of pipe in portions of 40th Street, and in National Avenue, by City forces, which matter had been referred back to him from the meeting of January 30, 1951, particularly in connection with contribution to the project by property owners. He made a verbal report in which he said that Sherman-Gray will contribute \$2614 to the project for the extension which will benefit the Sherman Gray Building Company.

Also accompanying the proposed Resolution, was a communication from the Water Department Director, addressed to the City Manager, attention of the Assistant City Manager, making a detailed report along the same lines as the verbal report made by the City Manager.

RESOLUTION NO. 101169, recorded on Microfilm Roll No. 36, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 575 feet of 2-inch W.I. pipe, and the installation of 1320 feet of 6-inch water main and one fire hydrant in 40th Street, from National Avenue to the alley south of Newton Avenue, and in Newton Avenue, from 39th Street to 40th Street; the installation of 580 feet of 2-inch hi-line and the connection of 5 services, and the renewal and connection of 5 services to the new main in 40th Street, from National Avenue to the alley south of Newton Avenue, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Dail, 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.

The City Manager requested, and was granted, unanimous consent, to present the next two matters, not listed on the Council's agenda; mentioned earlier in these minutes:

RESOLUTION NO. 101170, recorded in Microfilm Roll No. 36, determining it to be to the best interests of The City of San Diego by having the City contribute to the cost of the immediate construction and installation of a trunk line sewer in Mission Valley and Murray Canyon, which shall be designed to provide sanitary facilities for the areas of land and expressing willingness and intention to contribute a sum of money not to exceed \$75,000. toward the cost of said public improvement, upon the execution of a contract by said land owners with said City providing for the construction, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The City Manager, referring to the sewer project, contemplated for providing sewers to serve home sites in large areas of land both within and without the City adjacent and contiguous to the northeast boundary of the City which is proposed to be annexed to the City, pointed out that details of the transaction between the owners of the property and The City of San Diego will be contained in the contract to be entered into, which contract will be brought before the Council at a later date.

RESOLUTION NO. 101171, recorded on Microfilm Roll No. 36, authorizing and empowering the City Manager to enter into a contract, or contracts, for the employment of services and the furnishing of materials as may be necessary to repair the roof of the Point Loma Reservoir, provided, however, that the obligation assumed by the City shall not exceed the sum of \$5,000.00, adopted.

Said Resolution recites that a portion of the roof of the Reservoir has collapsed, that unless immediate steps are taken to correct the situation, the remainder of the roof will collapse and fall into the reservoir with consequent danger to City property and dangerous water pollution, and that the City does not have the necessary equipment and materials to repair said roof, that it is impossible to comply with Section 94 of the Charter with respect to competitive bidding.

The City Manager made a verbal report in which he said that the roof had collapsed during the night, and that there is need to jack it up to permit investigation and report.

At this time, Councilman Wincote asked when the Midway Bridge would be opened. The Planning Director reported that it would be available for travel in about two weeks.

The City Manager made a verbal report upon a conference he had held with members of the Board of Supervisors of San Diego, relative to County payment of 1911 Street Improvement Act assessments. He said that the Board of Supervisors has indicated that it will cooperate with the City, and that it will consult with the City in each instance before the assessment roll is prepared.

The Mayor left the meeting at this time, and the Vice Mayor assumed the duties of presiding officer.

The City Manager made a verbal report, details of which he said were off the record, and had to do with information regarding engineering services in connection with the proposed tube under San Diego Bay between the cities of San Diego and Coronado. He said no action was needed at this time, that the matter will be brought before the Council, officially, following a meeting to be held by the City Council of Coronado next tuesday evening.

Various questions were asked by the Council, which were answered by the City Manager and by the City Attorney.

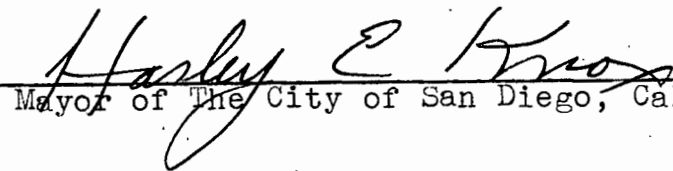
No action was taken.

A communication from the City Manager reporting needs for additional sanitary facilities to protect the health and safety and comfort of the residents of the City, pointing out that inadequate sewer services threaten the health of the inhabitants, that present needs include: Paradise Hills pump station and measuring flume, Fairmount Avenue trunk sewer extension, Old East San Diego Sewer - Estrella Park to Euclid Avenue, Azure Vista pump station and pressure line, Bay front cleanup, Mission Bay sewer lateral replacement, Rose Canyon trunk sewer, Tecolote Canyon trunk sewer, Downtown manhole repairs, Murray Canyon Sewer, Braemar Tract sewer replacement, Talbot and Evergreen Streets 6" sewer replacement, Trunk sewer north side Mission Valley, Whittier and Avalon to West Pt. Loma Blvd. sewer, Elliott and Poinsettia extension sewer line, South of Valencia Park sewer line, Reynard Way trunk sewer line, Home Avenue sewer line, and additions and betterments to sewer district lines in the City, that the work is immediately necessary, some of it is in the class of emergency. The report stated that all of the work will probably cost in excess of a million dollars, that of emergency character probably \$813,100, that it may be possible to use funds presently available in the amount of \$33,200, recommending that The City require immediate expenditure of a sufficient sum to take care of existing emergency, through proposition to incur bonded indebtedness of at least \$750,000. was presented and read.

RESOLUTION NO. 101172, recorded on Microfilm Roll No. 36, determining that the public interest and necessity demand acquisition and construction of municipal improvements, including trunk line sewers, including acquisition of lands, rights of way, equipment, pipe and material necessary or convenient therefor, that the estimated cost is \$750,000, that the portion of the estimated cost to be paid from proceedings of bonds is \$750,000, that the cost of said improvement is and will be too great to be paid out of the ordinary annual income and revenue of the City, and said sum of \$750,000 is and will be too great to be paid out of the ordinary annual income and revenue of said City, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 101173, recorded on Microfilm Roll No. 36, 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 proposed bond issue in the amount of \$750,000 for acquisition and construction of improvements and additions to the sewer system of The City of San Diego, to be submitted at a special election to be held March 13, 1951, and consolidated with the municipal primary election to be held on that date, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Dail, seconded by Councilman Godfrey, at the hour of 11:55 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 6, 1951

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

A group of Boy Scouts attended the meeting, and acted as "officials", occupying the places of the members of the Council, the Mayor, and other City officials who sat with them.

Before proceeding with the meeting, newspaper pictures were taken of the group.

The Minutes of the Regular Meetings of Tuesday, January 30, 1951, and of Thursday, February 1, 1951, were presented to the Council by the Clerk. On motion of Councilman Kerrigan, seconded by Councilman Godfrey, said minutes 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 Alleys in Block L Plumbosa Park, within the limits and as particularly described in Resolution of Intention No. 100470, the Clerk reported that four bids had been received, which bids were presented to the Council, and on motion made and seconded were opened and publicly declared.

Said bids were as follows:

The bid of Al E. Riley, accompanied by bond written by Pacific Employers Insurance Company in the sum of six hundred fifty dollars, which bid was given Document No. 429154;

The bid of John B. Henry, 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. 429155;

The bid of Joseph G. Shea, accompanied by bond written by Glens Falls Indemnity Company in the sum of five hundred ninety four dollars, which bid was given Document No. 429156;

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. 429157.

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, the time to which the hearing on Resolution of Preliminary Determination No. 100809 for the paving and otherwise improving of Hancock Street and Clayton Street, within the limits and as particularly described in said Resolution, had been continued from the meeting of January 30, 1951, the Mayor asked the City Engineer to make a report on the verbal protest entered by R. Sherman Schatt, attorney for American Agar and Chemical Company.

The City Engineer made a verbal report, in which he said that the verbal protest had been withdrawn.

RESOLUTION NO. 101174, recorded on Microfilm Roll No. 36, overruling and denying the verbal protest of American Agar and Chemical Company, by R. Sherman Schatt, its attorney, at the meeting of January 30, 1951, against the paving and otherwise improving of Hancock Street and Clayton Street, within the limits and as particularly described in Resolution of Preliminary Determination No. 100809, overruling and denying all other protests thereon, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 101175, recorded on Microfilm Roll No. 36, determining that the proposed paving and otherwise improving of Hancock Street and Clayton Street, within the limits and as particularly described in Resolution of Preliminary Determination No. 100809, 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 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. 1980, made to cover the cost and expenses of the 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 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. 101176, recorded on Microfilm Roll No. 36, confirming and approving the Street Superintendent's Assessment No. 1980 made to cover the cost and expenses of the paving and otherwise improving of Pyncheon Street, within the limits and as particularly described in Resolution of Intention No. 98197, 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 Schneider, seconded by Councilman Dail, adopted.

At this time a majority of the members of the Council executed undertakings with San Diego Gas & Electric Company for the furnishing of electric current in University Avenue Lighting Districts Nos. 1 and 3.

A petition of C. M. Barker, P.O. Box 1114, Long Beach, for permission to operate a "Pony Ride" in Balboa Park, was presented. On motion of Councilman Dail, seconded by Councilman Godfrey, said petition was referred to the City Manager.

A petition of various property owners for the closing of portion of Ocean Boulevard, adjoining Lots 1 through 12 Block 44 Ocean Beach, more particularly described on drawing attached to said petition, was presented. On motion of Councilman Kerrigan, seconded by Councilman Wincote, said petition was referred to the City Manager.

A petition of United Spanish War Veterans, Capt. Jacob H. Culver Auxiliary No. 94, signed by Elizabeth Kutzer, President, 4074-1/2 30th St., Apt. 2, and by Dorothy Gilliatt, Sec'y., 4136 Ohio St., for permission to sell carnations on the streets, May 10 and 11, 1951, for promotion of its welfare work, was presented. On motion of Councilman Dail, seconded by Councilman Wincote, said petition was referred to the City Manager.

Claim of Lucy I. Craig, 2403 G Street, in the sum of \$75.00, for injuries sustained in fall on sidewalk on Cedar Street, between Kettner Boulevard and India Street, was presented.

RESOLUTION NO. 101177, recorded on Microfilm Roll No. 36, referring claim of Lucy I. Craig to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Robert H. Jacquot, c/o Allstate Insurance Company, 440 Spreckels Building, San Diego, in the sum of \$155.50, for damage to his automobile in collision with City-owned car, was presented.

RESOLUTION NO. 101178, recorded on Microfilm Roll No. 36, referring claim of Robert H. Jacquot to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Alfred R. Hubbard, 7520 El Cajon Blvd., for damage to automobile and personal injuries sustained by his wife, in connection with "automobile accident" - no further details given - in the sum of \$2,000.00, was presented.

RESOLUTION NO. 101179, recorded on Microfilm Roll No. 36, referring claim of Alfred R. Hubbard to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of John J. Sherman and Inter-Insurance Exchange of the Automobile Club of Southern California, in the sum of \$55.04, for damage to automobile in collision with City-owned car, was presented.

RESOLUTION NO. 101180, recorded on Microfilm Roll No. 36, referring claim of John J. Sherman and Inter-Insurance Exchange of the Automobile Club of Southern California to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of R. William Clark, Mgr., for San Diego County, The Ohio Casualty Insurance Co., for damage to car owned by Billy Gene Hawhee, in collision with City-owned automobile, in the sum of \$124.72, was presented.

RESOLUTION NO. 101181, recorded on Microfilm Roll No. 36, referring claim of The Ohio Casualty Insurance Company to the Pacific Indemnity Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Harbor Department, signed by the Port Director, submitting Resolution approving agreement for amendment to Tidelands Lease with American Processing Corporation, reducing area in the main plant site to permit straightening of roadway between the plant and San Diego, rental on the plant to remain unchanged with rental on the water area increased, was presented.

The Mayor read a report from the Harbor Department setting out full part-

iculars.

RESOLUTION NO. 101182, recorded on Microfilm Roll No. 36, ratifying, confirming and approving agreement for amendment to tideland lease heretofore entered into with American Processing Corporation, a corporation, which said lease is on file in the office of the City Clerk under Document No. 399208, a copy of which agreement for amendment of tideland lease is contained in Document No. 429022 on file in the office of the City Clerk, 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 bids received for the installation of street name signs, recommending award to H. H. Peterson, the low bidder, was presented.

RESOLUTION NO. 101183, recorded on Microfilm Roll No. 36, accepting bid of H. H. Peterson for installation of street name signs, awarding contract and directing the City Manager to execute the same, authorizing return of 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 Godfrey, adopted.

Communication from the City Manager reporting on communication from James R. Edmiston, 1407 Sixth Avenue, who suggested no parking on the west side of 6th Avenue, between Hawthorn and Ivy Streets, advising the Council that signs prohibiting the parking of automobiles upon the narrow section of the street have been installed, that the City Engineer is preparing plans for setting back the curb to give uniform roadway on Sixth Avenue, was presented.

On motion of Councilman Godfrey, 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 two petitions from Richard L. Parsons relative to use of P/L 1245 as site for Baseball Park, and establishing of another landing field on Pueblo Lands north of Linda Vista, reporting on investigations made, pointing out that present facilities of Gibbs Field could be expanded if required, and that the National Production Authority ban on amusement construction would preclude development of a baseball field, recommending filing, was presented and read.

The communication advised that a copy thereof had been mailed to Mr. Parsons.

On motion of Councilman Wincote, seconded by Councilman Godfrey, the City Manager's communication, and the two petitions on which it reported, were ordered filed.

Communication from the City Manager reporting on communication from Bondstone Construction Co., Newark, N.J., requesting information on housing shortage in San Diego, enclosing copy of his reply to the company which advised getting in touch with appropriate building contractors in this vicinity, and stating that he had forwarded a copy of the letter to the San Diego Chamber of Commerce, was presented.

On motion of Councilman Kerrigan, 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 Henry S. Gordan, 452 Fifth Avenue, Suite 603, New York 18, N.Y., offering to furnish pre-fabricated houses made in Austria to relieve the local housing shortage, enclosing copy of his reply stating that it would be advisable to communicate directly with appropriate building contractors in this vicinity, and stating that he was sending a copy of the letter to the San Diego Chamber of Commerce, was presented.

On motion of Councilman Swan, seconded by Councilman Godfrey, the City Manager's communication, and the matter upon which it reported, were ordered filed.

Communication from the Superintendent of Streets, bearing the Assistant City Manager's signature of approval, reporting on petition for closing portion of Coutts Street, recommending denial due to utilities in the area proposed to be closed, was presented.

RESOLUTION NO. 101184, recorded on Microfilm Roll No. 36, denying petition of Buel Town Investment Co., dated December 29, 1950, bearing Document No. 427629, for the closing of portion of Coutts Street lying between Hancock Street and the right of way of the Atchison, Topeka and Santa Fe Railway Company, and between Blocks 220 and 223 of Middle-town Addition, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the City Engineer, bearing the Assistant City Manager's stamp of approval, reporting that Resolution No. 96611 granted petition for paving Alley in Block 12-1/2 Subdivision of Lots 3, 6, 9 and 12 City Heights Annex No. 1, that Resolution No. 100143 amended proceedings to include Alley in Block 4 City Heights Annex No. 2 and to add certain improvements, recommending that the job be returned for revision, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was returned to the City Engineer for revision of the proceedings, in accordance with his recommendation.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending adoption of Resolution amending Resolution No. 97260 regarding Tentative Map of Bay Park Vista Units Nos. 1 and 2, to suspend 2 additional sections of the Subdivision Ordinance, was presented.

RESOLUTION NO. 101185, recorded on Microfilm Roll No. 36, amending Resolution No. 97260, in connection with Tentative Map of Bay Park Vista Units Nos. 1 and 2, insofar

as it relates to Unit No. 2, to include suspension of Sections 3I3 and 3J8, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending adoption of a Resolution amending Resolution No. 97259 relative to the Tentative Map of Dellcrest, in connection with street improvements, was presented.

RESOLUTION NO. 101186, recorded on Microfilm Roll No. 36, amending Condition 5 of Resolution No. 97259 which approved the revised Tentative Map of Dellcrest, regarding street improvements, 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 4 sections of the Subdivision Ordinance relative to the Tentative Map of Huntington Park Unit No. 1, was presented.

RESOLUTION NO. 101187, recorded on Microfilm Roll No. 36, suspending Sections 3I2, 3J2, 4A8 and 6 of the Subdivision Ordinance in connection with the Tentative Map of Huntington Park Unit No. 1, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Tentative Map of Huntington Park Unit No. 1 for the subdivision of a portion of the Northwest Quarter of Section 81 Rancho de la Nacion into 42 lots, on the extension of Albermarle Street easterly of Sea Breeze Drive, was presented.

RESOLUTION NO. 101188, recorded on Microfilm Roll No. 36, approving the Tentative Map of Huntington Park Unit No. 1, subject to 9 conditions 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 adoption of Resolution to amend Resolution No. 100543 relative to the Tentative Map of Redwood Village, to provide suspension of an additional section of the Subdivision Ordinance, was presented.

RESOLUTION NO. 101189, recorded on Microfilm Roll No. 36, amending Resolution No. 100543 relative to the Tentative Map of Redwood Village Unit No. 4, suspending Section 3J6 of the Subdivision Ordinance, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending adoption of Resolution approving Final Map of Redwood Village Unit No. 4, subject to posting of bond for the performance of improvements and setting of monuments, was presented.

RESOLUTION NO. 101190, recorded on Microfilm Roll No. 36, authorizing and directing the City Manager to execute a contract with Hubner Building Company, a partnership, for the installation and completion of the unfinished improvements and the setting of the monuments required for Redwood Village Unit No. 4, 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. 101191, recorded on Microfilm Roll No. 36, adopting Map of Redwood Village Unit No. 4, being portion of Parcel "00" of Lot 19 of Rancho Mission of San Diego, accepting on behalf of the public Billman Street, Brems Street, Newsome Drive, Odom Street, Twila Lane, Zena Drive, portion of College Avenue, together with any and all abutters' and access rights in and to portion of College Avenue adjacent to and contiguous to Lot 446 subject to access only at such points as may be established by public authority and unnamed easements shown thereon for public purposes, and declaring said streets, portion of a street and unnamed easements to be public streets and easements and dedicated to the public use, authorizing the Clerk to endorse upon said map as and for the action of the Council the things hereinbefore mentioned, directing the 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, signed by the Asst. Planning Director, recommending adoption of a Resolution relative to use of property located at 5050 Newport Avenue, being Lots 11 and 12 Block 73 Ocean Beach, in Zone C for manufacture of small machine tools, with conditions attached, was presented.

RESOLUTION NO. 101192, recorded on Microfilm Roll No. 36, finding that the use of the property at 5050 Newport Avenue, legally described as Lots 11 and 12 Block 73 Ocean Beach, in Zone "C" for the manufacture of small machine tools is not more obnoxious or detrimental to the welfare of the particular community than the uses permitted in the "C" zone, provided that the total horse power is limited to 7-1/2 h.p. of electrically operated machines, that the hours of operation be limited to daylight hours and that there be no more than a total of six employees, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from E. L. Bartlett favoring the removal of the compulsory provisions of the City Retirement Fund relative to deductions from City employees' pay, stating that some carry Social Security cards but working for the City keeps them from building up their funds, declaring that many City employees would appreciate it if the Retirement Act were amended so as to remove the compulsion feature, thereby allowing some freedom, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, said

communication was referred to the City Manager.

Communication from Great American Indemnity Co., signed by Max H. Seeger, representative, dated February 1, 1951, requesting denial of claim of W. Malcolm Lowry and Mrs. Ruth White Lowry, in the sum of \$560.00, arising out of sewer odors, was presented.

RESOLUTION NO. 101193, recorded on Microfilm Roll No. 36, denying claim of W. Malcolm Lowry and Mrs. Ruth White Lowry, 5720 Dolphin Place, P.O. Box 389 La Jolla, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from Pacific Indemnity Company, signed by J. M. MacConnell, dated January 30, 1951, reporting full payment of claim of Donald Leedy, in the sum of \$51.00, was presented.

On motion of Councilman Swan, seconded by Councilman Godfrey, said communication was ordered filed.

Communication from the Mission Bay Advisory Committee, signed by George A. Scott, chairman, dated January 30, 1951, referring to report that the Committee was exceeding its authority when it advised upon leases and other administrative matters, stating that the Committee has no desire to assume any of the City Manager's prerogatives nor does the Chairman care to waste the time of its members on discussion of matters which do not properly come before it, pointing out that if the Committee is to serve a useful purpose it is glad to continue, but if the services of its members are not now necessary or wanted, it would appreciate knowing it at an early date, was presented.

RESOLUTION NO. 101194, recorded on Microfilm Roll No. 36, referring communication from Mission Bay Advisory Committee, on its powers and authority to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Water Pollution Control Board, San Diego Region #9, 3441 University Avenue, San Diego 4, signed by Harold E. Miller, Executive Officer, requesting reconsideration of La Mesa Park Sanitation District application for authorization to connect to the City's sewer system a sewer to serve a noncontiguous, unincorporated area, was presented.

RESOLUTION NO. 101195, recorded on Microfilm Roll No. 36, referring communication from Water Pollution Control Board for connection to the City sewer system of sewer to serve noncontiguous, unincorporated area being a portion of La Mesa Park Sanitation District, to Council Conference, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101196, recorded on Microfilm Roll No. 36, directing notice of filing of the Street Superintendent's Assessment No. 1984 made to cover the costs and expenses of the work done on 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 Schneider, adopted.

RESOLUTION OF AWARD NO. 101197, recorded on Microfilm Roll No. 36, accepting bid of Robt. A. Crist, an individual doing business under the firm name and style of Cast Stone Co., and awarding contract, for the paving and otherwise improving of the Alley in Block 16 Sunset Cliffs, within the limits and as particularly described in Resolution of Intention No. 100382, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

A written report from the City Engineer stated that the low bid is 3.7% below the estimate.

RESOLUTION ORDERING WORK NO. 101198, recorded on Microfilm Roll No. 36, closing portion of La Jolla Shores Drive, as more particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK NO. 101199, recorded on Microfilm Roll No. 36, closing an unnamed street known as Mission Grade, as more particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION NO. 101200, recorded on Microfilm Roll No. 36, for the paving and otherwise improving of portions of Waverly Avenue and Colima Street, 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. 101201, recorded on Microfilm Roll No. 36, for the changing of the grade on portions of La Jolla Boulevard and Marine Street, within the limits set forth in said Resolution, and as more particularly shown on Map thereof prepared by the City Engineer and filed under Document No. 427983 in the Office of the City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 101202, recorded on Microfilm Roll No. 36, to change the grade of portion of Orange Avenue, within the limits set forth in said Resolution, and as more particularly described on map signed by the City Engineer and filed under Document No. 428550 in the office of the City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 101203, recorded on Microfilm Roll No. 36, to change the grade of portion of Sutherland Street, within the limits set forth in said Resolution, and as more particularly shown on map signed by the City Engineer and filed under Document No. 427984 in the office of the City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 101204, recorded on Microfilm Roll No. 36, for the closing of portion of Bancroft Street, within the limits set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 101205, recorded on Microfilm Roll No. 36, ascertaining and declaring the wage scale for the paving and otherwise improving of Landis Street and Alley in Block 12 Subdivision of Blocks 3, 6, 9 and 12 of City Heights Annex No. 1 and Block 3 City Heights Annex No. 2, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 101206, recorded on Microfilm Roll No. 36, 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 Alleys in Blocks 187 and 188 Mission Beach, and Mission Boulevard, within the limits and as particularly described in Resolution of Intention No. 99700, was on Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101207, recorded on Microfilm Roll No. 36, rescinding Resolution No. 85492 covering the improvement of portion of University Avenue, abandoning all proceedings initiated thereunder, was on motion of Councilman Godfrey, seconded by Councilman (Although said Resolution does not so state, the proposed improvement was for the installation of an ornamental street lighting system)

RESOLUTION NO. 101208, recorded on Microfilm Roll No. 36, adopting recommendation of the City Engineer filed in the office of the City Clerk on January 31, 1951, rescinding Resolution No. 96754 covering the improvement of the Alley in Block 64 and in Block 69 Ocean Beach, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101209, recorded on Microfilm Roll No. 36, 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 69 Ocean Beach, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101210, recorded on Microfilm Roll No. 36, granting petition for paving and otherwise improving of portion of Beech 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 such improvement, directing the Engineer to consolidate said assessment district with the district heretofore ordered by Resolution No. 98319 for the improvement of portions of 33rd Street, Beech Street and Date Street, in accordance with his recommendation filed under Document No. 428823 in the office of the City Clerk, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101211, recorded on Microfilm Roll No. 36, granting petition for the paving and otherwise improving of portion of Thorn 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 such improvement, directing the City Engineer to consolidate said district with the assessment district heretofore ordered by Resolution No. 96439, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 101212, recorded on Microfilm Roll No. 36, directing the City Engineer to furnish a description for the changing of the property line grades on the Alley in Block 55 La Jolla Park, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 101213, recorded on Microfilm Roll No. 36, authorizing and directing the City Attorney to file a petition with the Board of Supervisors of San Diego County for cancellation of all taxes of record against portions of Lots 12, 13, 17, 18, 19, 20 Block 1 Marilou Park, as more particularly described in said Resolution, together with all penalties and other expenses in connection therewith, that all deeds to the State for delinquent taxes be cancelled, and that the City Attorney take whatever steps he may deem necessary otherwise to secure cancellation of said taxes and deeds, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 101214, recorded on Microfilm Roll No. 36, authorizing and directing the City Manager to make application to the Board of Supervisors of the County of San Diego to acquire tax-deeded southeasterly one quarter of Pueblo Lot 1221, and to take all necessary steps to acquire from the State of California the lands described, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 101215, recorded on Microfilm Roll No. 36, urging the Legislature of the State of California to adopt proposed bills proposed by the Shoreline Planning Association of California, Incorporated:

1. An act to provide for the preparation of a State master plan for development and improvement of beaches, aquatic parks, small boat harbors and marinas;
2. An act to amend Chapter 1422 - Statutes of 1945 to permit the expenditure of previously allocated funds for the acquisition of land and water areas for use as marinas and small boat harbors;
3. An act to amend Chapter 1422 - Statutes of 1945 - by modifying the requirement that state expenditures under the said act be matched by like amounts in money, property or lands received from private or other sources;

authorizing the City Clerk to forward certified copy to the said Association, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 101216, recorded on Microfilm Roll No. 36, authorizing and empowering the City Manager to execute a lease with Alfred Bobrof, Marvin Bobrof and Thomas G. Frye, partners doing business under the name and style of Al Ray Motors, of Block 107 Horton's Addition (commonly known as Rose Park Playground, bounded by 11th & 12th Aves., Island Ave. and J St.) the form of which is contained in Document No. 429131, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 101217, recorded on Microfilm Roll No. 36, authorizing and directing the City Auditor and Comptroller to transfer the sum of \$17.00 from Material & Supplies, City Employees' Retirement Fund to Outlay, City Employees' Retirement Fund, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4684 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$26,000.00 from the General Fund Reserve for improvement projects, for the purpose of providing funds to cover additional costs involved in reducing the work week of Fire Department personnel, 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 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. 4685 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$5,300.00 from the Traffic Safety Fund for the purpose of providing funds for construction of a drainage outlet on 52nd Street, required in connection with the 1911 Act paving project on Brooklyn Avenue and 63rd Street, was on motion of Councilman Swan, 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.

ORDINANCE NO. 4686 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$825.00 from the Capital Outlay Fund for the purpose of providing additional funds for the installation of a water piping system in connection with landscaping of the area adjacent to the Encanto Community Center, 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 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. 4687 (New Series), recorded on Microfilm Roll No. 36, appropriating the sum of \$700.00 from the Capital Outlay Fund for the purpose of providing additional funds for the acquisition and installation of street name signs (in addition to funds appropriated by Ordinance No. 4341 (New Series)), 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 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 of business, not listed on the Council's agenda:

A proposed Ordinance calling a Special election on Tuesday, March 13, 1951, submitting a proposition to incur bonded indebtedness for additions to sewer system, was presented.

Councilman Dail asked about the allocation of funds.

The City Manager said that it is flexible, and can be allocated to other sewer projects. He said that the amount specified for in the Ordinance would be adequate for the most urgent needs. The Manager said that the City was not pinned down to any one program pattern, and pointed out that it is not for the purpose of building sewers to empty land. He said that no commitments have been made, but that a tentative agreement only had been made for the sewer lines to serve property south of Gibbs Airport, if development is made.

ORDINANCE NO. 4688 (New Series), recorded on Microfilm Roll No. 36, calling, providing for and giving notice of a special Municipal Election to be held in the City of San Diego on Tuesday, March 13, 1951, for the purpose of submitting to the qualified voters of the City a proposition to incur bonded indebtedness in the sum of \$750,000.00, for the acquisition and construction of improvements and additions to the sewer system of The City including trunk line sewers, and also including lands, rights of way, equipment, pipe and material necessary or convenient therefor, determining that the maximum rate of interest to be paid shall not exceed 4% per annum, payable semiannually, making various findings and declarations more particularly set forth therein, 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.

RESOLUTION NO. 101218, recorded on Microfilm Roll No. 36, authorizing and empowering the City Manager to modify contract with R. E. Hazard Contracting Co. for improvement of streets and public rights of way at Redwood and 32nd Streets, contained in Document No. 425569, to extent that City will furnish 210 lineal feet of 8-inch cement asbestos water pipe which the contractor shall install, reducing price \$2.28 plus sales tax, per lineal feet of pipe so delivered, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The City Manager made a brief verbal explanation, along the same line as the wording of said Resolution.

Accompanying said Resolution was communication from the contractor, addressed to the City Manager, requesting such an arrangement, which communication was transmitted to the Council with stamps of approval from the City Engineer and Assistant City Manager.

RESOLUTION NO. 101219, recorded on Microfilm Roll No. 36, approving change and extra work order No. 1, dated February 5, 1951, heretofore filed with the City Clerk as Document No. 429194, issued in connection with contract with V. R. Dennis Construction Co., for improvement of Midway Drive at Ollie Street, said changes amounting to an increase in the contract price of \$1609.00, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

The City Manager stated that adoption of the Resolution would expedite the opening of the bridge.

The Mayor announced at this time that members of the Police and Fire Departments would take the Boy Scouts on an inspection tour of the City, and that luncheon would be served to them at the City Jail.

The Mayor told the boys that it had been a pleasure to have had them present at the meeting.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Kerrigan, seconded by Councilman Dail, at the hour of 10:32 o'clock A.M.

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

ATTEST:
FRED W. SICK, City Clerk

By A. M. Hadstrom
Deputy