

The preceding minutes for this meeting will be found in the book just ahead of this one.

On motion of Councilman Kerrigan, seconded by Councilman Evenson, the next ordinance was introduced.

On motion of Councilman Kerrigan, seconded by Councilman Evenson, reading prior to passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 6991 (New Series), appropriating \$14,900.00 out of Capital Outlay Fund for installing one-way signs on certain streets (outlined in the Ordinance), was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Williams.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, reading prior to passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 6992 (New Series), appropriating \$10,900.00 out of Capital Outlay Fund for installing Traffic Signal and Safety Lighting Systems and traffic signal interconnect system on certain streets (outlined in the Ordinance), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Williams.

On motion of Councilman Curran, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Curran, seconded by Councilman Kerrigan, reading prior to passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 6993 (New Series), appropriating \$6,250.00 out of Capital Outlay Fund for improvement of portion of 52nd Street, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Williams.

On motion of Councilman Evenson, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Evenson, seconded by Councilman Kerrigan, reading prior to passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 6994 (New Series), appropriating \$3,600.00 ~~out of Unappropriated~~ out of Unappropriated Balance Fund for printing 1,000 copies of book entitled "This Fantastic City", by Judge Shelley J. Higgins, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Williams.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the next ordinance was introduced.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, reading

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prior to passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 6995 (New Series), appropriating \$3,000.00 out of Unappropriated Balance Fund, and transferring it to Department 40.34, General Appropriations, Account 214, Travel, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Williams.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, reading prior to passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 6996 (New Series), establishing grade of Poe Street, between northwesterly line of Evergreen Street and northeasterly prolongation of northwesterly line of Lot 8 Block 132 Roseville, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Williams.

On motion of Councilman Schneider, seconded by Councilman Curran, Ordinance changing name of Vergene Street in Sorrento to Sorrento Valley Road, was introduced, by the following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Williams.

(See later note).

The City Manager requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

RESOLUTION 132967, endorsing Proposition "W" on the ballot of June 5, 1956, in connection with Colorado River Water, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

At the request of Councilman Curran, the Council referred back to the introduced ordinance changing name in Sorrento. He asked if it would make for a better street pattern.

Harry C. Haelsig, Planning Director, stated that it would eliminate confusion that exists with the present naming.

The action taken was not reconsidered.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned, at 12:00 o'clock noon.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Chas O Dail

Mayor of The City of San Diego, California

6995 N.S. - 6996 N.S.
Ord. introduced - with later explanation
132967 - U.C.
Meeting adjourned

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, May 10, 1956

Present--Councilmen Burgener, Schneider, Curran, Evenson, Mayor Dail
Absent--Councilmen Williams; Kerrigan, out of the City on City business
Clerk--Fred W. Sick

Ordinances and Resolutions for this meeting are recorded on Microfilm
Roll No. 112.

Petition of residents, referring to petition asking removal of obstructions from public sidewalk rights-of-way in vicinity of Silvergate Elementary School, presented March 1, 1956, and asking to go on record asking the Council to act favorably upon the petition, was presented.

On motion of Councilman Burgener, seconded by Councilman Curran, the petition was "held" until a report comes from the City Manager on the subject.

Report of Purchasing Agent, approved by City Manager, on bids received April 19, 1956, for furnishing City's requirements of Water Meters for period of 1 year, was presented. It recommends: (a) Rejecting all bids; (b) Authorizing Purchasing Agent to re-advertise for bids for furnishing requirements of Cold Water Disc Meters for period of 6 months, beginning June 1, 1956, and submits 2 resolutions.

RESOLUTION 132968, rejecting all bids received April 19, 1956, for furnishing Cold Water Disc Meters, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION 132969, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing requirements of Cold Water Disc Meters, for period of 6 months beginning June 1, 1956, under Document 534795, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of The Dow Chemical Company for furnishing City's requirements of Liquid Chlorine for period of 1 year beginning May 25, 1956 (approximately 900 tons) @ \$61.10 per ton f.o.b. Pittsburg, California, plus State Sales Tax, plus freight @ \$0.94575 per cwt (for Sewer Treatment Division) - 2 bids - was presented.

RESOLUTION 132970, accepting bid of The Dow Chemical Company for furnishing Liquid Chlorine; awarding contract; authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Win Ward Company of San Diego for furnishing Metal Crew Truck Bodies (for Public Works, Equipment Div.) - total of 7 @ \$1,547.90 ea. plus State Sales Tax; 5 bids - was presented.

RESOLUTION 132971, accepting bid of Win Ward Company of San Diego for furnishing Metal Crew Truck Bodies; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant

Meeting convened
Petition
Communications - Purchasing
132968 - 132971

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to specifications on file in office of City Clerk, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Communication from Purchasing Agent, approved by City Manager, reporting on low bid of Western Metal Supply Company for furnishing 20 - 6" Fire Hydrants with one 2½" part and 4" part @ \$131.50 each, terms 2% - 30 days, plus State Sales Tax, or a total of \$2,577.40 net, plus State Sales Tax; 4 bids - was presented.

RESOLUTION 132972, accepting bid of Western Metal Supply Company for furnishing Fire Hydrants; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted.

RESOLUTION 132973, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Addition to Complete Air Conditioning System to the Main Library at Ninth Street and "E" Street; Document 534735; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

RESOLUTION 132974, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of Frontier Drainage Pump Station and Storm Drains; Document 534781; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Report from Purchasing Agent, approved by City Manager, recommending that he be authorized to purchase a Pneumatic Ejector for sewer pump from Engineer's Sales-Service Company, Inc. - \$1,727.00 plus \$51.00 freight, plus State Sales Tax, terms 2% 10 days, was presented. The report tells of proposal to install a second part, and that quotation has been received.

RESOLUTION 132975, authorizing and directing Purchasing Agent to purchase 1 Pneumatic Ejector, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Los Altos Terrace, subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by the City Engineer, was presented.

RESOLUTION 132976, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with June Picard and Stanley Picard, for installation and completion of unfinished improvements and setting of monuments required for Los Altos Terrace Subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 132977, adopting Map of Los Altos Terrace Subdivision, a subdivision of Lot 23 Soledad Terrace; accepting on behalf of the public portion of Los Altos Road, and easements shown for sewer, water, drainage and public utilities, for public purposes; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that it has been approved and that portion of street and easements shown are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of supervisors of County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending approval of tentative map of Allied Gardens Unit 1, an 85-lot subdivision lying southeasterly of Allied Gardens Unit 9 in Grantville area, subject to 14 conditions and to suspension of portion of the Municipal Code, was presented. It says it will be necessary to close certain alleys and portions of some streets.

RESOLUTION 132978, approving tentative map of Allied Gardens Unit 11; suspending portion of the Municipal Code, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending approval of Bay Park Estates, a 14-lot subdivision of portion of Pueblo Lot 255, portion of Lots 16 to 24 Block 12 First Addition to Asher's Cloverleaf Terrace, and portion of Block 11 Asher's Cloverleaf Terrace, located on north side of Asher Street between Goldfield and Lieta Streets, subject to 12 conditions, and suspension of portion of the Municipal Code, was presented.

RESOLUTION 132979, approving tentative map of Bay Park Estates; suspending portion of Municipal Code, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending approval of Berdel Homesites, a 1-lot subdivision of portion of Pueblo Lot 1299, located adjacent to La Jolla Highlands Unit 3, on east side of La Jolla Scenic Drive, west of Pacific Highway, subject to 10 conditions, and suspension of portion of Municipal Code, was presented.

RESOLUTION 132980, approving tentative map of Berdel Homesites; suspending portion of Municipal Code, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending approval of tentative map for resubdivision of Lots 27 and 28 Block 2 Cullen's Westland Addition and a portion of Cheates Addition, located on east side of Pentuckett Avenue northerly of Ivy Street within R-2 zone, subject to 3 conditions, and suspension of portion of the Municipal Code, was presented.

RESOLUTION 132981, approving tentative map of Cullen's Westland Terrace, 2-lot resubdivision; suspending portion of Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending approval of tentative map for 3-lot subdivision of Lots 159 and 160 Empire Addition to Encanto Heights, located at southwest corner of Fulmar and Weaver Streets in Encanto, with each of the 3 lots over 15,000 square feet each - which conforms to development of the area - subject to 6 conditions and to suspension of portion of Municipal Code, was presented.

RESOLUTION 132982, approving tentative map for resubdivision of Lots 159 and 160 Empire Addition to Encanto Heights; suspending portion Municipal Code, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending approval of Tentative Map of Floyd Terrace, Resub. Lots 1 & 22 Block 6 Sunnyslope Add. to Encanto, was presented.

RESOLUTION 132983, approving tentative map of Floyd Terrace, a 6-lot resubdivision; suspending portion Municipal Code, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending reapproval of tentative map of Mesa Hills, a 304-lot subdivision of portion Pueblo Lot

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1187, subject to conditions of Resolution 131704, was presented.

RESOLUTION 132984, reapproving revised tentative map of Mesa Hills, approved by Resolution 131704, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

The continued communication from the Planning Commission, submitting Resolution approving tentative map of Muirlands Village Unit 3, was continued temporarily.

Communication from Planning Commission, by P. Q. Burton, forwarding petition requesting that name of Via Barranca, in Muirlands Village Unit 1 between Avenida Mirola and Avenida La Reina - adjacent to Lots 19 through 22 and Lots 39, 40, 41 Muirlands Unit 1 - be changed to Avenida La Reina, was presented. In addition to a detailed report, it says that reasons given seemed sufficient to the Planning Commission - which voted to change the name by 6-0 - but that the Fire Department had recommended that name be not changed (on account of having to change all existing wall and book maps and street addresses).

RESOLUTION 132995, adopting recommendation of City Planning Commission that name of Via Barranca be changed to Avenida Mirola; requesting City Attorney to prepare and present Ordinance to make the change, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by P. Q. Burton, forwarding letter from R. A. Campbell, Director of the Department of General Services (of the City of San Diego), suggesting that Marlborough Drive north of Monroe Avenue be named Marlborough Avenue to correspond with Marlborough Avenue south of Monroe Avenue, which has been in existence within the City limits longer than Marlborough Drive north of Monroe, was presented. It says that purpose of suggested change is that the continuous street have the same name for its full length. It tells of a petition of protest of 146 property owners objecting to the change. It states that all departments and agencies reporting have approved the proposed change. The communication reports that 66 signs had been posted, the department has expended in labor and materials approximately \$30.00 on the proposed change, and that \$150.00 more would have to be spent in changing signs. A map is submitted, and says that after hearing some of the protestants, the Planning Commission voted 6-0 to recommend that name not be changed because it seems there was not sufficient reason for the change.

RESOLUTION 132985, denying request to change name of Marlborough Drive north of Monroe Avenue to Marlborough Avenue, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from the State Engineer, division of Water Resources, relative to a conference on the Feather River Project to be held in Los Angeles on May 16, 1956, was presented. It outlines items included in the Budget Act of 1956, adopted by the State Legislature and approved by the Governor.

Councilman Burgener moved to file the communication.

The City Manager told the Council that it is a discussion and that Beermann (Paul Beermann, Director of the Water Department), is going up,

On motion of Councilman Curran, seconded by Councilman Burgener, it was filed.

Resolution from San Diego Post 6, The American Legion, petitioning the Council to change the name of Wabash Freeway to Nimitz Freeway in honor of the World War II Commander-in-Chief, U.S. Pacific Fleet and Pacific Ocean Areas, was presented.

On motion of Councilman Burgener, seconded by Councilman Curran, it was referred to Planning.

RESOLUTION 132986, establishing parking time limit of 2 hours, between 8:00 A.M. and 6:00 P.M., Sundays excepted:

Communications

Resolution

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132995

Both sides of Laurel Street, between India and Columbia Streets; establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Resolution establishing parking time limit of 2 hours, between 8:00 A.M. and 6:00 P.M., Sundays excepted - both sides of University Avenue between Park Boulevard and Centre Street - was presented.

On motion of Councilman Burgener, seconded by Councilman Curran, it was continued 1 week - to the meeting of May 17, 1956..

RESOLUTION 132987, establishing taxicab stands:

North side of Broadway between points 8 and 30 feet east of Second Avenue;

West side of First Avenue between points 52 feet and 74 feet north of Broadway;

abolishing taxicab stands which exist at:

West side of 3rd Avenue between points 10 and 29 feet south of Broadway;

South side of C Street between points 7 and 27 feet east of 1st Avenue;

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

RESOLUTION 132988, establishing taxicab stands:

Easterly side of Rosecrans Street, between Quimby and Russell Streets;

Easterly side of Rosecrans Street, between points 35 feet south and

57 feet north of northerly line of Curtis Street;

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

Resolution establishing taxicab stands: north side of University Avenue at a point east of 30th Street; north side of Laurel Street at a point east of 5th Avenue - was presented.

On motion of Councilman Schneider, seconded by Councilman Curran, it was continued 1 week - to the meeting of May 17, 1956.

RESOLUTION 132989, authorizing City Manager to employ V. R. Dennis Construction Company to perform work on 53rd Street between El Cajon Boulevard and Trojan Avenue - in connection with 1911 Street Improvement Act proceedings - cost to not exceed \$87.55, payable from Ordinance 5341 New Series, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 132990, authorizing and empowering City Manager to enter into contract for and on behalf of The City of San Diego, with Alef Homes, Inc., a corporation, Carter Homes, Inc., a corporation, Macbeth Homes, Inc., a corporation, Gemmel Homes, Inc., a corporation, Prospect Realty Co., a corporation, Oasis Homes, Inc., a corporation, Baze Homes, a corporation, Wafer Homes, Inc., a corporation, subdividers of Clairemont 16, and Ohm Homes, Inc., a corporation, Watt Homes, Inc., a corporation and Magnet Homes, Inc., a corporation, subdividers of Clairemont 17, providing for construction of a 16" water main and appurtenances extending from Kearny Mesa pipeline northward to southern boundary of the subdivision and for difference in costs between a water main and appurtenances being constructed to size required by ordinance to serve subdivision

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and cost of larger water main and appurtenances requested by the City, upon execution and delivery to the City of a Quitclaim Deed conveying to the City all right, title and interest of subdividers in and to water system serving Clairemont Units 16 and 17, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 132991, authorizing and empowering City Manager, for and on behalf of the City, to execute amendment to lease between the City and De Anza Harbor, Inc., lease filed with City Clerk as Document 433606 together with amendments under Documents 458065, 495332 and 524548, for portions of Pueblo Lots 1798 and 1208 for tourist and trailer park; Document 534810, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

The next item had been continued from the meeting of May 3.

RESOLUTION 132992, authorizing and empowering City Manager to execute, for and on behalf of The City, a lease with Foster & Kleiser Company of portion Block 25 Tract 2 Encanto Heights, for signboards, Document 534811, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

In connection with the next item, Councilman Curran asked about cost of service proposed in the resolution.

The City Manager said that the electrocardiograms covers every man over 40 in the Fire Department. He said the program was inaugurated 2 years ago; cost is \$5.00 each, whereas the normal doctor charge is \$10. or \$15. each. He told the Council that any death from heart condition in the Fire Department is considered to be job-connected.

RESOLUTION 132893, authorizing and empowering City Manager to execute, for and on behalf of the City, agreement with Rees-Stealy Clinic for taking and reading of electrocardiograms of City firemen, under Document 534812, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION 132994, accepting and dedicating portion of Alvarado (subdivision) lying parallel with and contiguous to westerly boundary of the subdivision, lying wholly within Lots 1, 2, 3; dedicating land for and naming it Norris Road; authorizing and directing City Clerk to file certified copy of Resolution for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 132995 - See 132984 of these minutes, where numbered originally.

The City Manager identified property covered by the next Resolution.

RESOLUTION 132996, authorizing and directing Property Supervisor to advertise for at least 5 consecutive days in official newspaper, sale at public auction of Lot 27 Block 10 Drucker's Subdivision, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Resolution states that reason for selling property - which had been petitioned for A. H. Kalisch, 3676 Fairmount Avenue, San Diego, for sale - is that it is no longer needed for City purposes. It says value as disclosed by appraisal made by qualified real estate appraiser is \$1500.00; minimum amount Council will consider for sale is \$1500.00. It reserves right to reject any and all bids, and provides that all expenses in connection with the sale shall be deducted from proceeds.

RESOLUTION 132997, granting revocable permit to Davis M. Burriel, 540 North 36th Street, San Diego, to install and maintain 2 20-foot 4" C.I. sewer lines and 2 40-foot 4" C.I. sewer lines for use and benefit of owner's property under alley Block 20 and 40-feet in Market Street from easement in Lot 5 Block 2 Crippen's Addition, to City sewer connection in Market Street; rescinding Resolution 132533 adopted April 17, 1956, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 132998, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against North 30 feet of portion of South 430 feet of West 4794.82 of Southeast Quarter of Quarter Section 103 Rancho de la Nacion, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 132999, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against North 140 feet of South 280 feet of portion of Quarter Section 103 Rancho de la Nacion, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133000, directing Property Supervisor to file petition with Board of Supervisors requesting that all taxes against portion 1/4 Section 103 Rancho de la Nacion be cancelled, etc., was on motion of Councilman Schneider, seconded by Curran, adopted.

RESOLUTION 133001, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion Pueblo Lot 220, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133002, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion Pueblo Lot 220, together with all penalties and other expenses in connection therewith, be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133003, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against southwesterly 5.00 feet of northeasterly 40.00 feet of southeasterly 80.00 feet of Pueblo Lot 220, together with all penalties and other expenses in connection therewith, be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133004, granting revocable permit to J. A. Cooper, 4531 University Avenue, San Diego, to install and maintain 50 feet of 3/4" G.I. water line for use and benefit of East 75 feet of Lots 45 to 48 inclusive Block 6-1/2 City Annex No. 1 to City water main in alley said block, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

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RESOLUTION 133005, granting revocable permit to E. E. Hayes, 5520 Cervantes Street, San Diego, to install and maintain 250 feet of 1-inch G.I. water line for use and benefit of owner's portion Lot 92 Las Alturas Villa Sites, to City water main in Harbison Avenue, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

RESOLUTION 133006, granting revocable permit to Monte Powdrill, 2802 Imperial Avenue, San Diego, to install and maintain overhead lights for use and benefit of owner's property: Lots 21, 22, 23 Block 2 Reed's Central Park Addition, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133307, granting revocable permit to R. L. Williams, 3507 State Street, San Diego, to install and maintain 280-feet of 1" G. I. water line for use and benefit of owner's Lots 22 and 23 Block 405 Subdivision of P.L. 1122 to City water main in Walnut Avenue, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 133008, appointing (confirming appointment by the Mayor) of the Reverend Harold Barrett Robinson to succeed himself as a member of the Social Work Commission, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133009, authorizing and directing City Auditor and Comptroller to refund to the Theatrical Enterprises Corporation, upon its written demand, the sum of \$2,050.00, being balance of \$2,500.00 deposited by the Corporation less \$450.00 incurred by the City, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

The Resolution recites that the Council by Resolution 130175 accepted proposal to lease properties as set forth in Document 525089 on file in office of City Clerk; that the Corporation deposited \$2,500.00 with City Auditor and Comptroller to assure carrying out proposal (for development and operation of an out-door theatre); lease has not been signed by the corporation because of unforeseen developments in the area proposed to be leased, after submission of the bid (variances by the City for similar operations in the vicinity of the City-owned lands leased to the Corporation), which would make the proposed construction economically unfeasible and unsound. It states that City Attorney has advised the Council that the City has no right, title or interest in and to the sum of \$2,500. over and above actual cost to the City.

RESOLUTION 133010, authorizing City Attorney to settle \$1449.07 claim of Otto Maupin, Document 530545 for sum of \$1000.00; directing City Auditor & Comptroller to draw warrant in favor of Otto Maupin and his attorney Charles B. DeLong, in full settlement of the claim, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Before the roll was called, Councilman Curran stated that he "seconded the motion with objection".

RESOLUTION 133011, accepting easement for right of way for public street and incidents in portion Lot 39 Encanto; naming the land 65th Street; authorizing and directing City Clerk to transmit the deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 133012, accepting deed of Clarence E. Tucker and Atheleen K. Tucker, May 7, 1956, conveying easement for right of way for public street and incidents, in portion Lot 39 Encanto; naming the easement 65th Street; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 133013, accepting deed of Vernon C. Knox, May 7, 1956, conveying easement for sewer, water, drainage and public utilities, and right of ingress thereto and egress therefrom, in portion Lot 39 Encanto; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 133014, accepting deed of Clarence E. Tucker and Atheleen K. Tucker, May 7, 1956, conveying easement for sewer, water, drainage and public utilities and right of ingress thereto and egress therefrom in portion Lot 39 Encanto; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

On motion of Councilman Burgener, seconded by Councilman Curran, reading of the next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 6997 (New Series), incorporating portion Lot 20 Ex-Mission Lands into M-1 Zone as defined by Section 101.0412 of the Municipal Code, and repealing Ordinance 3075 (New Series) insofar as it conflicts, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilmen Williams, Kerrigan.

On motion of Councilman Burgener, seconded by Councilman Curran, reading of the next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 6998 (New Series), dedicating portions of Colina Del Sol Park for portions of public streets, and naming the land Orange Avenue and 52nd Street, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilmen Williams, Kerrigan.

On motion of Councilman Schneider, seconded by Councilman Curran, reading of the next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 6999 (New Series), authorizing City Manager to execute amendment to lease covering Pueblo Lots 1269, 1272 and 1292, with Sawday & Sexson, Inc., amendment form filed as Document 534825, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilmen Williams, Kerrigan.

On motion of Councilman Burgener, seconded by Councilman Evenson, the

next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Evenson, reading of the next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7000 (New Series), appropriating \$13,750.00 out of Capital Outlay Fund for appraisal of site for construction of a proposed Municipal Building to provide facilities for public assemblies (auditorium, convention building, little theatre), was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilmen Williams, Kerrigan.

Communication from Planning Commission, by Jack Van Cleave - continued from previous meeting and held temporarily until this time - together with communication from Freeland, Peterson & Evenson, by Charles W. Christenson, were considered.

The Planning Commission letter submits tentative map of Muirlands Village Unit 3, a 93-lot subdivision of portion of Pueblo Lot 1257, located southerly of Nautilus Street and Avenida Algodon, was presented. It says that area proposed to be subdivided is the remaining unsubdivided portion of area included under revised tentative map of Muirlands Village approved by Resolution 113576 on August 6, 1953. It reports that the Commission recommended approval subject to recommendations in accompanying resolution, and suspension of portions of the Municipal Code.

There was also presented to the Council the Christensen letter, relative to the 14 conditions, 4 of which are objectionable in part, and request is made for re-wording if the Council agrees they are unnecessary. It says that objectionable conditions refer to improvements in front of 5 lots fronting on El Camino del Teatro, an existing dirt road. It says that El Camino del Teatro is approximately 1700 feet long connecting 2 portions of Muirlands Drive which are paved, and that construction of curbs, sidewalks and half-width pavement on the isolated section of Camino del Teatro is impracticable. It states that the first rain could easily undermine and destroy the isolated improvement on the relatively steep grade. The communication requests amendment to conditions 4, 5, 10. It also requests that "walkway" connecting 2 streets should be stricken from item 12.

Mr. Christensen told the Council that conditions are similar to those of other subdivisions; 5 lots face on a dedicated street. He said that the condition of improving a steep 8% or 10% grade is impracticable. He said the street could deteriorate. He asked to have the condition on the 5 lots waived.

There was a conference over a map.

Harry C. Haelsig, Planning Director, explained from the map, not seen.

There was discussion between Councilmen, Mr. Haelsig, and Mr. Christensen.

Mr. Haelsig said the Council "better bring in the City Engineer", in connection with the request for eliminating the street improvement.

There was discussion over the map again, including the City Engineer, who joined the group.

The City Engineer said "it is a bad place, steep, and narrow". He said several people had contacted him already; he thought it ought to be paved.

Councilman Burgener contended that it would be no benefit to the City to pave a piece.

The City Engineer told the Council "it should be done by somebody".

Councilman Burgener identified on the map a lot he owns, and stated that he is willing to improve the street under 1911 Act proceedings.

Mr. Christen said "it has to be done all at once".

Councilman Burgener stated that he would be willing to be a party to the City initiating proceedings for improvement. He said he wondered if a private contract job would be successful. He told the Council that "subdivider does not want to put in a portion, and have it sit there". He said it is steep, with 20 to 40 foot driveways.

Councilman Burgener moved to delete the requirement for the 1/2-street improvement.

Mr. Christensen stated that he does not want the stairways (listed as "walkways" in item 8").

Mr. Haelsig said that there is over 20% grade for the street, and that sidewalks are called for; objection is to that. He said that there is the problem of

7000N.S.

Communication from Planning re Muirlands Village Unit 3
(incl. unscheduled hearing)

intersections, including "filling above land".

Councilman Burgener pointed out that it is strictly a 2-car area.

There was discussion between Councilman Curran and Mr. Haelsig over use of steps.

Councilman Burgener declared that steep steps could provide attraction for children, and would not like his little boy to play on them.

Councilman Burgener moved to delete from the conditions the requirement for improvement of the 1/2-street.

Mayor Dail reviewed the Christensen letter, and said it is different from the Planning Commission's recommendation.

Mr. Haelsig suggested that the item be referred back to Planning "to re-draft the Resolution for approval by the Attorney".

The Mayor asked about problems.

Mr. Haelsig replied that there could be problem as to when to do the work, and the way lots are turned for 1911 assessment. He pointed out that there was a job protested out on account of excessive cost. He told the Council that there could be trouble on a 1911 Act policy.

The Mayor asked Mr. Haelsig if he had strenuous objections to the request.

Mr. Haelsig's reply was "no".

On motion of Councilman Burgener, seconded by Councilman Evenson, the subject was referred to Planning Commission to re-draft the resolution of approval on Muirlands Village Unit No. 3 map, to eliminate provisions for 1/2 street and steps.

Councilman Burgener then said he wanted to propose initiation of 1911 Act proceedings for improvement of Camino Del Teatro.

RESOLUTION 133015, directing that a district be formed to pay costs and expenses of improving Camino Del Teatro, under 1911 Improvement Act proceedings; directing City Engineer to furnish description of assessment district, and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses of improvement of Camino Del Teatro, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

The City Manager requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

RESOLUTION 133016, authorizing Street Superintendent to grant Daley Corporation a 30-day extension of time for completion of contract for improvement of portions of 51st Street, Polk Avenue, 52nd Street and Otilie Place, in accordance with his recommendation filed as Document 534778, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned, at 10:37 o'clock A.M.

The Mayor announced that the Council would go into Conference following this meeting.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadad
Deputy

Chas. D. Dail
Mayor of The City of San Diego, California

5/15/56

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, May 15, 1956

Present—Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail
Absent—Councilman Kerrigan (absent from the city, on City business)
Clerk—Fred W. Sick

Mayor Dail called the meeting to order at 10:05 o'clock A.M.

Reverend Milo L. Nixon, pastor of the College Avenue Baptist Church, was presented by the Mayor. Reverend Nixon gave the invocation.

On motion of Councilman Schneider, seconded by Councilman Curran, minutes of the Regular Council meetings of Tuesday, May 8, 1956, and Thursday, May 10, 1956, were approved without reading.

Ordinances and Resolutions are recorded on Microfilm Roll 113

The hour of 10:00 o'clock A.M. having arrived, the latest time set for receiving bids for furnishing electric energy in San Diego Lighting District No. 2, for 1 year from and including July 1, 1956, to and including June 30, 1957, the Clerk reported 1 bid. On motion of Councilman Curran, seconded by Councilman Williams, it was publicly opened and declared.

It was the bid of San Diego Gas & Electric Company, accompanied by certified check in the sum of \$1969.60 written by San Diego Trust and Savings Bank.

On motion of Councilman Curran, seconded by Councilman Williams, bid was referred to City Manager and City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the latest time set for receiving bids for furnishing electric energy in San Diego Lighting District No. 3, for 1 year from and including July 1, 1956, to and including June 30, 1957, the Clerk reported 1 bid. On motion of Councilman Schneider, seconded by Councilman Curran, it was publicly opened and declared.

It was the bid of San Diego Gas & Electric Company, accompanied by certified check in the sum of \$1058.57 written by San Diego Trust and Savings Bank.

On motion of Councilman Schneider, seconded by Councilman Curran, bid was referred to City Manager and City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132281 for paving and otherwise improving Torrence Street and portion of Keating Street, the clerk reported written protests from Mrs. Alma Warner, Clifford E. Horton, Richard T. Stafford, Margaret S. Croxall and Sumner Brackett, Roy D. Crippen by Madeline P. Crippen and written endorsement from John C. and Betty L. Mabee.

The Mayor inquired if anyone was present to be heard.

James A. Milligan, who requested continuance of the hearing last week, told the Council "it is too bad that the City does not have a clause in the Charter to provide for doing work when needed". He said that he ran onto a sewer (while doing work) and had to quit. He stated that the property is in R-4 zone, is without a road, and that taxes are small. He said that the property "is shut out altogether".

Meeting convened
Invocation
Minutes approved

Bids
Hearings

Councilman Williams said "Mr. Milligan is in favor of the improvement".

Asked for a report, the City Engineer reported a 43.8% protest.

Mrs. Croxall came to the microphone and stated that her "letter is about everything". He said she was told that Mr. Crippen had said he would not sign the petition. She stated that people had been reported as saying that they would sign if she she would; only the people in 1 block would sign. She told the Council that she would not go down the steep street; the City Engineer told about it being so steep that it should not be paved. Mrs. Croxall told about having put in a sewer, and then having to pay to hook up, and that nobody would pay her (to help pay for the cost of the sewer line). She stated that the City says the sewer is so shallow that it would have to be lowered. She said she has gone to a lot of expense, and that it is not up to her to help property owners put in a steep street.

Councilman Williams pointed out that Mrs. Croxall's property is not in the assessment district.

Mrs. Croxall replied that Neil Street has eroded; so would the other.

Mayor Dail stated, also, that the Croxall property is not in the assessment district.

Mrs. Croxall maintained that "it is a subterfuge"; the rest is a dirt road. She said she is involved in Torrence; she has 4 parcels on Torrence; 100 feet on Torrence. She said she comes into Torrence to the double gates, and was threatened about cutting off the street.

Mayor Dail stated that the Council "can't settle a community squabble". He re-iterated that Mrs. Croxall is not included in the assessment district.

Mrs. Croxall said the street is "not going to hold"; it will wash down. She said that if it is lowered (presumably the sewer) she will be charged.

Councilman Burgener said that Mrs. Croxall will have time to protest, when improvement is in front of her property.

The City Engineer said that the Croxall property had not been included in the percentage on the protest.

Mr. Horton, 3746 Keating, stated that he is not in favor of the improvement; the expense would be too great. He told of having paid for paving and mains on Keating, and about drainage water. Answering Councilman Williams, he identified his property as Lots 23 and 24.

The City Engineer identified, from a map, the people who had helped pay for Keating.

There was discussion between Councilman Williams and Mr. Horton.

Mr. Horton said that it would not be a good job on a steep street to pave part way up. He told of getting stuck now.

The City Engineer said that paving can be done without drainage problems, and pointed out that area on a plat.

There was a conference over a map.

Mr. Stafford identified his property as Lots 9 through 12. He said that the original petition included the whole block; then there was another petition. He stated there is a "protest from everyone who did not sign" (the petition for the work).

There was discussion between Councilman Curran and Mr. Stafford.

Arthur Warner, owner of Lots 5 and 6 Block 72 Middletown Addition, said "people who have access have their streets". He said it would be contoured, so that water would run off. He declared that there is no way that people on the inside can do anything with their property on account of there being no access. He said there will be not any damage from "run down" (of water). He said that when people built, they had mud, and asked the Council not to keep the people out of their properties.

On motion of Councilman Burgener, seconded by Councilman Curran, hearing was closed.

Councilman Burgener spoke to people interested, and said there is no subterfuge; the City Engineer decides if it is feasible to do a portion of the street.

Councilman Williams said that it is a reasonable request to do the improvement.

RESOLUTION 133017, overruling and denying protests of Clifford E. Horton, Richard T. Stafford, Margaret S. Croxall and Sumner Brackett, against improvement of Torrence Street and Keating Street under Resolution of Intention 132281, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Evenson, Mayor Dail. Nays-Councilman Curran. Absent-Councilman Kerrigan.

On motion of Councilman Williams, seconded by Councilman Schneider,

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proceedings were referred to the City Attorney for Resolution Ordering Work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132385, for paving and otherwise improving Broadway, with Evelyn Street and Madera Street, the clerk reported written protests from Mrs. Rose C. McCloskey and others, and from Jack Daremes.

Mrs. Reinback (initials or first name not given) said that she did want the street improved, but that the plans are too expensive; some would lose their property; Evelyn is proposed for a split-level street, increasing the cost.

The City Engineer reported a 91.3% protest.

RESOLUTION 133018, sustaining protests against improvement of Broadway, Evelyn Street and Madera Street, Resolution of Intention 132385; abandoning proceedings, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132386, for paving and otherwise improving Goshen Street, Lauretta Street, Fresno Street, Hueneme Street, Riley Street, Eureka Street, Ruby Street, Mildred Street, Donahue Street and Public Rights of Way, the Clerk reported no protests.

Councilman Curran left the meeting

The Mayor inquired if anyone was present to be heard.

No one appeared to be heard; no written protests were presented.

On motion of Councilman Curran, seconded by Councilman Burgener, proceedings were referred to the City Attorney for Resolution Ordering Work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132387, for paving and otherwise improving Missouri Street, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

On motion of Councilman Evenson, seconded by Councilman Burgener, proceedings were referred to the City Attorney for Resolution Ordering Work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132388, for paving and otherwise improving San Luis Obispo Place; Alleys in Blocks 119, 120, 123, 124, 127, 128, 131, 132, 135, 136, 139, 140, 143, 144, 148 Mission Beach, the Clerk reported written protest from Thomas H. McManus.

Mr. McManus read a copy of his protest to the Council.

The City Engineer stated that there is nothing in the file on plans (for paving Block 127 alley, between Mission Blvd. and Strandway, as stated by the McManus protest). He recommended removing the McManus alley from the proceedings, and stated it was "paved unofficially."

Councilman Burgener said that it would be well to continue the hearing 1 week.

Councilman Curran returned to the meeting.

Mr. McManus said "it was paved under permit"; a new sewer line was installed last week, and it was re-asphalted over the hole. He contended that there is no reason to pave the alley; it is perfect. He said that the real estate man who circulated the petition knew it was paved.

Mayor Dail agreed that the hearing should be continued 1 week.

RESOLUTION 133019, continuing the hearing on Resolution of Intention 132388, until 10:00 o'clock A.M., May 22, 1956; requesting the City Engineer to make a report on the paving of Alley Block 127 Mission Beach as stated by Thomas H. McManus, 3418 Mission Blvd., San Diego, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 132508 of Preliminary Determination for paving and otherwise improving Dupont Street, and portion of Albion Street, the Clerk reported written protests from Edwin L. Hamilton and others, and from Anita L. Davis (Hale) and others.

The Mayor stated that this breaks the record with a 96% protest.

The City Engineer reported a 92% protest.

RESOLUTION 133020, sustaining protests against improvement of Dupont Street and Albion Street, Resolution of Preliminary Determination 132508; abandoning proceedings, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

After the roll was called, and the proceedings abandoned, the City Engineer said that proceedings had been initiated by the City at the request of Mr. Blom (Asst. City Manager). He told the Council that it was "bootlegged paving".

Leon W. Scales, attorney, of Lindley, Lazar & Scales, who signed a letter transmitting many of the protests, said there are 20 property owners (affected); 19 of them filed objections. He said there would be a 100% protest, if 1 owner affected were not in the Orient. He continued about previous improvements made. He said that property owners made efforts to have oiling done. He said that in 1955 a contractor - Hazard - was paid by property owners to put down 2" asphalt surface. He said proceedings were initiated by the City Manager's office. He said that the City had agreed it would take no action against the individual, if he made no protest. Mr. Scales stated that if the work were done it would be a paved island, that another portion of Dupont which is worse, is unpaved.

Councilman Burgener, referring to the abandonment of the improvement, said that the neighbors should not expect maintenance.

The City Engineer said that when the letter was written, it was thought that the City had the remedies.

The Mayor said that the City has closed loop-hole regarding improvements without permit (on account of a just-adopted Ordinance).

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 132509 of Preliminary Determination for paving and otherwise improving Gardena Avenue and Gardena Place, etc., the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 133021, determining that improvement of Gardena Avenue, Gardena Place and Public Right of Way in Pueblo Lot 265, Resolution 132509 of Preliminary Determination is feasible and that lands to be assessed therefor will be able to carry burden of proposed assessment; also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 132510 of Preliminary Determination for installation of sewers in Hillside Drive, Lookout Drive, Primrose Drive, Soledad Avenue, Boulevard Place, Roseland Drive, Torrey Pines Road, Ardath Road, Hidden Valley Road and Public Rights of Way in La Jolla Hills, et al., the Clerk reported no protests. He told the Council that there was a letter from Senator Barry Goldwater, whose property is located at 2051 Soledad, urging the work to be done.

RESOLUTION 133022, determining that installation of sewer mains in Hillside Drive, Lookout Drive, Primrose Drive, Soledad Avenue, Boulevard Place, Roseland Drive, Torrey Pines Road, Ardath Road, Hidden Valley Road and Public Rights of Way, is feasible and that lands to be assessed will be able to carry burden of proposed assessment; also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2467 made to cover costs and expenses of work of paving and otherwise improving Morrell Street, the Clerk reported written appeal of Dietrich F. Libben.

The Mayor inquired if anyone was present to be heard.

Mr. Libben said he was "already taxed".

The City Engineer said that it is an area assessment.

There was discussion between Councilman Burgener and Mr. Libben over a plat Councilman Williams spoke of "1/2 size; split on other lots".

There was continued discussion over a plat for assessments.

Councilman Williams said that Mr. Libben was paying the same - some a little less - on account of there being no intersection.

RESOLUTION 133023, overruling and denying appeal of Dietrich F. Libben, from Assessment 2467 made to cover costs and expenses of work of paving and otherwise improving Morrell Street, Resolution of Intention 126629; overruling and denying all other appeals; confirming Street Superintendent's Assessment 2467; authorizing and directing Street Superintendent to attach his warrant thereto and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

After action had been taken, as shown, Charles E. Dillard came to the microphone, and asked why he was assessed.

There was a conference over the map.

The City Engineer said that it was an area assessment - the same as the one that had been overruled - within 1/2 block of Morrell. He said that under State law, assessment is spread back 1/2 block.

Mayor Dail said it would be well to take Mr. Dillard down to the City Engineer's office for a further explanation.

There was no additional action taken.

Mayor Dail recognized Professor Leiffer and students from San Diego State College. He welcomed them to the meeting.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2468 made to cover cost and expenses of paving and otherwise improving Wunderlin Avenue, Resolution of Intention 128284, the Clerk reported no appeals.

There Mayor inquired if anyone was present to be heard.

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

RESOLUTION 133024, confirming and approving Assessment 2468 made to cover cost and expenses of paving and otherwise improving Wunderlin Avenue, Resolution of Intention 128284; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2469 made to cover costs and expenses of paving and otherwise improving 40th Street, Resolution of Intention 123407, the Clerk reported no appeals.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 133025, confirming and approving Street Superintendent's Assessment 2469 made to cover expenses and costs of paving and otherwise improving 40th Street; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on

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rezoning Parcel "O" Rancho Mission of San Diego - continued from May 15 - B. B. Margolis was heard. Mr. Margolis reviewed the background of the property in a commercial zone while in the County. He said Rolando was annexed to the City; the property was rezoned, "down-graded". He told of the hearing having been postponed because of building plans (on his part). He offered to go 40% for building; 60% parking. He said he "has a tentative plan".

Mayor Dail asked why the change is necessary.

Harry C. Haelsig, Planning Director, said C-1A is the same as across the street, and there is a problem of importance on University Avenue, improved by the County. He said that in La Mesa it is commercial to the East; University in the City is not C-1A. He identified on a map various zonings.

Councilman Schneider said that there is competition with the La Mesa property.

Mr. Haelsig said that other is C-1A, with 3-1 ratio for building and parking.

Mr. Margolis stated that the other parcel is 15 acres.

Mr. Haelsig said that Mr. Margolis is asking for a compromise, and that Mr. Margolis had asked South (David South, Zoning Administrator) a question about variance. He told the Council that it could be C, C-1A, or a variance.

Mr. Margolis said that it was C Zone before annexation, and identified zoning on a map. He said he realizes that parking, off-street, is a necessity. He said, again, that he is willing to go for 60-40.

Councilman Williams said that if it were to go to C, there would be no parking required.

Mr. Haelsig said that the City could go back to the old C and CP (combination).

Councilman Williams said to Mr. Margolis that it should be re-drawn, to C and CP (commercial and commercial-parking).

Mr. Haelsig said that could be a problem to Mr. Margolis in connection with placing of a building. He said Mr. Margolis might need a variance.

Councilman Evenson pointed out that Mr. Margolis does not know what type of building there will be on the property.

Councilman Curran spoke about continuance from week-to-week for a plan, but about that being not feasible.

Mr. Margolis said he was willing to provide 9,600 sq. ft. for building - the rest for parking.

Mr. Haelsig said that grading would present a problem, and that provision for retaining walls might change the percentage for building coverage and parking.

There was discussion between Councilman Williams and Mr. Haelsig.

RESOLUTION 133026, referring back to City Planning Commission for consideration of rezoning portion of Parcel "O" Rancho Mission of San Diego, on north side of University Avenue, between Rolando Subdivision and easterly City limits, from Zone R-1 to Zones C and CP, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

Petition of Property Owners for resurfacing of Menlo Avenue, between University Avenue and El Cajon Boulevard, without charge to the property owners, was presented.

On motion of Councilman Williams, seconded by Councilman Burgener, it was referred to the City Manager.

The next item, listed later on the agenda, was taken out of order and considered at this time at the request of Councilman Burgener.

It was the continued resolution authorizing City Attorney to execute stipulation in quiet action entitled "Security Trust & Savings Bank of San Diego v. City of San Diego, et al" - affecting portions of Pueblo Lots 1280, 1296 and 1297.

Councilman Burgener said Mr. Harman (Robert J. Harman "Project Coordinator") was here, and that it might be well to read it.

John Ingram left the meeting to secure from the Council secretary the letter which had been read earlier in Conference.

Mr. Harman handed in a copy, which was read to the Council by the Clerk.

It says that the writer had spent the past week contacting various groups in La Jolla which had registered protests in elimination of 7.6 acre park in P.L. 1280. It states that he had talked with Selby Scott, President of La Jolla Contractors, who said that

133026
Petition
Communication - out of
order - and discussion,
re park in P/L 1280, L.J.

to his knowledge the group had not filed protest and he personally had no objection to elimination of the park; that he also talked with over 95% of members of the Association and there were only 2 members who indicated they felt a park should be located in the general area. It tells of having talked with President of Las Patronas, Mrs. Judy Keelin, who stated one of the members had advised them that a playground type park was being given up by the City; that after further discussion and consideration, she felt that Las Patronas would be willing to withdraw protest if City would agree to dedicate for park purposes portion of land adjacent to Parcel "B" which is suitable for recreational park. The communication tells of having talked with Bailey Gallison, secretary and manager of La Jolla Town Council, who said the Council as a group had not protested elimination; there had been 2 letters of protest sent by Park and Youth Recreation Committees which are part of the Council. It says the committee had always urged additional parks, but he could understand (Gardner) that a park would not be so necessary in an area containing larger lots as planned for Parcel "A"; that he thought the group would be willing to withdraw protest if Council would consider dedicating portion of City-owned land adjacent to Parcel "B" in P/L 1296 or 1297 for park area to serve owners of smaller lots in that development. It concludes: "If it is felt by the Council that a park is needed in this general area, consideration might well be given to developing site on city owned land in P/L 1296 or 1297 near La Jolla Highlands, a subdivision of small lots that would be better served with such a park. I wonder if it might be possible to earmark the monies received from Mrs. Alvarez, Mr. Black and their associates for the development of such a park". The copy of letter read to the Council was addressed to the City Manager.

Mr. Canning (apparently Wm. Canning, 8545 Avenida de las Ondes, La Jolla Contractors), told the Council that he was inquiring regarding intent on the letter.

Mayor Dail said that it has to do with authorizing the City Manager to take action to "repurchase the land".

Councilman Evenson spoke about asking the letter.

The City Manager said it "comes when and if it develops".

Councilman Curran said that is a separate matter.

Mr. Canning said that when the subject was brought up, there was not much notice. He said there was a meeting with Councilman Burgener and with Mr. Haelsig (Planning Director). Mr. Canning stated "it is valuable land, in control of the Park Department". He said he was not sure the site was right, but there is need for a park. He stated that Mr. Callan had said there is need for parks near schools. He told of lack of playgrounds in La Jolla. He said that sites were mentioned that looked good. He said it was the consensus that the City should retain the land until there is a determination. He said that land commands \$12,000 to \$15,000 per acre in La Jolla park when developed. Mr. Canning told of donations for projects. He said that natural pieces of ground are controlled by the Park Department, and that the City should realize the most money from the land. He asked "why the rush?". He said that recreational facilities are needed.

The City Manager stated that the issue is not the retaining of the property for future sale. He said the question is for "park, as a view area; not a recreational park". He told the Council that development will depend on the future. He stated that property in the north is being held because of a possible university use. He said there is a general layout. The Manager said it can't be controlled until it is known what the development will be. It is not known where the school is to go, according to him. He said if they get the park, it would be owned by the people; if used for other purposes, it would revert to the people.

Councilman Burgener spoke to people in the audience regarding school site, etc.

Mr. Haelsig told the Council that he had discussed the letter with the Schools, regarding sites. He said "until it is firmed up, the School Board is not in a position to determine".

Mr. Harman told of having been ready to develop since December. He said he read the City Manager's letter to his engineer, regarding the Black letter. He then read to the Council Ogden (Howard Ogden, Property Supervisor) letter, regarding the Black letter. He referred to his letter to the City Manager (copy read to the Council). Mr. Harman said it costs around \$1,200 an acre per year to maintain parks. He said that the City would be expected to pay for street improvement, and that the park would be undesirable to adjoining residents because of parking. He spoke of property being upgraded 75%; park is not needed, because of estate type subdivision.

Councilman Burgener spoke to people in the audience regarding protest.

H. Bailey Gallison, executive manager of La Jolla Town Council, Inc., 7923 Herschel Avenue, La Jolla, dated May 15, 1956, was read a letter to the City Council. It states that at regular meeting of the Youth & Recreation Committee of the Town Council held

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April 11, 1956, sale of 7-acre park in N La Jolla was discussed. It says that motion was passed unanimously that the committee go on record asking the City to hold up sale of this park area unless they have made provisions for another park in that area. It says, further, that the Committee meeting on May 9, 1956, discussed the matter again, and the Committee re-affirmed its position taken at the April meeting, and that Officers and Board of Trustees are being advised of the stand. It concludes "Careful attention to the needs for additional park areas in the fast-growing northern area of La Jolla is most urgently requested of your Honorable Body". He handed the letter to Councilman Burgener, who passed it up to the Clerk. He asked the Clerk about a letter of April 6, 1956, from Cavanaugh.

The Clerk replied that he could not say if it had been filed, without checking the files.

Mr. Gallison reviewed the Cavanaugh letter (which he did not file). He said "if there are some provisions, groups would be satisfied".

Mayor Dail told of having a report from the Park Dept. on the subject, which he said would be before the Council, and it would be a good time to take it up. He stated that hearing is to be held in July, on parks generally.

Mr. Gallison said he attended a meeting, and understood that letter would go to the City Manager.

The City Manager answered that he has it. He read a portion, but did not file it. He said he had other recommendations of Mr. Callan before. He said that what is pertinent is that it can't be accepted as a dedicated park land. The Manager said it is a question is if it is a park, or make the people wait.

Mr. Gallison said "Mr. Callan thought the land could be held up".

Mr. Canning told the Council that it could be relocated, but La Jolla needs a park.

Councilman Evenson discussed the situation directly with Mr. Canning.

The Mayor and Councilman Evenson said there would be hearings in July on parks.

Mr. Canning said that a park is wanted, but he thinks it should be some other place.

Councilman Schneider said that it is in a fluid state; it is valuable area, but the land does not lend itself to recreation. He said the people "should trust the Council".

Councilman Curran said that the City is not dedicating the land for park; the question is if it shall accept the land. He pointed out that once parks are dedicated, it is almost impossible to sell. He said the problem today is if it shall be accepted for a park - or not - and dedicated for park.

The Manager said that the City would have to accept for park purposes, or not accept. He told about accepting \$5,500 per acre undeveloped - plus. He said the City has not gone into real estate operation on that basis.

Councilman Curran said it is not going to be developed until it is decided it shall be accepted.

Councilman Williams spoke to the City Manager about \$5,500 per acre being free, and clear.

RESOLUTION 133027, authorizing and empowering City Attorney to enter into and execute stipulation in quiet title action entitled "Security Trust & Savings Bank of San Diego v. City of San Diego, et al.," filed in Superior Court of State of California, in and for County of San Diego, No. 202815, stipulating that except for right to endorse certain building restrictions and area provisions on said property, The City of San Diego has no right, title, interest or estate in or to the property, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-Councilman Burgener. Absent-Councilman Kerrigan.

Communication from Purchasing Agent, reporting on low bids of Industries Supply Company for furnishing 45 items of Plumbing Materials for 1 year beginning May 2, 1956, at approximate total of \$11,493.70 terms 2% - 10th prox., plus State Sales Tax, subject increase in market price at time of delivery; Mission Pipe & Supply Company for furnishing 135 items of Plumbing Materials for 1 year beginning May 2, 1956, at approximate total of \$8,966.43. terms 2% - 30 days, plus State Sales Tax, subject to increase in market price at time of delivery; Balboa Pipe & Supply Company for furnishing 135 items of Plumbing Materials for 1 year beginning May 2, 1956, at approximate total of \$2,318.00 terms net

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plus State Sales Tax, subject to increase in market price at time of delivery, was presented. It says San Diego Unified School District has made awards, and it recommends that awards be made covering City requirements as outlined. The report states that prices quoted even on small amounts are lower due to joint bidding than those currently offered to The City on replenishment purchases.

RESOLUTION 133028, accepting bid of Industries Supply Company for furnishing 45 items of Plumbing Materials; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 133029, accepting bid of Mission Pipe & Supply Company for furnishing 135 items of Plumbing Materials; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 133030, accepting bid of Balboa Pipe & Supply Company for furnishing 135 items of Plumbing Materials for 1 year; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, on "low net bid" of Balboa Oldsmobile for furnishing 2 High Speed Automobiles for the Police Department (including acceptance of a car despite accident, subject to City's returning car to condition prior to accident), and another trade-in - \$1,655.13 each including extras and State Sales Tax after allowing for trade-in - was presented. There were 5 bids.

RESOLUTION 133031, accepting bid of Balboa Oldsmobile for furnishing 2 1956 Oldsmobile 88, 2-Door Sedans, plus State Sales Tax, less trade-in allowance on 2 Police Cars; awarding contract; authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Multigraph Sales Agency for furnishing 1 Multigraph Duplicator at price of \$2,309.54 plus State Sales Tax, less trade-in allowance on 1 used Model 1250 Multigraph Duplicator of \$300.00 (for Finance - Central Duplicating) - 3 bids, was presented.

RESOLUTION 133032, accepting bid of Multigraph Sales Agency for furnishing 1 Multigraph Duplicator; awarding contract; authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Purchasing Agent, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133033, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing requirements of Fuel Oils and Kerosene for 1 year from July 1, 1956, Document 534897, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133034, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Binding of Books, Magazines, Music and Newspapers for Library for 1 year beginning July 1, 1956, Document 534898, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133035, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Magazine and Newspaper Subscriptions for 1 year,

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from September 1, 1956, Document 534899, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final Record of Survey map of Lot 196 Del Norte Addition to Encanto Heights, in lieu of a final subdivision map, was presented.

RESOLUTION 133036, approving filing of Record of Survey Map of Lot 196 Del Norte Addition to Encanto Heights, Map 1193, in lieu of Final Subdivision Map under Section 102.02.1 of The San Diego Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of Tentative Map of Glen Oaks Heights Unit 3, a 21-lot subdivision of portion of Pueblo Lots 1239 and 1777, located on a narrow ridge southerly of Glen Oaks Heights Unit 1, easterly of Pacific Highway on extreme west edge of Clairemont - subject to 14 conditions, and suspension of portion of the Municipal Code - was presented.

RESOLUTION 133037, approving tentative map of Glen Oaks Heights Unit 3, subject to conditions and Municipal Code suspension, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of tentative map for 2-lot resubdivision of Lots 7 and 8 Block 11 La Jolla Strand, located in La Jolla area, at southeast corner of Kolmar Avenue and Vista del Mar, within R-2 Zone - subject to 4 conditions, and suspension of portion of the Municipal Code - was presented.

RESOLUTION 133038, approving Tentative Map of La Jolla Strand, resubdivision, and suspending portion Municipal Code, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Paradise Vista, subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by the City Engineer, was presented.

RESOLUTION 133039, adopting Map of Paradise Vista Subdivision, a portion of West Half of east quarter of southwest quarter Quarter Section 103 Rancho de la Nacion; accepting on behalf of the public easements shown for sewer, water, drainage and public utilities, for public purposes; declaring them to be dedicated to public use; rejecting land shown as "Reserved for Future Street"; directing Clerk of the City to endorse upon the map, as and for act of the Council, that it has approved the map and that easements are accepted on behalf of the public, and that it rejects as a dedication the portion marked "Reserved for Future Street"; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Presbyterian Palisades, subject to posting of adequate bond to insure installation of required improvements unless they have been completed and approved by City Engineer, was presented.

RESOLUTION 133040, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with First United Presbyterian Church of San Diego for installation and completion of unfinished improvements and setting of monuments; directing City Engineer to present ordinance establishing official grades of all streets, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

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RESOLUTION 133041, adopting Map of Presbyterian Palisades Subdivision, being subdivision of portion Lot 67 Rancho Mission of San Diego; accepting on behalf of the public Birchwood Street and portion of Waring Road, easements shown on map for sewer, water, drainage and public utilities, together with any and all abutter's rights of access in and to Waring Road adjacent and contiguous to westerly boundary of the subdivision, for public purposes; declaring them to be dedicated to public use, and that Council rejects dedication shown as "Reserved for Future Street"; authorizing and directing Clerk of the City to endorse upon the map as and for act of the Council, that Council has approved the subdivision map, that street, portion of street and easements are dedicated, together with access rights, are accepted on behalf of the public; that Council rejects as dedication portion marked "Reserved for Future Street"; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of tentative map for redivision of portion Lots 34 and 35 Block 12 Tres Lomas, located on southerly side of Calle Tacon, easterly of Calle Aguadulce, subject to 5 conditions, together with suspension of portion Municipal Code, was presented.

RESOLUTION 133042, approving tentative map of Tres Lomas, resubdivision of portion Lots 34 and 35 Block 12; suspending portion of Municipal Code, was on motion of Councilman Williams, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Harry C. Haelsig recommending approval of final map of Westridge Unit 3 (por. former Clairemont Hills), approved by Resolution 122955 and reapproved by Resolution 132144, subject to posting of adequate bond to insure installation of required improvements unless they have been completed and approved by the City Engineer, was presented.

RESOLUTION 133043, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with Tulane Development Co., a corporation, for installation and completion of unfinished improvements and setting of monuments required for Westridge Unit 3 subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 133044, adopting Map of Westridge Unit 3 Subdivision, a subdivision of portion of Pueblo Lot 1241; accepting on behalf of the public Argonne Street, Avondale Street, Armitage Street, Bascomb Place, Gaylord Drive, Glasgow Drive and easments for sewer, water, drainage and public utilities shown for public purposes; declaring them to be dedicated to public use; directing Clerk of the City to endorse upon the map, as and for act of the Council, that they are accepted on behalf of the public; directing City Clerk to transmit the Map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

Communication from San Diego City-County Camp Commission, 201 Civic Center, by Edwin E. Pumala, Director of Camping, forwarding for review and approval, revised master plan of Palomar Mountain Camp, which has already been approved by the State Park Commission, was presented.

On motion of Councilman Schneider, seconded by Councilman Williams, map and letter were referred to the City Manager.

Communication from San Diego Chamber of Commerce, by George W. Sears, president, dated May 9, 1956, was presented. It states that Board of Directors of the San Diego Chamber of Commerce approved a recommendation of the Park and Recreation Committee, urging the City to appoint immediately a private local group of citizens to work cooperatively with the Planning Commission in making a study of Balboa Park and make recommendations for its development - including 1) parking and traffic; 2) building rehabilitation, maintenance and use; 3) Landscaping or appropriate development of currently undeveloped areas; 4) financial aspects of each of the phases of future development; 5) appropriate financial

support for San Diego cultural institutions located within the Park system, was presented. It says that to preserve heritage of the Park and develop to its fullest extent, and future development, is essential. It says that the committee has through recent studies found plans obsolete and inadequate. It speaks of the wealth of capable local individuals and firms available upon the City might draw to aid in development of an overall Balboa Park plan. The communication says "it has been obvious that consultants selected for similar studies have had to rely upon local governmental offices and private citizens for recommendations, and that local citizens have, in the past, been responsible for spearheading the City's most noteworthy achievements". It points out that the Chamber's representatives would welcome the opportunity to confer on forming an overall study committee, which could be handled locally with very little expense to the City.

On motion of Councilman Williams, seconded by Councilman Schneider, it was referred to the City Manager.

RESOLUTION 133045, directing notice of filing Assessment 2480 made to cover costs and expenses of work done upon paving and otherwise improving Alley Block 4 Carmel Heights, and Nutmeg Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD 133046, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract, for paving and otherwise improving Alley northerly of and contiguous to Lots 21 to 40 inclusive Block 187 Pacific Beach, Resolution of Intention 131565, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

City Engineer reported in writing that low bid is 4.1% below estimate.

RESOLUTION OF AWARD 133047, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract, for paving and otherwise improving Northerly and Southerly Alley Block 192 Pacific Beach, Resolution of Intention 131566, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD 133048, accepting bid of Griffith Company, a corporation, and awarding contract, for paving and otherwise improving High Avenue, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

City Engineer reported in writing that low bid is 1.5% above estimate.

RESOLUTION OF AWARD 133049, accepting bid of Daley Corporation, a corporation, and awarding contract for paving and otherwise improving Howard Avenue, was on motion of Williams, seconded by Councilman Schneider, adopted.

City Engineer reported in writing that low bid is 2.1% above estimate.

RESOLUTION OF AWARD 133050, accepting bid of San Diego Gas & Electric Company, and awarding contract, for furnishing electric energy in Loma Portal Lighting District 1, for 1 year from and including June 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION OF AWARD 133051, accepting bid of San Diego Gas & Electric

Company, and awarding contract, for furnishing electric energy in San Diego Lighting District 1, for 1 year from and including June 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133052, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 302 Subdivision of Acre Lots 64-1/2, 65 and 66 Pacific Beach; approving Plat 2841 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk to file plat in office of City Engineer, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133053, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving 52nd Street; approving Plat 2854 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk to file plat in office of City Engineer, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION ORDERING WORK 133054, for grading and installation of sidewalks on Vista Grande Drive, Racine Road, Marlow Drive, and Celia Vista Drive, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION OF INTENTION 133055, for paving and otherwise improving Opal Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 133056, for paving and otherwise improving 39th Street and Logan Avenue, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 133057, for paving and otherwise improving Alley Block 302 Subdivision of Acre Lots 64-1/2, 65 and 66 Pacific Beach, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 133058, for paving and otherwise improving 52nd Street, Orange Avenue and 54th Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133059, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 61 Park Villas, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133060, ascertaining and declaring wage scale for grading and installation of sidewalks on Hughes Street, Boren Street, Gayle Street, Nelson Street, Kerch Street and Rock Street, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

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RESOLUTION 133061, ascertaining and declaring wage scale for paving and otherwise improving Peck Place, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133062, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 332 Choate's Addition, and portion of 32nd Street, Resolution of Intention 126626, and to be assessed to pay expenses; directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133063, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 334 Choate's Addition, 31st Street, 32nd Street, and Public Right of Way, Resolution of Intention 129854, and to be assessed to pay expenses; directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133064, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 49 Ocean Beach, Resolution of Intention 129186, and to be assessed to pay expenses, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133065, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on installation of sewers in Inspiration Drive, Pueblo Lot 1773, in La Jolla Highlands, Resolution of Intention 130566, and to be assessed to pay expenses, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133066, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on installation of sidewalks in Nipoma Street and Amaryllis Drive, Resolution of Intention 130670, and to be assessed to pay expenses, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133067, rescinding Resolution 89535, and abandoning all proceedings thereunder, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

(It covers Ventura Place, between Mission Boulevard and Bayside Lane).

RESOLUTION 133068, granting petition contained in Document 532936, for installation of sidewalks in Conrad Terrace Units 1 and 2; directing City Engineer to furnish plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses - except along portions of 69th Street - as required on northwesterly side of Livingston Street, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

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RESOLUTION 133069, granting petition, Document 433515, for paving and otherwise improving Hancock Street; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 133070, granting petition for paving and otherwise improving - Document 533986 - Jewell Street; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, including portion of intersection at Diamond Street, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 133071, granting permission to Griffith Company to install sewers in portion of Kamloop Avenue; Document 534618, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 133072, granting Alden J. Fulkerson permission to pave and otherwise improve Poe Street; Document 534294, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133073, granting Rand-Powell Construction Co. Inc. permission to install sanitary sewers in portion of San Luis Street to serve Lots 25, 26, 27 Treat Addition; Document 534373; was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133074, granting Nelson M. Cushman permission to install sewers in Silvergate Avenue to serve portions of Pueblo Lot 148; Document 534438; was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

The item listed next on the agenda, relative to stipulation re quiet title action in portions of Pueblo Lots 1280, 1296 and 1297, was acted on earlier - including discussion.

RESOLUTION 133075, approving Paragraph 4 of Pacific Greyhound Lines' application to Public Utilities Commission of State of California, seeking revision of certain urban routes within the City of San Diego, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

The Resolution tells of application to Public Utilities Commission Application 37948, copy on file with City Clerk as Document 533883, requesting the revision, and of approval by City Traffic Engineer and City Manager.

RESOLUTION 133076, approving Change Order 8 dated May 2, 1956, Document 534910, issued in connection with contract between The City of San Diego and Johnson Western Constructors for storm drain, Moore Street, contract Document 520776; changes amounting to increase in contract price of approximately \$132.00, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133077, granting I. E. Bramlett, 1106 Felspar, San Diego, permission to maintain 175 feet of 1-inch G.I. water line for use and benefit of owner's

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property: portion Block 3 Homeland Villas; across Del Ray Street to City water main in Pasadena Street, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133078, granting revocable permit to H. L. Dollard, 6015 La Jolla Scenic Drive, San Diego, to install and maintain 201.15 feet of 4" speed seal tile sewer for use and benefit of easement between Lots 26 and 44 Muirland Vista 2 from owner's property to sewer main in Colgate Avenue, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133079, granting revocable permit to San Diego County Council of Churches, 3901 Loma Land Drive, San Diego, to install and maintain 100 feet of 1-1/2" G.I. water line for use and benefit of owner's portion of Pueblo Lot 140, to City water main in Loma Land Drive, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

The following was the vote: Yeas-Councilmen Williams, Schneider, Curran, Burgener, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan. (The following Councilman Kerrigan was absent from the meeting).

In connection with the next item, Councilman Burgener stated that he had better not vote, because owns 1/2 of the property involved.

RESOLUTION 133080, granting Richard George Wheeler, owner (F. T. Emory Plumbing Co., Inc., contractor) permission to install 2 4" soil lines at a grade of less than 1/4" per foot to serve building to be constructed on portion of Pueblo Lot 222 Block 27 Montemar Ridge - 3252 to 3276 Rosecrans Street - was on motion of Councilman Schneider, seconded by Councilman Curran, adopted, by the following vote: Yeas-Councilmen Williams, Schneider, Curran, Evenson, Dail. Nays-None. Absent-Councilman Kerrigan. Excused from voting-Councilman Burgener.

RESOLUTION 133081, approving claim of Mrs. Marie L. Albright, Document 534009, \$18.50; authorizing City Auditor to draw warrant in favor of Mrs. Marie L. Albright, 9107 Pershing Drive, Playa Del Rey, California, in full payment of claim, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133082, approving claim of Girl Scout Council of San Diego County, Inc., Document 534008, \$60.00; authorizing City Auditor to draw warrant in favor of Girl Scout Council of San Diego County, Inc., 1231 Upas Street, in full payment of the claim, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 133083, approving claim of Mrs. Garna Hill Kukor, Document 534002, \$14.50; authorizing City Auditor to draw warrant in favor of Mrs. Garna Hill Kukor, 5330 Del Monte Street, in full payment of claim, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 133084, denying claim of Louise Davis, Document 529634, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133085, denying claim of Motors Insurance Corporation - on account of E. G. Davis, Document 528292, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

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RESOLUTION 133086, denying claim of David J. Watkins, Document 533273, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 133087, accepting quitclaim deed United States of America, acting by and through Wilber M. Brucker, its Secretary of the Army, May 1, 1956, quitclaiming Lots 105, 117 to 120 inclusive, City Gardens Addition No. 1; portions of Lots "A" and "B" in Pueblo Lot 259; authorizing and directing City Clerk to file quitclaim deed for record in office of County Recorder of San Diego County, together with certified copy of Resolution, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133088, accepting quitclaim deed of Paul A. Wehne, April 28, 1956, quitclaiming all water mains and appurtenant structures constructed for its use, located in public streets, rights of way, highways and public places, either within or without subdivision named Marine View Terrace, being Lot 124 and also a portion Lot 125 Morena; authorizing and directing City Clerk to file deed, together with certified copy of Resolution for record in office of County Recorder, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

On motion of Councilman Burgener, seconded by Councilman Williams, the next ordinance was introduced. (It was introduced on May 8, 1956).

On motion of Councilman Burgener, seconded by Councilman Williams, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council a written or printed copy..

ORDINANCE 7001 (New Series), changing name of Verbena Street, in Sorrento, to Sorrento Valley Road, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

On motion of Councilman Burgener, seconded by Councilman Williams, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Williams, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council a written or printed copy.

ORDINANCE 7002 (New Series), appropriating \$2,000.00 out of Unappropriated Balance Fund and transferring it to funds heretofore set aside by Ordinance 6219 (New Series), for purpose of paying Street Light Assessment Charges against City-owned and other government property, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

On motion of Councilman Burgener, seconded by Councilman Evenson, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Evenson, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council a written or printed copy.

ORDINANCE 7003 (New Series), establishing grade of Oliphant Street, between northwesterly line of Evergreen Street and line parallel to and distant 110 feet northwesterly therefrom, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

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On motion of Councilman Williams, seconded by Councilman Curran, the next ordinance was introduced.

On motion of Councilman Williams, seconded by Councilman Curran, reading in full prior to final passage was dispensed with. A written or printed copy was available for consideration of each member of the Council prior to adoption.

ORDINANCE 7004 (New Series), establishing regulations governing use of land (interim zoning) in portion of Lots 64 & 65 Rancho Mission (Allied Gardens Tract No. 2) - annexed to the City in January - was on motion of Councilman Williams, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan. It is an emergency ordinance.

On motion of Councilman Williams, seconded by Councilman Evenson, the next ordinance was introduced.

On motion of Councilman Williams, seconded by Councilman Curran, reading in full prior to final passage was dispensed with. A written or printed copy was available for consideration of each member of the Council prior to adoption.

ORDINANCE 7005 (New Series), establishing regulations governing use of land (interim zoning) in portion of Lots 64 & 65 Rancho Mission (Allied Tract No. 1) - annexed to the City in December, 1955 - was on motion of Councilman Williams, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan. It is an emergency ordinance.

The City Manager called the Council's attention to the last item on the agenda, which is a notification of meeting of San Diego County Division, League of California Cities, to be held at Coronado Yacht Club, Coronado.

The City Manager requested, and was granted, unanimous consent, to present the next item, not listed on the agenda:

RESOLUTION 133089, authorizing Paul Beermann, Director of the Water Department, to go to Los Angeles, May 15 through May 18, 1956, to attend: (1) a meeting in connection with Feather River Project; (2) a meeting in connection with Colorado River litigation; (3) a meeting with officials of the Metropolitan Water District in connection with water for the City of Coronado, and to incur necessary expenses, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

The City Manager requested, and was granted, unanimous consent, to present the next item, not listed on the agenda:

RESOLUTION 133090, authorizing and empowering City Manager, for and on behalf of The City of San Diego, to enter into agreement with Cresap, McCormick and Paget, management consultants, for making and preparing survey and report, in order to develop plan of administration for Mission Bay recreation area to assure continuity of efficient management in development, operation and maintenance in best interests of citizens of San Diego, at total cost to City not exceeding \$7,850.00, in accordance with Document 535171, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

The City Manager requested, and was granted, unanimous consent, to present the next item, not listed on the agenda:

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Campanile Terrace Unit 2, subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by the City Manager, was presented.

RESOLUTION 133091, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with Leebert Investment Company, a co-partnership, for installation and completion of unfinished improvements, and setting of monuments required for Campanile Terrace Unit 2 Subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 133092, adopting Map of Campanile Terrace Unit 2, a subdivision of portion Lot 21 of partition of Rancho Mission of San Diego; accepting on behalf of the public Baja Drive, Terria Baja Way, easements shown for sewer, water, drainage and public utilities, for public purposes; declaring them to be dedicated to public use; directing Clerk of the to endorse upon the map, as and for act of the Council, that Council has approved the map and that street and easements are dedicated, and that Council rejects as dedication portion marked "Reserved for Future Street"; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

There being no further business to come before the Council at this time, on motion of Councilman Burgener, seconded by Councilman Evenson, the meeting was adjourned at 11:43 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Charles E. D. Mc
Mayor of The City of San Diego, California

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, May 17, 1956

Present--Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail
Absent--None
Clerk---Fred W. Sick

Ordinances and Resolutions for this meeting are recorded on Microfilm
Roll 112.

Mayor Dail called the meeting to order at 10:05 o'clock A.M.

Petition of American Legion Auxiliaries of The City of San Diego, by Grace L. Sloan, past president Unit #6, for permission to conduct annual sale of poppies on May 25 and 26 1956, for continuation of rehabilitation work for veterans and their families, was presented.

On motion of Councilman Schneider, seconded by Councilman Williams, it was referred to the City Manager.

Report of Purchasing Agent, approved by City Manager, on low bid of Edor L. Bredeson for construction of Storm Drain in Lots 13, 14, 15, 16 Block D Montclair - \$1,144.00; 3 bids - was presented.

RESOLUTION 133093, accepting bid of Edor L. Bredeson for construction of storm drain in Ls 13, 14, 15, 16 Block D Montclair; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of Purchasing Agent, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Pipe Linings, Inc. for Cleaning and Cement Mortar Lining approximately 5,075 ft. of 16" Cast Iron Pipe on Morena Boulevard - \$38,866.00; 1 bid - was presented. It says that Director of Water Department states that it is considered a reasonable bid, the estimate being \$40,126.00.

RESOLUTION 133094, accepting bid of Pipe Linings, Inc. for Cleaning and Cement Mortar Lining pipe; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Reliable Pipe Supply Company, Inc., for furnishing 20,000 lbs. Caulking Lead - \$3,402.00 plus State Sales Tax (actually, it was the second low bid, but is more suitable to the purpose than that offered by Balboa Pipe & Supply Co.)

RESOLUTION 133095, accepting bid of Reliable Pipe Supply Company, Inc., for furnishing 20,000 lbs. Caulking Lead; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Communication from Purchasing Agent, approved by City Manager, reporting

Meeting convened
Petition
Purchasing Reports
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on sale of 24 used passenger cars for total of \$10,890.00 plus State Sales Tax, was presented. It reports that money received has been deposited with the City Treasurer.

On motion of Councilman Burgener, seconded by Councilman Evenson, it was filed.

Communication from Purchasing Agent, approved by City Manager, reporting on purchase of Meter Parts without bids, as authorized by the Council:

(a) Worthington meter parts from Kenton Equipment Company at total net price of \$6,309.34 plus State Sales Tax;

(b) Badger meter parts from Industries Supply Company at total net price of \$2,506.05 plus State Sales Tax;

(c) Neptune meter parts from Western Metal Supply Company at total net price of \$5,894.37 plus State Sales Tax;

the firms are sole sources of supply for parts for various makes of meters.

RESOLUTION 133096, authorizing and directing Purchasing Agent to purchase from Kenton Equipment Company "Worthington" meter parts, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 133097, authorizing and directing Purchasing Agent to purchase from Industries Supply Company "Badger" meter parts, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 133098, authorizing and directing Purchasing Agent to purchase from Western Metal Supply Company "Neptune" meter parts, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 133099, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 1 Aerial Platform, or ladder and special body, to be mounted on city-owned truck, Document 535172, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

The item is for use of Harbor Department.

RESOLUTION 133100, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 5 4-wheel drive Pickup Trucks, Document 535173, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of Final Map of Clairemont Village Unit 2, subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by the City Engineer, was presented.

RESOLUTION 133101, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with Mary Louise Page for installation and completion of unfinished improvements and setting of monuments required for Clairemont Village Unit 2 subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133102, adopting map of Clairemont Village Unit 2, a subdivision of portion Lot 2 of Sub. of Pueblo Lot 1209; accepting Boone Street, Cody Street, Forney Avenue and easements shown for public purposes; declaring them to be dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that Council has approved the map, that streets and easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Glen Oaks Heights Unit 1, subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by City Engineer, was presented.

RESOLUTION 133103, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with Glen Oaks Heights, Inc., a corporation, and Burgener-Tavares, a co-partnership, for installation and completion of unfinished improvements and setting of monuments required; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(Councilman Burgener called the Council's attention to the fact that it is not he who is mentioned in the resolution).

RESOLUTION 133104, adopting map of Glen Oaks Heights Unit 1 subdivision, being portion of Pueblo Lots 1239, 1252 and 1777; accepting on behalf of the public Tonto Way, Havasupai Avenue, Luna Avenue, Monogahela Street and portion of Epinette Avenue, and easements for public utilities; authorizing and directing Clerk to endorse upon the map, as and for act of the Council, that Council has approved the map and that streets and easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Irving Terrace, subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by the City Engineer, was ~~on motion of Councilman~~ presented.

RESOLUTION 133105, adopting map of Irving Terrace subdivision, a portion of Pueblo Lot 1290; accepting on behalf of the public Moonridge Drive and portion of La Jolla Scenic Drive and easements shown for public purposes, declaring them to be dedicated to public use; directing Clerk of the City to endorse upon the map, as and for act of the Council, that Council has approved the subdivision map and that streets and easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Clairemont Town Council of San Diego, P.O. Box 262, San Diego 10, dated May 12, 1956, by Henry W. Rosley, secretary, was presented. It quotes the following resolution passed unanimously at a recent meeting: "that the Town Council ask the City of San Diego to initiate petitions for street lighting along Clairemont Drive and Clairemont Mesa Boulevard, the cost to be assessed upon all Clairemont property owners on an equitable basis", was presented. It says "this is relative to sodium-type lighting suggested after conferences with City Traffic Engineer Reading". It lists property owners who have approved the plan.

On motion of Councilman Curran, seconded by Councilman Kerrigan, it was referred to the City Manager.

Resolution of Hammer Club of San Diego, California, requesting changing of name of Wabash Freeway to Nimitz Freeway, was presented.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, it was referred to Planning.

Communication from Mission Hills Methodist Church, Lark Street and Ft. Stockton Drive, San Diego 3, dated May, 1956, signed by David Tarver, P., was presented.

It expresses "deep appreciation of your courageous action in moving to keep Balboa Park free from the public sale of items that are questionable and that might be harmful", was presented.

On motion of Councilman Burgener, seconded by Councilman Evenson, it was filed.

Communication from Public Utilities Commission, State of California, dated May 11, 1956, by E. L. Ebricht, Assistant Secretary, was presented.

It asks for indication by the Council if it has any objection to San Diego Transit System's request for buses not to exceed 40 feet in length and 102 inches in width over its certificated routes, was presented.

RESOLUTION 133106, referring to Council Conference communication from Public Utilities Commission of the State of California application of San Diego Transit System re use of large buses, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Communication from San Diego Chamber of Commerce, dated May 11, 1956, signed by George W. Sears, president, was presented. It says that the Board of Directors has endorsed a recommendation of the Park and Recreation Committee, and that the City be urged to proceed with program to provide adequate and appropriately designed signs to indicate directions and building locations within Balboa Park; and it was, on motion of Councilman Burgener, seconded by Councilman Schneider, referred to the City Manager.

Communication from San Diego City-County Band & Orchestra Commission, 200 Civic Center, dated May 15, 1956, by Cletus W. Gardner, secretary, was presented. It presents "first amendment to cooperative music agreement, The City of San Diego--County of San Diego".

A motion was made to adopt resolution, but it was pointed out by the Clerk that there was no resolution accompanying the letter - just a proposed amendment.

On motion of Councilman Schneider, seconded by Councilman Curran, it was referred to the City Attorney.

The next item had been continued from a previous meeting.

RESOLUTION 133107, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:

Both sides of University Avenue between Park Boulevard and Centre Street; establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

The next item had been continued from a previous meeting.

RESOLUTION 133108, establishing Taxicab Stands:

North side of University Avenue, between points 23 and 43 feet east of east line of 30th Street;

North side of Laurel Street between points 8 and 28 feet east of east line of Fifth Avenue, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 133109, approving and confirming designation by Director of Parks and Recreation, of an area extending from west side of sea wall to the ocean at La Jolla Shores beach, and from westerly extension of Avenida de la Playa north 100 feet as a beach and/or launching area for boats, and ordering of annual fee of \$5.00 effective July 1, 1956, with provision that fee be \$2.50 for period July 1, 1956 to December 31, 1956, and \$5.00 per year thereafter beginning January 1, 1957, was on motion

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RESOLUTION 133110, authorizing and empowering City Manager to enter into contract for and on behalf of The City of San Diego with The Stanmar Corporation, subdividers of Valle Granado providing for construction of a 6' x 6' concrete box culvert in Fairmount Avenue, South of Home Avenue and for which sum represents one-half estimated construction cost of culvert which will serve area outside subdivision, upon completion of culvert and all public improvements required to be completed within and without Valle Granado subdivision and upon execution and delivery to City a Quitclaim Deed conveying to the City all right, title and interest of subdivider in and to all public improvements installed by the subdivider, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 133111, authorizing and empowering City Manager to execute, for and on behalf of the City, a co-operative agreement with County of San Diego for improvement of Clairemont Mesa Boulevard from easterly boundary of Clairemont Manor Unit 3 to U.S. Highway 395, lying within limits of the City and of the County outside of the City; Document 535202, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 133112, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Lots 23, 24, 25, 26, 27 Block "E" Boulevard Heights, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133113, turning over and granting, under sponsorship of The City of San Diego, use of Balboa Park Bowl to United States Army Field Band of Washington, D.C., on Monday May 21, 1956, 8:00 P.M., for band concert to which public shall be admitted without charge; waiving rental for use of the Bowl, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133114, granting revocable permit to Carl J. Ackerman, 838 Rosecrans Street, San Diego, to install and maintain 30 feet of 3" x 2" fibre conduit for use and benefit of Lot 3 Kona Terrace, under Kona Way and 4 feet in Rosecrans Street, to easement in Lot 4 Kona Terrace, for underground power and telephone service, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133115, granting revocable permit to Sam Bonpensiero, 2125 Locust Street, San Diego, to install and maintain temporary A.C. Driveway 15' x 15' from owner's property: Lot 12 Block 169 Roseville, to paving at Udal and Locust, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133116, granting Stanley W. Peters, 1021 South 43rd Street, San Diego, a revocable permit to install and maintain 140 feet of 4" C.I. sewer from owner's property under 43rd Street to sewer main in National Avenue, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133117, granting Paul Swenson, 1877 Cable Street, San Diego, revocable permit to install and maintain 170 feet of 2" G.I. water line for use and benefit of owner's property (Lots 47 & 48 Block 52 Ocean Beach), under Cable Street,

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to City water main in Niagara Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

In connection with the next resolution, Councilman Curran asked if it was the "initial resolution".

E. W. Blom, Acting City Manager, replied "it combines".

RESOLUTION 133118, granting petition, Document 535031, for installation of sewers in Empire Heights, Del Norte Addition and other subdivisions in the Encanto Area; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses of installation of sewers in Encanto Heights Tract No. 2, Empire Addition to Encanto Heights, Del Norte Addition to Encanto Heights, Highdale Addition to Encanto Heights, Rosemont Addition to Encanto Heights, Larchmont, portion of Lot 18 Rancho Mission, and West Hollywood, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133119, approving claim of Archie Barrier, Document 533497, \$426.29; authorizing City Auditor & Comptroller to draw warrant in favor of Archie Barrier, in full payment of the claim, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133120, approving claim of W. B. Harrington, Document 534805, in amount of \$11.00; authorizing City Auditor & Comptroller to draw warrant in favor of W. B. Harrington, ATC, USN, Heavy Photolon Sixty One, Navy 943, Box 67 c/o FPO San Francisco, California, in full payment of claim, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133121, authorizing City Attorney to accept \$54.00 on behalf of The City of San Diego, in full settlement of claim of the City against James Taylor and Arthur Taylor, for damages to City Police car #127, invoiced February 14, 1956, No. 41587, in amount of \$107.95; authorizing City Auditor and Comptroller to execute release to James Taylor and Arthur Taylor, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133122, denying claim of Alving C. Frerichs, Document 533782, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133123, denying claim of Digby Ljungquist, Document 532363, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133124, denying claim of Southwest Color Press, Document 533196, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133125, denying claim of Leighton J. Westereng, Document 534434, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133126, setting aside easement for right of way for water pipe line or lines and appurtenances, in portion Pueblo Lot 1311; directing City Clerk to file certified

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copy of resolution in Office of County Recorder of San Diego , was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133127, setting aside right of way for public street and incidents in portion Pueblo Lot 1240; directing City Clerk to file certified copy of resolution in Office of County Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133128, setting aside right of way for storm drain in Pueblo Lot 1299; directing City Clerk to file certified copy of resolution in Office of County Recorder of San Diego Co unty, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133129, authorizing and empowerin g City Clerk and Mayor to execute, for and on behalf of and as act of the City of San Diego deed for access easement granting to Fletcher Hills Baptist Church access easement to travel over and across portion of City's right of way for El Monte Pipe Line Section II as means of access to Lot 140 Sunnyslope Heights Unit 4; directing City Clerk to deliver easement to Property Supervisor, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133130, accepting subordination agreement, Bank of America National Trust and Savings Association, a national banking association, beneficiary, and Continental Auxiliary Company, a corporation, trustee, November 7, 1955, subordinating all their right, title and interest in and to easement for right of way for public street and incidents in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133131, accepting subordination agreement, Bank of America National Trust and Savings Association, a national banking association, beneficiary, and Continental Auxiliary Company, a corporation, trustee, (date of deed not mentioned), subordinating all their right, title and interest in and to easement for right of way for public street and incidents in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133132, accepting subordination agreement, Bank of America National Trust and Savings Association, a national banking association, and Continental Auxiliary Company, a corporation, trustee, April 16, 1956, subordinating all their right, title and interest in and to easement for right of way for public street and incidents, in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.
+(beneficiary)

RESOLUTION 133133, accepting subordination agreement, Bank of America National Trust and Savings Association, a national banking association, beneficiary, and Continental Auxiliary Company, a corporation, trustee, April 16, 1956, subordinating

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all right, title land interest in and to easement for right of way for public street and incidents, in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133134, accepting subordination agreement, Fred Batterly and Jean Batterley, beneficiaries, and Land Title Insurance Company, a California Corporation, trustee, December 15, 1955, subordinating all right, title and interest in and to easement for right of way for public street and incidents in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133135, accepting subordination agreement, John A. Bellows and Edith C. Bellows, beneficiaries, and Union Title Insurance and Trust Company, a corporation, trustee, December 20, 1955, subordinating all their right, title and interest in and to easement for public street and incidents in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133136, accepting subordination agreement, Chula Vista Savings and Loan Association, a corporation, beneficiary, and Chula Vista Investment Company, a corporation, trustee, November 1, 1955, subordinating all their right, title and interest in and to easement for right of way for public street and incidents in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133137, accepting subordination agreement, Home Federal Savings and Loan Association of San Diego, a corporation, beneficiary, and Union Title Insurance and Trust Company, a corporation, trustee, January 10, 1956, subordinating all their right, title and interest in and to easement for right of way for public street and incidents, in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133138, accepting subordination agreement, Home Federal Savings and Loan Association of San Diego, a corporation, beneficiary, and Union Title Insurance and Trust Company, a corporation, trustee, January 10, 1956, subordinating all right, title and interest in and to easement for right of way for public street and incidents, Lot 70 (portion) Ex-Mission Lands of San Diego (Horton's Purchase); directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133139, accepting subordination agreement, Herman Linke and Nellie Linke, beneficiaries, and Union Title Insurance and Trust Company, a corporation, trustee, January 19, 1956, subordinating all their right, title and interest in and to easement for

public street and incidents thereto, in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133140, accepting subordination agreement, R. H. R. Company, a partnership, beneficiary, and The First National Trust and Savings Bank of San Diego, a national banking association, trustee, March 12, 1956, subordinating all their right, title and interest in and to easement for right of way for public street and incidents thereto, in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133141, accepting subordination agreement, San Diego Federal Savings and Loan Association, a United States corporation, beneficiary, and Security Title Insurance Company, a California corporation, trustee, April 2, 1956, subordinating all right, title and interest in and to permanent easement and right of way for water main or water mains, in portion Lot 19 Rancho Mission; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133142, accepting deed of James G. Bowen and Ruby Emma Bowen, May 12, 1956, conveying portion Lots 13 and 14 Block A Oak Park; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133143, accepting deed of James G. Bowen and Ruby Emma Bowen, May 12, 1956, conveying portion Lots 18, 19 Block C Oak Park; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133144, accepting deed of Alfred C. Buck and Ida J. Buck, May 1, 1956, conveying portion Lot 99 Boulevard Gardens; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133145, accepting deed of Herman F. Eminger and Margaret Isabelle Eminger, May 4, 1956, conveying portion Lot 33 and Northerly 12.5 ft Lot 32 Block "E" Boulevard Heights; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133146, accepting deed of Frank R. Esquer and Ernestine A. Esquer, April 30, 1956, conveying portion Lot 1 Block 2 Week's Addition; authorizing and

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directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133147, accepting deed of Marion Grogan, May 2, 1956, conveying portion Lots 69, 70 and 71 Boulevard Gardens; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133148, accepting deed of Johnson, Tyson and Lynds, a co-partnership, April 5, 1956, conveying portion Lot 196 La Mesa Colony; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133149, accepting deed of Zeferino Mendez and Juana R. Mendez, April 26, 1956, conveying portion Lot 32 Block 2 Week's Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133150, accepting deed of Earl F. Rains and Genie Rains, May 2, 1956, conveying portion Lot 21 Lemon Villa; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133151, accepting deed of Louis Sampo and Octavia Sampo, April 10, 1956, conveying portion Lots 39, 40, 41, 42 Block "E" Boulevard Heights; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Schneider, adopted.

RESOLUTION 133152, accepting deed of John P. Sundberg and May Elizabeth Sundberg, April 24, 1956, conveying portion Lots 24, 25, 26 Block 32 and portion Valeta lying southwesterly of and adjoining Lot 26 as vacated and closed to public use, all in Loma Alta No. 2; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133153, accepting deed of Gilbert J. Vinta and Agnes Vinta, May 1, 1956, conveying portions of Lots 67 and 68 Boulevard Gardens; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133154, accepting deed of Fausto M. Castillo and Patricia D.

Castillo, September 6, 1955, conveying easement for right of way for public street and incidents, in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); naming land Delta Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113155, accepting deed of Arthur Doyer and Irene Doyer, August 31, 1955, conveying easement for right of way for public street and incidents, in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); naming land Delta Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113156, accepting deed of Eugenio Gomez Giminez and Eulalia Gomez Giminez, September 1, 1955, conveying easement for right of way for public street and incidents in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); naming land Delta Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113157, accepting deed of John Raymond McCants, August 31, 1955, conveying easement for public street and incidents in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); naming land Delta Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113158, accepting deed of Robert L. McGarrah and Zelma J. McGarrah, September 6, 1955, conveying easement for right of way for public street and incidents, in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); naming land Delta Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113159, accepting deed of John R. Remley and Manuela L. Remley, August 30, 1955, conveying easement for right of way for public street and incidents in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); naming land Delta Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113160, accepting deed of R. H. R. Company, a partnership, March 8, 1956, conveying easement for right of way for public street and incidents in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); naming land Delta Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

~~RESOLUTION 113161, accepting deed of Ann Meyer Scott, November 16, 1955,~~

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RESOLUTION 113161

accepting deed of Ann Meyer Scott, November 16, 1955, conveying easement for right of way for public street and incidents, in portion Lot 70 Ex-Mission Lands of San Diego, Horton's Purchase; naming land Delta Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113162, accepting deed of Ann Meyer Scott, November 16, 1956, conveying easment for right of way for public street and incidents in portion Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); naming land Delta Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113163, accepting deed of Harvey C. Sommers and Marion F. Sommers, November 9, 1955, conveying easement for right of way for public street and incidents, in portion of Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase); naming land Delta Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113164, accepting deed of The San Diego Unified School District of San Diego County, May 1, 1956, conveying easement and right of way for public street or highway purposes in portion Pueblo Lot 220; naming land Kemper Street; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113165, accepting deed of Lawrence O'Connell and Mabelle Jean O'Connell, June 22, 1955, conveying easement and right of way for street purposes in portion of Pueblo Lot 264; naming land Morena Boulevard; authorizing and directing City Clerk to file deed for record in office of Recorder of San Diego County, together with certified copy of resolution, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113166, accepting deed of Arne C. Royland and Helen M. Royland, May 8, 1956, conveying easement for right of way for public street and incidents in portion Lot 196 Del Norte Addition to Encanto Heights; naming land Mulberry Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113167, accepting deed of Bollenbacher & Kelton, Inc., a California corporation, May 3, 1956, conveying easement for right of way for public street and incidents, in portion Lot 65 Rancho Mission of San Diego; naming land Zion Avenue; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113168, accepting deed of Harry Leroy McDaniel, Jr., and Kathleen McDaniel, May 1, 1956, conveying easement for earth fill and appurtenant slope rights

in portion South Half of Southeast Quarter Section 34 Township 16 South, Range 2 West, San Bernardino Meridian; was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113169, accepting deed of Ed Fletcher Company, a corporation, formerly Grossmont Park Company, a corporation, May 2, 1956, conveying easment for right of way for public sewer and appurtenances in portion Lot 40 Rancho Mission of San Diego; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113170, accepting deed of Security Trust and Savings Bank of San Diego, a corporation, May 4, 1956, conveying easement for right of way for public sewer and appurtenances in portions of Pueblo Lots 1296 and 1297; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113171, accepting deed of Arne C. Royland and Helen M. Royland, May 8, 1956, conveying easement for sewer, water, drainage and public utilities and right of ingress thereto and egress therefrom over and across portion of Lot 196 Del Norte Addition to Encanto Heights; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113172, accepting deed of Bart G. Baron, conveying an interest in his sole and separate property and Karnig G. Baron, conveying easement for right of way for construction, etc. of storm drain, or drains and appurtenances, May 8, 1956, in portions of Lots 6, 7, 18, 19 Block 434 C. C. Seaman's Subdivision of East Half of Pueblo Lot 1122; authorizing and directing City Clerk to file deed, together with certified copy of resolution for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113173, accepting deed of Burley Johnson and Bessie B. Johnson, April 27, 1956, conveying easment for right of way for storm drain, or drains and appurtenances, in portion Pueblo Lot 1214; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113174, accepting deed of The Starmar Corporation, a Corporation, May 2, 1956, conveying easement for right of way for storm drain, or drains and appurtenances, in portions Lot 4 Ex-Mission Lands (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

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RESOLUTION 113175, accepting deed of Union Title Insurance and Trust Company, a corporation, May 4, 1956, conveying easement for right of way for storm drain, or drains and appurtenances, in portion Pueblo Lot 1239; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113176, accepting deed of Johnson, Tyson and Lynds, a co-partnership composed of H. H. Johnson, R. E. Tyson and A. O. Lynds, April 5, 1956, conveying permanent easement and right of way for water main or water mains together with appurtenances, in portion Lot 19 Rancho Mission of San Diego; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 113177, accepting deed of The San Diego Unified School District of San Diego County, California, April 3, 1956, conveying easement for right of way for water main or mains and appurtenances, in portions of Lots 10 and 19 Lemon Villa; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Resolution and deed include portion of former Orange Avenue formerly Stanton Street, closed.

On motion of Councilman Schneider, seconded by Councilman Curran, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman Curran, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7006 (New Series), appropriating \$7,850.00 out of Unappropriated Balance Fund for payment of services of firm of Cresap, McCormick and Paget, consultants for Mission Bay Recreation area survey, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Curran, seconded by Councilman Williams, the next ordinance was introduced.

On motion of Councilman Curran, seconded by Councilman Williams, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7007 (New Series), appropriating \$3,900.00 out of Storm Drain Bond Fund 716 for paying City's share of cost of relocating box culvert in Fairmount Avenue south of Home Avenue, was on motion of Councilman Curran, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Kerrigan, seconded by Councilman Curran, the next ordinance was introduced.

On motion of Councilman Kerrigan, seconded by Councilman Curran, reading in full prior to final passage was dispensed with by vote of not less than 4 members of

the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7008 (New Series), establishing grade of Bellingham Avenue, between southerly line of Myrtle Avenue and easterly line of 36th Street, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

RESOLUTION 113178, accepting subordination agreement of Myrtle Mann, beneficiary, and Union Title Insurance and Trust Company, trustee, in portion Lot 70 Ex-Mission lands of San Diego, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

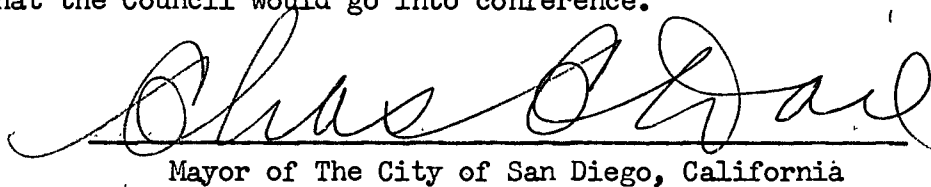
Ordinance authorizing execution of amendment to lease with General Dynamics Corporation (General Atomic Division) of portions of Pueblo Lots 1322, 1323, 1326, 1327, 1329 of the Pueblo Lands of San Diego, was on motion of Councilman Williams, seconded by Councilman Schneider, introduced, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 10:12 o'clock A.M.

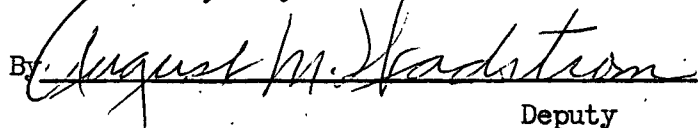
The Mayor announced that the Council would go into conference.

ATTEST:

FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By


Deputy

5/22/56

REGULAR MEETING

Chamber of the Council of The City of
San Diego, California, Tuesday,
May 22, 1956

Present--Councilmen Burgener, Schneider, Kerrigan, Curran, Mayor Dail
Absent--Councilmen Williams, Evenson.
Clerk---Fred W. Sick

At the request of the Mayor, all stood for silent prayer, in the absence of a clergyman who was to have delivered the invocation.

Ordinances and Resolutions for this meeting are recorded on Microfilm Roll 113.

On motion of Councilman Burgener, seconded by Councilman Schneider, the Minutes for the Regular Meetings of Tuesday, May 15, 1956, and Thursday, May 17, 1956, were approved without reading - after which they were signed by the Mayor.

The Purchasing Agent reported in writing on 6 bids opened May 20, 1956, for improvements (sewer) in El Cajon Boulevard, Pearson Drive and Rolando Boulevard.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, a finding was made that bids had been opened and declared as reported. By the same motion, they were referred to the City Manager and to the City Attorney for recommendation.

The Purchasing Agent reported in writing on 3 bids opened May 20, 1956, for improvements (paving) in 33rd Street, Ash Street and "A" Street.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, a finding was made that bids had been opened and declared as reported. By the same motion, they were referred to the City Manager and to the City Attorney for recommendation.

The Purchasing Agent reported in writing that 3 bids opened May 20, 1956, for improvements (paving) in 33rd Street between Dale and Elm Streets.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, a finding was made that bids had been opened and declared as reported. By the same motion, they were referred to the City Manager and to the City Attorney for recommendation.

Councilman Williams entered the meeting
Councilman Evenson entered the meeting

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on Resolution of Intention 132388, for paving and otherwise improving San Luis Obispo Place, and the Alleys in Blocks 119, 120, 123, 124, 127, 128, 131, 132, 135, 136, 139, 140, 143, 144 and 148 Mission Beach -

RESOLUTION 133179, abandoning proceedings under Resolution of Intention 132388 for paving and otherwise improving San Luis Obispo Place; Alleys in Blocks 119, 120, 123, 124, 127, 128, 131, 132, 135, 136, 139, 140, 143, 144 and 148 Mission Beach; referring proceedings to the City Engineer, to prepare plans, eliminating Alley Block 127, was on motion of

Meeting Convened
Silent Prayer
Minutes Approved
Purchasing reports on 1911 Act bids

Hearing
133179

Councilman Schneider, seconded by Councilman Kerrigan, adopted.

After resolution was adopted, the Mayor said to Thomas H. McManus, who had entered a protest on May 15, 1956, that the ~~City~~ ^{street} had been paved, so it would be eliminated from the plans.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132502, for paving and otherwise improving Alley Block 128 Amended Map of City Heights, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

On motion of Councilman Williams, seconded by Councilman Curran, proceedings were referred to the City Attorney for Resolution Ordering Work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132503, for paving and otherwise improving Hartford Street, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

On motion of Councilman Curran, seconded by Councilman Williams, proceedings were referred to the City Attorney for Resolution Ordering Work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132504, for sewers in Normandie Street and Birmingham Drive, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

On motion of Councilman Kerrigan, seconded by Councilman Williams, proceedings were referred to the City Attorney for Resolution Ordering Work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2470, made to cover cost and expenses of paving and otherwise improving Hugo Street, Resolution of Intention 127129, the Clerk reported no appeals.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 133180, confirming and approving Street Superintendent's Assessment 2470 made to cover cost and expenses of paving and otherwise improving Hugo Street, Resolution of Intention 127129; authorizing and directing Street Superintendent to attach his warrant thereto and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2471, made to cover cost and expenses of paving and otherwise improving Tourmaline Street, Resolution of Intention 127130, the Clerk reported no appeals.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 133181, confirming and approving Street Superintendent's Assessment 2471 made to cover cost and expenses of paving and otherwise improving Tourmaline Street, Resolution of Intention 127130; authorizing and directing Street Superintendent to attach his warrant thereto and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2472 made to cover costs and expenses of paving and otherwise improving Alley Block 39 Ocean Beach, the Clerk reported written appeal from A. J. Morss.

Asked for a report, the City Engineer said that the appeal was regarding cost, and that was 4.2%. No one appeared to enter a verbal appeal.

RESOLUTION 133182, overruling and denying appeal of A. J. Morss and all other appeals; confirming and approving Assessment 2472 made to cover costs and expenses of work of paving and otherwise improving Alley Block 39 Ocean Beach, Resolution of Intention 126333; authorizing and directing Street Superintendent to attach his warrant thereto and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2473 made to cover cost and expenses of paving and otherwise improving Alley Block 241 Pacific Beach, the Clerk reported no appeals.

Mayor Dail asked if anyone was present to be heard.

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

RESOLUTION 133183, confirming and approving Street Superintendent's Assessment 2473 made to cover cost and expenses of paving and otherwise improving Alley Block 241 Pacific Beach, Resolution of Intention 127274; authorizing and directing Street Superintendent to attach his warrant thereto and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

The Mayor introduced visiting students from Samuel Gompers Jr. High School, accompanied by Robert Stevens. He welcomed them, and all of the group stood for applause.

Report of Purchasing Agent, approved by City Manager, on low bid of California Electric Works for installation of Traffic Signal and Safety Lighting Systems at intersection of La Jolla Boulevard and Bird Rock Avenue - \$13,324.00; 2 bids - was presented.

RESOLUTION 133184, accepting bid of California Electric Works for installation of traffic signal and safety lighting systems at intersection of La Jolla Boulevard and Bird Rock Avenue; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego, a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Pace Construction Co. for construction of storm drain from Diamond and Noyes Street to Academy and Beryl Streets - \$51,424.50; 7 bids - was presented.

RESOLUTION 133185, accepting bid of Pace Construction Company for construction of storm drain from Diamond and Noyes Streets to Academy and Beryl Streets; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego, a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133186, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Automotive Lubricating Oil for 1 year from July 1, 1956, Document 535303, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133187, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 6 Special Dump Bodies and Hoists mounted on

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truck chassis to be furnished by The City, Document 535302, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133188, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of Comfort Station at Kellogg Park, Document 535262; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133189, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for installation of traffic signal and safety lighting systems at intersection of El Cajon Boulevard and 40th Street; Document 535263; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, in accordance with plans and specifications, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION 133190, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction, glass fiber covering, painting and outfitting 50 14-foot plywood skiffs; Document 535264; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Councilman Williams asked about the specific location for improvement in next resolution.

Hal White, representing the City Manager, showed him a plat outlining the area.

RESOLUTION 133191, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of parking lot in Presidio Park west of Serra Museum; Document 535261; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133192, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for installation of a Sprinkler System in Torrey Pines Mesa Golf Courses located at Torrey Pines Mesa; Document 535265; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final Record of Survey Map for resubdivision of Lots 2 & 3 Orange Grove Tract, was presented.

RESOLUTION 133193, approving filing of Record of Survey Map in lieu of Final Subdivision Map under Section 102.02.1 of the San Diego Municipal Code, of Lots 2 and 3 Orange Grove Tract; pursuant to Section 102.02.1 of the San Diego Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, by P. Q. Burton, recommending that business of grooming, clipping and bathing of dogs and sale of dog harnesses, collars and accessories at 1212 Silverado Street, in zone RC, is a business similar to and not

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more obnoxious or detrimental to community than other permitted uses - on 5 conditions - for poodle dogs, exclusively, was presented.

RESOLUTION 133194, making finding re use of property at 1221 Silverado Street - as recommended by the Planning Commission - was on motion of Councilman Williams, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-Councilman Curran. Absent-None.

Communication from Daniels, Brown & Hall, civil engineering & land surveys, 2375 San Diego Avenue, San Diego 10, dated May 17, 1956, was presented. It says that in connection with P.L. 1774 tentative map "Wood Acres", they have been advised by Mrs. B. Wood that she is unwilling to conform to requirements set forth in Resolution 132881 of May 8, 1956. It says that the specific objections are to requirements for curbs, grading and paving of La Jolla Rancho Road, and asks the Council to delete Item 4 from the resolution. It states that Mrs. Wood is willing to abide by an area improvement district for curbs and streets, similar to a 1911 Act proceeding, but believes that requested improvements for her 2 lot subdivision would not properly conform to the existing Muirlands.

Harry Haelsig, Planning Director, told the Council that the protest is regarding road improvement. He said it is partially improved now, and that requirement was at the recommendation of the City Engineer. He recommended that the item "be referred back".

On motion of Councilman Schneider, seconded by Councilman Burgener, communication was referred to Planning.

Communication from San Diego County and Municipal Employees, Local Number 127, dated May 18, 1956, by Otto Hahn, business representative, was presented. It has to do with not adopting the Union's recommendation of an additional 5% for 343 employees in an "unfair to a group of city employees" action re salaries. It mentions previous presentations to the Council, and concludes "In all sincerity, if the main reason was that it would throw the salary structure out of line, then I say that an injustice was done to this group of employees and I respectfully request that you reconsider your action and make a determination if the entire salary structure would be thrown out of line".

Mayor Dail said to the Council that if the Civil Service Commission does not change its recommendation, the Council can do nothing. He said he would call Mr. Hahn and Mrs. Waite (Mildred Perry Waite, president of the City Civil Service Commission) into conference.

On motion of Councilman Evenson, seconded by Councilman Burgener, it was referred to the Mayor.

Communication from South of Broadway Association, by Otis B. Tout, Secretary-Mgr., dated May 16, 1956, was presented. It advocates changing the name of "F" Street to Federal Boulevard, and says that there seems to be more reason for the change now than existed in 1940 when original petition was filed. The communication submits a "news item" on the subject.

Councilman Burgener moved to refer the request to the Planning Commission. Motion was seconded by Councilman Schneider.

Isador Jacobson told the Council that he was here in behalf of the South of Broadway Association. He said change of name would be appreciated. He said that in event the name is changed, there will be no request to change J Street to Jacobson.

Harry C. Haelsig, Planning Director, said that request for change of name usually comes as a petition. He said that it would mean notifying residents and posting the whole area.

Mayor Dail asked what the free^{way} is to be named.

Mr. Haelsig replied that is a State determination.

Mr. Jacobson said there have been previous requests "from the water right on through".

The Clerk pointed out that the several documents dealing with the earlier request were in the file.

There was discussion between Councilman Williams and Mr. Jacobson regarding circulation of petitions.

Communications

133194 -

Discussion re change of name of "F" St. to Federal Freeway

Mayor Dail said that petition of 1940 was denied, but circumstances have been changed on account of the freeway.

Councilman Kerrigan said there is nothing until there is a petition asking for the change.

Mayor Dail said that on the Nimitz Freeway discussion and recommendations there was no petition.

Councilman Burgener said that is "a different situation".

Mr. Haelsig said that Planning is holding hearings on that.

Councilman Kerrigan said that if there are petitions in advance, hearings are taken care of.

Councilman Williams pointed out that there would be confusion, and possible opposition downtown.

Mayor Dail said there would be a federal freeway east of 16th Street.

Mr. Haelsig said that 18th Street easterly, will be retained as a street. He said both F and G Streets will be retained (as streets outside of the freeway).

Councilman Williams said that F easterly of 18th could be Federal.

Mayor Dail said that if Federal Freeway is so named, there would be 2 "Federals" - if F Street is retained. He said it will be Federal Freeway, unless re-named.

Councilman Kerrigan said that it comes in only as far as 18th Street on the belt-line freeway.

Mr. Jacobson said it "could still be presented".

On motion of Councilman Schneider, seconded by Councilman Williams, the request for the change was filed.

Communication from Civil Service Commission, by Mildred Perry Waite, president, was presented. It says that the Western Regional Conference of Civil Service Assembly will hold its annual meeting at Carmel, California, June 3, 4, 5, 6, and that the Commission requests the Council to approve attendance of a representative of the department. It states that the department has been invited to participate actively in the program. Mrs. Waite says it is her understanding that the necessary expenses have been set aside in the 1955-56 budget request.

RESOLUTION 133195, authorizing a representative of the Civil Service Department to attend the Western Regional Conference of the Civil Service Assembly, to be held at Carmel, California, June 3, 4, 5, 6, 1956; and that authorization is given for incurring of necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133196, directing notice of filing of assessment 2482 and of time and place of hearing, made to cover costs and expenses of work done upon paving and otherwise improving Alley Block 34 Ocean Beach, Resolution of Intention 126465, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133197, directing notice of filing of assessment 2483 and of time and place of hearing, made to cover costs and expenses of work done upon paving and otherwise improving Commercial Street, Alley Block 317 San Diego Land and Town Company's Addition, Hensley Street and 28th Street, Resolution of Intention 128395, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133198, directing notice of filing of assessment 2481 and of time and place of hearing, made to cover costs and expenses of work done upon paving and otherwise improving Morrell Street, Hornblend Street, Emerald Street and Balboa Avenue, Resolution of Intention 124573, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

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RESOLUTION OF AWARD 133199, accepting bid of San Diego Gas & Electric Company, a corporation, and awarding contract, for electric energy in San Diego Lighting District 3, for 1 year from and including July 1, 1956, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD 133200, accepting bid of San Diego Gas & Electric Company a corporation, and awarding contract, for electric energy in San Diego Lighting District 2, for 1 year from and including July 1, 1956, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK 133201, for paving and otherwise improving Goshen Street, Lauretta Street, Fresno Street, Hueneme Strwet, Riley Street, Eureka Street, Ruby Street, Mildred Street, Donahue Street and Public Rights of Way, Resolution of Intention 132386, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK 133202, for paving and otherwise improving Missouri Street, Resolution of Intention 132387, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 133203, for paving and otherwise improving Torrence Street and Kearing Street, Resolution of Intention 132281, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF INTENTION 133204, for paving and otherwise improving Alley Block 61 Park Villas, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF INTENTION 133205, for grading and sidewalking Hughes Street, Boren Street, Gayle Street, Belson Street, Kerch Street and Rock Street, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF INTENTION 133206, for paving and otherwise improving Peck Place, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133207, appointing time and place for hearing protests, and directing notice of hearing for furnishing electric energy in Mission Beach Lighting District 2, for 1 year from and including August 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133208, appointing time and place for hearing protests, and directing notice of hearing for furnishing electric energy in Ocean Beach Lighting District 1, for 1 year from and including August 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

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RESOLUTION 133209, appointing time and place for hearing protests, and directing notice of hearing for furnishing electric energy in San Diego Lighting District 4, for 1 year from and including August 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133210, appointing time and place for hearing protests, and directing notice of hearing for furnishing electric energy in University Avenue Lighting District 3, for 1 year from and including August 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133211, ascertaining and declaring wage scale for paving and otherwise improving Gardena Avenue, Gardena Place and Public Right of Way in Pueblo Lot 265, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133212, ascertaining and declaring wage scale for sewers in Hillside Drive, Lookout Drive, Primrose Drive, Soledad Avenue, Boulevard Place, Roseland Drive, Torrey Pines Road, Ardath Road, Hidden Valley Road and Public Right of Way, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 133213, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 36 Fortuna Park Addition, Resolution of Intention 130564, and to assessed to pay expenses; directing Clerk of the City at time of approval to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 133214, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 128 Subdivision of Pueblo Lot 1157 for Mannasse and Schiller and Block 128 San Diego Land and Town Company's Addition, Resolution of Intention 126627, and to be assessed to pay expenses; directing Clerk of the City at time of approval to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 133215, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Garnet Street and Pendleton Street, Resolution of Intention 127631, and to be assessed to pay expenses; directing Clerk of the City at time of approval to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 133216, approving diagram pf property affected or benefited by work of improvement to be done on paving and otherwise improving Newton Avenue, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 133217, approving diagram of property affected or benefited by

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work of improvement to be done on paving and otherwise improving T Street, Resolution of Intention 127276; directing Clerk of the City at time of approval to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 133218, directing City Engineer to furnish Council with diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 6 Chester Park Addition; Resolution of Intention 130563, and to be assessed to pay expenses, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 133219, directing City Engineer to furnish Council with diagram of property affected and benefited by work and improvement on paving and otherwise improving Sterling Court, Landis Street, Rex Avenue, 50th Street, 51st Street, 52nd Street, Lemona Avenue, Ogden Street, Altadena Avenue and Public Rights of Way; Resolution of Intention 129590, and to be assessed to pay expenses, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 133220, declaring through highways:
Date Street from east line of 6th Avenue to west line of 9th Avenue;
Ninth Avenue from south line of Date Street to north line of Ash
Street;
authorizing and directing installation of necessary signs and markings, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 133221, declaring intersection stops:
Fourteenth Street and K Street, affecting traffic on 14th Street;
Ninth Avenue and Date Street, affecting westbound traffic on Date Street;
authorizing and directing installation of necessary signs and markings, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 133222, prohibiting parking of automobiles at all times:
Westerly side of Illion Street from southerly line of Milton Street to
point 900 feet south of southerly line of Milton Street;
authorizing and directing installation of necessary signs and markings, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 133223, prohibiting parking of automobiles at all times:
North side of Laurretta Street, between Goshen Street and Riley Street;
authorizing installation of necessary signs and markings, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 133224, establishing parking time limit of 2 hours, between
8:00 a.m., and 6:00 p.m., Sundays excepted:
Westerly side of Mission Boulevard between Ventura Place and Isthmus
Court;
Both sides of El Cajon Boulevard between Georgia Street and Florida
Street;
authorizing installation of necessary signs and markings, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 133225, establishing parking time limit of 2 hours between 8:00 a.m. and 6:00 p.m., Sundays excepted:

South side of University Avenue between Park Boulevard and Georgia Street; establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings to be made, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Resolution establishing taxicab rates, was presented.

Asked for a report on the proposal, the City Manager said "it is about the same" (as the current rates).

Aaron Reese explained from the Ordinance (The Municipal Code) on procedure for establishing taxicab rates.

There was discussion between Councilman Kerrigan and Mr. Reese on that point.

Councilman Evenson moved to hold a hearing in 2 weeks. Motion was seconded by Councilman Curran. (Since 2 weeks would fall on the State Primary and City Special Elections, the hearing was set down by the Clerk for June 7. It was not known if the Council would meet on June 6 which would automatically take the place of the June 5 regular meeting).

RESOLUTION 133226, authorizing the City Manager to employ V. R. Dennis Construction Company to do work under Drawing 2968-D in connection with improvements under 1911 Street Improvement Act proceedings in Gregory Street between Ocean View Boulevard and Florence Lane, payable from Ordinance 5341 (New Series), was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 133227, authorizing the City Manager to employ V. R. Dennis Construction Company to do work under Drawing 12010-L in connection with improvements under 1911 Street Improvement Act proceedings in T Street between 39th and 40th Streets, payable from Ordinance 5341 (New Series), was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

Resolution authorizing City Manager to do all work in connection with painting exterior of Ford Bowl, Balboa Park, by City forces, was presented.

On motion of Councilman Williams, seconded by Councilman Evenson, it was referred to the City Manager.

RESOLUTION 133228, authorizing and empowering City Manager to do all the work in connection with installation of necessary connections, water line tie-ins and replacement of gate valves, stubs and vaults in connection with cleaning and cement lining of Morena Boulevard 16" cast iron water main, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133229, authorizing and empowering City Manager to execute, for and on behalf of the City, a lease with Calvin D. Swalm of about 10,000 square feet in Balboa Park as designated by Director of Park & Recreation, for 1 year commencing May 1, 1956, at monthly rental of \$75.00 for operation of Junior Fire Truck Ride - property has value of \$2,000.00 as disclosed by report of last appraisal made by Auditor

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and Comptroller, leased for reason that City will derive revenue not otherwise obtainable; Document 535465, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(See later notation in minutes for this meeting, where the subject was discussed).

RESOLUTION 133230, authorizing and empowering City Manager to execute lease with William A. Avril and Norma V. Avril for portion of Barrett Reservoir site for operation of fishing concession at monthly rental of 7% of gross income to be derived therefrom for period of 4 months beginning May 19, 1956 - property has value of \$100.00 as disclosed by report of last appraisal made by Auditor and Comptroller - leased for reason that City will derive revenue not otherwise obtainable; Document 535466, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133231, authorizing and empowering City Manager to execute, for and on behalf of the City, an agreement with William A. and Norma V. Avril, whereby the Avrils will sell permits and tickets on behalf of the City, at Barrett Reservoir; Document 535467, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133232, authorizing and directing City Treasurer to purchase up to \$5,000,000. United States Treasury Bills, due in 90 days, offering an interest return of approximately 2.71%, to be purchased from inactive bank deposits of such amounts and in such maturities as may fit into the City Treasury funds management; authorizing and directing the Treasurer to sell all or such amount of the investments whenever additional cash is required for purpose for which they were originally accumulated and placed in Treasury of said City, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133233, approving Change Order 2 dated March 12, 1956, Document 535345, issued in connection with contract between The City of San Diego and Hood Construction Company for construction of Country Club Reservoir 12" A.C. feeder main, contract Document 523837; changes amounting to increase in contract price of \$1,929.78, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133234, approving Change Order 1 dated May 9, 1956, Document 535347, issued in connection with contract between The City of San Diego and Utility Construction Company for construction of sewers in Chocolate Canyon, University, Boundary to east of Nile Street, contract Document 534236; changes amounting to increase in contract price of approximately \$330.00, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

RESOLUTION 133235, granting to K-P-L, Inc., Ord Preston, president, permission to install copper drainage and vents in 8 triplex buildings being constructed in 5100 block on West Point Loma Boulevard, Ocean Beach (addresses listed in Resolution), was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

RESOLUTION 133236, granting revocable permit to W. E. Roberts, 1013 Morena Boulevard, to install and maintain 100 feet of 6" V. C. sewer line for use and benefit of owner's property across Morena Boulevard to sewer main in Morena Boulevard, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

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RESOLUTION 133237, vacating public utilities easements in Block D Bay View Quarter Acres; directing that from and after date of the order of vacation title to the land previously subject to the easements, shall revert to owners of the land free from rights of the public; authorizing and directing City Clerk to cause certified copy of resolution, attested by him under seal, to be recorded in office of County Recorder of County of San Diego, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

Resolution says that on December 23, 1926, subdivision of Bay View Quarter Acres was filed, that it established easements; they have not been used for purpose for which acquired since date of their acquisition to the present time, or for 5 years next preceding date of resolution - easements are unnecessary for present or prospective public use by the City.

RESOLUTION 133238, vacating easement in Lot 5 Block 20 Montemar Ridge Unit 1; directing that from and after date of the order of vacation title to the land previously subject to the easement, shall revert to owners of the land free from rights of the public; authorizing and directing City Clerk to cause certified copy of resolution, attested by him under seal, to be recorded in office of County Recorder of San Diego County, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

Resolution says that on January 30, 1930, subdivision of Montemar Ridge Unit 1 was filed, that it established easements; they have not been used for purpose of which acquired since date of their acquisition to the present time, or for 5 years next preceding date of resolution - easements are unnecessary for present or prospective public use by the City.

RESOLUTION 133239, authorizing Fire Marshal Sidney M. Franklin to attend the Fire and Arson Investigation Short Course to be held in Berkeley, California (sponsor of the course not named) June 11 to 15, 1956, and to incur necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133240, accepting quitclaim deed of Birmingham Development Company, a corporation, 2223 El Cajon Boulevard, San Diego, executed on 4th day of May, 1956, quitclaiming all water mains and appurtenant structures constructed for its use, located in public streets, rights of way, highways and public places, either within or without subdivision named "Fairmount Plaza" being resubdivision of Lots 15 to 21 inclusive in Block J, a portion of Gateway Drive, portion of Lot 38 and all Lots 39 to 45 inclusive in Block E Fairmount Park; authorizing and directing City Clerk to file deed, together with certified copy of resolution for record in office of City (County) Recorder, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133241, accepting quitclaim deed of Cameron Bros., a partnership, 4378 Lorca Drive, San Diego, quitclaiming all water mains and appurtenant structures constructed for its use, located in public streets, rights of way, highways and public places, either within or without subdivision named Mesa Park Unit No. 1; authorizing and directing City Clerk to file deed, together with certified copy of resolution for record in office of the County Recorder, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

On motion of Councilman Curran, seconded by Councilman Evenson, the next ordinance was introduced.

On motion of Councilman Curran, seconded by Councilman Evenson, reading in full prior to passage was dispensed with by not less than 4 votes. There was available for consideration of each member of the Council prior to day of passage a written or printed copy.

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ORDINANCE 7009 (New Series), appropriating \$56,500.00 out of Capital Outlay Fund for construction of Storm Drain in Pacific Beach - from Diamond and Noyes Streets to Academy and Beryl Streets - was on motion of Councilman Curran, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Burgener, seconded by Councilman Curran, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Curran, reading in full prior to passage was dispensed with by not less than 4 votes. There was available for consideration of each member of the Council prior to day of passage a written or printed copy.

ORDINANCE 7010 (New Series), appropriating \$14,700.00 out of Capital Outlay Fund for providing funds for installation of Traffic Signal and Safety Lighting System at intersection of La Jolla Boulevard and Bird Rock Avenue, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Evenson, seconded by Councilman Curran, the next ordinance was introduced.

On motion of Councilman Evenson, seconded by Councilman Curran, reading in full prior to passage was dispensed with by not less than 4 votes. There was available for consideration of each member of the Council prior to day of passage a written or printed copy.

ORDINANCE 7011 (New Series), appropriating \$2,100.00 out of Capital Outlay Fund for purchasing property in connection with proposed widening of portion of Olivetas Avenue, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Councilman Kerrigan said that the City did not clear up the bowling green in La Jolla, and that "the City can't get into it at this time".

Councilman Burgener said that it is a Capital Outlay item regarding recreation, and that it should not be discussed now.

There was no action.

There was listed on the agenda for introduction an Ordinance establishing a schedule of compensation for officers and employees of The City of San Diego, providing uniform compensation for like service in the classified service, for the Fiscal Year beginning July 1, 1956.

The City Manager said the Traffic Engineer classification was to be corrected.

On motion of Councilman Schneider, seconded by Councilman Williams, the ordinance was continued to Thursday, May 24, 1956, for the correction.

There was listed on the agenda for introduction an Ordinance amending Section 32.13 of the San Diego Municipal Code Regulating Sales Tax.

On motion of Councilman Schneider, seconded by Councilman Curran, the ordinance was continued 3 weeks - to the meeting of June 12, 1956.

The City Manager requested, and was granted, unanimous consent to present the next resolution. He said it was a clarification of Proposition J on the ballot for June 5, requested by the Chamber of Commerce. He explained that some property was held in reserve

7009 N.S. - 7011 N.S.
Discussion re a previous discussion in conference
Ordinances continued

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for the university (University of California), and some for overpass. He said it is not known what will be needed. He told the Council that the resolution is a clarification. He read it, and said the actual purpose for which land is to be used is stipulated.

Councilman Williams asked if there is a limit on time provided.

The City Manager's reply was "no" - it is offered for determination in a reasonable time". He said that it would be after the Legislature confirms action on the university.

Mayor Dail said that "the Council can determine what is a reasonable time"; the Resolution can be repealed next week.

RESOLUTION 133242.... "That the City Council hereby establishes as its policy in connection with Proposition "J" of the June 5 special election, that such portion of between forty (40) and fifty (50) acres in Pueblo Lot 1311 situated Westerly of Highway 101 and Southerly of La Jolla Junction shall be reserved for use by the University of California for expansion of its campus in accordance with plans for the development of such area as submitted by University of California and as available after appropriate street and highway rights-of-way are determined", was on motion of Councilman Kerrigan, seconded by Councilman Burgener.

Proposition J reads: "Shall Ordinance No. 6904 (New Series) of the ordinances of The City of San Diego, entitled, 'An Ordinance authorizing the City Manager to sell and convey a portion of Pueblo Lot 1311 of the Pueblo Lands of San Diego, upon such terms and conditions as may be deemed by the City Council to be in the best interests of the people of The City of San Diego,' adopted by the Council of said City March 27, 1956, be ratified?"

(Proposition J does not state the purpose for which land would be used if ordinance were ratified).

Councilman Schneider said to the Council that there is some question on proposition L on the June 5 ballot. He stated "the understanding and the booklet (enclosed with each sample ballot) don't agree".

The Clerk answered that the booklet containing the proposition to be voted upon was "published just as published in the ordinance" (Ordinance 6906 New Series, adopted March 27, 1956).

Betty Knauer came to the microphone, and said that she read the proposition in the ordinance. She told the Council that "few people know where Collier Park is". Mrs. Knauer read a statement on the background of Collier Park - which she did not file. She said that over a period of years she had to fight to even get the soap box derby in Collier Park. She said that "if the School Board wants to really build, let's give it to them". She said the "deed has not been turned over to the Door of Hope".

The proposition reads "Shall Ordinance No. 6906 New Series of the ordinances of The City of San Diego, entitled, 'An Ordinance authorizing the City Manager to sell and convey Collier Park, in The City of San Diego, upon such terms and conditions as may be deemed by the City Council to be in the best interests of the people of The City of San Diego,' adopted by the Council of said City March 27, 1956, be ratified?"

Mayor Dail said that when it was voted (for the Door of Hope); it was discretionary; they could not get it worked out.

The City Manager stated that the Door of Hope has plans to develop a different type of facility for the building, and that the organization "is not abandoning this".

Mayor Dail told Mrs. Knauer that the City has plenty of precedent on voting of land for various purposes, including the State building site at Pacific Highway and Ash Street. He said that was permissive, only. He said the Board of Education would not give away the property with no rhyme or reason.

Mrs. Knauer said that the land was dedicated for a park; it should come back to the girl scouts. She stated that the road is going through, and there will be water. She said that when it comes to developing Collier Park, it is always set aside; "there is money for everything else".

Mayor Dail stated that he wished there was money for everything else.

Councilman Burgener spoke to Mrs. Knauer regarding sale of property to the school board, and money for an Ocean Beach Park.

Mrs. Knauer said that the park would get developed, anyhow.

There was discussion between Councilman Williams and Mrs. Knauer over use of the money obtained from the land sale.

Councilman Burgener asked why the land was "defined by the Attorney as 54 acres".

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The City Manager replied that when discussed, it was on a basis of developing other park. He said it releases the whole, which was the intention of the Council.

Councilman Williams stated that it was not the intention to retain little patches; it would be only a little road-side park.

Mrs. Knauer said that the School Board wants the Door of Hope.

The City Manager said the Door of Hope would not abandon its facilities.

Mrs. Knauer said "once voted out, everything in Ocean Beach is lost".

The City Manager replied he "thinks not".

Mrs. Knauer said that Ocean Beach was 1st for beach priority - not 3rd - it will be 4th or 5th.

Mayor Dail pointed out that it was not set up.

There was discussion between Councilman Williams and Mrs. Knauer regarding funds for the beach front.

Councilman Williams stated that Haelsig (Harry C. Haelsig, Planning Director) says there is no word about the funds.

Mayor Dail repeated that in July there will be a master plan (for parks) up for hearings. Decision will be made regarding funds. He said it will be set out in a logical manner - orderly. He told Mrs. Knauer it is going to be developed in an orderly manner. He stated that when it is passed on, it will be carried out by the Council.

Mrs. Knauer said that if Collier Park is lost, she does not know it will be done. She said she wonders if the school would be built, but she is afraid that it will not be. She said that if the School Board comes to the conclusion that this is not the right location, it will sell the land. Mrs. Knauer contended that it "would be suicide to build on a 4-lane highway". She stated "the school is not interested". She said they have changed their minds.

Councilman Schneider said that East San Diego went without park and recreational facilities; it finally got a community park, through efforts of Council Kerrigan, and through private development. He stated that Ocean Beach has recreation; it has the beach.

Mrs. Knauer retorted "there are people who don't care for the beach". She spoke of having come down with the idea of donations and maintenance. She said the people would have raised funds.

Councilman Schneider said that the town is spread all over - including Clairemont and Allied Gardens (new areas).

Councilman Burgener said that the Council "should firm up in conference what it intends to do".

The Mayor said that the City has a file on it.

Mrs. Knauer said there will be a campaign against the proposition. She said she hopes it can be blotted out.

Councilman Burgener stated that there will be people who are upset on account of there being no junior high school.

Mrs. Knauer charged that "when a master plan is laid out, Ocean Beach will not be first".

Councilman Schneider said to Mrs. Knauer that she is too well informed to fight the proposition.

Mrs. Knauer stated that the ballot shows 54 acres, whereas it should be 19½, and added that it is a package deal. She said that is no good for the Council. She said "there has been a park at the foot of Long Branch since 1800 something; there is nothing there, but there is at La Jolla and Mission Beach". She said that nothing is being done in Balboa Park. Mrs. Knauer thanked the Council for hearing her.

Addressing the visitors (especially the school students), the Mayor said "this is democracy at work".

Councilman Evenson said that there are people interested in the trailer park (cabanas) ordinance here.

Councilman Burgener said that the subject is on the docket for conference.

Robert Stevens, who accompanied the Samuel Gompers Junior High School students, came to the microphone and spoke of Council's resolution authorizing the City Manager to execute a lease with Calvin D. Swalm for Junior Fire Truck Ride in Balboa Park. He spoke of those services having been used at a PTA function. He asked if the proposal is

Discussion re proposition L; Collier Park

Discussion re trailer park (cabanas) ordinance

Discussion re lease auth in Park for Junior Fire Truck Ride

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a token (rent).

The Mayor told Mr. Stevens that the City Manager negotiated the lease.

The City Manager stated that the lease is set on a flat-fee basis, because auditing is almost impossible. He told Mr. Stevens that it took 2 years' experience to average out the rent.

Mr. Stevens said to the Council that the students appreciate attending this meeting, hearing the Council's actions, and the discussions.

Mayor Dail, answering a question from one of the students, said that the Council has briefed in conference; it hears both sides of issues when they are controversial.

Councilman Burgener stated that the Council meets ahead of the Council Meetings to go over the docket in advance.

The Mayor answered another student's question about the vote. He explained it.

Roland Reed came to the Microphone about the Collier Park election proposition which had been presented by Mrs. Knauer earlier. He stated that he owns a lot in Ocean Beach. He said that land had been voted out of park before, and the school board had sold it. He contended that the land could be leased.

Mayor Dail replied that the school board can't sell; it is not in the real estate business.

Mr. Reed said that Long Beach would not have its oil revenues, if it had sold its property. Referring to the rent for the Calvin D. Swalm lease in Balboa Park on the Junior Fire Truck Ride, he said "\$75.00 does not look right".

An unidentified woman came to the microphone and said that she and her husband are students, and that the students have meetings. She said they have confused meetings, but not more so than this one. She stated that she "passed the petition" for improvement of San Luis Obispo Place, Alleys in Mission Beach (listed as item 4 - a continued hearing on today's agenda), and now the Council has abandoned the proceedings.

Councilman Schneider explained the abandonment, because 1 of the alleys had been improved; the City is to start proceedings over, and will reinstate immediately.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:05 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadston
Deputy

Chas. D. Dail
Mayor of The City of San Diego, California

Discussion re the lease in
Balboa Park
Discussion re the Collier
Park election proposition
Discussion re abandonment of
proceedings in Mission Beach
Meeting adjourned

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REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, May 24, 1956

Present--Councilmen Schneider, Kerrigan, Curran, Evenson
Absent--Councilmen Burgener, Williams, Mayor Dail
Clerk---Fred W. Sick

In the absence of the Mayor and the Vice Mayor, Councilman Kerrigan presided. He called the meeting to order at 10:03 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on ordinance incorporating portion of Southwest Quarter of Quarter-Section 103 Rancho de la Nacion into R-2 Zone, the Clerk reported no protests.

Councilman Curran asked the location.

Councilman Kerrigan said "toward National City".

The Clerk exhibited a plat.

Harry C. Haelsig, Planning Director, said area is on Alleghany Street, for a church site.

The Chairman inquired if anyone was present to be heard.

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

On motion of Councilman Curran, seconded by Councilman Schneider, Ordinance incorporating portion of Southwest Quarter of Quarter-Section 103 Rancho de la Nacion into R-2 Zone as defined by Section 101.0406 of San Diego Municipal Code, and repealing Ordinance 118 (New Series) insofar as it conflicts, was introduced, by the following vote: Yeas--Councilmen Schneider, Kerrigan, Curran, Evenson. Nays--None. Absent--Councilmen Burgener, Williams, Mayor Dail.

Report of Purchasing Agent, approved by City Manager, on low bid of Continental Baking Company for furnishing 15,000 Loaves of Bread during 6-month period beginning June 1, 1956 @ \$0.21 per loaf plus State Sales Tax - 3 bids, was presented.

The City Manager reported that this is the same price as the City is paying.

RESOLUTION 133243, accepting bid of Continental Baking Co. for furnishing approximately 15,000 Loaves of Bread; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Irvin A. Rose for construction of house and garage at Barrett Dam - \$10,950.00; 5 bids, was presented.

RESOLUTION 133244, accepting bid of Irvin A. Rose for construction of 3-bedroom house and attached garage; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract, pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Report of Purchasing Agent on 4 bids received for furnishing Vitrified Clay Pipe and Fittings for period of 3 months beginning June 1, 1956, was presented. It says low bid of E. R. Strong Building Material Company of San Diego was based on minimum

Meeting convened
Hearing - Ord introduced
Purchasing reports - Res 133243 - 133244

delivery of 12 tons, or approximately double amount normally ordered and stored by The City; in addition, bidder carries no San Diego stock and was unable to quote on emergency pickups from the plant. It says Squires-Belt Material Company of San Diego and Dave Martin Building Materials of El Cajon submitted identical bids fractionally above the low bidder and meeting all City's requirements. Squires-Belt Material Company is less than 2 miles from Sewer Division Shops, whereas Dave Martin Building Materials is approximately 15 miles away in City of El Cajon.

RESOLUTION 133245, accepting bid of Squires-Belt Material Co. for furnishing Vitrified Clay Pipe and Fittings for period of 3 months; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager on 4 bids for furnishing 58 Police Revolvers, was presented. Bid of Western Metal Supply Company of San Diego at \$41.70 each, terms 2% - days, plus State Sales Tax, was higher by 20¢ than bid of F. Morton Pitt of San Diego, who quoted \$41.50 each. Western Metal Supply Company included in its bid a request for 5% preference for local bidder, as it regularly stocks and sells revolvers in San Diego. It says that Western Metal bid is only 1/2 of 1% higher than low bid of F. Morton Pitt.

RESOLUTION 133246, accepting bid of Western Metal Supply Co. for furnishing 58 Police Revolvers; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

In connection with the next item, Councilman Evenson asked what it would be for.

Councilman Kerrigan, the chairman, said it is to be for sale by the City.

Report of Purchasing Agent, approved by Assistant City Manager, submitting Resolution authorizing sale of Bucyrus Erie Dragline which is in poor condition and not economical to repair.

RESOLUTION 133247, authorizing and directing Purchasing Agent to advertise for sale and sell 1 1941 Model 20B, 3/4 yard capacity Bucyrus Erie Dragline; authorizing decucation of all expenses in connection with the sale from proceeds, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

RESOLUTION 133248, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Street Name Signs for 1 year, beginning June 15, 1956, Document 535513, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of Final Record of Survey Map for Resubdivision of Lots 13 & 14 Don Terrace Unit 2, was presented.

RESOLUTION 133249, approving filing of Record of Survey Map in lieu of Final Subdivision Map under Section 102.02.1 of San Diego Municipal Code, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending reapproval of Tentative Map of Clairemont Plaza Unit 2, subject to Resolutions 118135 and 118136, as amended by Resolution 118136 and approved by Resolution 126716, was presented.

RESOLUTION 133250, reapproving tentative map of Clairemont Plaza Unit 2,

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was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending reapproval of Clairemont Plaza Unit 3, approved by Resolutions 119768 and 119769, reapproved by Resolution 122278 and amended by Resolution 127430, was presented.

RESOLUTION 133251, reapproving tentative map of Clairemont Plaza Unit 3, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending reapproval of Encanto Heights resubdivision of portion Lot 14 Block 15 into 2 lots, was presented.

RESOLUTION 133252, approving tentative map for 2-lot resubdivision of east half of portion Lot 14 Block 15 Encanto Heights, subject to 6 conditions; and suspension of 2 sections of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending approval of tentative map for redivision of Lot 13 La Jolla Country Club Heights, on westerly side of La Jolla Country Club Drive, adjacent to Mint Canyon Path, was presented.

RESOLUTION 133253, approving 2-lot subdivision - tentative map - La Jolla Country Club Heights, subject to 6 conditions; and suspension of 1 section of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

The next item had been continued from the meeting of May 10, 1956, at which time the Council directed preparation of a new resolution as outlined at the hearing held that day.

RESOLUTION 133254, approving tentative map of Muirlands Village Unit 3, a 92-lot subdivision of portion of Pueblo Lot 1257, subject to 14 conditions; and suspension of 4 sections of the Municipal Code, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

Communication from Planning Commission by Jack Van Cleave, recommending approval of tentative map for resubdivision of Lot 2 Block 17 North Shore Highlands, at northwest corner of Wilbur and Everts Streets, was presented.

RESOLUTION 133255, approving tentative map of North Shore Highlands resubdivision Lot 2 Block 17, subject to 6 conditions; and suspension of 4 sections of Municipal Code, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Planning Commission by Jack Van Cleave, recommending denial of a 2-lot subdivision of portion Pueblo Lot 173, northerly of Rogers Street along prolongation of San Fernando, westerly of Armada Terrace, was presented. It says it would be splitting of a parcel which does not have street frontage; access over a 15-foot easement was proposed. It reports that at conclusion of public hearing May 16, 1956, the Commission recommended denial in that access is inadequate.

RESOLUTION 133256, denying tentative map for 2-lot subdivision of portion Pueblo Lot 173 in that access to property is inadequate, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending approval of tentative map for 3-lot subdivision of portion Lot 12 Rancho Ex-Mission, located

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on east side of Jamacha Road, adjacent to westerly line of Beacon Hill Subdivision, was presented.

RESOLUTION 133257, approving tentative map of Rancho Ex-Mission 3-lot subdivision of portion Lot 12, subject to 13 conditions; and suspension of 1 section of San Diego Municipal Code, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending approval of tentative map for resubdivision of Lots 25 and 26 Block 10 South Chollas Addition, on 36th Street between Z and Acacia Streets, was presented.

RESOLUTION 133258, approving revised tentative map of South Chollas Addition, a resubdivision of Lots 25 and 26 Block 10, subject to 5 conditions; and suspension of 4 sections of San Diego Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by P. Q. Burton, reporting on petition for zero-foot setback line along east side of Ulric Street, Lots 1-10 inclusive Block 70 Linda Vista Unit 4 (present setback line is 25 feet back from Ulric Street), was presented. It says public hearing was held May 2 and continued to May 16. It reports that the Commission voted 4-0 that setback line shown on Drawing 713.1 be adopted in lieu of present 25-foot setback line as shown on the subdivision map.

RESOLUTION 133259, adopting recommendation of City Planning Commission for establishment of a setback on east side of Ulric Street in Linda Vista Unit 4; requesting City Attorney to prepare and present ordinance, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Nick Piscopo, 3344 Nile Street, San Diego 4, requesting extension of variance to permit operation of a plant nursery at the address, was presented.

On motion of Councilman Schneider, seconded by Councilman Curran, it was referred to Planning.

Communication from Harvey O. Banks, State Engineer, by Max Bookman, Engineer-in-Charge, Southern California Office, requesting City of San Diego participation in study of Feather Project Engineering Committee on Alternative Route Studies, was presented. It names Paul Beermann (Water Director) for the City.

On motion of Councilman Curran, seconded by Councilman Evenson, it was referred to the City Manager.

Communication from A. B. Hovde, Principal of Kate Sessions School, 2150 Beryl Street, San Diego 9, dated May 15, 1956; Kate Sessions Parent Teachers Association, same address, thanking the Council for sidewalks on hillside road between Lamont Street and Soledad Road, were presented.

At the request of Councilman Curran both were read to the Council.

On motion of Councilman Schneider, seconded by Councilman Evenson, they were filed.

RESOLUTION 133260, establishing as a One-Way Alley:

The east-west Alley south of Clairemont Mesa Boulevard between Onandago Avenue, and the north-south alley between Onandago Avenue and Clairemont Drive, to affect eastbound traffic; authorizing installation of necessary signs and markings, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

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RESOLUTION 133261, creating and establishing Taxicab Stand:
North side of Washington Street between points 16 feet and 36 feet
east of east line of Goldfinch;
authorizing and directing installation of necessary signs and markings, was on motion
of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133262, authorizing City Manager to accept work on behalf of
The City of San Diego, in Allied Gardens Unit 5 Subdivision and Waring Road, and to
execute Notice of Completion and have it recorded, was on motion of Councilman Curran,
seconded by Councilman Schneider, adopted.

RESOLUTION 133263, authorizing City Manager to accept work on behalf of
The City of San Diego in Allied Gardens Unit 5-A subdivision, and execute Notice of Comple-
tion and have it recorded, was on motion of Councilman Curran, seconded by Councilman
Schneider, adopted.

RESOLUTION 133264, authorizing City Manager to accept work on behalf of
The City of San Diego in College Vista subdivision, and to execute Notice of Completion and
have it recorded, was on motion of Councilman Curran, seconded by Councilman Schneider,
adopted.

RESOLUTION 133265, authorizing City Manager to accept work on behalf of
The City of San Diego in Euclid View Annex No. 2 subdivision, and to execute Notice of Com-
pletion and have it recorded, was on motion of Councilman Curran, seconded by Councilman
Schneider, adopted.

RESOLUTION 133266, authorizing City Manager to employ Griffith Company to
lay asphaltic concrete necessary to make crown of Garnet Street drain to the concrete gutter, cost
not to exceed \$1,011.40, payable from Ordinance 6526 (New Series), in connection with
improvement under 1911 Street Improvement Act proceeding, was on motion of Councilman
Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133267, approving Change Order 1 dated April 26, 1956, filed as
Document 535492, issued in connection with contract between The City of San Diego and Sim
J. Harris Company for construction of cross gutters at Wightman and 44th, etc., changes
amounting to increase in contract price of approximately \$1,310.00, was on motion of
Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133268, approving request of Rogers Construction Company, Change
Order 2, Document 535494, for extension of 60 days to and including July 14, 1956, in
which to complete contract for pump station and sewers in Sunset Point, contract Document
524723, extending time of completion under contract to July 14, 1956, was on motion of
Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133269, directing Property Supervisor to file petition with Board
of Supervisors of County of San Diego, State of California, requesting that all taxes against
portion Lot 11 Block 1 Weeks' Addition, together with all penalties and other expenses in

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connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133270, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion of West Half of Southwest Quarter Pueblo Lot 1199, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133271, granting Richard Ashley and Gussie Ashley permission to connect 802 and 804 South Bancroft (Lots 1, 11, 12 Block 7 Wetmore and Sanborn Addition) to a common soil line to be run to South 32nd Street, for reason there is no public sewer in either Greely or Bancroft Streets, and both properties are under 1 ownership, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133272, granting Robert H. Fowble, owner (and plumber) to extend copper vent of not less than type "M" through roof in lieu of cast iron as specified in San Diego Municipal Code, at 3416 Bunker Hill, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133273, granting revocable permit to John P. Harrison, 1639 Felton Street, San Diego, to install and maintain 20-feet of 1" G.I. water line for use and benefit of owner's property across Alley Block 122 from owner's property: Lots 4 and 5 Block 122 Choates Addition, to easement to City water main in B Street, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133274, granting La Jolla Town Council permission to place flag pole receptacles in La Jolla Business area, on conditions and fee set out in resolution, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133275, granting permission to San Diego Unit 6 American Legion Auxiliary for San Diego Auxiliaries of the American Legion to use City sidewalks throughout The City of San Diego, including downtown district, North Park, Hillcrest, East San Diego, La Jolla, Ocean Beach, Pacific Beach, Linda Vista shopping district, and on Harbor Drive at entrance to the Ferry, Friday and Saturday, May 25 and 26 1956, to conduct annual poppy sale for purpose of raising funds to replenish welfare fund of American Legion for maintenance of its rehabilitation work among needy veterans and their families, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Resolution listed next on the agenda, authorizing City Attorney to institute condemnation proceedings in Western Hills Unit 1, will be found later in these minutes, inasmuch as there were not the required number for adoption at this point.

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RESOLUTION 133276, accepting grant deed of Louis J. Johannsen, Executor of Estate of Anna W. Schrader, deceased, May 14, 1956, conveying Lots 5 and 6 Block 15 Sello's Addition; authorizing and directing City Clerk to file deed for record in office of County Recorder, together with certified copy of resolution, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133277, accepting grant deed of Tidewater Oil Company, a Delaware corporation (formerly Tide Water Associated Oil Company, a Delaware corporation), May 7, 1956, conveying portion Lots 6 and 28 Eureka Lemon Tract; authorizing and directing City Clerk to file deed for record in office of County Recorder of San Diego County, together with certified copy of resolution, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133278, accepting subordination agreement, executed by First National Trust and Savings Bank of San Diego, a National Banking Association, beneficiary, and First National Trust and Savings Bank of San Diego, a National Banking Association, trustee, May 8, 1956, subordinating their right, title and interest in and to easement for sewer, water, drainage and public utilities and right of ingress thereto and egress therefrom in portion Lot 39 Encanto; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133279, accepting subordination agreement, executed by First National Trust and Savings Bank of San Diego, a national banking association, beneficiary, and First National Trust and Savings Bank of San Diego, a national banking association, trustee, May 8, 1956, subordinating all their right, title and interest in and to easement for right of way for public street in portion Lot 39 Encanto; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133280, accepting subordination agreement, executed by First National Trust and Savings Bank of San Diego, a national banking association, beneficiary, and First National Trust and Savings Bank of San Diego, a national banking association, trustee, May 2, 1956, subordinating all their right, title and interest in and to easement for sewer, water, drainage and public utilities and right of ingress thereto and egress therefrom, in portion Lot 14 Don Terrace Unit 2; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133281, accepting subordination agreement, executed by Home Federal Savings and Loan Association of San Diego, a corporation, beneficiary, and Land Title Insurance Company, a corporation, trustee, May 9, 1956, subordinating all their right, title and interest in and to easement for right of way for public alley and incidents in portion Lot 48 Block 14 Ocean Beach; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133282, accepting subordination agreement, executed by Home Federal Savings and Loan Association of San Diego, a corporation, beneficiary, and Land

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Title Insurance Company, a corporation, trustee, May 9, 1956, wherein they subordinate all their title, right, and interest in and to easement for sewer, water, drainage and public utilities and right of ingress thereto and egress therefrom in portion Lot 47 Block 14 Ocean Beach; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133283, accepting subordination agreement, executed by Silvergate Building and Loan Association, a corporation, beneficiary, and Union Title and Insurance and Trust Company, a corporation, trustee, May 10, 1956, subordinating all right, title and interest in and to easement for right of way for public street and incidents in portion Lot 48 Block 14 Ocean Beach; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133284, accepting deed of Sadie Lou Tieri, May 15, 1956, conveying portion Lot 100 Boulevard Gardens; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133285, accepting deed of Security Title Insurance Company, a California corporation, May 9, 1956, conveying Lot 6 Block 57 Campo del Dios Unit 2; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording when all escrow instructions have been complied with, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133286, accepting deed of Charles L. Corthals and Katherine F. Corthals, April 13, 1956, conveying Lot 16 Block 87 Campo Del Dios 4, as to undivided one-half interest; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133287, accepting deed of Elodia M. Padilla, May 14, 1956, conveying portions of Lots 8 and 9 Block 420 Duncan's Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133288, accepting deed of Jess C. Snyder and Nellie Snyder, May 17, 1956, conveying portion Lots 29, 30, 31, 32 Block 420 Duncan's Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133289, accepting deed of Deckoray Wilson and Eleanor L. Wilson,

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May 4, 1956, conveying portion Lot 29 Lemon Villa; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133290, accepting deed of Augustus F. Fougeron and Gertrude K. Fougeron, May 4, 1956, conveying portion Pueblo Lot 256; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133291, accepting deed of Union Carbide and Carbon Corporation, a New York Corporation, February 28, 1956, conveying portion Pueblo Lot 284; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133292, accepting deed of Elton H. Larson and Vivian M. Larson, April 24, 1956, conveying Lots 13, 14, 15, 16 Block A Weeks Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133293, accepting deed of Edmund Freitas and Beatrice L. Freitas, May 8, 1956, conveying easement for right of way for public alley and incidents, in portion Lot 48 Block 14 Ocean Beach; dedicating land for a public alley; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133294, accepting deed of Daisy Turnoch, May 8, 1956, conveying easement for right of way for public street and incidents in portion Lot 48 Block 14 Ocean Beach; naming easement Froude Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133295, accepting deed of Arthur J. Meder and Agnes Marie Meder, May 6, 1956, conveying easement for right of way for public street and incidents thereto, in easterly 10.00 feet, measured at right angles from easterly lines of Lots 2 and 3 Orange Grove Tract; naming easement Leghorn Avenue; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133296, accepting deed of George Edwin Dunn and Betty Jean Dunn, recorded September 1, 1955, in Book 5779 page 496 of Official Records, conveying easement for street purposes, and naming the easement Moonridge Drive; authorizing and directing City Clerk to file deed for record in office of Recorder of San Diego County, together with certified copy of resolution, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(The Deed had been accepted previously, and recorded; this action is to name the easement).

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RESOLUTION 133297, accepting deed of Elton A. Larson and Vivian M. Larson, April 24, 1956, conveying any and all abutters' rights of access, appurtenant to Lots 17, 18, 19 Block 1 Weeks Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133298, accepting deed of Edmund Freitas and Beatrice L. Freitas, for sewer, water, drainage and public utilities and right of ingress and egress, por of Lot 47, Block 14, Ocean Beach.

RESOLUTION 133299, accepting deed of Arthur J. Meder and Agnes Marie Meder, May 6, 1956, conveying easement for sewer, water, drainage and public utilities and right of ingress thereto and egress therefrom in southerly 4.00 feet, measured at right angles from southerly line of Lot 2, and westerly 4.00 feet measured at right angles from westerly line of Lots 2 and 3 Orange Grove Tract; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133300, accepting deed of Emma May Nightingale, aka Emma Mae Nightingale, aka Emma M. Nightingale, April 16, 1956, conveying easement for sewer, water, drainage and public utilities and right of ingress thereto, and egress therefrom, over and across all portion Lot 14 Don Terrace Unit 2; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133301, recommending strongly that City Proposition A on election ballot of June 5, 1956, be given a "yes" vote so that the City may realize its cultural growth, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(This has to do with public assembly building, to include an arena, exhibit hall, concert hall and theatre, and a little theatre and assembly hall). It is the \$8,500,000.00 bond proposition.

RESOLUTION 133302, recommending strongly that City Proposition B on election ballot of June 5, 1956, be given a "yes" vote so that the City may successfully realize the recreational opportunities for its citizens, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(This has to do with Mission Bay). It is the \$5,000,000.00 bond proposition.

RESOLUTION 133303, recommending urgently a "yes" vote on City Proposition C on election ballot of June 5, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(This has to do with issuance by the City of revenue bonds for financing additions to and improvements of sewers, sewer works, and sewage treatment and disposal works). - for alleviation of sewage pollution of San Diego Bay.

RESOLUTION 133304, "submitting for approval" Propositions D and E on election ballot of June 5, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(This has to do with salaries paid to the Mayor and City Councilmen, and reflecting the responsibilities and dignity of the offices).

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RESOLUTION 133305, recommending approval of City Proposition F on the election ballot for June 5, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(This has to do with payment of City employees every 2 weeks).

RESOLUTION 133306, approving Proposition G on the election ballot for June 5, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(This has to do with bringing election of School Board members in line with the California Constitution and Primary Law).

RESOLUTION 133307, strongly recommending "yes" vote on election ballot Proposition H, for June 5, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(This has to do with ~~with~~ authorization for sale and conveyance to General Atomic Division of General Dynamics Corporation of Pueblo lands, for construction and operation of basic and applied research facilities).

RESOLUTION 133308, strongly recommending a "yes" vote on City Proposition I on the election ballot for June 5, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(This has to do with authorizing the transfer to State of California of Torrey Pines Park to assure satisfactory development and preservation of the Torrey Pines).

RESOLUTION 133309, strongly recommending a "yes" vote on City Proposition J on the election ballot for June 5, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(This has to do with transfer of portion of Pueblo Lot 1311 to University of California - but not so stated on the ballot - for use as site for scientific college for the University).

RESOLUTION 133310, recommending a "yes" vote on City Proposition K on the election ballot for June 5, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(This has to do ~~with~~ ~~do~~ with authorizing leasing in excess of 15 years of portions of Pueblo Lots 1330 and 1331 for construction and operation of golf club, hote; and restaurant facilities and related activities).

RESOLUTION 133311, strongly recommending a "yes" vote on City Proposition L on the election ballot for June 5, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(This has to do with authorization for sale and conveyance to San Diego Unified School District of a portion of Collier Park for a Junior High School site).

RESOLUTION 133312, approving City Proposition M on the election ballot for June 5, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(This has to do with authorization for sale and conveyance to private ownership through bid of 9 acres of Torrey Pines Park).

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On motion of Councilman Curran, seconded by Councilman Schneider, reading of the next ordinance was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of adoption a written or printed copy.

ORDINANCE 7012 (New Series), authorizing execution of amendment to lease with General Dynamics Corporation (General Atomic Division) of portions of Pueblo Lots 1322, 1323, 1326, 1327, and 1329 - lease Document 535025; amendment to lease form Document 535561, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilmen Burgener, Williams, Mayor Dail.

On motion of Councilman Schneider, seconded by Councilman Evenson, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman Evenson, reading was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of adoption a written or printed copy.

ORDINANCE 7013 (New Series), appropriating \$1,000.00 out of Capital Outlay Fund and transferring funds to funds heretofore appropriated by Ordinance 6923 (New Series) for purpose of constructing Concrete Cross Gutters at intersections of Wightman Street and 44th Street, Wightman Street and Fairmount Avenue, Landis Street and Fairmount Avenue, Dwight Street and Fairmount Avenue, Myrtle Avenue and Fairmount Avenue, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson, Nays-None. Absent-Councilmen Burgener, Williams, Mayor Dail.

On motion of Councilman Evenson, seconded by Councilman Schneider, the next ordinance was introduced.

On motion of Councilman Evenson, seconded by Councilman Schneider, reading was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of adoption a written or printed copy.

ORDINANCE 7014 (New Series), establishing grade of Guy Street, between line parallel to and distant 130.00 feet northeasterly from northwesterly line of Keating Street and line parallel to and distant 150.00 feet southeasterly from southeasterly line of Pringle Street, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilmen Burgener, Williams, Mayor Dail.

In connection with the next item, Asst. City Attorney Aaron Reese told the Council that the ordinance can be introduced.

On motion of Councilman Schneider, seconded by Councilman Evenson, Ordinance establishing a schedule of compensation for officers and employees of the City of San Diego, providing uniform compensation for like service in the Classified Service, for the Fiscal Year beginning July 1, 1956, was introduced, by the following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilmen Burgener, Williams, Mayor Dail.

This ordinance had been continued from the meeting of May 22, 1956, for 1 correction.

The City Manager requested, and was granted, unanimous consent to present the items on Allied Gardens Units 9 and 10, which follow:

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Allied Gardens Unit 9, subject to posting of adequate bond to

7012 N.S. - 7014 N.S.
Ord. introduced
Allied Gardens 9&10
under U.C.

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insure installation of required improvements, unless they have been completed and approved by the City Engineer, was presented.

RESOLUTION 133313, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with Bollenbacher & Kelton, Inc., a corporation, and Heron Corporation, a corporation, for installation and completion of unfinished improvements and setting of monuments required for Allied Gardens Unit 9 and Allied Gardens Unit 10 Subdivisions; directing City Engineer to present ordinance establishing official grades of all streets within the subdivisions, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133314, adopting map of Allied Gardens Unit 9, a subdivision of portion Lot 65 and of Lot 66 Rancho Mission of San Diego; accepting on behalf of the public Zion Avenue, Orcutt Avenue, Estrella Avenue, Clara Lee Avenue, Delbarton Street, Cartwright Street, Seaman Street, Burgundy Street and Crawford Street, easements shown for sewer, water, drainage and public utilities and dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map as and for act of Council that map has been approved and that streets and easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of Final Map of Allied Gardens Unit 10, subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by the City Manager, was presented. (Resolution 133313 covered the unfinished improvements and setting of monuments on this unit, as well as unit 9).

RESOLUTION 133315, adopting map of Allied Gardens Unit 10, a subdivision of portion Lot 64 and of Lot 65 Rancho Mission of San Diego; accepting on behalf of the public Greenbrier Avenue, Alfred Avenue, Estrella Avenue, Clara Lee Avenue, Newberry Street, Cartwright Street, Millbrook Street, and portion of Mission Gorge Road, easements shown for sewer, water, drainage and public utilities for public purposes; rejecting portions shown as "Reserved for Future Street"; directing Clerk of the City as and for act of the Council to endorse upon the map that the subdivision map has been approved and that public streets and portion of public street and easements are accepted on behalf of the public, and that the Council rejects as a dedication portions marked "Reserved for Future Street"; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Councilman Schneider told of having a letter from the School Board in reply to the Ogran letter in connection with sidewalks in the Silvergate School area. He said that the people are satisfied with the Traffic Engineer's recommendation in connection with the parking and the crosswalks.

It was pointed out by the Clerk that a hearing has been set by the Council for May 31.

There was no action.

The Council went into informal recess, without motion, awaiting Ordinance and Resolution from the City Attorney. When they arrived, the Council waited for additional members.

City Attorney J. F. DuPaul that he "wanted 5 votes".

Mayor Dail entered the meeting, and took the Chair.

Councilman Williams entered the meeting

The next 2 items were presented by the City Manager, under unanimous consent granted by the Council.

On motion of Councilman Kerrigan, seconded by Councilman Schneider,

the next ordinance was introduced.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, reading was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council a written or printed copy.

ORDINANCE 7015 (New Series), establishing regulations governing use of lands ("interim zoning", re sale of land), northerly of Montgomery Field in The City of San Diego and repealing all ordinances insofar as they conflict, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted, by the following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener. It was an emergency ordinance.

Property is portion of the Highlands, for manufacture of guided missiles to be used by the armed forces of the United States.

RESOLUTION 133316, authorizing and directing the City Manager, for and on behalf of The City of San Diego, to negotiate for the sale of 250 acres, more or less, in Highlands, which is now zoned in an M-1 zone (by Ordinance 7015 New Series); directing him to receive therefor the sum of not less than \$3100.00 per acre, net to The City of San Diego; directing City Manager and City Attorney to prepare necessary deeds and instruments to be executed to effectuate sale upon terms and conditions set out in the resolution - waiving requirements of sale by public auction and sealed bids, and sale to be without complying with publication requirements of Section 22.0909 of San Diego Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The resolution identifies property as being situated northerly of Montgomery Airfield, and says that manufacturers of guided missiles to be used by the armed forces of the United States have requested the City to sell property in the particular for a plant for manufacture of the guided missiles, exclusive of war-heads; and that economy of The City of San Diego and defense of the United States of America will be aided.

The next resolution had been listed earlier on the agenda, but was held to this time so that the needed number of votes would be available:

RESOLUTION 133317, determining and declaring public interest, convenience and necessity of The City of San Diego require construction, operation and maintenance of public sewer across portions of Pueblo Lots 1177 and 291, that public interest, convenience and necessity demand acquisition of easement to be used by The City for construction of the public sewer within the area; and declaring intention of The City of San Diego to acquire said property under Eminent Domain Proceedings; directing the City Attorney of The City of San Diego to commence action in Superior Court of the State of California, in and for the County of San Diego, for the purpose of acquiring the easement, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 10:27 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By August M. Hadstorn
Deputy

Chas. O. Dail
Mayor of The City of San Diego, California

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REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, May 29, 1956

Present--Councilmen Williams, Schneider, Curran, Evenson, Mayor Dail
Absent--Councilmen Burgener, Kerrigan
Clerk--Fred W. Sick

The Mayor called the meeting to order at 10:02 o'clock A.M.

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 113.

The Mayor presented Dr. Horace A. Larsen, pastor of East San Diego Presbyterian Church. Dr. Larsen gave the invocation.

On motion of Councilman Schneider, seconded by Councilman Williams, minutes were approved without reading, after which they were signed by the Mayor - for the Regular Meetings of Tuesday, May 22, 1956, and Thursday, May 24, 1956.

The Purchasing Agent reported in writing that 4 bids had been opened May 25, 1956, for improvement of Poe Street under 1911 Act.

On motion of Councilman Schneider, seconded by Councilman Williams, finding was made that bids had been opened as reported. By the same motion, they were referred to City Manager and City Attorney for recommendation.

The Purchasing Agent reported in writing that 4 bids had been opened May 25, 1956, for improvement of Alley Block 9 Bird Rock City by the Sea, under 1911 Act.

On motion of Councilman Schneider, seconded by Councilman Williams, finding was made that bids had been opened as reported. By the same motion, they were referred to City Manager and City Attorney for recommendation.

The City Manager reported in writing that 4 bids had been opened May 25, 1956, for improvement of Montalvo, Clovis and Camulos Streets, et al., under 1911 Act.

On motion of Councilman Schneider, seconded by Councilman Williams, finding was made that bids had been opened as reported. By the same motion, they were referred to City Manager and City Attorney for recommendation.

Petition of Oleta S. Wood, by Charles E. Burch, Jr., attorney, requesting deletion of requirements in "Wood Acres", portion of Pueblo Lot 1774, from Resolution 132882, was presented.

(Letter from Daniels, Brown & Hall on the same subject was referred by the Council to Planning on May 22, 1956).

Harry C. Haelsig, Planning Director, told the Council that the item would be before the Council for its Thursday meeting.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, petition was continued to the meeting of Thursday, May 31, 1956.

Meeting convened
Invocation
Minutes approved
Purchasing report on 1911 Act bids
Petition

Councilman Burgener entered during consideration of the next item
Councilman Kerrigan entered during consideration of the next item

Petition of M. F. Hoffman, 6908 Country Drive, and others, appealing from the granting of request of Walter G. Pattee for resubdivision of Lot 13 Block G Unit 2 Country Club Heights, La Jolla, was presented.

Harry C. Haelsig, Planning Director, said that the item was on the docket (Planning docket) May 4, regarding division of property. He stated that Planning held a public hearing. He showed members of the Council a drawing regarding sewer, under 1911 Act. He explained the property in detail, and pointed out that no protest was made at the Council meeting.

Councilman Curran moved to file the petition. Motion was seconded by Councilman Schneider.

Councilman Burgener spoke to Mr. Haelsig, who explained procedure from a map. He said that previously zone variances had been used to allow division of property, but is now done under record of survey map. He explained that, and said that it is "now a subdivision". He pointed out that time of the hearing had been announced.

The roll was called on the motion, and the petition was filed.

Report of Purchasing Agent, approved by City Manager, on low bid of W. V. Hutchison Co. for construction of Harbor Drive Bridge 22" Pipe Line Crossing - \$8,364.00; 4 bids, was presented.

RESOLUTION 133318, accepting bid of W. V. Hutchison Company for construction of Harbor Drive Bridge 22" Pipe Line crossing; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Loftis & White for construction of foundation for Power Boat Club Building, Mission Bay Park - \$1,408.00; 2 bids, was presented.

RESOLUTION 133319, accepting bid of Loftis & White for construction of concrete foundation for Power Boat Club Building, Mission Bay Park; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of Purchasing Agent, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Pacific Wholesale Electric Company for furnishing 2209 lbs. Weatherproof Line Wire, 2000 ft. Fibrex tree wire, and 3000 ft. Cable - \$1,791.08 plus State sales tax; 3 bids, was presented.

(Wire and Cable are for fire alarm maintenance)

RESOLUTION 133320, accepting bid of Pacific Wholesale Electric Company for furnishing wire and cable; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Southern Equipment & Supply Co. for furnishing 95 items of steel strips, flats, shapes, and plates, according to attached list - \$3,220.95 including state sales tax, terms 1/2% 10th prox; 4 bids was presented. Report states that 2 bids were incomplete, and were higher on items bid than Southern Equipment Co.

RESOLUTION 133321, accepting bid of Southern Equipment & Supply Company for furnishing steel; authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of

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Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, submitting resolution authorizing Purchasing Agent to advertise for bids for furnishing Cold Water Compound Meters and Check Valves, Fire Service Type, was presented.

RESOLUTION 133322, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Cold Water Compound Meters and Check Valves, Fire Service Type, Document 535614, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133323, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Books for the Public Library and other City Departments for 1 year commencing July 1, 1956, Document 535615, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133324, directing and authorizing Purchasing Agent to advertise for sealed proposals or bids for furnishing City's requirements of Ready-Mix Concrete for 1 year from July 1, 1956, Document 535616, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

RESOLUTION 133325, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Rental of Dump Trucks for 1 year from July 1, 1956, Document 535617, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133326, adopting map of Weerts Tract, a subdivision of portion Pueblo Lot 239; accepting on behalf of the public portions of Rosecrans Street and Midway Drive; declaring them to be accepted on behalf of the public; also easements shown for water, sewer, drainage and public utilities for public purposes; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that Council has approved the map and that portions of streets and easements are accepted on behalf of the public; directing City Clerk to transmit the map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133327, approving tentative map of Albert Heights, an 8-lot subdivision of portion Lot 5 Marine View and portions of Blocks 462 and 457 C. C. Seaman's Subdivision, subject to 14 conditions; suspending 3 sections of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133328, approving tentative map of Allied Gardens Unit 9-A, an 11-lot subdivision of portion Lot 65 Rancho Mission, subject to 11 conditions; suspending 1 section of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133329, approving tentative map of Allied Gardens Unit 2, a 90-lot subdivision of portion Lot 66 Rancho Mission, subject to 14 conditions; suspending 4 sections of the Municipal Code, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 133330, approving tentative map of College Knolls, a 47-lot subdivision of portion Lot 4 Marcellena Tract, subject to 14 conditions; suspending 2 sections of the Municipal Code, was on motion of Councilman Williams, seconded by Councilman Evenson, adopted.

RESOLUTION 133331, authorizing City Manager to accept public work and improvements required to be done in San Rafael Unit 3 Subdivision, Document 503316, execute Notice of Completion and have it recorded, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from Assistant City Manager, reporting on communication from Mrs. Dorothy Holbrook for Ocean Beach Civic Committee, addressed to Councilman D. D. Williams, was presented. The report refers to request for signalization of intersections of Newport Avenue and Sunset Cliffs Boulevard and Chatsworth Boulevard and Narragansett Avenue. It states that the 2 intersections are included on priority list for the 1956-57 fiscal year, and that signals for the locations will be included in items submitted for this year's Capital Outlay program.

On motion of Councilman Kerrigan, seconded by Councilman Curran, the communication making the request, and the report, were filed.

Communication from Street Superintendent, approved by Assistant City Manager, reporting on petition for closing Greely Street from easterly line of 32nd Street to westerly line of Bancroft Street, was presented. It says that City Engineer, Director of Public Works, Water Department and Planning Department all objected, main reasons being that the street can be developed and will be needed for traffic circulation and that it is probable that water main will be installed in the street as a cross-tie between 32nd and 33rd Streets. It recommended denial.

RESOLUTION 133332, denying petition for closing Greely Street from easterly line of 32nd Street to westerly line of Bancroft Street, Document 533194, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

(While motion was to "file", resolution of denial was written to provide for a clear-cut disposition).

In connection with this item, before action was taken, Councilman Schneider moved to deny the petition request.

Councilman Curran asked "What's the dope?"

The City Manager's reply was that objection was made because the street could be developed.

Communication from "The Merchants on Ventura Boulevard in Mission Beach, City of San Diego", signed by 11 individuals, was presented.

At the request of the Council, it was read. It commends the Mayor and Council for cooperation given merchants along Midway Drive and in Pacific Beach along Garnet Avenue and Mission Boulevard. It says that double line has been removed at the Safeway Store, Ingraham Street and Garnet Avenue, in order that customers may enter the large parking area. It says that Food Basket at Mission Boulevard and Garnet Avenue, has large parking area accessible from 3 sides, and that cars are allowed to make left turns, crossing the center line without hindrance or citations from police officers stationed at the intersection. The communication says that in contrast, last summer police officers were stationed at intersections of Mission Boulevard and Ventura Boulevard, and issued traffic violation citations to every one from North and South Mission Beach who attempted to enter the parking area, with \$11.00 fine for each citation. It tells of citations being given for legal left turns, but that they were picked up and no charges pressed. It says that damage was done and word spread through the area that anyone patronizing "our parking areas" was subject to an \$11.00 fine. The communication says that when police left their stations for the day, saw horses and red lanterns were placed

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in the center of the street to prevent the last truckle of any brave customers who might attempt to patronize the establishments by turning left into the parking areas. It relates, in detail, the fate of individual business concerns involved. It says "In order to assist in alleviating this serious situation, the head of our Mission Beach Civic Council and Mr. Pemberton, Editor of the Mission Beach Californian, 3789 Mission Boulevard, have generously agreed to assist us and are available for discussion with you in this matter. Also, we should be most happy to hear from you at our respective places of business. It would be a great satisfaction and we would be most grateful if we could read in the next issue of the Mission Beach Californian that the discriminatory sign and cement barriers are to be removed".

Councilman Burgener identified the area by stating it is located between Bahia Hotel and Mission Boulevard. He said it is a problem in turning left.

Councilman Schneider stated that in trying to leave the Bahia on Sunday, he felt that the only way to turn east safely is to wait until the traffic clears. He said "it should tie into this", and that it should slow the traffic.

Mr. Buchanan told the Council that those affected would like to have the concrete island removed. He said they can't get customers in with the island and sign. If said that if the occupants of the businesses are not allowed to survive, there will be lower class of tenants.

Councilman Schneider moved to refer the subject to the City Manager.

The City Manager stated that this is the first he had heard of it.

Mayor Dail said this has been studied - including other areas. He said there is the question of remedy, if situation can be corrected.

Mr. Buchanan said there is need for crosswalk on Bayside; swimmers can't patronize the establishments.

On motion of Councilman Burgener, seconded by Councilman Curran, the communication was referred to the City Manager for report.

Communication from Leon M. Schweikhard, 4112 Market Street, dated May 22, 1956, was presented. It refers to the same letter written on April 17, 1956, and that this is a follow-up. It refers to 3 problems: traffic situation; 75 ft marked bus stop; street lighting. The quoted letter says "I have written Mr. Redding, City Traffic Engineer, City of San Diego, and he refuses to answer my letters. I, therefore, feel that I have no other choice but to request a hearing with the City Council".

The letter was read to the Council by the Clerk.

The City Manager stated "Reading has written a couple of times"; he doesn't say what his problems are. The Manager said he would give Mr. Schweikhard a call.

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

Communication from Lucille Iverson, president, Associated Dancing Teachers of Southern California, 7297 University Ave., San Diego 3, dated May 23, 1956, was presented. It says, in part, "In view of the fact that you are about to take up the study of the budget for the fiscal year 1956-1957, we desire to ask your careful consideration of the budgeted activities for the recreation department, particularly that of the dancing activities fostered by that department". It says that services in the field of dancing, and particularly in tap and ballet dancing, are available to the public at reasonable cost in many schools locally, which schools are licensed and pay taxes to support our city government...."

Councilman Schneider stated that Miss Iverson was present. He asked her to come to the microphone and address the Council.

Miss Iverson said there is the problem of competition with dancing studios. She said prices can't be brought low enough to compete with free lessons. She said that if the Recreation Department taught folk and square dancing, it would be kept busy. She said the studios do not place prices above ability to pay. She spoke of scholarships and of even giving lessons free. She said money could be allocated so as to not injure (the professional studios). She said they can't continue indefinitely.

Councilman Williams spoke to Miss Iverson.

She replied that charge is \$5.00 per month, with a lesson a week, and that there is a limited time. She said that she tried to bring in a teacher, but that she could

not afford her. She said that she teaches sometimes 12 hours per day; that doesn't make sense. Miss Iverson said that some parents send to Recreation Department children for lessons. She said that other businesses don't have to compete.

Mayor Dail said that no budget hearings have been set, but that he would call Miss Iverson.

Councilman Evenson said that the program should be outlined by the City Manager, in written form.

RESOLUTION 133333, referring to the City Manager communication from Lucille Iverson, president of Associated Dancing Teachers of Southern California, 7297 University Ave., dated May 23, 1956, on the subject of appropriations for dancing activities in the recreation department; requesting the City Manager to "notify the people involved", with advance notification to the Council on the subject, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133334, directing notice of filing of Assessment 2484, and of the time and place of hearing thereof, for paving and otherwise improving Alley Block 151 Subdivision of Acre Lots 12, 13, 14, 15, 39, 40, 41 and portions of 16, 37, 45, 46 and Blocks 150 and 151 Pacific Beach, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133335, directing notice of filing of Assessment 2485, and of the time and place of hearing thereof, for paving and otherwise improving Alley Block 247 Pacific Beach, and Public Right of Way in Lot 26, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133336, directing notice of filing of Assessment 2486, and of the time and place of hearing thereof, for paving and otherwise improving Quince Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD 133337, accepting bid of Sim J. Harris, a corporation, and awarding contract, for paving and otherwise improving 33rd Street, Ash Street and A Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted. City Engineer reported in writing that low bid is 15.2% below estimate.

RESOLUTION OF AWARD 133338, accepting bid of Daley Corporation, a corporation, and awarding contract, for paving and otherwise improving 33rd Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted. City Engineer reported in writing that low bid is 9.2% below estimate.

RESOLUTION ORDERING WORK 133339, for paving and otherwise improving Alley Block 128 Amended Map of City Heights, Resolution of Intention 132502, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 133340, for paving and otherwise improving Hartford Street, Resolution of Intention 132503, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 133341, for sewer mains in Normandie Street and

Birmingham Drive, Resolution of Intention 132504, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 133342, for closing Chollas Road (portion), was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 133343, for closing portion North Judson Street, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF INTENTION 133344, for paving and otherwise improving Gardena Avenue, Gardena Place and Public Right of Way in Pueblo Lot 265, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 133345, for construction of sewers in Hillside Side, Lookout Drive, Primrose Drive, Soledad Avenue, Boulevard Place, Roseland Drive, Torrey Pines Road, Ardath Road, Hidden Valley Road and Public Rights of Way, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133346, appointing time and place for hearing protests, and directing notice of hearing, for furnishing electric energy in Pacific Beach Lighting District 1 for 1 year from and including September 1, 1956, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133347, appointing time and place for hearing protests, and directing notice of hearing, for furnishing electric energy in University Avenue Lighting District 1 for 1 year from and including August 1, 1956, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133348, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 281 Pacific Beach, Resolution of Intention 128746, and to be assessed to pay expenses; directing City Clerk to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133349, approving diagram of property affected or benefited by work of improvement to be done on installing sewers in Inspiration Drive, Pueblo Lot 1773, in La Jolla Highlands, Resolution of Intention 130566, and to be assessed to pay expenses; directing City Clerk to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133350, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Valle Avenue, Resolution of Intention 128158, and to be assessed to pay expenses; directing City Clerk to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of

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Streets, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133351, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 9 Wilshire Place, Resolution of Intention 130565, and to be assessed to pay expenses, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133352, stating "That every effort, assistance and encouragement should be offered to private enterprise in this area to obtain a floating dry-dock capable of handling ocean-going vessels of all tonnages," was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The resolution says that Port of San Diego is fast becoming one of the major ports on the Pacific Coast and is served by steamship lines whose trade routes encompass the world; that present repair facilities in the port of San Diego operated by private enterprise are practically non-existent and there exists a vital need for such repair facilities", etc. It adds "adequate repair facilities operated by private enterprise would be of great and material assistance to the Armed Forces of the United States in the event of a national emergency".

RESOLUTION 133353, establishing parking time limit of 2 hours between 8:00 a.m. and 6:00 p.m., Sundays excepted:

Both sides of Hawthorn Street between India and Columbia Streets; establishing parking meter zones; directing installation of parking meters and designation of parking meter spaces; authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133354, authorizing and empowering City Manager to do all work in connection with repair and alteration of 6 vehicular bridges crossing Encanto Creek, from 60th and Akins to 66th and Akins, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Resolution states that City Manager has recommended the strengthening, and has submitted estimates that indicate work can be done by City forces more economically than if let by contract.

RESOLUTION 133355, authorizing and directing City Manager to make application to Water Resources Board of State of California for reallocation to the City of \$93,566.85; directing him to submit claims for reimbursement of additional expenditures made by the City, as authorized in Chapter 1514, Statutes of 1945, and amendatory acts and supplements, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Resolution states that funds have been appropriated to the State Flood Control Fund of 1946 under Chapter 142, enacted at 1st Extra Session of 56th Legislature of State of California and subsequent actions, and allocated to the Water Resources Board for reallocation to the City of San Diego in payment for land, easements, rights of way, bridges, utility relocations, side drainage structures, and other obligations of the City in connection with channel improvements constructed by United States Government on San Diego River and Mission Bay Project; that The City has previously received reallocation of \$318,749.86 from Water Resources Board as partial reimbursement for cost of right of way acquisition for San Diego River Floodway; The City has expended additional \$93,566.85 to complete right of way acquisition, and that the share of the additional cost of right of way chargeable to Flood Control on San Diego River has been determined as \$93,566.85.

RESOLUTION 133356, authorizing and empowering City Manager to execute, for

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and on behalf of the City, an agreement with State of California Department of Fish and Game, for establishment of wildlife restoration within areas under jurisdiction of the City and establishment, operation and maintenance of recreational facilities in the areas: water reservoirs afforded by El Capitan, Sutherland and Hodges Dams, described in and under mutual terms and conditions set out in form of agreement filed as Document 535818, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133357, authorizing and empowering City Manager to execute, for and on behalf of the City, an agreement with San Diego Junior Chamber of Commerce, a non-profit corporation, for exclusive use of Balboa Stadium on June 6, 7, 8, 9, 1956, for holding proposed National Association of Inter-collegiate Athletics track and field meet; under mutual terms and conditions on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-Councilman Curran. Absent-None.

RESOLUTION 133358, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against westerly 5.00 feet of northerly 55.00 feet of southerly 110.00 of northerly 495.00 feet of Lot 39 Encanto, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133359, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Lots 34, 35 and easterly 50.0 feet of Lot 33 all in C. H. Tingey Subdivision, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133360, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Lot 107 Boulevard Gardens, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133361, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against westerly 5.00 feet of southerly 55.00 feet of northerly 495.00 feet of Lot 39 Encanto, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133362, approving Change Order 1 dated May 8, 1956, Document 535682,

issued in connection with contract between The City of San Diego and Nelson Equipment Company for construction of drain, West Point Loma Boulevard to San Diego River Flood Control, contract Document 532125; changes amounting to increase in contract price of approximately \$2,452.87, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133363, granting permission to Lloyd R. Winburn, 4537 University Avenue, San Diego, to install 3" type "K" hard drawn copper tubing in vent system at that address, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133364, denying claim of Arthur S. Erickson, Document 534689, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133365, authorizing 3 members of the Planning Department to attend the Transportation and Metropolitan Planning Institute to be held in Los Angeles, June 8 and 9, 1956, and to incur necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

On motion of Councilman Burgener, seconded by Councilman Evenson, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Evenson, reading in full was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of passage a written or printed copy.

ORDINANCE 7016 (New Series), establishing grade of Alley Block 2 Tract 1382 Wilshire Place, between northwesterly line of El Cajon Blvd. and southerly line of Meade Avenue, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Evenson, seconded by Councilman Williams, Ordinance changing name of portion of Deauville Street to Rancho Hills Drive, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Prior to introduction of the ordinance, Councilman Kerrigan asked for information.

Harry C. Haelsig answered Councilman Kerrigan, and told about protest having "been referred back". He exhibited signatures of approval. He said that it was being done at the request of the Water Department, and that the area is just beginning to develop.

On motion of Councilman Burgener, seconded by Councilman Curran, ordinance changing name of Via Barranca to Avenida Mirola, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Resolution regarding Collier Park on the ballot for June 5, 1956, was presented by Councilman Burgener under unanimous consent granted by the Council. He said he wanted the proposed resolution re-drawn, deleting the last "Be It Further Resolved...."

Mayor Dail said that it had been put in on account of discussion.

Councilman Burgener moved to "adopt with the deletion". Motion was seconded by Councilman Schneider.

133363 - 133365
7016 N.S.
Ords. introduced
Discussion re proposed
Res. under U.C.

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The City Manager told the Council that he has a couple of other revisions; clarification is needed.

Councilman Burgener said it is the "wrong meaning".

The City Manager spoke about a reversionary clause.

Councilman Burgener read the resolution, as proposed.

The City Manager said there should be included the idea of proceeds being used for park and recreation purposes (from the sale to the Board of Education).

Councilman Burgener suggested that the resolution be re-drawn, the Council go into conference, and act later.

The action was held up waiting for a new resolution.

The Mayor declared a recess until 11:00 o'clock A.M.

Upon re-convening, at 11:37 o'clock A.M. the roll call shows the following:

Present--Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson

Absent--Mayor Dail

Clerk---Fred W. Sick

Vice Mayor D. D. Williams presided.

RESOLUTION 133366, establishing as Council policy in connection with Proposition L on June 5, 1956 Special Election that it will convey to the San Diego Unified School District for a Junior High School site not to exceed 20 acres of Collier Park, and that the deed shall contain a reversionary clause reverting the land to the City in the event the School District fails to use the site for school purposes; that proceeds from sale of Collier Park be used for development of park and recreation facilities in the Ocean Beach area, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

The Resolution states that the proposition authorizes the City Manager to sell and convey the property upon terms and conditions as may be deemed by the City Council to be in best interest of people of The City of San Diego. It says that portions of Collier Park are unsuitable for development as park and recreation facilities, and is suitable for and is desired by The San Diego Unified School District for use as a Junior High School site.

Councilman Kerrigan requested, and was granted, unanimous consent to present communication from Purl E. Brickey, 5458 Krenning Street, San Diego 5. It makes reference to a telephone conversation between Councilman Kerrigan and the writer concerning existing situation at the sanitary fill entrance and exit on Krenning Street 2 blocks east of 54th Street. It requests that some other street be used as entrance and exit in place of Krenning. It lists reasons for the request. It concludes: "In the event some other route cannot be used as an entrance and exit, to the sanitary fill referred to, it is hereby requested that necessary action be taken to correct the foregoing and that the writer be advised as to how much longer Krenning Street will be utilized as an entrance and exit to the sanitary fill discussed herein".

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

There being no further business to come before the Council at this time, the Vice Mayor declared the meeting adjourned, at 11:38 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom

Mayor of The City of San Diego, California

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REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Thursday, May 31, 1956

Present--Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail

Absent--Councilman Burgener

Clerk--Fred W. Sick

The Mayor called the meeting to order at 10:07 o'clock A.M.

Ordinances and Resolutions are recorded on Microfilm Roll 113.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing for removal of obstructions from sidewalk rights of way on streets in the vicinity of Silvergate Elementary School - including Pescadero Street, Alexandria Drive, Bermuda Circle, Savoy Circle and the north side of Point Loma Avenue, City Attorney J. F. DuPaul was asked by the Mayor to make a statement.

Mr. DuPaul said that it has been explained to the Council the choice: removal of obstructions; unsafe situation for walking due to holes, etc. on cleared right of way; that if sidewalks are installed, they should be to specifications. He told the Council that the City can initiate 1911 Act proceedings, and assess the adjoining property for the improvement. He pointed out that proceedings could be protested out; if protested out, the improvements could be built with public funds.

Councilman Williams spoke to the City Attorney about clearance of obstructions.

Mr. DuPaul replied that the Council can initiate improvement proceedings any time. He recommended "not removing bushes in the right of way, in that the action would invite suits". He said that if somebody falls, he knows what the City can get into in court. He said that removal of obstructions is a problem. He recommended that they be not removed, unless a "first class job" is done.

Mayor Dail told of there being a large file on the subject. He said there is item 1, as stated by the City Attorney, and there is a reason for standardization. He said if that can't be achieved, the City's interests can be jeopardized. He spoke of sidewalks having been improvised, where there is emergency. The Mayor stated that there is no basis for that, in this instance. He said that the Council could initiate a 1911 Act petition. He said that could be protested out, and that proceedings would have to be abandoned. He pointed out that "property owners in the area could provide sidewalks".

Councilman Schneider stated that if the City, or residents, do the sidewalking it would take probably a year on account of engineering shortages. He told of the Traffic Engineer having made a count and recommendations. He said that the Council has a recommendation on means for safety, so as not to upset the beautiful area.

James E. Reading, Traffic Engineer, told the Council that he does not have a written personal recommendation. He said there should be the same degree of safety (as other areas), with sidewalks. He told of having worked out a plan, submitted to the Council regarding prohibiting parking during school hours, and delineate cross walks. He said that if posted, it would "be somewhat safer", but would be more hazardous than standard sidewalks.

R. O. OGram, who had presented the subject, originally, at the night Council meeting of March 1, 1956, was heard. He said he wants to clear up 3 points, and spoke to the City Attorney.

The City Attorney said that obstructions could be removed, but that is not his recommendation.

Mr. OGram stated that the persons interested have not petitioned for sidewalks; Mr. Reading says there has been a recommendation proposed.

Mr. Reading replied that he "does not recommend the alternate proposal".

Mr. OGram said that the streets, as mentioned, omit 1 block of Santa Barbara. He told of having only one thought in mind: safety of children. He said the area was chosen because it looks like the greatest point of hazard. He showed the Council a map on which he pointed out the area affected by the children. He said there were 140 children

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converging in the morning; the area is used at least twice a day. Then, he showed to the Council a map of the school area, and identified locations. He pointed out his residence, at the request of Councilman Schneider. He said "some have left the area, for walking". He said this situation started on account of waiving requirement for sidewalks, on account of concrete shortage. He said the next cause was the assumption that the City would never want to use the right of way. He declared that it "was a temporary waiver". He said there was to be a school before the subdivision. He spoke of a poor assumption because of 60% "that may want". He said the third action was regarding the opening of the school. He said there are 3 remedies proposed, including the petition calling for removal of obstructions. He said the City Manager and City Attorney do not recommend that solution. He contended that maintenance of the right of way would be no more expensive than painting and parking restrictions. He said "the City is obligated to assume the liability". He said "the amount of liability would be infinitesimal". He said appearance may be a good argument. He said that a properly planned walkway would be adequate. He said that appearance and money are small items compared to death or injury of a child. He said he feels painting is unsafe, without a barrier of curb; it "will not provide a safe place". He said that is incomplete, and leaves many gaps. He showed the proposed painting, and said there is a gap. He told of traffic survey, and of numbers using the area. Speaking to Councilman Schneider, who had asked him a question, Mr. OGram said that it is all foot traffic. He said that the number expected to use the location twice a day is 140. There was discussion with Councilman Williams regarding children "in the boundaries". He contended that hours of parking restriction are not satisfactory; there are other activities after school hours. He identified several groups which use the school. Mr. OGram said "adults need protection, too". He said, again, that it is unsafe to paint. He said that all the people "he recommends" would find it satisfactory as petitioned. He spoke of situations which exist at other schools in the City, and reviewed them in detail. He said that there are only 2 schools in the city similar to Silvergate. He said that the City Manager had mentioned the degree of neighborhood support. He told of having over 200 signatures; there are well over 200 for an adequate walkway and removal of obstructions. He asked people to stand in favor of his recommendation. An uncounted number of persons stood.

Mayor Dail asked about people in favor of paying the improvement, under a 1911 Act proceeding.

There was a small indication of approval.

Councilman Williams said that would not be affair to opponents, and would not come within the area of a 1911 Act.

Councilman Schneider asked Mr. OGram about mishaps.

Mr. OGram replied that there had been none, to the best of his knowledge.

Councilman Schneider asked if there was not a compromise regarding marking.

Mr. OGram replied that would be inadequate; there would be nothing but a line between drivers and children.

Councilman Burgener entered

Mr. OGram referred to the absence of crosswalks. He said "there are several problems". He said that there are other organizations represented at this hearing.

Captain Thien, of the Police Department, was called by the Mayor. He said that the Police Department has no recommendation, as such, but that pedestrians should face traffic and should use the shoulder where there are no walks. He said this is the first problem of its kind in a developed area. He said there is a good record, children are given safety instruction, and children are picked up in cars. Captain Thien said that although there is a problem at the area, there are no accidents. He told of there being an advisory committee on the subject.

Wayne Fry, representing the San Diego City schools, was heard next. He told of the Board of Education having directed a letter to the City Manager on the subject. He read it to the Council. He said that the Board has not the right, except as a school district, to remove the obstructions. He told the Council that the school fence is being removed.

There was discussion between Councilman Williams and Mr. Fry about the fence.

Mr. Fry said that it is a chain link fence that is being removed. He said that while the Board of Education expresses concern, it has traditionally taken a neutral position about sidewalks. He spoke of the interest being only in the safety of children.

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The Clerk read to the Council a letter from the committee referred to earlier, signed by Richard Gallagher, chairman. It was secured from the City Manager, and returned to him.

The Mayor interrupted the hearing, briefly, to welcome students from Woodrow Wilson Junior School, in the charge of Mrs. Georgia Tingham.

Mayor Dail told of certain subdivisions have been approved, without sidewalks.

Mrs. Arthur Wells said that as a result of the request (petition which resulted in this hearing) a neighborhood meeting was called. She read a statement of 95% of property owners and parents. It said that there are 96 school age children, and that "clearance and sidewalks are not the answer to the problem". It said that the Police Department instructs the children, and that instruction has been successful. She said that instructions are given to the children and to their parents. She said that by using the prescribed route, less than 3 minutes could be saved. She said that parents could instruct their children regarding safe use of the route. Mrs. Wells said that there is a perfect record of safety, and advocated installation of signs and walking areas.

H. Robert Beitscher read a statement to the effect that there are streets east and north of Silvergate school with no clearance; there are others on the Point (Point Loma) which are similar; no sidewalks or clearance. It said that views are those of 95% of property owners and parents. He said that opposition is for the same reasons as those of the City Manager; there would be additional hazard to children regarding rocks and holes. He maintained that appearance would be spoiled. Mr. Beitscher said that they would make the sacrifice, if safety of children were involved, but that is not the case. He declared that there would be hardships, in that homes had been built and designed on action taken by the City. He said there had been a check with the Board of Education regarding placing of schools. He said there would be approximately \$12,000.00, plus other expense of \$10,000. for installation of sidewalks. He said that the committee submitted its recommendation to the Traffic Engineer, which had been presented by the City Manager to the Council as his recommendation. He asked for "no parking" on the Savoy portion. He said that Bermuda Circle and Pescadero Street crosswalks would direct children to the proper crossing.

On motion of Councilman Schneider, seconded by Councilman Williams, the hearing was closed.

When it was indicated that other individuals wished to be heard, the Mayor declared the hearing reopened.

Mr. Gerrodette (who gave his first name when he spoke again, later), said he was "in favor of the Silvergate PTA.

Mr. Bowes, a property owner, who did not give his first name, said there "was a meeting from both sides of the house", about not bringing this before the Council. He said that if the City goes to a white walk "how about a separation"? He stated that when there is a big meeting, cars are parked on both sides, and that it is unsafe for pedestrians except with flashlights.

George Gerrodette, representing the Silvergate PTA, said that interest is primarily in the safety of the children. He said that a letter from the organization should be here (it was not, but it did arrive by special delivery later). He read a copy of the PTA resolution adopted Monday night.

Then, the Clerk read a copy of the letter and resolution (which were handed back to Mr. Gerrodette, inasmuch as one was apparently in the mails).

Mr. Gerrodette said there was recommendation by the traffic committee; the PTA felt that action had not been taken. He said the board feels that lines painted in the street would be inadequate. He said that Councilman Schneider's implication is not right; the Board feels that the situation is not right.

Councilman Burgener spoke to Mr. Bowes about it coming as a recommendation of the PTA, passed by a board of 8 people.

Mayor Dail stated that the Council will evaluate the situation.

Tom McMillian, who lives on Alexandria Drive, told the Council that he has a child going to the Silvergate School. He said that the only way to get to the school is to "go further around". He said that is not the case regarding 75% of the people. Mr. McMillian stated that there are 67 houses and lots; 83% are represented on the petition of protest. He said that individuals have only asked for a safe place to walk. He said that the only safe place is out of the street; not in the street. He said there is a dedicated walkway, and that request had been only for the removal of fences and shrubs. He said the area is not 100% built up, and that arguments of expense would sound foolish if

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a child were killed.

Mrs. Arthur Wells said that proponents of the original petition make a point of safety. She said it is a safe route of 140 children.

Mrs. Richard Jones said she has sidewalks; people who petition for sidewalks have them. She stated the "area will have a population for quite some time". She told the Council she is teaching her children not to go in the street. Mrs. Jones said that on Point Loma there are hills, and that it is unreasonable to expect individuals to climb the hills. She mentioned dangerous streets and hills.

Councilman Williams spoke of the City being "faced with a problem".

Councilman Curran expressed regret at having to be excused.

Councilman Curran was excused.

An unidentified woman said there is no curbing; there is not a great deal of difference.

Mr. OGram said that one half of the student traffic came from "that area". He said that many people from outside the area, take their children.

Mr. OGram expressed doubt at the \$10,000 to \$12,000 estimate. He said that the protest petition was misleading. He read it, and said that no mention of what the original petition was. He said that each of the 11 people called did not know. He read another petition, regarding withdrawal of signatures.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the hearing was closed.

Councilman Williams said that there are several problems in the over-all picture. He referred to remarks made by the City Attorney at the beginning of this hearing regarding clearing the right of way. He said that the allowance of the Council in taking the action to eliminate walks is now haunting the Council.

Councilman Williams moved that streets and sidewalks in the area of the Silvergate School be posted in connection with pedestrian traffic, and that the Council initiate 1911 proceedings for sidewalks. Motion was seconded by Councilman Burgener.

Councilman Burgener said that it would not be pre-judged; it would have a test. He said that if they don't go ahead, no time is lost.

Mayor Dail said there would be 2 hearings held on the 1911 act proceedings, before bids.

Councilman Burgener pointed out that there would be no danger of people involved not knowing of the proposed action.

RESOLUTION 133367, directing the City Manager to cause streets and sidewalks in the area of Silvergate School to be painted and posted, in connection with pedestrian traffic; initiating by the Council of a 1911 Act proceeding for sidewalks, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

Petition of Oleta S. Wood, and Charles E. Burch, Jr. attorney for petitioner, requesting deletion of portions of Resolution 132882 in connection with requirements for improvements in "Wood Acres", was presented. (A communication on the same subject had been received earlier from petitioner's engineers. It was referred to Planning on May 22).

Harry Haelsig, Planning Director, told the Council that it will come before the Council for next Thursday's docket.

On motion of Councilman Burgener, seconded by Councilman Burgener, it was continued to Thursday, June 7, 1956.

Communication from Fallbrook Public Utility District, P.O. Box 427 Fallbrook, California, dated May 28, 1956, signed by George F. Hackey, general manager, was presented. It submits a resolution passed on May 28. It says that the issue of the paper will carry a notice of hearing to be held June 7. It concludes "We sincerely hope the City of San Diego can make a sufficient allotment of water to carry us the balance of the year without drastic action that this resolution may precipitate".

Councilman Schneider moved to refer the communication to the City Manager.

Franz Sachse (member of the Board of Directors of the Public Utility District) told the Council that Fallbrook is confronted with a critical situation, which may be a great economic loss to the community. He said that the District will be without water at the end of August of this year. He said the District will be 2,200 acre feet short of its need. He said it is known that it is critical; residents have prayed for

Hearing
Petition

Communication
133367

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rain, and the district has tried to correct the situation. He told of having tried other assistance; the San Diego County Water Authority is the City's water. He read a resolution (attached to the letter) regarding declaring a water shortage. Mr. Sachse said they could do almost anything to save water. He said that rationing doesn't stop growing (of avocado and orange trees, presumably) but it would be a loss of crop. He stated "the loss would be tremendous". He said that the District has been stopped from solving the problem at its own expense. He told the Council that the District has annexed no land since 1950; it is not asking for water for new land; it is for existing community. He said the City of San Diego faces a water shortage. He said he realizes that water furnished would reduce the City water. He spoke of a "rock bottom" request. Mr. Sachse introduced, individually, members of a group representing the Fallbrook Public Utility District.

Councilman Kerrigan stated that it is a serious question, and that he has a lot of sympathy. He said it should be referred to the City Manager for a quick answer.

On motion of Councilman Kerrigan, seconded by Councilman Williams, it was referred to the City Manager.

After the reference, the City Manager said that the City is aware of Fallbrook's sincere effort to try to handle its own problem. He said there is indication of others. He stated that he would try to have this item back to the Council "next Tuesday" (Tuesday will be a holiday - election day - but the Council will meet the following day).

Councilman Kerrigan requested, and was granted, unanimous consent to present the next Resolution, not listed on the agenda:

RESOLUTION 133368, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for grading of certain areas of Lomita Park, Colina Del Sol Park and South Clairemont Park, and incidental work, Document 535820; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on 5 low bids for furnishing water meters and parts for 6 months, beginning June 15, 1956: Kenton Equipment Co. of San Diego, 3,000 5/8x3/4" Worthington-Gamon Model R meters @ \$24.77 ea., plus State Sales Tax, together with option to buy up to 3,000 additional meters at same price if ordered during contract period, and additional parts for period of 6 months at discount of 34% from price list on file with City Purchasing Agent; Western Metal Supply Co. of San Diego, for City requirements of 3/4x3/4" meters @ \$37.50 ea., 1" meters @ \$55.00 ea., plus State Sales Tax, together with repair parts for Trident meters at discount of 37 1/2% and 5%, Crest & Compound @ 29% and 5%, and Protectus at discount of 29% and 5% from list price at effect at time of bid; Industries Supply Co. of San Diego for City's requirements of 2" Badger meters @ \$162.39 ea., plus State Sales Tax, also Badger meter parts at discount of 45% from price list in effect at time of bid; Mission Pipe & Supply Company for parts for Rockwell meters at discount of 35% and 5% from Bulletin W-805 Revision 4, W-810 Revision 1, and W-508 Revision 4; Squires-Belt Material Company for Hersey water meters at discount of 28% from list in effect at time of bid and on file in office of City Purchasing Agent, was presented. The report says that Director of Water Department concurs in the recommendations.

RESOLUTION 133369, accepting bid of Kenton Equipment Co. for furnishing Water Meters and Parts, together with option; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133370, accepting bid of Western Metal Supply Company for furnishing Water Meters and Parts; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133371, accepting bid of Industries Supply Co. of San Diego for furnishing Water Meters and Parts; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 133372, accepting bid of Mission Pipe and Supply Company for furnishing Parts for Rockwell meters; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

~~RESOLUTION 133373, accepting bid of Squires - Beet Material Co. for furnishing Hersey watermeter parts for six months, was adopted.~~

Report of Purchasing Agent, approved by City Manager, on low bid of Einer Brothers, Inc. for furnishing and installing Murray Second Pipe Line, and portions of relocated Murray First Pipe Line under Schedules I and II - \$606,399.67; 13 bids - was presented.

RESOLUTION 133374, accepting bid of Einer Brothers, Inc. for furnishing and installing Murray Second Pipe Line Schedules I and II; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego, a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Gilman Grading Company for rental of 1 - 3.4 Cu. Yd. capacity Loader for 25 working days at \$7.75 hour, or a total price of \$1,550.00 - for grinding sludge for Torrey Pines Golf Course - 3 bids - was presented.

RESOLUTION 133375, accepting bid of Gilman Grading Company for furnishing 1 Loader for 25 working days; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent, approved by City Manager, on option on City's part to extend Arrowhead Lime & Chemical Co., Sales Division, United States Lime Products Corporation for furnishing Bulk Quick Lime for water purifications at Alvarado Filtration Plant - \$18.25 per ton f.o.b. Sloan and/or Henderson, Nevada (however, by exercise of option, City's contract price would be \$17.40 per ton).

RESOLUTION 133376, authorizing and instructing City Manager to exercise for The City of San Diego its option to extend contract with Arrowhead Lime & Chemical Co., Sales Division, United States Lime Products Corporation for Bulk Quicklime for period of 6 months beginning July 1, 1956, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133377, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing requirements of Asphaltic Plant Mix Surfacing material for 1 year commencing July 1, 1956, Document 535821, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 133378, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Decomposed Granite for 1 year beginning July 1, 1956, Document 535822, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133379, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing requirements of hardware for period of 1 year beginning July 1, 1956, Document 535823, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 133380, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Traffic Paint (white, red, and yellow) for period of 6 months beginning July 1, 1956, in accordance with Specifications, etc., on file in office of City Clerk, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Communication from Dean Sherry, Judge of the Superior Court, dated May 24, 1956, was presented. It speaks of the judge, when he opened the envelope containing sample ballot, notices that there was no pamphlet giving the pros and cons of the various propositions on the ballot. It suggests that the City Council authorize the proper city officials to prepare a pamphlet similar to the one the State publishes. The Judge says that "we not only should try to get out the vote at our elections but that we should do our utmost to assist the voters in voting intelligently".

On motion of Councilman Schneider, seconded by Councilman Williams, it was filed.

RESOLUTION 133381, adopting recommendation of City Engineer, Document 535745, and authorizing him to amend proceedings for improvement of streets in Floral Terrace Subdivision, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133382, granting petition, Document 533924, for paving and otherwise improving Kane Street; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133383, establishing as a Oneway Alley:

The east-west Alley south of Clairemont Mesa Boulevard, between Onandago Avenue and north-south alley which is between Onandago Avenue and Clairemont Drive, for east-bound traffic; authorizing installation of necessary signs and markings; rescinding Resolution 133260, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133384, granting permission to William E. Miller, 903 Prospect Street, La Jolla, doing business as La Jolla Cab Company, for operation of one automobile for hire, subject to compliance with provisions of the San Diego Municipal Code pertaining thereto; authorizing Chief of Police to issue certificate of public convenience and necessity to operate pursuant to the resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133385, adopting budget and approving memorandum of agreement for expenditure of funds allocated under Section 2107.5 of the Streets and Highways Code to cities for fiscal year 1957; directing City Manager to sign agreement on behalf of the City, to be binding upon the City upon execution by authorized officials of the State; rescinding Resolution 132834 adopted May 3, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133386, adopting the name of Gaylord Drive on portion of Pueblo Lot

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Lands, for street dedicated by Resolution 133127; authorizing and directing City Clerk to file certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 133387, authorizing and empowering City Manager to execute for and on behalf of The City of San Diego an Agreement for Cooperative Work with Cleveland National Forest (Contract #12-11-005/17575) for maintenance and operation of Lookout and Forest Guard Stations and performance of other fire protection work in and adjacent to Cleveland National Forest, during period beginning July 1, 1956 and ending June 30, 1957, for which City agrees to pay \$5940.00 during fiscal year 1957 in 6 monthly installments of \$990.00 each; rescinding Resolution 131365, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 133388, authorizing and directing Property Supervisor to advertise for period of at least 5 consecutive days in the official newspaper of the City, sale at public auction of portion Lot 25 Block 10 of San Diego Land and Town Company's South Chollas Addition; reason for selling is that property is no longer needed for City purposes; value of property as disclosed by appraisal is \$700.00; Council reserves right to reject any and all bids at the public auction; directing that all expenses in connection with the sale shall be deducted from proceeds received from the sale, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Resolution says that Richard Vanos and W. A. Pharr have petitioned that portion of property not dedicated for street purposes be put up for sale, and have deposited with Property Supervisor \$100.00 to cover all costs pertaining to sale, including cost of title report, and as a guaranty that depositors will at the sale bid the minimum amount fixed by the Council.

RESOLUTION 133389, directing Property Supervisor to file a petition with the Board of Supervisors of the County of San Diego, State of California, requesting that all taxes against portion Lot 30 Block "E" Boulevard Heights, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133390, directing Property Supervisor to file a petition with the Board of Supervisors of the County of San Diego, State of California, requesting that all taxes against portion Lot 16 Block 4 Weeks' Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133391, granting permission to Mission Bay Promotion Association and James J. Peluso, doing business as San Diego Fireworks Display Co. for public display of fireworks at Tierra Del Fuego, Mission Bay, on June 3, 1956, from 10:00 P.M. to 10:30 P.M., was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133392, granting permission to San Diego County Masonic Officers Assn. to use the Organ Pavilion in Balboa Park, Sunday, September 29, 1956, on a rent-free basis, for presenting a Constitution Observance program, on various conditions relative to the organist and attendant for supervision of operation of the organ, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

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RESOLUTION 133393, granting permit to Associated Construction Corporation, 1277 Rosecrans, San Diego 6, to install and maintain 60'x12' blacktop construction, 2" A.C. on Emerson Street and 100'x10' blacktop construction, 2" A.C. on Scott Street, for use and benefit of owner's property: 1358 Scott Street, in Scott and Emerson Streets in front of owner's property, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133394, granting revocable permit to J. A. Cooper, 4537 University Avenue, San Diego, to install and maintain 12 feet of 1" G.I. Conduit for use and benefit of owner's property: Lots 45-48 Block 6-1/2 City Heights #1 under University Avenue, from owner's property to power pole in University Avenue, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133395, granting Lloyd P. Hudson, Plumbing and Heating, 604 Highland, National City, permission to install a 4" cast iron soil line from rear of building at 5949 Lauder Street, to property line, at 1/8" fall, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133396, granting revocable permit to Odin F. Hovelsrud, 1495 Ebers Street, San Diego, to install and maintain 80 feet of 3/4" copper water services for use and benefit of owner's property: Lots 25 and 26 Block 152 Choates Addition under 34th Street from owner's property to water main at 34th and B Streets, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133397, granting revocable permit to John G. Rebelo, 3325 Hugo Street, San Diego, to install and maintain 105 feet of 1" copper water service for use and benefit of owner's property under Hugo Street, from owner's property: Lots 9 and 10 Block 66 to City Water main in Plum Street, was on motion of Councilman Williams, seconded by Councilman Evenson, adopted.

RESOLUTION 133398, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of San Diego Gas & Electric Company, a Use and Occupancy Agreement for construction, operation and maintenance of line of poles with wires suspended, etc., in portions of Lime Avenue and Magnolia Avenue, in San Diego Avenue closed by Resolution 127508; Document 535873; was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133399, authorizing Leo B. Calland, Park and Recreation Director, to attend League of California Cities Program Planning Committee meeting in Fresno, California, Friday, June 1, 1956, and to incur all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133400, authorizing James E. Reading, City Traffic Engineer, to attend meeting of Assembly Interim Committee on Transportation and Commerce, to be held in San Francisco, June 11 and 12 1956, and incur all necessary expenses therefor, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133401, vacating easement and right of way for water pipe lines in portion of Fractional Block 3 Middletown Addition, was on motion of Councilman Williams,

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seconded by Councilman Kerrigan, adopted.

Resolution says that on August 6, 1943 The City acquired easement and right for water pipe lines; easement has not been used for purposes acquired from 1947 to date of this resolution and has not been used for 5 consecutive years next preceding date of resolution.

RESOLUTION 133402, authorizing and empowering Mayor and City Clerk to execute for and on behalf of and as act and deed of The City of San Diego, a quitclaim deed quitclaiming to Mission Valley Inn, Inc., easement for right of way for storm drain or drains and appurtenances in strip of land 10.0 feet wide in Lot 1 Mission Valley Inn; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions that it be delivered to Grantee upon receipt by City of deed conveying property required by the City.

Resolution states that The City is desirous of acquiring portion Lot 1 in connection with installation of a co-operative storm drain; the corporation is willing to deed land to the City in exchange for quitclaim from the City in another portion of the lot; value of property to be granted to the City, and equivalent value of property to be quitclaimed by the City is \$1.00, and City Manager has recommended the exchange.

RESOLUTION 133403, accepting subordination agreement, executed by Bank of America National Trust and Savings Association and Corporation of America, beneficiary and trustee, May 17, 1956, subordinating all right, title and interest in and to Lots 17, 18, 19 Block 1 Weeks Addition (to relinquishment of access rights by Elton A. and Vivian M. Larson - not stated in Resolution, but in the agreement); authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133404, accepting subordination agreement executed by Ed Fletcher Company, a corporation, formerly Grossmont Company, a corporation, beneficiary, and Union Title Insurance and Trust Company, a corporation, trustee, May 17, 1956, subordinating all right, title and interest in and to easement for right of way for storm drain or drains and appurtenances, in portion Lot 37 Rancho Mission of San Diego; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133405, accepting subordination agreement executed by San Diego Federal Savings and Loan Association, a United States Corporation, beneficiary, and Security Title Insurance Company, a California Corporation, trustee, April 2, 1956, subordinating all right, title and interest in and to permanent easement and right of way for water main or water mains in portion Lot 19 Rancho Mission; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with; rescinding Resolution 133141, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133406, accepting deed of Johnson, Tyson and Lynds, a co-partnership, April 5, 1956, conveying portion Lot 196 La Mesa Colony; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with; rescinding Resolution 133148, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

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RESOLUTION 133407, accepting deed of E. F. Kopecky and Dorothy A. Kopecky, as to undivided 1/2 interest; and K. J. Kopecky and Joann Kopecky, as to undivided 1/2 interest, May 1, 1956, conveying all of portion Lots 20, 21, 22, 23 Block 2 Berkeley Heights; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133408, accepting deed of Henry C. Carnes and Louise Klase Carnes, April 30, 1956, conveying portion Pueblo Lot 256; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133409, accepting quitclaim deed of United States of America, through Administrator of General Services, May 8, 1956, quitclaiming portions of Lots or Blocks 243, 259, 260, 274, 275, 276, 279, 280, 305 and 305 of the Pueblo Lands; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133410, accepting deed of R. E. Hazard, Muriel B. Hazard, Bruce R. Hazard and Mabel G. Hazard, May 2, 1956, conveying easement for right of way for sewer and appurtenances in portion Lot 6 Pueblo Lot 1782; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133411, accepting deed of Tri-W Builders, Inc., a corporation, May 10, 1956, conveying easement for right of way for storm drain, or drains and appurtenances, in portion Lot 37 Rancho Mission of San Diego; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133412, accepting deed of Johnson, Tyson and Lynds, a co-partnership, April 5, 1956, conveying permanent easement and right of way for water main or mains, etc.; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with; rescinding Resolution 133176, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, reading of the next ordinance prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7017 (New Series), establishing Schedule of Compensation for Officers and Employees of The City of San Diego, providing uniform compensation for like service in the Classified Service, for the Fiscal Year beginning July 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Curran.

On motion of Councilman Evenson, seconded by Councilman Schneider, reading of the next ordinance prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7018 (New Series), incorporating portion of Southwest Quarter of Quarter-Section 103 Rancho de la Nacion, into R-2 Zone, as defined by Section 101.0406 of San Diego Municipal Code, and repealing Ordinance 118 (New Series) insofar as it conflicts, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Curran.

On motion of Councilman Burgener, seconded by Councilman Williams, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Williams, reading was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7019 (New Series), appropriating \$9,000 from Unappropriated Balance Fund, for defraying expenses in connection with National Association of Intercollegiate Athletics' Annual Track Meet, Field, Tennis and Golf Meet sponsored by San Diego Junior Chamber of Commerce, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Curran.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, reading was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7020 (New Series), establishing grade of Alley lying westerly of and contiguous to Lots 1 to 27 inclusive Block J Montecello, between a line drawn at right angles westerly from easterly line of said alley from point on easterly line of said alley distant 320.00 feet northerly from intersection of easterly line of said alley with northerly line of El Cajon Boulevard and southerly line of Monroe Avenue, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Curran.

On motion of Councilman Williams, seconded by Councilman Burgener, Ordinance authorizing City Manager to execute lease covering portion of Pueblo Lot 1316, with United States of America - 32 acres more less, for 1 year with options for 4 additional 1-year periods - was introduced, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Curran.

(annual rental is \$1.00; value of property is \$32,000.00 as disclosed by report of last appraisal made by Auditor and Comptroller, leased as public service for Marine Corps Rifle Range for the armed forces of the Government).

The City Manager requested, and was granted, unanimous consent, to present the next item, not listed on the agenda:

RESOLUTION 133413, confirming appointment by the Mayor of C. E. Salik as a member of the Civil Service Commission of The City of San Diego, to commence June 1, 1956, to fill vacancy caused by resignation of Wm. P. Elser, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

(The vacancy occurred when Mr. Elser became a member of the Board of Education).

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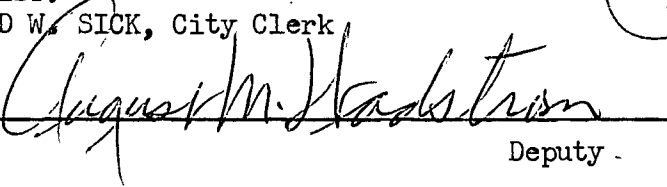
Communication from Public Utilities Commission, State of California, dated May 11, 1956, notifying Council of application by San Diego Transit System to operate buses not to exceed 40 feet in length and 102 inches in width, heretofore referred to Council Conference, was returned. The Clerk filed the communication and Resolution 133106 which it referred the item.

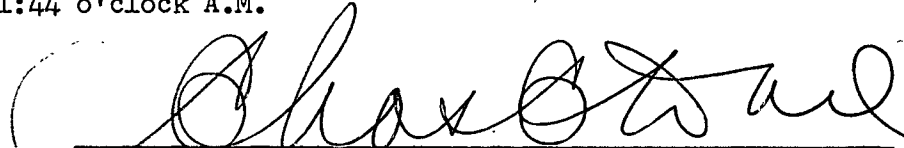
There being no further business to come before the Council, Mayor Dail declared the meeting adjourned at 11:44 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By


Deputy



Mayor of The City of San Diego, California

6/6/56

REGULAR MEETING

Chamber of the Council of The City of San Diego, California
 Wednesday (in lieu of Tuesday, which was State-
 wide election day) June 6, 1956

Present--Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail
 Absent--None
 Clerk---Fred W. Sick

Ordinances and Resolutions for this meeting are recorded on Microfilm Roll 113.

The Mayor called the meeting to order at 10:10 o'clock A.M.

Mayor Dail presented Reverend John E. Riggs, pastor of the Hillcrest Free Methodist Church, who gave the invocation.

On motion of Councilman Burgener, seconded by Councilman Schneider, minutes for the Regular Council meetings of Tuesday, May 29, 1956, and of Thursday, May 31, 1956, were approved without reading - after which they were signed by the Mayor.

Councilman Burgener requested, and was granted, unanimous consent to present the next item not listed on the agenda:

It was a petition addressed to the Council "To Require Dump and fill to be removed from Beach in front of Nicholson's Addition and for The City to intervene in action (brought by property owners, entitled Revelle et al vs. Charles E. Carpenter et al in the Superior Court of this County No. 206014), to establish and protect title of City for use of the public for beach purposes of property seaward of bluff line opposite property purchased by Charles E. Carpenter Company - Lots 12 through 21 and northerly 7 feet Lot 22 Block 1 Nicholson's Addition. It says that from time immemorial the general public, and in particular residents and property owners of the City of San Diego and their children, have used the beaches, caves and rocky inlets of La Jolla for beach and park purposes, including swimming, fishing, picnicking, walking, boating and nature study. It tells of purchase of property, and announced plans for cooperative apartment which would extend approximately 36 feet beyond the edge of the bluff and would cover most of the rocks, sandy inlets and beach opposite the property, under claim that they own to the mean high tide line as shown on City of San Diego Drawing 7421-L and that the City and public have no right in the property between the bluff line and the mean high tide line.

The entire petition was read to the Council by the Clerk.

Councilman Burgener spoke to interested persons in the audience, and said "The City Manager has taken action, and the City Attorney is intervening".

Councilman Burgener moved that the City Attorney intervene in behalf of the City. Motion was seconded by Councilman Schneider.

Councilman Burgener said that would be the precedent.

There was discussion between Councilmen Kerrigan and Burgener regarding boundary ownership frontage.

Aaron Reese, Assistant City Attorney, said that there is no City ownership of frontage.

RESOLUTION 133414, authorizing and directing the City Attorney to intervene on behalf of the City of San Diego in the action entitled "Revelle et al vs. Charles E. Carpenter et al in the Superior Court of the County of San Diego, No. 206014" to establish and protect title of The City of San Diego for use of the public for beach purposes of property seaward of the bluff line opposite property purchased by the Charles E. Carpenter Company - Lots 12 through 21 and northerly 7 feet of Lot 22 Block 1 Nicholson's Addition in La Jolla, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Meeting convened
 Invocation

Petition & Resolution 133414 re beach front in La Jolla under U.C.

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Report of Purchasing Agent, approved by City Manager, on low bid of Ets-Hokin & Galvan for installation of Traffic Signal and Safety Lighting at intersection of Girard Avenue and Pearl Street, and at Adams Avenue and 30th Street; \$24,777.00 = 3 bids, was presented.

RESOLUTION 133415, accepting bid of Ets-Hokin & Galvan for installation of traffic signals and safety lighting; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of E. P. Watson for construction of curbs for Small Boat Launching Ramp Road, Shelter Island; \$1,265.88 - 4 bids, was presented.

RESOLUTION 133416, accepting bid of E. P. Watson for construction of curbs for small boat launching ramp road; awarding contract, authorizing and instructing majority of members of Harbor Commission to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Report of Purchasing Agent, approved by City Manager, on low (bid meeting specifications) of Smith Booth Usher Company, Division of Western Machinery Company, for furnishing 6 Pavement Breakers and 10 Clay Spades for Public Works Dept. replacement - \$340.00 each plus State Sales Tax on Pavement Breakers, \$208.00 each plus State Sales Tax on Clay Spades, 7 bids, was presented.

RESOLUTION 133417, accepting bid of Smith Booth Usher Company, Division of Western Machinery Company, for furnishing Pavement Breakers and Clay Spades; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego, a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent, submitting resolution authorizing City Manager to exercise option in contract with North Park Shade & Linoleum Co. for furnishing requirements of Shades and Rollers for Municipal Housing, and extend it for 6 months beginning July 1, 1956, was presented.

RESOLUTION 133418, authorizing and instructing City Manager to exercise for The City of San Diego its option to extend contract with North Park Shade & Linoleum Co. for furnishing requirements of Shades and Rollers for Municipal Housing, and extend it for 6 months beginning July 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent, submitting resolution authorizing City Manager to exercise option in contract with Rodal Inc., dba Superior Mattress Co. for Cleaning, Repeating and Sterilizing Mattresses, Couches and Cushions, and extend it for 6 months beginning July 1, 1956, was presented.

RESOLUTION 133419, authorizing and instructing City Manager to exercise for The City of San Diego its option to extend contract with Rodal, Inc., dba Superior Mattress Co. for 6 months beginning July 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 133420, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for installation of High Intensity Runway Lights on Runway 9-27, Lindbergh Field Municipal Airport, Document 535897, authorizing and directing Purchasing Agent to publish notice to

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contractors calling for bids, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133421, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of Nile Street, between Wabash Boulevard and Quince Street, and 30th Street between Laurel Street and Olive Street, Document 535896; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of Groff Manor, subject to posting of adequate bond to insure installation of required improvements unless they have been completed and approved by the City Engineer, was on motion of Councilman presented.

RESOLUTION 133422, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with Dass Construction Co. of San Diego, a corporation, Rhonda Co., Inc., a corporation, and Glen Oaks Heights, Inc., a corporation, for installation and completion of unfinished improvements and setting of monuments required for Gross Manor subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133423, adopting Map of Groff Manor Subdivision, a subdivision of portion of North Half of South Half of Lot 66 Ex-Mission Lands of San Diego (commonly known as Horton's Purchase); accepting on behalf of the public Beta Street, 46th Street, portion of 47th Street and easements shown for sewer, water, drainage and public utilities for public purposes; dedicating them to public use; rejecting as a dedication for public street land shown as "Reserved for Future Street"; authorizing and directing Clerk of the City to endorse upon the map as and for act of the Council, that Council has approved the subdivision map and public streets and easements and rejects portions marked "Reserved for Future Street"; directing City Clerk to transmit the map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Alamo Villas, subject to posting of adequate bond to insure installation of required improvements unless they have been completed and approved by the City Engineer, was presented.

RESOLUTION 133424, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with Modern Developing Company, a corporation, for installation and completion of unfinished improvements and setting of monuments required for Alamo Villas subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 133425, adopting Map of Alamo Villas Subdivision, a subdivision of Lot 35 Lemon Villa; accepting on behalf of the public Hondo Street, Knoxie Street, Lea Street and portion of Ogden Street, and easements for public purposes; declaring them to be public streets and easements dedicated to public use; directing Clerk of the City to endorse upon the map, as and for act of the Council, that Council has approved the subdivision map and that easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Jack D. Van Cleave, recommending approval of tentative map of La Jolla Capri Aire for a 1-lot subdivision of portion Pueblo Lot 1783 located in La Jolla, bounded by Park La Jolla Apartment on the south, Electric Avenue on the east, La Jolla Boulevard on the west and the Biltmore Motel on the north - zoned R-1, but petition has been started to zone R-4 - subject to 11 conditions, and suspen-

ding 2 sections of the Municipal Code, was presented.

RESOLUTION 133426, approving tentative map of La Jolla Capri Aire, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Planning Director, stating that Record of Survey for resubdivision of Lots 5 & 6 Block 132 Roseville has been changed since tentative map was submitted and approved by Resolution 129835 on November 22, 1955, was presented. It identifies property at northerly corner of Evergreen and Oliphant Streets in an area where there has been considerable discussion by the Council on setbacks. It says that some weeks ago there was a closing of 10 feet at Oliphant and Evergreen. It says that between submission of the tentative map and Record of Survey the 10-foot closing was made. The report states that the Planning Commission has recommended that a 5-foot setback be permitted from the new line of Oliphant, which is 10 feet closer to the street than was shown on the tentative map, and 10 feet closer to the street than the writer assured the Council the setback would be on Oliphant. It says that the matter was discussed by the Commission and they could see no objection to the setback line shown on the Record of Survey.

Councilman Kerrigan moved to adopt the record of survey.

Councilman Williams said that Mr. Haelsig has a statement to make.

Mr. Haelsig said to the Council that the matter on the other side of the street was discussed regarding the subdivision on the other side. He said there is a new map with a setback. He spoke of there having been an argument with people across the street, and "the closing has taken place". He said request has been made for set-back from the new line of 5 feet.

Councilman Williams said he "was concerned; now it has happened".

Councilman Kerrigan and Williams spoke to Mr. Haelsig about which way the lots run.

Mr. Haelsig exhibited a map, which he explained to Councilman Kerrigan, and then to Councilman Williams. He said that on the new map a setback line for 5 feet from the old line is asked. He said that would be "ahead" of buildings uphill. He said the Council has the discretion regarding approving the new map.

Councilman Williams said that there was discussion regarding 15-foot setback.

There was continued discussion between Councilmen Kerrigan, Williams, and Mr. Haelsig.

Councilman Williams stated that builders "should be made to observe the setback".

Mr. Haelsig pointed out further from the map.

Councilman Evenson spoke of obscuring the view.

Councilman Schneider said that it is "too sharp" for that.

Councilman Kerrigan recommended that the Council hold up the item a week.

Councilman Williams said that the thing that is before the Council is the map.

Mr. Haelsig said that it is for 5 feet from the new line.

Councilman Curran moved to "reject the proposal".

Mr. Haelsig said that house can be built and designed to fit the property. He said that next door it is 42 feet in width; this one is 41 feet.

Councilman Curran moved to deny. Motion was seconded by Councilman Williams.

Mr. Haelsig spoke of approval on the original setback, which was 15 feet. He said the Council can deny the new setback request, or can approve the line of the original map.

Aaron Reese, asked about the point, said to the Council that it can amend any resolution.

RESOLUTION 133427, approving filing of Record of Survey Map in lieu of a Final Subdivision Map under Section 102.02.1 of the San Diego Municipal Code, for division of Lots 5 and 6 Block 132 Roseville, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133428, "approving the original setback" for the Record of Survey, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

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Communication from Aaron W. Reese, Assistant City Attorney, reporting on San Diego Transit System request for favorable action on H.R. 7634, which would raise exemption on federal transportation tax on persons from present 35 cents to 60 cents, was presented. It says that at present time patrons of San Diego Transit System who pay 35 cents or more for their ride must pay the transportation tax in addition to the basic bus fare; therefore, if exemption should be increased to 60 cents, the bus riders would be relieved of the additional burden. According to the communication, it would not revert to the benefit of the Transit System.

Mr. Reese explained the Federal tax to the Council, and said that it is the bus rider who pays the tax.

Councilman Kerrigan said that the Bill should be supported.

Councilman Curran moved to file the report. Motion was seconded by Councilman Burgener. Roll was not called on the motion.

RESOLUTION 133429, requesting the City Attorney to prepare and present the necessary resolution to support H.R. 7634 known as the Kean Bill, which would raise exemption on federal transportation tax, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-Councilman Curran. Absent-None.

Communication from G. T. McCoy, State of California Department of Public Works, State Highway Engineer, dated May 25, 1956, giving Notice of Intention to Relinquish portions of State Highway - XI-S.D-77-SD, between "A" Street in the City of San Diego and Miramar - was presented.

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

Communication from G. T. McCoy, State of California Department of Public Works, State Highway Engineer, dated May 22, 1956, giving Notice of Relinquishment of portions of State Highway - XI-S.D-200-SD between O.1 west of Home Avenue and Palm Avenue, road XI-S.D. 200-SD, A, was presented.

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

Communication from Freeland, Peterson & Evenson, by Charles W. Christensen, dated May 29, 1956, was presented. It says that the writer appeared before the Council several weeks ago seeking waiving of requirements re approval of tentative map of Muirlands Village No. 3. It says it is believed that proposed resolution was returned to Mr. Haelsig, Planning Director, with instructions to amend it to conform with Christensen's request. It says that resolution has been amended in all respects except 1 and has been adopted - the 1 being deletion of "walkways" pertaining to walkway-stairway between lots connecting 2 parallel streets. It tells of discussing it with Mr. Haelsig this morning, and that Mr. Haelsig did not hear Councilman Burgener mention in his motion the waiving of the walkway requirement. It asks clarification on the content of the motion, which was approved unanimously.

Councilman Burgener stated that he wanted to clarify his motion on the previous action.

Councilman Burgener moved to delete the walkway. Motion was seconded by Councilman Schneider.

Councilman Burgener said that the right of way should not be left indefinitely.

Councilman Kerrigan asked if there was any use for it. He said "it is the problem as on Savoy Circle".

Discussion arose as to whether deletion was for improvement of the right of way, only, or deletion of the entire right of way.

RESOLUTION 133430, deleting the right of way in its entirety, for the walkways in connection with the tentative map of Muirlands Village Unit 3, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-Councilman Kerrigan, Mayor Dail. Absent-None.

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Copy of communication from W. W. Laughery, 2505 Galveston Street, addressed to the Water Dept., Engineering Division, dated May 29, 1956, was presented. It refers to installation of water main in front of Lots 12, 13, 14 Block 101 Morena Subdivision, and invoice No. WC 07379 for \$263.35, which it is stated is \$20.00 more than contract executed August 24, 1955, calls for. It asks for an explanation, and sets forth views in connection condition of house due to condition of the street where water main was installed.

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

Councilman Kerrigan spoke of a question in connection with the recreation problem.

Councilman Burgener said that the Council is going to have a hearing. The City Manager spoke of having "thousands of letters", and of budget hearing.

There was no action.

Councilman Kerrigan was excused
Councilman Evenson was excused

Communication from Shoreline Planning Association of California, incorporated, 506 Santa Monica Boulevard, Santa Monica, California, dated May 29, 1956, by Carl P. Staal, president, was presented. It says that soon after the first of next month bills will be mailed for Association membership during the next year - memberships to be put on a fiscal-year basis, instead of a calendar-year basis. In addition to relating budget situations and need for attention "to keep us all on an even keel, including the folks at Sacramento, principally the Legislators", it says "We, no doubt, all realize that we should be on the alert for anything which indicates a desire for turning back and away from the progress that was attained by the Governor and other authorities in Sacramento, including the California State Park Commission".

On motion of Councilman Schneider, seconded by Councilman Curran, the communication was referred to the Mayor to write.

Communication from Brooklyn P.T.A., 1337 - 30th St., by Mrs. Eugene M. Truitt, secretary, was presented. It says that at the last general business meeting of the Association members voted to ask the Council to keep the Burlingame Branch Library open until repairs on 30th Street Bridge are completed. It says the feeling existed that repairs would create a further hardship on children who would be forced to go to North Park for library facilities if closed in the near future.

On motion of Councilman Curran, seconded by Councilman Schneider it was referred to the City Manager.

Communication from San Diego City-County Band & Orchestra Commission, dated May 31, 1956, was presented. It requests approval of music events:

7-4-56 Coronado Fourth of July Parade 26-pc. marching band
7-4-56 Oceanside Fourth of July Parade 26-pc. marching band
7-28-56 Fiesta del Pacifico, San Diego 26-pc. marching band.

RESOLUTION 133431, approving 3 musical events, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communications from Mrs. Herbert B. Hilton, Mrs. Frances Wasserman, Mrs. R. L. Black and Mrs. D. B. Johnson favoring the Park and Recreation Department's program of teaching tap and ballet dancing at the City Playgrounds, were presented.

RESOLUTION 133432, referring communications re dancing program at City playgrounds to the Budget Department for consideration in Budget hearings, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Communications
Discussion with no action
133431 - 133432

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Communication from Mrs. White, 1004 F Avenue, Coronado, dated May 31, 1956, expressing dissatisfaction with high cost of food, taxes, rent, etc. Among other things, it says "I haven't miss a vote since I became 21, but God forgive me I am now, and from now on until things get better in San Diego or my husband got to get transfer, either he leave or I will. I'm fed up with this place. I all so wish the Navy would leave too then San Diego can beg to have the Navy back". It adds a P.S. "Like tap dancing at school free.. Now that to be cut out. The lady that taught where my girl went didn't show up half the time so how can San Diego be losing money on that".

On motion of Councilman Burgener, seconded by Councilman Schneider, it was referred to the City Council of Coronado.

RESOLUTION 133433, directing notice of filing of assessment 2488 made to, cover costs and expenses of work done upon paving and otherwise improving Brooklyn Avenue, Iona Drive and Kenwood Street, Resolution of Intention 126985, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133434, directing notice of filing of assessment 2487 made to cover costs and expenses of work done upon paving and otherwise improving La Jolla Hermosa Avenue, Resolution of Intention 130036, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION OF AWARD 133435, accepting bid of Griffith Company, a corporation, and awarding contract, for paving and otherwise improving Montalvo Street, Clovis Street, Camulos Street, et al., Resolution of Intention 132011, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133436, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 66 City Heights, Documents 493342 and 535613; approving Plat 2844 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk upon passage of resolution of intention to file plat in office of City Engineer, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133437, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Van Dyke Avenue and Thorn Street, Document 535611; approving Plat 2832 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk upon passage of resolution of intention to file plat in office of City Engineer, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133438, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving West Point Loma Boulevard and Muir Avenue, Document 535609; approving Plat 2818 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk upon passage of resolution of intention to file plat in office of City Engineer, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 133439, closing portion of Clove Street (formerly Chestnut Street) between southwesterly line of Udall Street (formerly 21st Street) and

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northeasterly line of Point Loma Heights, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 133440, closing Orange Avenue, between westerly line of Spartan Drive and southerly prolongation of westerly line of Lot 10 Lemon Villa, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 133441, closing portion of Qualtrough Street, between San Elijo and Rosecrans Streets, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 133442, for paving and otherwise improving Alley Block 66 City Heights, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 133443, for paving and otherwise improving Van Dyke Avenue and Thorn Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 133444, for paving and otherwise West Point Loma Boulevard and Muir Avenue, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133445, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving 37th Street, Logan Avenue, Newton Avenue, Z Street and Boston Avenue, Resolution of Intention 126727, and to be assessed to pay expenses thereof; directing Clerk of the City to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133446, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 49 Ocean Beach, Resolution of Intention 129186, and to be assessed to pay expenses thereof; directing Clerk of the City to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133447, approving diagram of property affected or benefited by installation of sidewalks in Nipoma Street and Amaryllis Drive, Resolution of Intention 130670, and to be assessed to pay expenses thereof; directing Clerk of the City to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman S_chneider, adopted.

RESOLUTION 133448, approving diagram of property affected or benefited by paving and otherwise improving Vancouver Avenue and portion of Kalmia Street, Resolution of Intention 130037, and to be assessed to pay expenses thereof; directing Clerk of the

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of the City to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133449, approving diagram of property affected or benefited by paving and otherwise improving portion of Worden Street, Resolution of Intention 129067, and to be assessed to pay expenses thereof; directing Clerk of the City to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133450, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Northwesterly and Southeasterly Alley in Fort Stockton Heights, Resolution 128282, and to be assessed to pay expenses thereof, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133451, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving 63rd Street, Resolution of Intention 128396, and to be assessed to pay expenses thereof; was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133452, granting Isabell Bedford permission to grade portion of Eta Street by private contract, under Document 535827, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133453, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:
East side of Fifth Avenue between Walnut Avenue and Brookes Avenue;
Both sides of Ivy Lane between Fifth Avenue and Sixth Avenue;
establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133454, authorizing and directing San Diego Gas & Electric Company to install a 6000 lumen overhead street light at each of 14 locations, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133455, authorizing and directing San Diego Gas & Electric Company to install 2 mercury vapor 20,000 lumen street lights at La Jolla Boulevard and Bird Rock Avenue, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133456, ratifying, confirming and approving sublease, copy on file in office of City Clerk as Document 535865, between Shields B. Craft, an individual, Sublessor, and Huntair, Inc., a corporation, Sublessee, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

It is tideland property.

RESOLUTION 133457, authorizing City Manager to employ Daley Corporation to remove and replace 149.1 lineal feet of curb, remove and replace 491 square feet of sidewalk and make 11.5 cubic yards of excavation for access at termination of Alley in Block 1 Bayocean View, at Birch Street, cost not to exceed \$770.31, payable from funds appropriated by Ordinance 5341 (New Series) - in connection with contract for improvement of Birch Street from Woden Street to 40th Street, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133458, authorizing City Manager to employ V. R. Dennis Construction Co. to perform work set out in detail in the resolution at Florence Lane and at Ocean View Boulevard, cost not to exceed \$956.74 payable from Ordinance 5341 (New Series) - in connection with contract under 1911 Act for improvement of the 2 streets, and others, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133459, authorizing City Manager to employ V. R. Dennis Construction Co. to perform work set out in detail in the resolution in connection with improvement of portions of 37th Street, Logan Avenue, Newton Avenue, Boston Avenue and "Z" Street, cost not to exceed \$982.85 payable from Ordinance 5341 (New Series) - contract under 1911 Street Improvement Act proceeding - was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133460, authorizing City Manager to execute, for and on behalf of the City, an Extension Agreement with Leigh Fisher, extending to December 31, 1956, agreement executed July 20, 1955, filed as Document 517318, for furnishing and delivering to the City reports concerning air transportation and aeronautical activities in vicinity of the City; total services under Extension Agreement not to exceed \$5,000.00, as particularly set forth in Document 536109, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133461, authorizing and empowering City Manager to execute, for and on behalf of the City, an agreement with Black And Associates, Inc., of Gainesville, Florida, consulting engineers, providing for preparation of a report on feasibility of constructing and operating lime recalcining plant in conjunction with Alvarado Filtration Plant, for which City shall pay \$1,500.00; and further, that in event City decides to proceed with construction of a lime recalcining plant and decides to retain consulting engineers in connection with the construction, providing for extension of feasibility report, preparation of plans and specifications, and general supervision, work and fees to be as set forth in copy of agreement under Document 536110, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133462, waiving penalty imposed by terms and provisions of contract between The City of San Diego and Benton Roof Company for re-roofing Ford Building, Document 526667 and Change Order 1 Document 521608, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Resolution says that contract has provision that contractor would complete improvement within 60 days from date of execution and for failure to do so pay a penalty of \$25.00 per day for each and every day contract remained uncompleted. It says contract was completed within required time per Change Order 1, but Completion Notice was held by the City pending final cleanup.

RESOLUTION 133463, accepting and consenting to assignment filed in office of City Clerk as Document, executed by Earl B. Hunter and Carl M. Rutherford, Assignors, and Mission Bay Golf Course, a California Corporation, by Richard R. Read, Secretary-Treasurer, Assignee, of lease filed as Document 493598 as amended by Resolution 129368;

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authorizing City Manager to evidence consent and acceptance by signing assignment, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133464, granting revocable permit to Robert S. Eldred, 2121-2123 Spray Street, San Diego: 4862 Pescadero Avenue, to install and maintain 40 feet of 3/4" G.I. Water main for use and benefit of owner's property under Spray Street from owner's property: Lot 2 Block 85 Ocean Beach Extension to City main in Longbranch Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133465, granting revocable permit to United States Holding Company (United States National Bank) 202 Broadway, San Diego, to install and maintain 20 feet of 2" power line and 20 feet of 2" communication line for underground service, for use and benefit of owner's property: Lots 21, 22, 23, 24 Block 30 La Jolla Park, across the alley to power pole at southwest corner of Girard and Kline Streets, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133466, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of The City of San Diego, a Use and Occupancy Agreement with San Diego Gas & Electric Company, permitting construction, operation and maintenance of a line or lines of pipe and all necessary and proper fixtures and equipment for use in connection therewith in portions of Main Street, Third Street and Orange Avenue closed on July 19, 1955 by Resolution 127509, form of agreement on file in office of City Clerk as Document 536116, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133467, declaring bid of A. H. Kalisch for Lot 27 Block 10 Drucker's Subdivision - \$1,500 the only bid at public auction May 29, 1956 - the highest bid, and accepting it; authorizing and empowering Mayor and City Clerk to execute, for and on behalf of the City, a quitclaim deed, quitclaiming to A. H. Kalisch the property; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions to complete transaction, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Resolution directs that all expenses in connection with the sale shall be deducted from proceeds.

RESOLUTION 133468, declaring bid of Madison Avenue Southern Baptist Church to be the highest bid received for sale at auction on May 31, 1956, of Lot 8 Block 46 Normal Heights, and awarding bid; authorizing and empowering Mayor and City Clerk to execute, for and on behalf of and as act and deed of The City of San Diego, a quitclaim deed quitclaiming the property; authorizing and directing City Clerk to deliver the deed to Property Supervisor with instructions to complete transaction, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Resolution tells of 4 bids submitted - \$3,000 having been minimum price fixed by the Council - and directs that all expenses in connection with the sale shall be deducted from proceeds.

RESOLUTION 133469, setting aside for public purposes portions of Pueblo Lots 243 and 259 in vicinity of San Diego River Flood Channel and Frontier Street; directing City Clerk to file certified copy of resolution in Office of County Recorder, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133470, accepting quitclaim deed of Southclair Development Co., a

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a limited partnership consisting of Fred S. Leeds and William Starr, general partners, Clairemont Co., a copartnership consisting of Carlos Tavares and Louis C. Burgener, partners, and Clairemont Shopping Center, Inc., a corporation, executed on 11th of May, 1956, quitclaiming all water mains and appurtenant structures constructed for its use, located in public streets, rights of way, highways and public places, either within or without subdivision named "Southclair Terrace Unit No. 1" being a subdivision of portions of Pueblo Lots 1191 and 1195; authorizing and directing City Clerk to file deed together with certified copy of resolution, for record in office of County Recorder, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

On motion of Councilman Curran, seconded by Councilman Williams, reading of the next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7021 (New Series), changing name of portion of Deauville Street to Rancho Hills Drive, was on motion of Councilman Curran, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Mayor Dail. Nays-None. Absent-Councilmen Kerrigan, Evenson.

On motion of Councilman Schneider, seconded by Councilman Williams, reading of the next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7022 (New Series), changing name of Via Barranca to Avenida Mirola, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Mayor Dail. Nays-None. Absent-Councilmen Kerrigan, Evenson.

On motion of Councilman Williams, seconded by Councilman Schneider, the next ordinance was introduced.

On motion of Councilman Williams, seconded by Councilman Schneider, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7023 (New Series), appropriating \$5,000.00 out of Unappropriated Balance Fund for payment of services of Leigh Fischer, consultant on air transportation and aeronautical activities in the vicinity of San Diego, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Mayor Dail. Nays-None. Absent-Councilmen Kerrigan, Evenson.

On motion of Councilman Williams, seconded by Councilman Schneider, the next ordinance was introduced.

On motion of Councilman Williams, seconded by Councilman Schneider, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7024 (New Series), establishing grade of Alleys in Catalina Terrace: Alley running southwesterly and northeasterly between Northeasterly line of Narragansett Avenue and southwesterly line of Niagara Avenue; Alley running Northwesterly and Southeasterly between Northwesterly line of Southwesterly and Northeasterly Alley in Catalina Terrace and line parallel to and distant 180 feet Northwesterly therefrom, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Mayor Dail. Nays-None. Absent-Councilmen Kerrigan, Evenson.

6/6/56

The City Manager requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

Communication from Harbor Commission, by John Bate, requesting authorization to do work by appropriate City forces - from Harbor Job Series 18,000, Fund 511, for installation of pipe and chain fence, asphaltic concrete paving around launching ramp, control buildings, planting banks for slope protection and miscellaneous leveling, grading and landscaping - \$3,670.00.

RESOLUTION 133471, authorizing and empowering Port Director to do all work in connection with construction of pipe and chain fence, and miscellaneous work, by appropriate City forces in accordance with his recommendation, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

The City Manager requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

RESOLUTION 133472, authorizing City Manager to attend meeting of American Municipal Assn. Committee on AMA-State Municipal League Relations, to be held in Chicago, Ill., June 16, 1956, and to travel to Washington, D.C., and New York on Mission Bay Bond and sewer matters, and incur necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Councilman Burgener referred to an item on the agenda of May 29, 1956, being an appeal of Property Owners from decision granting request of Walter G. Pattee for resubdivision of Lot 13 Block G Unit No. 2 of Country Club Heights, La Jolla. He asked the Council to hold a hearing in 1 week. (1 week would make Wednesday; not a meeting day, so Thursday is shown, instead).

RESOLUTION 133473, setting a hearing for 10:00 o'clock A.M., Thursday, June 14, 1956, to consider appeal of Property Owners from decision granting request of Walter G. Pattee for resubdivision of Lot 13 Block G Unit 2 of Country Club Heights, La Jolla, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 10:41 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Charles D. Dale
Mayor of The City of San Diego, California

6/7/56

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, June 7, 1956

Present--Councilman D. D. Williams, Jr. (Vice Mayor)
Absent--Councilmen Burgenér, Schneider, Kerrigan, Curran, Evenson, Mayor Dail
Clerk--Fred W. Sick

Vice Mayor Williams took the Chair at 10:10 o'clock A.M.

The Vice Mayor continued the hearing on proposed Ordinance rezoning portions of Block 140 University Heights from R-4 Zone to C - on the west side of Normal Avenue between Washington Street and Lincoln Avenue - to the hour of 10:00 o'clock A.M., Tuesday, June 12, 1956.

The Vice Mayor continued the hearing on proposed Resolution fixing Taxicab Rates to the hour of 10:00 o'clock A.M., Tuesday, June 12, 1956.

The meeting was declared adjourned, by the Vice Mayor, for lack of a quorum.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Charles E. Dail
Mayor of The City of San Diego, California

Meeting "convened"
Hearings continued
Meeting adjourned

6/12/56

ADJOURNED REGULAR MEETING (In lieu of
Thursday, June 7, 1956 -
not held)

Present—Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail
Absent—Councilman Burgener
Clerk—Fred W. Sick

Mayor Dail called the meeting to order at 10:05 o'clock A.M.

The Mayor presented the Reverend Mr. Kenneth Fergusson, pastor of St. Luke's Episcopal Church. Father Fergusson gave the invocation.

Ordinances and resolutions are recorded on Microfilm Roll 114.

Councilman Burgener entered the meeting

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on the proposed rezoning of lots on the west side of Normal Street between Washington Street and Lincoln Avenue from R-4 to C (Lots and fractional lots 19 through 35 Block 140 University Heights), report from Planning Commission, signed by P. Q. Burton, was read to the Council by the Clerk. It says the matter was originally posted and advertised for public hearing April 4, 1955; at that time attorney for proponents asked that hearing be continued 4 weeks; persons opposed to the rezoning objected, but hearing was continued without any evidence being heard. It says that lots proposed to be rezoned are occupied entirely by residences; development and zoning in all directions from the property is residential and R-4 with minor exceptions - directly across Normal is the Pullman Laundry which commenced operations prior to City's first zoning ordinance; some additional building has been permitted by zone variance; northeasterly of property in question, at Campus and Normal, is a new church in existing C Zone; northerly, on west side of Normal Avenue, is the new Sam Diego Unified School District administration center; northwesterly and westerly development is all residential, including a couple of motels; southwesterly, at southwest corner of Lincoln and Cleveland Avenues is a service station approved by zone variance shortly after first zoning in the area. It reports that there is a small beauty shop just west of it in a small, old building; a small store building, constructed prior to zoning, exists at southeast corner of Cleveland and Lincoln Avenues - the last 3 businesses are all in Zone R-4. It says that answers to the questions on the rezoning petition did not persuade the Planning Commission that the rezoning should be approved, and the attorney for petitioners stated that they had no other evidence to offer. In addition to a further report, it says that the Planning Commission voted 4-0 to recommend that the rezoning petition be denied.

Mr. Burton laid down a map, at which members of the Council looked, during the reading of the report. No one appeared to be heard.

RESOLUTION 133474, filing the matter of proposed rezoning of portions of Block 140 University Heights from Zone R-4 to C, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

(The motion was just "to file", but the Resolution was written to complete the record for the files).

RESOLUTION 133475, establishing, in accordance with Section 72.02(a) of the Municipal Code: 40¢ for first 1/3 mile, 10¢ for each additional 1/3 mile or fraction thereof, and 10¢ for each 2 minutes of waiting, was on motion of Councilman Kerrigan, seconded by Councilman Schneider.

No one appeared to be heard.

Invocation
Hearings
133474 - 733475

On motion of Councilman Schneider, seconded by Councilman Burgener, the adjourned regular meeting held this date in lieu of June 7, 1956, was on motion of Councilman Schneider, seconded by Councilman Burgener, adjourned.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstone
Deputy

Walter D. Williams
Mayor of The City of San Diego, California

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, June 12, 1956

Present—Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail
Absent—None
Clerk—Fred W. Sick

The Mayor called the meeting to order at 10:13 o'clock A.M.

Ordinances and resolutions for this meeting are recorded on Microfilm Roll 114.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, Minutes of the Regular Meeting of Wednesday, June 7, 1956 (in lieu of June 6, 1956 - election day), and of the Adjourned Regular Meeting of Tuesday, June 12, 1956 (in lieu of the meeting of June 8, 1956 - not held) were approved without reading. They were signed by the Mayor.

The Purchasing Agent reported in writing on 3 bids opened June 8, 1956, for improvement of Vista Grande Drive, Racine Road, Marlowe Drive, under a 1911 Act proceeding.

On motion of Councilman Curran, seconded by Councilman Kerrigan, bids and report were referred to the City Attorney for recommendation.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132640, for paving and otherwise improving Alley Block 14 La Jolla Hermosa and Block 14 Bird Rock City by the Sea; and Bird Rock Avenue, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no written protests were presented.

On motion of Councilman Schneider, seconded by Councilman Evenson, proceedings were referred to the City Attorney for Resolution Ordering Work.

Meeting adjourned
Meeting convened
Minutes approved
1911 Act bid report
Hearing

6/12/56

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132641, the Clerk reported protest from Zula M. Lind against paving and otherwise improving Alley Block 17 Normal Heights, and portion of Collier Avenue.

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

RESOLUTION 133476, overruling and denying protest of Zula M. Lind against proposed improvement of Alley Block 17 Normal Heights, and Collier Avenue, Resolution of Intention 132641; overruling and denying all other protests, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

On motion of Councilman Schneider, seconded by Councilman Burgener, proceedings were referred to the City Attorney for resolution ordering work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132642 for paving and otherwise improving La Jolla Mesa Drive and Van Nuys Street, the Clerk reported protest from John S. and Mona Gartland.

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

RESOLUTION 133477, overruling and denying protest of John S. Gartland and Mona Gartland against improvement of La Jolla Mesa Drive, Colima Street and Van Nuys Street, Resolution of Intention 132642; overruling and denying all other protests, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, proceedings were referred to the City Attorney for resolution ordering work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132783 for paving and otherwise improving Alley Block 40 Ocean Beach, the Clerk reported written protest from Maud Arden.

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

RESOLUTION 133478, overruling and denying protest of Maud Arden against Resolution of Intention 132783 for paving and otherwise improving Alley Block 40 Ocean Beach; overruling and denying all other protests, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132784 for paving and otherwise improving F Street, the Clerk reported written protest from Paul G. Helling and others.

The City Engineer reported verbally that it was a 68.3% protest.

Councilman Kerrigan moved to abandon the proceedings. Motion was seconded by Councilman Schneider.

Lt. Albright told the Council that he had 60% of the people to pay for the improvement. He said that it would be \$1,000 a piece. He said "the whole area would be served; 4 people are involved".

Councilman Kerrigan pointed out that work can be done by private contract.

Lt. Albright said that less work had been requested in the beginning, but petitioners had been talked into additional work by the City Engineer.

The City Engineer showed the Council a plat of the district, and said there was a 75% petition to start; it was on frontage; now protest is on area.

Councilman Schneider told the Lieutenant that it would be cheaper by private contract.

Councilman Kerrigan said that the Council has no choice but to abandon the project (due to the large protest).

There was discussion between Councilmen, the City Engineer, and the Lieutenant.

RESOLUTION 133479, sustaining protest against improvement of F Street, Resolution of Intention 132784; abandoning proceedings heretofore taken, was on motion of Councilman Kerrigan, seconded by Councilman Schneider.

After Resolution 133479 had been adopted, the City Engineer said that perhaps the work could be assessed only to frontage. He said that has not been explored.

Mayor Dail said the Council can look into that in Conference.

There was no action taken.

Hearings

133476 - 133479

Discussion following 133479

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132785 for installation of storm drain in 60th Street, University Avenue, Chollas Road, and Public Rights of Way, the Clerk reported no protests.

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

On motion of Councilman Kerrigan, seconded by Councilman Curran, proceedings were referred to the City Attorney for Resolution Ordering Work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 132787 of Preliminary Determination for paving and otherwise improving Alley Block 331 Choate's Addition, the Clerk reported no protests.

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

RESOLUTION 133480, determining that proposed improvement of Alley Block 331 Choate's Addition, Resolution 132787 of Preliminary Determination, is feasible and that lands to be assessed therefor will be able to carry burden of proposed assessment, also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 132788 of Preliminary Determination for paving and otherwise improving Frankfort Street and Alleys in Block 3 Corella Tract, the Clerk reported no protests.

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

RESOLUTION 133481, determining that proposed improvement of Frankfort Street and Alleys Block 3 Corella Tract, Resolution 132788 of Preliminary Determination is feasible and that lands to be assessed therefor will be able to carry burden of proposed assessment, also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 132789 of Preliminary Determination for paving and otherwise improving Kendall Street, the Clerk reported no protests.

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

RESOLUTION 133482, determining that proposed improvement of Kendall Street, Resolution 132789 of Preliminary Determination is feasible and that lands to be assessed to be assessed therefor will be able to carry burden of proposed assessment, also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on furnishing electric current in Five Points Lighting District No. 1, for 1 year from and including August 1, 1956, the Clerk reported no protests.

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

RESOLUTION 133483, confirming and adopting as a whole "Engineer's Report and Assessment for Five Points Lighting District No. 1", was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2474 for costs and expenses of paving and otherwise improving East and West Alley Block 41 City Heights, Central Avenue and 41st Street, the Clerk reported no

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appeals.

No one appeared to be heard, and no appeals were filed.

RESOLUTION 133484, confirming and approving Street Superintendent's Assessment 2474 made to cover cost and expenses of paving and otherwise improving East and West Alley Block 41 City Heights, Central Avenue and 41st Street, Resolution of Intention 127366; authorizing and directing him to attach his warrant thereto and issue it in manner provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2475 made to cover cost and expenses of paving and otherwise improving Alley Block 80 Point Loma Heights, the Clerk reported no appeals.

No one appeared to be heard, and no appeals were filed.

RESOLUTION 133485, confirming and approving Street Superintendent's Assessment 2475 made to cover costs and expenses of paving and otherwise improving Alley Block 80 Point Loma Heights, Resolution of Intention 127903; authorizing and directing him to attach his warrant thereto and issue it in manner provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2476 made to cover cost and expenses of paving and otherwise improving Alley Block 201 Pacific Beach and Ingraham Street, the Clerk reported no appeals.

No one appeared to be heard, and no appeals were filed.

RESOLUTION 133486, confirming and approving Street Superintendent's Assessment 2476 made to cover costs and expenses of paving and otherwise improving Alley Block 201 Pacific Beach and Ingraham Street, Resolution of Intention 126986; authorizing and directing him to attach his warrant thereto and issue it in manner provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2477 made to cover cost and expenses of paving and otherwise improving Alley Block 19 North Shore Highlands, the Clerk reported no appeals.

No one appeared to be heard, and no appeals were filed.

RESOLUTION 133487, confirming and approving Street Superintendent's Assessment 2477 made to cover costs and expenses of paving and otherwise improving Alley Block 19 North Shore Highlands, Resolution of Intention 122840; authorizing and directing City Engineer to attach his warrant thereto and issue it in manner provided by law; directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2478 made to cover costs and expenses of work of paving and otherwise improving Thomas Avenue, Resolution of Intention 128157, the Clerk reported written appeal from Alvin F. Koenig.

The Clerk read the appeal to the Council. It tells of the detailed breakdown of the charges, and of feeling that the assessed charge for excavation and laying copper "is out of line", and tells of charges of the Water Department for the same operation.

The City Engineer said that the City "has no choice; the bid price is plus incidentals".

Mr. Koenig said that Lot 31 has no water connection; it would be put in by the Water Department for \$51.00.

Councilman Kerrigan told Mr. Koenig that the City is losing money, by installations at that cost.

Willard Olson, of the City Engineer's office, said that in the Alley laterals are short.

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There was discussion between Mr. Olson and Mr. Koenig.

Councilmen Schneider, Kerrigan and Burgener all spoke to Mr. Koenig.

RESOLUTION 133488, overruling and denying appeal of Alvin F. Koenig, from Street Superintendent's Assessment 2478 made to cover costs and expenses of work of paving and otherwise improving Thomas Avenue, Resolution of Intention 128157; approving the Assessment, authorizing and directing Street Superintendent to attach his warrant thereto and issue it in manner and form provided by law, directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2479 made to cover cost and expenses of paving and otherwise improving Ingraham and Jewel Streets, the Clerk reported no appeals.

No one appeared to be heard, and no written appeals were filed.

RESOLUTION 133489, confirming and approving Street Superintendent's Assessment 2479 made to cover cost and expenses of paving and otherwise improving Alley Block 217 Pacific Beach, Resolution of Intention 127760; approving the Assessment, authorizing and directing Street Superintendent to attach his warrant thereto and issue it in manner and form provided by law, directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Al Archard, Inc. for furnishing 5 4-wheel drive Pickup Trucks at total price of \$10,891.25 plus State Sales Tax (Replacements not in kind, Public Works, Equip. Div. 88.40) - 3 bids, was presented.

Councilman Schneider moved to adopt the resolution of acceptance and award. It was seconded by Councilman Curran.

Councilman Williams asked "what breed of cats" they are.

The City Manager identified the different types (but not their makes) and the purpose for which intended.

RESOLUTION 133490, accepting bid of Al Archard, Inc. for furnishing Item 1, 3 - Pickup Trucks @ \$2,138.45 each; Item 2, 2 - Pickup Trucks @ \$2,237.95 each, plus State Sales Tax; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent on low bid of Murphy Canyon Fertilizer Company for furnishing Item 1, 200 Cu. Yd. Screened Barnyard Fertilizer @ \$3.50 per cu. yd.; and Item 2, 400 Cu. Yd. Regular Barnyard Fertilizer @ \$2.40 per cu. yd., or a total price of \$1,709.80 including State Sales Tax - 2 bids, was presented.

RESOLUTION 133491, accepting bid of Murphy Canyon Fertilizer Co. for furnishing Item 1, Item 2 for furnishing Fertilizer; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract with Murphy Canyon Fertilizer Co., pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent on low bid of Henry Pratt Company for furnishing 2 - 24" Butterfly Valves at total price of \$2,578.00 f.o.b. Dixon, Illinois, with freight allowed to San Diego, plus State Use Tax - 5 bids, was presented.

RESOLUTION 133492, accepting bid of Henry Pratt Company for furnishing 2 24" Butterfly Valves; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

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Communication from Purchasing Agent reporting on low bid of L. Castillo and Russell L. Thibodo Construction Co. for construction of Frontier Drainage Pump Station and Storm Drain - \$194,843.30, 6 bids, was presented.

RESOLUTION 133493, accepting bid of L. Castillo and Russell L. Thibodo Construction Company for construction of Frontier Drainage Pump Station and Storm Drain; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 133494, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing requirements of Liquid Chlorine (for water purification) for 1 year beginning 7/1/56; Document 536208, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 133495, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for improvement of Byron Street between Scott and Rosecrans Streets (consisting of grading, paving, and construction of sidewalk and concrete curb); Document 536187; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133496, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of traffic signal and safety lighting systems at intersection of Cass Street and Grand Avenue, and Meridian Strips on Grand Avenue between Byard and Dawes Streets; Document 536188; authorizing and directing Purchasing Agent to publish notice to contractors for bids, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 133497, approving plans and specifications for furnishing all tools, labor, material, equipment, transportation and other expense necessary or incidental for electrical additions to lighting system at Central Police Station, Market Street and Pacific Highway; Document 536195; authorizing and directing Purchasing Agent to publish notice to contractors for bids, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 133498, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for furnishing and installing portion of Dulzura Conduit extending about 1,162 ft. westerly from the West Portal of tunnel No. 6 to point in an existing open channel; Document 536192; authorizing and directing Purchasing Agent to publish notice to contractors for bids, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 133499, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of 2 tennis courts at Pacific Beach Community Center, Diamond and Gresham Streets; Document 536193; authorizing and directing Purchasing Agent to publish notice to contractors for bids, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

6/12/56

RESOLUTION 133500, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for preparation and painting of exterior surfaces of : 1. Branch Library Building, Polk and Fairmount 2. University Heights Community Center, 4044 Idaho Street 3. Veteran's Memorial Building, Park Boulevard and Upas Street; Document 536191; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 133501, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Resurfacing of Streets listed in Sections D-13, Special Provisions; Document 536189; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 133502, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Applying Seal Coat to Wabash Boulevard from north line of Landis Street to 450 feet south of center line of Federal Boulevard and 40th Street from south line of University Avenue to north line of Landis Street; Document 536190; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

+ There was presented again the petition of Oleta S. Wood, by Charles E. Burch, Jr., attorney - listed earlier on today's agenda but held to this time on account of the following resolution, marked No. 133512, having to do with tentative map of Wood Acres. That resolution will be found in its regular order in these minutes.

RESOLUTION 133503, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for complete trimming (skinning) of Washingtonia Robusta Palms in Public Property along Panorama Drive and Cliff Street; Document 536194; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending approval of tentative map of Alvarado Plaza for 9-lot subdivision of portion Lot 67 Rancho Mission, located on southerly side of Alvarado Freeway between College Avenue and 70th Street, in East San Diego, was presented. It says that since the freeway is being developed on full freeway standards by the State, no access is to be allowed from the proposed lots directly onto the freeway; access is to be provided by means of an access road which the State has agreed to build from 70th Street to the easterly subdivision boundary, and that it will be necessary to coordinate the access road connection at the eastern boundary with the Division of Highways. Approval is recommended, subject to 11 conditions (broken down into detail), and to suspension of 3 sections of the Municipal Code.

RESOLUTION 133504, approving tentative map of Alvarado Plaza; suspending portion of Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, by Harry C. Haelsig, reporting on

communication from H. F. Landgraf, attorney for Russell Siegel, owner of property at corner of Euclid and Altadena Avenues, which requests that subdivision be allowed to change location of 3-foot concrete block wall which was required by Resolution 122354 in connection with tentative map of Chester Square Addition, was presented. In addition to making a detailed report, it says that owners now desire installation of a wall 7 feet from the curb which would be on the property line; that City policy in past has been to require 10-foot setbacks around shopping centers, and Planning Commission felt that the normal 10-foot setback has already been reduced to 5 feet, and that denial is recommended.

Mr. Landgraf told the Council that Mr. Siegel is the property owner on the east side of the street in question, which he identified as Altadena Street. He said it intersects with Federal Boulevard. He said that Mr. Siegel has constructed several commercial buildings, and has a lease to the First National Bank on another. Mr. Landgraf said that Mr. Siegel was required to place the wall; there were protests from across Altadena and down the block. He said that Mr. Siegel has discovered that the extra 3 feet would give more parking. He told of having petition of approval from residents on Altadena Street, which he filed.

Mayor Dail spoke to Mr. Landgraf about having talked to Mr. Siegel in connection with need for a new hearing; variance was by hearing. He stated that the City is in no position to vary, except by another hearing.

Mr. Landgraf read the resolution about the subdivision, and said that petitioner is "just asking amendment to conditions".

Jack VanCleave, from the Planning Department told of this being 10 months in process, and about opposition from neighbors. He said that the Council agreed with the subdivider to conditions, and that Planning felt that if there is to be a change there should be a hearing.

Mayor Dail spoke about a reasonable request and of being granted without hearing.

Mr. Landgraf said "this is the hearing"; Planning had a hearing; Planning heard the letter, and denied it.

Mr. VanCleave said that was last month; he does not consider this a public hearing in that no notice had been sent.

Mr. Landgraf said this is now for approval.

Aaron Reese, Assistant City Attorney spoke of there being a resolution, and that there "might be a situation from property owners".

Councilman Kerrigan asked if there is any hurry.

Mr. Landgraf's reply was "yes".

The Assistant City Attorney said that he doubts that a notice (of this meeting) was given.

Mr. Landgraf said to the Council that the First National Bank is ready to move into its quarters prior to the 1st of July; Mr. Siegel would prefer no wall, but a hedge.

Mayor Dail asked why Mr. Siegel does not let it go until the bank occupies the property.

Mr. Landgraf pointed out that the parking provision is a required condition.

Mr. Siegel said to the Council that there would be the matter of paving.

Mayor Dail suggested paving according to the setback; then the balance. He said there is apparently no opposition (to the new proposal).

Mr. Landgraf said that a majority of the residents would prefer a hedge over a wall.

Councilman Curran said that the essence is the 5-foot additional parking. He asked that the item be continued to Thursday, so he may look at it.

Councilman Schneider spoke to Mr. VanCleave about bringing up the matter at the Planning meeting tomorrow, for hearing.

Mr. Landgraf said that he will undertake to notify the interested property owners; it has to be done right away.

Councilman Schneider moved that an attempt be made for Planning to hear the item tomorrow, and that it be continued to Thursday of this week. Motion was seconded by Councilman Burgener.

Mayor Dail said "it is a legitimate thing".

Mr. Siegel stated that there is only 1 protest.

Councilman Schneider moved to refer the item to Planning and continue it until Thursday of this week. That motion was seconded by Councilman Williams.

Councilman Kerrigan said "it could be handled with Councilman Curran talking to the people".

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Mr. Landgraf spoke to Mr. Reese about amending petition for hedge instead of wall.

The roll was called on the last motion, which carried.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of tentative map of Clairemont Plaza Unit 4, a 6-lot subdivision of portion of Acre Lot 140 through Acre Lot 147 of Morena, located on northerly side of Clairemont Drive opposite Burgener Boulevard and Field Street in the Clairemont area, was presented. It recommends 10 conditions and suspension of 4 sections of the Municipal Code.

Councilman Burgener asked who the petitioners for approval and suspension are. The record shows: Burgener-Tavares (owner) by Charles W. Christensen.

RESOLUTION 133505, approving tentative map of Clairemont Plaza Unit 4, and suspending portion of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of tentative map of Country Club Terrace Unit 2, a 17-lot subdivision of portion of Pueblo Lot 210 and a 2-lot resubdivision of Lot 15 Country Club Terrace, adjacent to Shadow-lawn Street and Wing Street in Plumosa area, subject to 13 conditions and to suspension of 1 section of the Municipal Code, was presented. The report says, also, that except for Lot 15 of Country Club Terrace, the area included is the same as shown on previous tentative map which was approved by Resolution 112794 on June 25, 1953.

RESOLUTION 133506, approving tentative map of Country Club Terrace Unit No. 2; suspending portion of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Harry C. Haelsig, reporting on tentative map of Dingeman's Subdivision, a 5-lot subdivision of portion Lot 6 J. P. Christensen's Subdivision, located at northwest corner of Elm and Fern Streets, east of Balboa Park, was presented. There is, according to the communication, a residence on Lot 1 and a residence on Lot 2; Lot 3 is vacant; Lot 5 has a commercial building fronting on Fern Street; Lot 4 has a residence but no street frontage and access is provided over a 10-foot easement within which there is a 7-foot driveway leading to Elm Street. It says that in view of the inadequacies of the subdivision in that the back lot would not have any street frontage the Planning Commission has recommended that the tentative map be denied; the Planning Commission further recommended that the matter be turned over to the City Attorney for legal action.

The report was read to the Council by the Clerk.

Dr. Frank Dingeman stated that the City Attorney had said in front of Mrs. Andreen (Deputy City Attorney) that there "is exception on this". He said this is not a lot; it is a block. He said that houses are 35 and 44 years old; there is a 10-foot driveway which has been there for 44 years. He said that Reading (James Reading, Traffic Engineer) made a recommendation that it "be on that street". He contended that there are only 28 cars in 24 hours; there is a stop at the top. He said Reading and Van Cleave (Jack VanCleave, of the Planning Department) do not agree with the entrance. He said it is all right to rent, but not to sell. He said that the City Attorney stated that there have been exceptions. He said that only 3 houses have been sold. He spoke of there being a court case in connection with tearing up the house inside, and of having bills.

Councilman Burgener asked the Planning people to explain.

Mr. Van Cleave showed to the Council a map regarding sale. He said there is no street frontage; access is by a driveway easement. He said it was sold on agreement, which was not recorded.

Dr. Dingeman told of receiving \$300.00 down; \$75.00 per month, furnished. He pointed out to the Council the property, and the driveway. He said he has been remodeling the house for 6 months; it has cost \$965. "to put it back in shape". He discussed with the Mayor, and others, the matter of a 35-foot easement.

Mr. VanCleave explained details to the Council from a map.

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Councilman Burgener said there is precedence in the past.

Mr. Van Cleave said that the City has "gone along with 30 or 40 feet, frontage.

Councilman Kerrigan said this should be referred to the City Attorney regarding legal right.

Councilman Kerrigan moved to refer the item to the City Attorney. Motion was seconded by Councilman Curran.

Doctor Dingeman continued to talk about the easement.

The roll was called, and papers were referred to the Attorney.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of tentative map of Harrington Homesites, a 1-lot subdivision of portion Pueblo Lot 1299, located on east side of La Jolla Scenic Drive, adjacent to La Jolla Highland Unit 3, westerly of Pacific Highway, subject to 10 conditions and to suspension of 3 sections of the Municipal Code, was presented.

RESOLUTION 133507, approving tentative map of Harrington Homesites, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Resolution suspends portion of the Municipal Code.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of 2-lot resubdivision of Lot 42 Highdale Addition to Encanto Heights, on south side of Springfield Street, southeasterly of Broadway in the Encanto area, subject to 6 conditions and suspension of 1 section of the Municipal Code, was presented.

RESOLUTION 133508, approving tentative map of Highdale Addition to Encanto Heights, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Resolution suspends portion of the Municipal Code.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of Final Map of Metcalfe Terrace, subject to posting adequate bond to insure installation of required improvements, unless they have been completed and approved by the City Engineer, was presented.

RESOLUTION 133509, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego contract with John W. Metcalfe and Lucia O. Metcalfe, subdividers, for installation and completion of unfinished improvements and setting of monuments required; directing City Engineer to present Ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133510, adopting Map of Metcalfe Terrace Subdivision, a subdivision of portion of Pueblo Lot 1255; accepting on behalf of the public portions of La Jolla Scenic Drive and portion of Nautilus Avenue, and easements shown for slope rights, sewer, water, drainage and public utilities, together with any and all abutter's rights of access in and to Nautilus Avenue, adjacent and contiguous to Lots 1 and 2, shown for public purposes; declaring them to be dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, and that the Council has approved the map and that portions of the public streets, easements together with all abutter's rights of access are accepted on behalf of the public; directing the City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Communication from Planning Director, by Harry C. Haelsig, recommending denial of tentative map for redivision of Lot 11 Block M Riviera Villas, located at northwest corner of Calavaras Drive and Osprey Street, in Point Loma area, was presented. It says that subdivider proposes to divide the corner into 2 lots, 1 of which would be vacant and would contain 5300 feet having 70 feet of frontage on Osprey Street by approximately 80 feet in depth; second lot containing a residence would have approximately 5800 square feet. The report says that lot sizes did not conform with existing lot sizes in the area.

An unidentified man told the Council that he concurs with the denial.

RESOLUTION 133511, denying tentative map of Riviera Villas, a redivision of

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Lot 11 Block M, located on northwest corner of Calaveras Drive and Osprey Street in Point Loma area, in that it will not conform with development of the area, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

The next item was referred to earlier in these minutes, under petitions. Communication from Planning Commission, by Harry C. Haelsig, recommending that request for deletion of paving, curbs, etc., as required in subdivision of Wood Acres, was presented.

Councilman Curran said that he had a question.

Report of Planning was read to the Council by the Clerk.

Councilman Schneider moved to adopt the proposed Resolution. Motion was seconded by Councilman Williams.

Councilman Kerrigan said that he wants to see a little picture; it would be a subdivision without sidewalk.

Jack VanCleave, of the Planning Department, showed a map which he explained, regarding deletion on property (for a subdivision) to the north. He said there has been talk of paving La Jolla Scenic Drive, by 1911 Act proceedings. He said it is R-1A zoning.

RESOLUTION 133512, reapproving tentative map of Wood Acres, a 2-lot subdivision of Pueblo Lot 1774, between La Jolla Rancho Road and La Jolla Scenic Drive in La Jolla, subject to 6 conditions; suspending 2 sections of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by P. Q. Burton, forwarding map showing proposed setback line on south side of University Avenue between 60th Street and Cartagena Drive - 10 feet from property line between 60th Street and College Avenue, and 25 feet between College Avenue and Cartagena Drive, was presented. It says the 25-foot setback conforms to setback line now existing to east of Cartagena Drive. The report says that when property was annexed to the City no setback was required; when Rolando was annexed there was a setback line established at 75 feet from the center line of University Avenue; all of the north side of University Avenue from 60th Street east to the city limits and the south side of University Avenue from Cartagena Drive east was affected by county setback. In addition to a further detailed report, the communication states that the Planning Commission recommended by a 5-0 vote that the setback line shown on drawing B-714 be adopted by Ordinance.

RESOLUTION 133513, adopting recommendation of City Planning Commission recommending that setback line shown on Drawing B-714 on University Avenue be adopted; requesting City Attorney to prepare and present necessary ordinance to establish the setback line, was on motion of Councilman Schneider, seconded by Councilman Williams, was adopted.

Before adoption of the resolution Councilman Curran asked if it "related to the Margolis property".

Councilman Kerrigan replied "no".

Communication from Planning Commission, by P. Q. Burton, recommending that the Commission by a vote of 5-0 recommended that a finding be made (as detailed in the resolution which follows) regarding property at 1738 State Street, was presented.

RESOLUTION 133514, finding that manufacture and sale, on Lot 10 Block 34 Middletown Addition, at 1738 State Street, of a "Nutrition Bar" similar to a candy bar in size and appearance, is a business similar to and not more obnoxious or detrimental to welfare of the particular community than other permitted uses in the same C zone and vicinity; provided (1) the product is sold at retail only; (2) not more than 25 pounds of material is mixed in 1 batch; (3) not more than 1 horse power of machinery is available on the premises; (4) the operations take place in a building not more than 400 sq. ft. in area; (5) no cooking of the product is done on the premises; (6) not more than 2 persons are employed on the premises; (7) hours of operation be between 7:00 A.M. and 9:00 P.M., was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Report of City Manager on application of Kenneth R. Warfield for permit to

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operate 30 electric cars for hire, was presented. It says request has been reviewed by Police Department and the department indicates there is no evidence of public need nor demand for the type of car rental agency, and it would not therefore qualify for a certificate of public convenience and necessity; it was opinion of Police Department that type of vehicle would create a definite police problem since it would be extremely difficult to regulate the business in such a manner as to prevent cars from becoming a traffic hazard. It recommends petition denial and application filing.

RESOLUTION 133515, denying petition of Kenneth R. Warfield, 8318 Krenz Street, San Diego, requesting permission to operate 30 Electric Cars on a U-Drive basis, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from City Engineer, approved by City Manager, recommending granting petition to install an 8" V.C.P. Sewer at southwest corner of 54th Street and El Cajon Boulevard, to serve Boulevard Mart Shopping Center, in accordance with Document 536165, at no cost to the City, was presented.

RESOLUTION 133516, granting Boulevard Mart, Inc. permission to install sewer main at southwest corner of 54th Street and El Cajon Boulevard, by private contract, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from George A. Scott, chairman, Mission Bay Park Commission, thanking the Council for support of the Commission's recommendation and that Bond Issue (which carried) for further development of Mission Bay Park, in placing it on ballot of June 5, was presented. In addition to further expression of views, it concludes "You can be sure that we will follow through in an aggressive manner on all projects set forth and planned under the Bond Issue. Furthermore, we offer our services to the end of securing Federal funds to hasten the Bay's early completion".

The letter was read to the Council by the Clerk, and on motion of Councilman Schneider, seconded by Councilman Kerrigan, was filed.

Communication from Mrs. Ernestine Scott, Sec'y, in behalf of the Adult Council of Memorial Community Center, requesting for the Memorial Community Center a water fountain in the park area at Memorial Gym Field; lights in outside restrooms in the park area; a caretaker for the "little league" ball ground at Memorial Gym Field, was presented.

On motion of Councilman Schneider, seconded by Councilman Curran, it was referred to the City Manager.

Resolution of California League For Nursing Unit I, was presented. It was signed by Helen Kennedy, R.N., Secretary, 222 H. St., Chula Vista, and favors naming a freeway - particularly the Wabash Freeway - in honor of Fleet Admiral Nimitz.

Mayor Dail asked if a hearing is being held regarding the re-naming.

P. Q. Burton, of the Planning Department, said that the work load is holding up the hearing.

Councilman Schneider said there would be more meetings.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, it was referred to Planning.

Communications from Joel R. Williams, Jr., 311 Rosecrans St., San Diego 6, and from Taxpayer's Foundation, incorporated, by Oswald C. Ludwig, were presented. Both, having to do with the recent vote in connection with bond issue for construction of a civic auditorium, et al., were read to the Council by the Clerk at the request of Councilman Curran.

Councilman Curran moved to file.

Councilman Williams said that it is unfortunate that statements regarding the proposition were not answered. He said that "little people are thinking in small ways, keeping San Diego from getting things".

Councilman Schneider told about reasons for the Council's thinking. He said

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that conventions go to convenient places. He said it was shown by the committee that it was needed downtown.

Mayor Dail stated that an initiative is up to the people who are pushing for the November ballot presentation. He said that the needed 2/3 vote fell off just a few percentage points. He said that interested persons can put up petitions and resolutions.

Councilman Schneider said that part of the opposition was regarding thinking about this as part of the "mall" (Cedar Street Mall, which had been voted down). He said that could not be, because 4 or 5 buildings had already been put elsewhere. He said that the true situation should be publicized.

Councilman Evenson asked about the position regarding acquisition of property (the 4 blocks that had been recommended by Stanford Research).

Councilman Kerrigan said "it is in the master plan" (which the Council has adopted).

The City Manager said that the Council has already instructed that the property be acquired; it has been appraised. He said that the Council can reverse itself, and ask for abandonment.

Councilman Evenson said that if nothing is done, it "crystallizes the value of the property".

Aaron Reese, Assistant City Attorney, said that actions are ready for filing in court; the attorney will go ahead automatically.

Councilman Williams said that "people in favor (of the project) are looking to the Council".

Councilman Curran said that this can be resolved, and that it should be set up on the Conference agenda. He said it should be determined if it is to be left, or abandoned.

Mayor Dail advocated that the Council leave as is.

There was no action. The papers were filed by the Clerk.

RESOLUTION 133517, directing notice of filing of Assessment 2490 made to cover costs and expenses of work done upon paving and otherwise improving Gillmore Street, Southlook Avenue, Olivewood Terrace and Ocean View Boulevard, Resolution of Intention 129185, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133518, directing notice of filing of Assessment 2489 made to cover costs and expenses of work done upon paving and otherwise improving La Jolla Shores Drive, Resolution of Intention 127632, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

In connection with the next resolution, the City Manager told the Council that people affected were polled and that they were in favor of the award.

Councilman Kerrigan said that if a debt limitation act proceeding were used, it would be determined.

RESOLUTION OF AWARD 133519, accepting bid of Cameron Bros. Construction Co., a corporation, and awarding contract, for installation of sewers in El Cajon Boulevard, Pearson Drive, Rolando Boulevard, Campo Drive, Alleys in Metropolitan Center and Public Rights of Way, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The City Engineer reported in writing that low bid is 22.9% above the estimate. Report shows that 61.9% of the area wants the job awarded, and 0.4% want it abandoned.

RESOLUTION 133520, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving of Franklin Avenue, Document 535906; approving Plat 2840 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk upon passage of resolution of intention to file plat in office of City Engineer, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Discussion re letters on the
proposed auditorium
Discussion re an award
133517 - 133520

RESOLUTION 133522, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Valle Avenue, Document 535909; approving Plat 2853 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk upon passage of resolution of intention to file plat in office of City Engineer, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133523, repealing Resolution of Intention 133205 for improvement of Hughes Street, Boren Street, Gayle Street, Nelson Street, Kerch Street and Rock Street, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION OF INTENTION 133524, for grading and sidewalking of Hughes Street, Boren Street, Gayle Street, Rock Street, Nelson Street and Kerch Street, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 133525, for paving and otherwise improving Franklin Avenue, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 133526, for paving and otherwise improving Nogal Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 133527, for paving and otherwise improving Valle Avenue, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133528, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 6 Chester Park Addition, Resolution of Intention 130563, and to be assessed to pay expenses thereof; directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133529, approving diagram of property affected or benefited by work of improvement to be done on sidewalking of Thorn Street, Resolution of Intention 130567, and to be assessed to pay expenses thereof; directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133530, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving Celia Vista Drive and Rolando Boulevard, Resolution of Intention 130932, and to be assessed to pay expenses, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133531, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Myrtle Avenue, 46th Street, Thorn Street, Menlo Avenue, et al., Resolution of Intention 131055,

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and to be assessed to pay expenses, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133532, directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs and damages and expenses of installation of sewer laterals, water services and concrete encasement as required, in Alleys Blocks 119, 120, et al., Mission Beach, and in San Luis Obispo Place, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133533, authorizing Director of Water Department to sell to San Diego Mortgage Company a bulk supply of water not to exceed 1400 hundred cubic feet, at rate of 50 cents per hundred cubic feet, to be used on property known as Scott Terraces, to be paid in advance, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nay-Councilman Curran. Absent-None.

Proposed Resolution approving and designating City Planning Department Drawing No. 1.0-43.3 as revised April 10, 1956, as official Mission Bay Project Map for The City of San Diego, filed in office of City Clerk, was presented.

RESOLUTION 133534, referring to Council Conference proposed Resolution approving and designating official Mission Bay Project Map, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

In connection with the next Resolution, Councilman Williams told of having received statements from both sides, of appreciation.

The City Manager said "it is going right in".

RESOLUTION 133535, prohibiting parking of automobiles between 8:00 a.m. and 4:00 p.m., Mondays through Fridays, on and along following streets:

Southeasterly side of Santa Barbara Street between Point Loma Avenue and Bermuda Circle;

Easterly side of Alexandria Drive between Point Loma Avenue and Bermuda Circle;

Southerly side of Bermuda Circle between Santa Barbara Street and Savoy Circle;

Southerly side of Savoy Circle between Bermuda Circle and Venice Street;
Southwesterly side of Pescadero Avenue between Santa Barbara Street and Savoy Circle;

authorizing City Manager to delineate a pedestrian walkway through portions of streets as hereinabove enumerated;

authorizing installation of necessary signs and markings to be made, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Councilman Curran asked the purpose of employment authorized by the next resolution.

The City Manager replied "for Mission Bay, mostly".

RESOLUTION 133536, extending for 1 year from and after July 1, 1956, professional services of Roland S. Hoyt, landscape consultant, in accordance with section 4 of the existing contract, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133537, approving request of Cameron Brothers, May 29, 1956,

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Change Order 1, for extension of 30 days to and including June 15, 1956, Document 536232, in which to complete contract for improvement of Cedar Street, 31st Street to Edgemont, contract Document 528103; extending completion time to June 15, 1956, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133538, approving Change Order 1, May 31, 1956, Document 536233, issued in connection with contract between The City and M. H. Golden Construction Company for construction of improvements of Kellogg Park Parking Lot, contract Document 531782, changes amount to increase in contract price of approximately \$1,151.00, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133539, approving Change Order 2, May 29, 1956, Document 536235, issued in connection with contract between The City of San Diego and R. E. Hazard Contracting Company for construction of Balboa Avenue, Pacific Highway to Clairemont Drive, contract Document 529606; changes amounting to increase in contract price of approximately \$1,560.00, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133540, approving Change Order 9, May 24, 1956, Document 536237, issued in connection with contract between The City of San Diego and Johnson-Western Constructors for construction of a storm drain, Moore Street, California Street to the Bay, contract Document 520776; increase in contract price of \$170.00, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133541, approving Change Order 1, May 29, 1956, filed as Document 536239, issued in connection with contract between The City of San Diego and Merle Tryon for improvement of Grant Street southeasterly of Sherman Street, contract Document 534235; changes amounting to increase in contract price of approximately \$100.69, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133542, approving Change Order 2, May 25, 1956, filed as Document 536241, issued in connection with contract between The City of San Diego and Utility Construction Co. for construction of sewer - Chocolate Canyon, University Ave., etc. - contract Document 534236; changes amounting to increase in contract price of \$216.48, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133543, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Lot 99 Boulevard Gardens, together with all penalties and other expenses in connection therewith, be cancelled; ~~authorizing and directing~~ and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133544, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portions of Lots 67 and 68 Boulevard Gardens, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133545, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portions of Lots 28 and 29 Block "E" Boulevard Heights, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133546, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion of Lot 196 Del Norte Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133547, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Southerly 10.0 of Northerly 187.9 feet of Easterly 175.0 feet of Westerly 438.0 feet Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase), together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133548, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Southerly 10.0 feet of Northerly 237.9 feet of Easterly 159.29 feet of Westerly 637.19 feet Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted. It requests cancellation of penalties and other expenses and deeds to The State of California.

RESOLUTION 133549, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Southerly 10.0 feet of Northerly 237.9 feet of Easterly 53.10 feet of Westerly 318.61 feet Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase), together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133550, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Southerly 10.0 feet of Northerly 237.9 feet of Easterly 62.31 feet of Westerly 162.31 feet Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase), together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133551, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes

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against Southerly 10.0 feet of Northerly 237.9 feet of Westerly 50.0 feet Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase), together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133552, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Southerly 10.0 feet of Northerly 187.9 feet of westerly 63.0 feet Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase), together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133553, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Southerly 10.0 feet of Northerly 237.9 feet of Easterly 50.0 feet of Westerly 100.0 feet Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase), together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133554, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Southerly 10.0 feet of Northerly 187.9 feet of Easterly 100.0 feet of Westerly 163.0 feet of Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase), together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133555, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Southerly 10.0 feet of Northerly 187.9 feet of Easterly 50.0 feet of Westerly 213.0 feet of Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase), together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133556, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against 10.0 feet of northerly 187.9 feet of easterly 50.0 feet of westerly 263.0 feet of Lot 70 Ex-Mission Lands of San Diego (Horton's Purchase), together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133557, directing Property Supervisor to file petition with Board

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of Supervisors of County of San Diego, State of California, requesting that all taxes against westerly 20 feet of southerly 90 feet of northerly 149.75 feet of Lot 21 Lemon Villa, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133558, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion of Easterly 20 feet Lot 28 Lemon Villa, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133559, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Westerly 85.47 feet of portion Lot 29 Lemon Villa, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133560, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion of Lots 24, 25, 26 Block 32 and portion Valeta Street lying Southwesterly of and adjoining Lot 26 as vacated and closed to public use, all in Loma Alta No. 2, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133561, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion of Lot 48 Block 14 Ocean Beach, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133562, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Lot 48 Block 14 Ocean Beach, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133563, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against easterly 10.00 feet, measured at right angles from the easterly lines of Lots 2 and 3 of Orange Grove Tract, together with all penalties and other expenses in connection

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therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133564, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Lot 65 Rancho Mission of San Diego, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133565, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion of Lots 13 and 14 Block 3 Week's Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The City Manager requested, and was granted, unanimous consent to present the next item, not listed on the agenda. He explained it to the Council. It was numbered at this point, out of order, by request.

RESOLUTION 133566, requesting California Highway to provide on and off ramps at Station 252+70 on Road XI-SD-200A for purpose of providing connection to City Park Road, and for authority to improve for use as a public street, a connection from said ramps to City Park Road over State-owned land which shall be improved at no expense to the State of California and accepted for maintenance and control by the City of San Diego upon its construction, said ramps and streets to be temporary only until such time as an interchange is constructed at or near the intersection of extension of San Miguel with the free, or at such other location as may be mutually agreed upon by the State of California and the City of San Diego, and said interchange connected to a frontage road connecting said interchange with the ramps to be constructed pursuant to the request, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Resolution says that owners of property adjoining State Highway, west of Collete Avenue, are proposing to develop their property; that in connection with development, a revision in means of handling traffic will be required; it is in best interest of people of San Diego to request the Commission to revise plans for development of the highway for purpose of providing connection from westbound lanes of the highway to City Park at Station 252+70, connection to be accepted for maintenance and control by the City.

RESOLUTION 133567, granting Mr. and Mrs. Eugene De Falco, 1462 Carleton Square, Lot 98 Fle etridge Unit 2, permission to install sink and dishwasher as permitted by variance, by increasing waste line from 2" to 3" and installing foot vent necessitated because fixtures are to be installed near center of room, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133568, granting permission to Alice G. Seebree, under Power of Attorney for Riley Seebree Gibson, owner, 7904 Avenida Alamar, La Jolla, to substitute 1-1/2" type "M" copper tubing for 2" cast iron pipe; copper substitute to be used on vents and waste-line only, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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Resolution granting revocable permit to Stanley W. Kriner, listed at this point on the agenda, will be found numbered later.

RESOLUTION 133569, granting V. W. Morris, 4228 Fanuel Street, San Diego 9, (Doyle Baird, Plumbing Contractor) to substitute 1-1/2" type "M" copper tubing for 2" cast iron pipe in plumbing system in construction at above address; copper to be used in vent and waste line only, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133570, granting revocable permit to Regal Coast Distributing Co., Inc., 3004 Commercial Avenue, San Diego, to install and maintain one 1000-gallon gasoline tank for use and benefit of owner's property under and adjacent to property located at 3004 Commercial Avenue: Lots 45-48 Block 104 Central Park, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133571, granting revocable permit to Joseph L. Richardson, 1859 Cable Street, San Diego 7, to install and maintain 70 feet of 3/4" G.I. water service for use and benefit of owner's property under Cable Street from South 30 feet of North 70 feet Lots 1-4 Block 52 Ocean Beach, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133572, granting revocable permit to San Diego Chamber of Commerce, 499 West Broadway, San Diego, to install and maintain 10 flag pole receptacles for use and benefit of owner's property: Lots A, B, C Block 54 Horton's Addition, across Broadway in front of owner's property, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133573, confirming and ratifying additional expenses of John McQuilken, City Auditor, incurred May 24 through May 26, 1956, in traveling to Philadelphia and New York for purpose of conferring with City officials of those cities on sewer service charges, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133574, authorizing a representative of the Building Inspection Department to attend the World Conference on Earthquake Engineering to be held in Berkeley, California, June 12 through 16, 1956, and incur expenses necessary therefor, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Proposed Resolution authorizing Property Supervisor to advertise sale at public auction of portions of Lots 20 and 21 Block 6 Drucker's Subdivision, for minimum price of \$1,250.00, was presented.

RESOLUTION 133575, referring to Council Conference proposed resolution authorizing advertising for sale at public auction, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133576, authorizing and directing Property Supervisor to advertise for at least 5 consecutive days in official newspaper of the City, sale at

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public auction of portion Pueblo Lot 1203 - reserving easement for street purposes across Ashford Street and portions of Baltic Street established by Ordinance 5215 N.S. lying within the boundaries of the property; reason for selling is that it is no longer needed for City purposes; value as disclosed by appraisal by qualified real estate appraiser is \$3,500 per acre; minimum amount Council will consider is \$3,500.00, reserving right to reject any and all bids at public auction, was on motion of Councilman Williams, seconded by Councilman Williams, adopted.

Resolution says that Clairemont Realty Company, 2905 Clairemont Drive, San Diego, has requested property be put up for sale, and has deposited with Property Supervisor \$250.00 to cover all costs pertaining to the sale, including cost of title report, and as guarantee that depositor will at the sale bid the minimum amount fixed by the Council, and that City Manager has filed a communication recommending that property be sold.

RESOLUTION 133577, authorizing and empowering Mayor and City Clerk to execute for and on behalf of and as act and deed of The City of San Diego, a quitclaim deed quitclaiming to Walter M. McKellar, The East half of Lot 12 Block 6 Golden Park; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions that it be delivered to grantee upon receipt by the City of deed conveying property to the City, was on motion of Councilman Burgener, seconded by Councilman Williams.

The Resolution says that The City is desirous of acquiring portion Lots 15 and 17 Block 18 Swan's Addition for widening Home Avenue; Walter M. McKellar, owner of the land, is willing to deed to the City in exchange for quitclaim from the City; value of property to be granted to the City as determined by appraisal made by a qualified real appraiser is equivalent to value of property to be quitclaimed by the City - \$400.00 - and City Manager has recommended the exchange.

RESOLUTION 133578, granting revocable permit to Stanley W. Kriner, 3518 Crowell, San Diego 1, for 230 feet of 1" G.I. water line for use and benefit of owner's property under Ibis Street, from owner's property: Lots 24 and 25 Block 405, Sub. of P.L. 1122, at 3426 Ibis Street, to City Water Main located at southwest corner of Ibis Street and Walnut Street, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 133579, accepting quitclaim deed of W. J. Cameron and John A. Cameron, partners, doing business under firm name and style of Cameron Bros. Land & Real Estate, Rt. 11 Box 173 Santee, California, executed on 25th day of May, 1956, quitclaiming to The City of San Diego all water mains and appurtenant structures constructed for its use, located in public streets, public rights of way, highways, and public places, either within or without, subdivision named "Mesa Park Unit 2" being a subdivision of portion of west half Pueblo Lot 1215; authorizing and directing City Clerk to file deed together with certified copy of resolution, for record in office of County Recorder, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 133580, accepting subordination agreement, executed by Kathleen Miller, beneficiary, and Security Trust and Savings Bank of San Diego, a corporation, trustee, subordinating all their right, title and interest in and to easement for right of way for public sewer and appurtenances in portion Pueblo Lot 1280; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 133581, accepting subordination agreement, executed by Penn Mutual Life Insurance Company, a corporation, beneficiary, and Union Title Insurance and Trust Company, a corporation, trustee, April 25, 1956, subordinating all their right, title and

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interest in and to easement for right of way for public sewer and appurtenances in portion Pueblo Lot 1280; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 133582, accepting deed of Louis M. Bareno and Victoria Bareno, May 10, 1956, conveying portion of West one-half Lot 11 and all Lots 12 and 13 Block 420 Duncan's Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 133583, accepting deed of Manuel C. Macias and Helen G. Macias, May 26, 1956, conveying portion Lot 14 Block 420 Duncan's Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 133584, accepting deed of Howard H. Hughson and Gladys T. Hughson, April 27, 1956, conveying easement for right of way for public street and incidents in portion Pueblo Lot 1260; naming the easement Olivetas Street; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 133585, accepting deed of John Harold O'Dell and Ruth Marine O'Dell, April 17, 1956, conveying easement for right of way for public alley and incidents, in portion Lot 19 Catalina Terrace; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133586, accepting deed of Union Title Insurance and Trust Company, a corporation, May 28, 1956, conveying easement for right of way for public alley and incidents in portion Lot A Rolando Park Unit 4; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133587, accepting deed of Julia Marie Lewis, May 26, 1956, conveying easement for erecting and maintaining retaining wall in portions of Lots 25, 26, 27 Block 190 City Heights; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133588, accepting deed of Alan R. Essery and Hannah E. Essery, May 16, 1956, conveying easement for right of way for public sewer and appurtenances in portion of Lots 25, 26, 27, 28 Block 118 Morena; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

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RESOLUTION 133589, accepting deed of Alan R. Essery and Hannah E. Essery, May 16, 1956, conveying easement for right of way for public sewer and appurtenances in portion Lots 5, 6, 7, 8, 9 Block 118 Morena; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133590, accepting deed of Alan R. Essery and Hannah E. Essery, May 16, 1956, conveying easement for right of way for public sewer and appurtenances in portion Lot 15 Block 117 in portion Lot 15 Block 117 Morena; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133591, accepting deed of J. W. Drown, May 29, 1956, conveying easement for right of way for public sewer and appurtenances in portions of Pueblo Lot 1280; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133592, accepting deed of William F. Halsey, III and Mary Jane Halsey, March 13, 1956, conveying easement for right of way for public sewer and appurtenances in portion of Pueblo Lot 1280; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133593, accepting deed of Robert J. Hauk and Beverly B. Hauk, March 14, 1956, conveying easement for right of way for public sewer and appurtenances in portion Pueblo Lot 1280; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133594, accepting deed of Robert F. Hook, May 15, 1956, conveying portion Lots 25 and 24 Block 87 Morena; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133595, accepting deed of Lamar Life Insurance Company, a Mississippi Corporation of Jackson, Hinds County, Mississippi, May 11, 1956, conveying easement for right of way for public sewer and appurtenances in portion Pueblo Lot 1299; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133596, accepting deed of Lamar Life Insurance Company, a Mississippi Corporation of Jackson, Hinds County, Mississippi, May 11, 1956, conveying easement for right of way for storm drain or drains and appurtenances in portion Pueblo Lot 1299; authorizing and directing City Clerk to transmit deed, together with certified

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copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133597, accepting deed of Sproco Mfg. Inc., a corporation, May 22, 1956, conveying easement for right of way for storm drain or drains and appurtenances, portion Lot 36 Block 39 Paradise Hills Unit 2; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

deed

RESOLUTION 133598, accepting/Rex E. Sweitzer and Gladys I. Sweitzer, May 25, 1956, conveying easement for right of way for storm drain or drains and appurtenances in portion Lot 28 Block 23 Fairmount Addition; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133599, accepting deed of Western Mutual Corporation, a corporation, May 22, 1956, conveying easement and right of way for storm drain or drains and appurtenances in portion Lot 36 Block 39 Paradise Hills Unit 2; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

On motion of Councilman Burgener, seconded by Councilman Curran, reading of the ordinance in full prior to final passage was dispensed with by vote of not less than 4 votes of the Council. There was available for consideration of each member of the Council a written or printed copy.

ORDINANCE 7025 (New Series), authorizing City Manager to execute lease covering portion of Pueblo Lot 1316, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Curran

In connection with the next 3 ordinances, Councilman/said he had a question. He asked if there were any radical changes (in grades).

The City Manager explained to Councilman Curran details.

On motion of Councilman Curran, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Curran, seconded by Councilman Kerrigan, reading in full prior to final passage was dispensed with by vote of not less than 4 votes of the Council. There was available for consideration of each member of the Council a written or printed copy.

ORDINANCE 7026 (New Series), establishing grade of Alley Block 23 Bird Rock Addition, between northerly line of Colima Street and southerly line of Midway Street, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Curran, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Curran, seconded by Councilman Kerrigan, reading in full prior to final passage was dispensed with by vote of not less than 4 votes of

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the Council. There was available for consideration of each member of the Council a written or printed copy.

ORDINANCE 7027 (New Series), establishing grade of Alley Block 59 Ocean Beach, between northwesterly line of Cable Street and southeasterly line of Bacon Street, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Curran, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Curran, seconded by Councilman Kerrigan, reading in full prior to final passage was dispensed with by vote of not less than 4 votes of the Council. There was available for consideration of each member of the Council a written or printed copy.

ORDINANCE 7028 (New Series), establishing grade of Alta Vista Street, between line parallel to and distant 100 feet westerly from westerly line of Soledad Road and line parallel to and distant 400 feet westerly from said westerly line of Soledad Road, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Ordinance amending Ordinance 7017 (New Series) entitled "An Ordinance Establishing Schedule of Compensation for officers and employees of The City of San Diego, providing uniform compensation for like service in Classified Service, for Fiscal Year beginning July 1, 1956", adopted May 31, 1956, by amending Exhibit "C" thereto" (for Hydraulic Engineer and for Superintendent of Maintenance and Operation of Water Department), was presented.

+ RESOLUTION 133600, referring Ordinance amending Ordinance 7017 New Series to conference, was adopted - conference to be held on Thursday of this week. Councilman Curran voted "nay".

+++ Ordinance amending Section 32.13 of San Diego Municipal Code, regulating Sales Tax, was presented.

The City Manager told the Council that it was not discussed in conference. Councilman Burgener said that the City is getting only the usual 1%; it lets go without the 1% 'til it is settled. He asked for a report.

Councilman Schneider moved to Introduce the ordinance, Dispense with the reading, and Adopt it.

The City Manager told of having only a rough estimate: the City Treasurer estimates \$100,000 for the whole year.

+ At this time, discussion of the ordinance before the Council was interrupted. Councilman Curran moved to reconsider the proposed ordinance amending the Schedule of compensation - the item just preceding this one. Motion was seconded by Councilman Williams, and the item was reconsidered.

Councilman Curran spoke about "putting selves in position of defending selves". There was no further action, so the conference reference prevailed.

+++ Referring to the Sales Tax ordinance, again, Councilman Curran asked if the County has taken action.

The City Manager replied "not yet". He said that it is too late for the County to take action for July 1.

Councilman Schneider asked for withdrawal of his motion to Introduce, Dispense with and Adopt the previous ordinance in a note sent to the Clerk (In accordance with his request, his motion was not shown).

+ The City Manager told the Council that the position of Assistant (in the Water Department) had not been surveyed. He said that there is more than 1 man that can do the job; there is a second man. He said it relates to Mr. Brown who is retiring from the Water Department. He said there is the question of getting a man.

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Councilman Curran said the Council has a "pretty extensive obligation to the community; the question is consolidation".

The City Manager said "the program is going forward" and has been for more than a year. He said there is indication of a man being selected..

Councilman Schneider spoke to the City Manager, who answered him. He said there used to be 3 independent departments, and they have been consolidated; there is 1 director, now. He said it is consolidated; it is a reorganized department.

Councilman Schneider said "there is no need to hold this up; especially if there are people on the hook".

Councilman Curran spoke of trying to analyze the situation, regarding efficiency.

Councilman Schneider said that the Water Department is a bad situation right now. He said the proposal is only wisdom and good business policy.

Councilman Evenson asked "who is working directly under Beerman" (Paul Beermann, Director of the Water Department).

The City Manager replied that the Director has no assistant; the top superintendents of the divisions have retired; there has been somewhat of a re-shuffle. He said this is nothing new; it has been worked on for 2 years.

Councilman Schneider, said, also, there is no top assistant.

The City Manager said that the department had been consolidated under 1, and the City got in Gerry Arnold. He said that Mr. Arnold operated free-wheeling in somewhat the old manner. He said the City has been looking for 2 years; examination has been held. He said they have been rated 1, 2, 3, indicating 1 man ahead...

Councilman Schneider said that long-range planning should not be fouled up.

Councilman Kerrigan moved to introduce.

The reference to conference, shown previously, still prevailed.

The Council returned to consideration of the Sales Tax ordinance.

On motion of Councilman Williams, seconded by Councilman Evenson, Ordinance amending Section 32.13 of the San Diego Municipal Code, Regulating Sales Tax, was introduced, by the following vote: Yeas-Councilmen Williams, Kerrigan, Curran, Evenson, Mayor Dail. Nays-Councilmen Burgener, Schneider. Absent-None.

Councilman Kerrigan requested, and was granted, unanimous consent to present the next item, not listed on the agenda. He said there has been considerable discussion from people about traffic situations along Mission Valley Freeway, Waring Road, and Fairmount signals.

RESOLUTION 133601, referring to the City Manager for discussion with the State the matter of traffic signals on Mission Valley Freeway, at Waring Road and Fairmount Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Councilman Williams presented an item, not listed on the agenda. He said that 3 youngsters had drowned over the week-end. He told of having had calls protesting lack of regulations on swimming pools, and need for protection. He said that the City should "take a look at the water holes in Mission Valley". He asked if it is worthy of having the City Attorney look into the possible regulation.

Councilman Kerrigan said that there is an ordinance in Los Angeles calling for fences around private swimming pools.

Councilman Williams said that he would have a pool, but for the many small youngsters in the neighborhood.

Councilman Schneider asked if it would be practicable in Mission Valley to have guard fences. He said it is not practicable to have fences with the water holes in the Valley.

Councilman Curran asked about legality, when areas are posted.

Aaron Reese, Assistant City Attorney, said that it goes to only the reasonability of the posting; it is a question of fact. He said if there is a law suit in the Valley, the City would be a party to the suit.

RESOLUTION 133602, referring to City Attorney for report, the matter of fencing private swimming pools and "water holes", was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

Discussion re Water Department
Discussion re Sales Tax Ord
Discussion re swimming pools
and water holes

133601 & 133602

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There were discussions on items not on the agenda, and on which no actions were taken, so they are not reported.

Discussion revealed that members of the Council would hold a budget conference today.

Council Secretary returned from Council Conference:

Communication from San Diego Realty Board suggesting sale of City-owned real property, etc.;

Communication from City Planning Director relative to Master Plan for Civic Center, in connection with communication from Civic Design Committee.

They were filed by the Clerk.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:48 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadston

Deputy

Dudley D. Williams
Vice Mayor of The City of San Diego, California

Conference items filed
Meeting adjourned

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REGULAR MEETING

Chamber of the Council of City of San Diego, California,
Thursday, June 14, 1956

Present-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail
Absent--Councilman Kerrigan
Clerk---Fred W. Sick

The Mayor called the meeting to order at 10:05 o'clock A.M.

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 114.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on ordinance establishing Setback line on east side of Ulric Street on Lots 1 to 10 inclusive Block 70 Linda Vista Unit 4, south of Tait Street - varying from 10 feet to 20 feet - the Clerk reported no protests.

Harry C. Haelsig, Planning Director, told the Council that the Planning Commission had recommended the line as shown on map B-713.1, which he explained.

The Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

On motion of Councilman Burgener, seconded by Councilman Curran, ordinance establishing setback line on east side of Ulric Street on Lots 1 to 10 inclusive Block 70 Linda Vista Unit 4, pursuant to Section 101.0603 of The San Diego Municipal Code, was introduced, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Absent-Councilman Kerrigan. Nays-None.

Councilman Kerrigan entered the meeting

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on appeal of Property Owners from decision granting request of Walter G. Pattee for resubdivision of Lot 13 Block G La Jolla Country Club Heights Unit 2 (on which tentative subdivision map has been approved), Harry C. Haelsig, Planning Director, made a statement.

Mr. Haelsig said that the proposed division by a record of survey was the subject of a hearing before the Planning Commission some weeks ago. He showed the Council a plat, and spoke of large lots in connection with sewer assessments. He stated that the Commission held a hearing, and there were protests. He pointed out that adjoining lots to the south were smaller, and the Commission recommended approval because it felt the request was warranted. He said that as a result the Council approved a tentative map. Mr. Haelsig told of there having been subsequent protests. He said that yesterday the owner of the property submitted a final map, and it will be transmitted to the Council in about 4 days.

Harold Bee read a statement, which said there was protest of some 69 property owners - husbands and wives. He told of there being some 160 people in protest against resubdivision. Mr. Bee said that there is a concerted action of a large group of property owners - not against Mr. Pattee, but anyone. He said that if the Council had been in possession of all

Meeting convened
Hearings
Ord. introduced.

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the facts, the "map division" would not have been approved.

Mr. Haelsig said that average size lots, answering the Mayor, are from 11,000 to 12,000 square feet; some 14,000, and others larger. He said what is sought are lots 16,000 and 15,500 square feet.

C. W. Brady stated that he has just completed moving a complete manufacturing enterprise to San Diego from Los Angeles. He said that the motivating factor in selection of Lot 1 was because of its size, and the area of sizable and nice houses. He told of having gone to the title company and to a real estate company before making his purchase. He said he was assured by both that it was reasonably safe that there "would be no hacking up of property". Mr. Brady said this opens the gates for smaller and sub-standard places. He said he was disappointed that the City would go against the people in the area. He said he took every step possible, and that he brought his business here. He told the Council that there was a colored map supplied to the Clerk, indicating those for and against the division.

The Council looked at the map which was spread out on the table.

Mr. Whitlock said that the map was filed yesterday afternoon. He explained it, as Councilmen look at the map. He invited the Council "to look at the size of lots in the whole area".

Aaron Reese, Assistant City Attorney, told of the filing of petitions with Planning, and of Planning recommendations. He said that the Council has approved the map for the division; the subdivider has gone forth in good faith, according to the approval granted. He pointed out that there is no setup for appeal in an instance such as this. He said that "when individuals sit on their rights, and others go forward, it is laxness". He said that the City can acquire some liability regarding re-subdivision going forward. He said again, there is no procedure for a legal appeal. He said that when the petition first came in was about a week after the map had been approved.

Mr. Koenig, who stated that he lives within 1,000 feet of the property, spoke. He said this was the first time he knew of the proposal.

Mayor Dail said this is a record of survey; if allowed to cut smaller than the area it would not have been approved.

Mr. Reese said that notice is not necessary; he does not know how the individuals protesting knew. He said this is incorporating the State Planning Act.

Councilman Kerrigan asked if it is a lot of record.

Mr. Haelsig replied "yes"; several years ago the division would have been by zone variance (instead of as proposed now).

Mayor Dail agreed that no notice is necessary. He said a manufacturing in C zone would be denied; people's interests are being taken care of. He repeated that there is no need to give notice.

Councilman Burgener said there is no quarel with that point; he considers this a hearing.

Councilman Schneider explained from the map that "only the Mills property is big enough to divide; a canyon separates the properties". He said that Mr. Brady is concerned, while there are smaller lots across the street (from his property). He said that the City has no right to stop Mr. Pattee.

Councilman Burgener asked what right the City had to deny Mrs. Hunt's application. He said that was denied.

Mr. Brady said he is not contesting the legality. He said that if the Council has the right to approve the preliminary map, it has the right to approve the final one.

Councilman Kerrigan spoke to Mr. Reese about right of the Council to deny a subdivision, if it conforms with the ordinance and improvements. He asked if the City could deny, if there was conformance.

Mr. Reese said that denial would be depriving the individual the Federal constitution rights.

Councilman Kerrigan said that there is compliance, the City would have no right to deprive the individual. He said if there is need to protect properties on account of size, that could be set up by law; the City has several zones regarding sizes. He said the City would be on thin legal rights if denied.

Councilman Burgener spoke to Mr. Haelsig, further, about the Hunt denial.

Mr. Haelsig replied that it was for division of a lot.

Councilman Burgener said there was protest of neighbors.

Mr. Haelsig that there were smaller lots subdivided, previously. He said there was large frontage, with not as much area, he recalled. He went to his office for the file.

Mr. Pattee said that there is 1 possible confusion about the subdivision restrictions; there are 2 subdivisions.

Mayor Dail asked if there were different zones.

Mr. Pattee's reply was "no"; the only point is the use, and not less than 10,000 square feet. He said that Mr. Brady has a large property; Mr. has less square footage. He said Mr. Whitlock has 13,270 square feet. He pointed out that it is always easy to get people together to oppose. He stated that Mr. Whitlock says that he (Pattee) is going to "put up a little house". He declared that he is not going to deteriorate the neighborhood; he would not put up a shack and hurt the neighborhood where he owns property. He showed another colored map which he explained. He said he "bent over backward on coloring lots 9 and 10" (regarding wishes). He said they are close to the same as the proposed division. He explained to the individual parcels from the map. He said he is not going to put on a pre-fab house.

Councilman Burgener discussed with Mr. Pattee the size restrictions.

Mr. Pattee said there is nothing covering that point. He said there are some quite small homes. He said that Mr. Brady objected, but that in a recent action he did not protest when someone wanted to resign Lots 9 and 10. He said there was 8,000 square feet on 1. He said that Mr. Brady, across the street, did not object. He said that 16,000 and 17,000 square feet would be the sizes - answering the Mayor. He said that he is not an engineer, and that Planning has another size. He showed the record of survey map.

There was discussion between Councilman Burgener and Mr. Pattee. Councilman Burgener said that going up the hill the lots usually are larger.

Mayor Dail said that if property owners want larger sizes, they need to petition for rezoning. He said there is no zoning for that now, and denying Mr. Pattee would be depriving this map under rights of law. He spoke to Mr. Brady regarding lot sizes. The Mayor said he does not see how the City could deprive Mr. Pattee from making the division by subdivision.

Mr. Reese stated that property owners "can protect themselves" regarding restrictions on their properties, in their deeds and by petition to the Council, for rezoning. He pointed out that the title companies would refer to the restrictions. Mr. Reese said that the only legal requirement is for 10,000 square feet on a lot.

Mr. Haelsig then showed a map of the Hunt proposal. He said that there were protests at the hearing, and before the Council. He read the letter of Planning to the Council.

Mayor Dail said "this is a tentative map which has been accepted".

Councilman Williams asked if the Hunt property was in R-1.

Mr. Haelsig replied "yes".

Councilman Williams asked if these are R-1 or R-1A.

Mr. Haelsig said "R-1".

Mayor Dail said that property owners should file petitions with the City to protect their lot sizes.

Mr. Whitlock said that the Council did not give approval on the other property, "but approved this over the protest of Planning". He said there would be a variance; not a map.

Mr. Reese read from the Municipal Code on procedure regarding tentative and final maps. He said that the purpose of final map, and recommendation (of Planning) is to see if all requirements of the tentative map have been complied with, as set out in earlier proceedings. He said it is not before the Council yet on the final map.

Councilman Burgener spoke to property owners about deed restrictions for protecting themselves.

Mr. Whitlock spoke to Councilman Burgener about putting in "to remain as is".

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Mr. Haelsig said it is R-1.
 Mayor Dail said that is not less than 5,000 square feet.
 Councilman Kerrigan said that includes "not less than 50 feet of frontage".

Mayor Dail pointed out that the City can't enforce something that does not exist.

Mr. Brady asked the Council if it would postpone action 'til property owners set up a new zone.

Mayor Dail said "what was read is the now - now".

Mr. Reese said that under Federal Constitution the opposition would deprive the property Owner (Mr. Pattee) from use of his property.

Mr. Whitlock said that it would be for the future.

Councilman Burgener said that Mr. Pattee would have to agree to any restrictions put on his lot.

Councilman Schneider said that the City has to follow the laws.

Councilman Schneider moved to close the hearing. Motion was seconded by Councilman Kerrigan.

Motion roll call was taken, and the hearing was closed.

Councilman Burgener spoke to Mr. Haelsig about the Hunt case. There was discussion between them.

There was continued discussion, by several, regarding the Hunt case, and procedure for putting on size requirements.

Councilman Kerrigan stated that the Council has no rights in enforcing deed restrictions.

Mr. Reese said it would originate with the affected property owners.

Mr. Haelsig said that R-1C would 1/2-acre zone.

Councilman Schneider suggested to property owners that they "see Mr. Haelsig to provide for self-protection".

Mayor Dail stated that "the City stands ready and willing to help property owners at any time."

Councilman Burgener spoke of there not being a minimum-size house in Country Club Heights (referring to a specific bldg.).

On motion of Councilman Kerrigan, seconded by Councilman Curran, the appeal was filed, by Resolution 133603.

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Report of Purchasing Agent, approved by City Manager, reporting on low bid of Frost Engineering Service Co. for furnishing Item 1, 2 Rectifiers @ \$456.00 each; Item 2, 3 Rectifiers @ \$170.00 - totaling \$1,422.00 plus State Sales Tax, terms 1% 10 days, f.o.b. Shreveport, La. (shipping charges, approx. \$37.29 from Shreveport to San Diego - 4 bids, was presented.

RESOLUTION 133604, accepting bid of Frost Engineering Service Co. for furnishing Rectifiers; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted. (Rectifiers are for Cathodic Protection).

+++ An unidentified woman came to the microphone and talked about property restrictions.

The Mayor answered her by saying he thought it had been explained during the discussion on the hearing. He said that the Council does not start the zoning - that comes from the interested property owners.

Communication from Purchasing Agent, approved by City Manager, reporting on low bid of U.S. & Phillips Battery Mfg. Co. for furnishing batteries (outlined in detail in the accompanying resolution) for 1 year beginning July 1, 1956, was presented.

RESOLUTION 133605, accepting bid of U.S. & Phillips Battery Mfg. Co. for furnishing Battery requirements for period of 1 year beginning July 1, 1956 (quantities, "groups" and prices set out in the resolution) - awarding contract, authorizing and directing City Manager to enter into and

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awarding contract, authorizing and directing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133606, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego with Cement Asbestos Pipe and Fittings, Document 536379, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

In connection with the next item, papers had been referred by the Council on June 12, 1956, to the Planning Commission, with request that hearing be held June 13. Papers were not returned from Planning for this meeting, to which the item was continued. Information from P. Q. Burton, of the Planning Department, was to the effect that the Commission had heard Mr. Landgraf at length, on Chester Square, but was not ready to report for this meeting, because the Commission plans a formal hearing in 2 weeks.

Fred Landgraf, attorney for Russell Siegel, who had been heard on June 12, told the Council that "Mr. Siegel went out and notified property owners at the Council's request of the hearing yesterday. He said that Mr. Siegel "got the written approval of all, but 2 who were out of the City". He said that Planning refused to recognize yesterday's hearing as a public hearing, although there was "actual notice".

Mayor Dail asked if the Council can consider it as having held an actual hearing.

Aaron Reese, Asst. City Attorney, said "it is a matter of fact".

Mr. Haelsig told the Council of not having seen the Landgraf paper, and that he does not know what it is. He said he did not have time to check. He told the Council that the Commission felt it would be breaking faith with the affected property owners (to not hold a regular, formal hearing).

Mr. Reese said that the Council can not make a determination if it was a legal hearing.

Mayor Dail said that the Council would be in a position to amend the earlier resolution today.

Councilman Williams pointed out that Mr. Landgraf and Mr. Siegel had been told (on the 12th) that Planning could hear the item yesterday, and that the attorney for the City concurred.

Councilman Evenson asked what if the property owners did go ahead and plant a hedge (instead of build a wall, as specified as a condition in the resolution).

Mayor Dail asked if there was a stipulation, regarding the previous hearing.

Councilman Evenson said that Mr. Siegel is anxious to get the work done. He spoke of possible violation of the resolution, and having to tear out the hedge.

Mr. Reese said that there is no legal requirement for a legal hearing; the Council can act today.

Councilman Curran referred back to last Tuesday's meeting, when he said it was agreed that he would go out, and would go to the property owners.

Mr. Reese said it is in here on the final map, on a bond to put in the requirements.

Councilman Curran reported that he talked to "property owners across the street" (from the property in question), and that all the people except 2 had been notified. He told of 3 across the street, and said there was no opposition on the other street. He said mind has been changed about the setback to 7 feet (for proposed wall).

Mayor Dail said that motion should be to modify the original resolution.

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Councilman Schneider spoke to Mr. Landgraf regarding Mr. Siegel's preference - hedge or wall.

Mr. Landgraf said he would put a wall and hibiscus

Mayor Dail said that the Council can amend Items 2 and 3 of Resolution 122354. He said resolution should be modified.

Mr. Reese told about there being a final subdivision map and bond (based on conditions of the resolution). He said Mr. Siegel has an agreement with the City.

RESOLUTION 133607, modifying conditions 2 and 3 of Resolution 122354, in connection with tentative map of Chester Square Addition, a 1-lot subdivision of portion Lot 16 Horton's Purchase: providing that there shall be a ~~high~~ concrete block wall with a minimum height of 30 inches; 7 feet back from the curb (making a 0-foot setback), was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Jack VanCleave, recommending approval of tentative map for 2-lot subdivision of portion Lot 28 La Mesa Colony, subject to 6 conditions and to suspension of 2 sections of the Municipal Code, was presented.

RESOLUTION 133608, approving tentative map of La Mesa Colony, 2-lot subdivision of portion Lot 28, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Jack VanCleave, recommending approval of tentative map for 6-lot subdivision of portion Lot 3 Block 50 Grantville, a 6-lot subdivision located on westerly side of Crawford Street between Twain Avenue and Elsa Road, subject to 13 conditions, and to suspension of 1 section of the Municipal Code, was presented.

RESOLUTION 133609, approving tentative map of Twain Heights Unit No. 2, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Shively Park, subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by the City Engineer, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

RESOLUTION 133610, adopting map of Shively Park Subdivision, a subdivision of portion of portion of SW-1/4 of 1/4 Section 81 Rancho de la Nacion; accepting on behalf of the public portions of Cumberland Street and Sea Breeze Drive, and easements shown for water, sewer, drainage and public utilities for public purposes; declaring them to be dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that map has been approved, and portions of public streets and easements are accepted; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Tres Lomas, subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by City Engineer, adopted.

RESOLUTION 133611, adopting map of Tres Calles Subdivision, portions of Pueblo Lots 1288 and 1289; accepting on behalf of the public, easements shown for sewer, water, drainage and public utilities, together with any and all abutters' rights of access in and to Ardath Road adjacent and

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contiguous to Lot 2 ; declaring them to be dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that map has been approved and easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

Motion was made by Councilman Schneider, seconded by Councilman Williams, to file the next 2 communications.

Councilman Curran said he had a question, and asked if the subject is in conference.

Councilman Burgener asked what the communications. They were read by the Clerk.

The first is from the Convention and Tourist Bureau, 924 Second Avenue, dated June 12, 1956, signed by Mitch Angus, Executive Manager, quoting resolutions adopted by the Convention and Tourist Bureau board of directors. It asks the Council to begin purchase of land outlined in Stanford Research Institute recommendation for civic auditorium combining public assembly facilities. It then urges Greater San Diego Auditorium Committee with plans to circulate petitions necessary to place the facilities on the site outlined in the November 6 ballot.

Next communication from G. L. Martin, 5425 Chino Dr., San Diego, dated June 5, 56, announcing that "San Diego is the first city in the U.S. to attempt dictatorship. Refuses to accept the will of the majority, the American way of voting, at the ballot box, June 5th; election on the auditorium" - what with the Cedar Street Mall will be corks. It makes reference to the City being run by boys; not men; and even boys being sports enough to know when they lose. It says that the site has been voted down too many times, etc., and asks that the auditorium be put on city owned land and there will be a one hundred per cent vote "no \$25.000 to \$30.000 to raise either".

The Mayor said that the second letter was in the paper, and that he had received a copy.

On motion of Councilman Evenson, seconded by Councilman Schneider, both letters were filed.

Carbon copy of report on Mission Beach Amusement Park (Belmont Park), beginning "Your Special Committee No. 1 makes this report and will move its adoption as the INTERIM REPORT of the grand jury on complaint number _____.", was presented. It makes a series of findings and recommendations.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was filed.

Communication from Cecil D. Hardesty, Superintendent of Schools, 209 Civic Center, San Diego 1, expressing appreciation for the City's part in provision of the new staff house that was dedicated a few days ago at Camp Cuyamaca, was presented. It tells of the rich experience for thousands of youngsters who take part in the school camping program each year, and of the sturdy buildings with their economical planning and construction.

On motion of Councilman Williams, seconded by Councilman Evenson, it was filed.

Communication from the Assistant City Manager, reporting on communication from Mr. and Mrs. Helming requesting participation by the City in cost of a master plan study for development of Sorrento Valley area, was presented. It says proposal was for \$4,000 contribution by the City, with \$2,000.

Communications
Discussion re commun-
ications

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to be supplied by owners of private property, was presented. Included in the report is statement that total acreage the City of San Diego owns is 180 acres, or approximately 17-1/2% - and it would appear that division of costs by property owners in the area would not be equitable. It says that Planning Department points out that until such time as the State Division of Highways has reached a decision as to the final location of Highway 101 through the area, it would be extremely difficult to develop a proper plan for the area. It recommends that the Council authorize discussion of the matter further with the interested property owners in the area in an effort to develop a planning program at the earliest practicable date.

On motion of Councilman Kerrigan, seconded by Councilman Evenson, it was filed.

The City Manager told the Council that his office "will proceed".

Communication from San Diego Anti-Litter Committee, office of the Mayor, Civic Center, dated June 21, 1956, signed by MacArthur Gorton, Jr., Chairman, was presented. It requests \$325., in accordance with City ordinance 6328, for expenses in connection with re-organization in accordance with agreement with the City.

On motion of Councilman Curran, seconded by Councilman Schneider, it was referred to the City Manager.

Communication from Rainbow Municipal Water District, 124-1/2 Main Street, Fallbrook, California, dated June 12, 1954, signed by W. N. Davis, president, was presented. It announces dedication of new water distribution system on Saturday, June 10, and invites the Council to ceremonies which will start with a tour of the district at 10:00 o'clock at Live Oak Park, to be followed by a barbecue and lunch, and dedication ceremonies.

On motion of Councilman Burgener, seconded by Councilman Evenson, it was filed.

Communication from Levenson, Levenson & Block, Suite 835 Bank of America Building, 625 Broadway, San Diego 1, dated June 12, 1956, signed by Eli H. Levenson, was presented. It encloses petition signed by Norman L. Oliver and Lillian M. Oliver, owners of Lot 4 of Alvarado Estates. It makes statements regarding reservation for future street purposes over the northerly fifty feet of the lot, offered to the City but rejected on the map. It asks to be advised "as to the date of the hearing on this petition and as to any filing expenses incident thereto which will be forthcoming without delay". It asks for closing of the reservation, Map 2789.

On motion of Councilman Burgener, seconded by Councilman Evenson, it was referred to the City Manager.

RESOLUTION 133612, setting public hearings for June 26, 1956 at 10 o'clock A.M. and for June 28, 1956 at 10 o'clock A.M., in the Council Chamber, Administration Building, Civic Center, for affording the public opportunity to be present and express themselves, if they so desire, with reference to the Annual Appropriation Ordinance proposed to be adopted for the fiscal year 1956-1957; directing City Clerk to publish for period of 5 days in the official newspaper, prior to the hearings, a notice of Public Hearings, which shall contain a statement that proposed ordinance will not be adopted until after public hearings have been held, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

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RESOLUTION 133613, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:

Both sides of El Cajon Boulevard between Georgia Street and Florida Street;

authorizing establishment of parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133614, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:

Both sides of Kline Street between Girard and Herschel Avenues; Westerly side of Herschel Avenue between Kline Street and Torrey Pines Road;

authorizing installation of necessary signs and markings, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted.

RESOLUTION 133615, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:

Both sides of Washington Street between Kettner Boulevard and India Street;

Both sides of Kettner Boulevard between Washington and Winder Streets; authorizing establishment of parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of the necessary signs and markings, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted.

RESOLUTION 133616, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:

Both sides of India Street between Winder and Washington Streets; establishing parking meter zones; directing City Manager to cause parking meters to be installed and parking meter spaces to be designated; authorizing installation of the necessary signs and markings, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted.

RESOLUTION 133617, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:

Westerly side of Girard Avenue between Prospect Street and Coast Boulevard South; authorizing installation of necessary signs and markings, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133618, setting aside easement for right of way for storm drain and appurtenances in strip of land 8.00 feet wide in Pueblo Lot 1299 - for storm drain and appurtenances - directing City Clerk to file certified copy of resolution in Office of County Recorder of San Diego County; rescinding Resolution 133128, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133619, vacating easement for right of way for sewer

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purposes in portion Lot 22 La Mesa Colony; declaring that from and after date of the order of vacation title to the land previously subject to the easement shall revert to owners of the land free from rights of the public; authorizing and directing City Clerk to cause certified copy of resolution, attested by him under seal, to be recorded in office of County Recorder of County of San Diego, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133620, authorizing and directing City Auditor and Comptroller to transfer funds, in various amounts, to and from departments set out in detail in the resolution, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133621, authorizing and empowering City Manager to do all work in connection with replacement of 2" cast iron water main with a 4" AC water main on 40th Street, between Orange Avenue and El Cajon Boulevard, and relocate fire hydrant at 40th and El Cajon, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133622, authorizing and empowering City Manager to do all work in connection with installation of 363 feet of 8" AC water main on First Avenue, between Island Avenue and J Street, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133623, granting permission to Ocean Chamber of Commerce to conduct 7th Annual Carnival and Bazaar on City-owned parking lot at foot of Newport Avenue, Ocean Beach, August 17, 18, 19, 1956, without payment of license fee, subject to Fire and Building Inspection Departments, and to \$500 deposit for cleanup being waived, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133624, authorizing City Manager to execute, for and on behalf of The City of San Diego, agreement with Geological Diving Consultants, Inc., a corporation, formerly a co-partnership, Box 6571 San Diego 6, California, under which agreement consultants shall make for the City a study of currents and thermal structure of the Pacific Ocean, at points off Point Loma and Imperial Beach, at basic cost to the City of \$22,300.00 plus some possible incidental expenses, Document 536489, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133625, authorizing and directing San Diego Gas & Electric Company to install 10,000 lumen overhead street light north of Balboa Avenue at Rose Canyon Creek, and install 14 6,000 lumen overhead street lights at each of the locations listed on the resolution, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133626, granting permission to Clairemont Flowers

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n'Fun Club, a non-profit organization, to use certain park land adjacent to Marston Junior High School and Whittier Elementary School in Clairemont for erection of tent and holding of carnival, including flower show, art mart and fun rides for kids, to be held August 10, 11, 12, 1956, subject to approval of Fire and Building Inspection Departments, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133627, authorizing and empowering City Manager to execute, for and on behalf of the City, agreement with Mrs. Dorothy Wyrick, owner and operator of a collection agency at 3381 Adams, Normal Heights, San Diego, wherein and whereby agency agrees to collect and receive payment of City water bills in behalf of the City and to issue receipts for such payments, and City agrees to pay 6.8¢ per bill collected - agreement to take effect as of first day of June, 1956, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133628, authorizing Lt. W. R. Scott, of the Police Department Criminal and Photo Laboratory, to attend annual conference of California State Division to be held in San Jose, California, June 20 through 22, 1956, and to incur necessary expenses therefor, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Proposed resolution authorizing Robert Smith of the Civil Service Department to travel to Chicago and New York, June 21 through 24, 1956, for interviewing candidates for positions of Assistant Director of Social Service and Social Service Representative, and to incur necessary expenses therefor, was presented.

On motion of Councilman Schneider, seconded by Councilman Burgener, it was continued 1 week - to June 21, 1956.

RESOLUTION 133629, urging favorable action on H.R. 7634, known as the Kean Bill, which would raise exemption on federal transportation tax on persons from the present 35 cents to 60 cents; directing that copies of the resolution be forwarded to the Senate Finance Committee, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133630, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Lot 53 Ex Mission Lands of San Diego, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing the Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Prior to adoption of the Resolution, Councilman Curran asked the City Manager where property is located. The Manager answered the question.

RESOLUTION 133631, accepting subordination agreement, executed by Federal National Mortgage Association, a corporation, beneficiary, and

Union Title Insurance and Trust Company, a corporation, trustee, February 14, 1956, subordinating all their right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances, in portion Quarter Section 80 Rancho de la Nacion; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133632, accepting subordination agreement, executed by First National Trust and Savings Bank of San Diego, a national banking association, beneficiary, and Mission Valley Inn, Inc., a corporation, trustee, May 24, 1956, subordinating all their right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances, in portion Lot 1 Mission Valley Inn; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, adopted.

(The subordination agreement shows the Bank as both trustee and beneficiary, under trust deed from Mission Valley Inn, Inc.).

RESOLUTION 133633, accepting deed of J. R. Townsend and Mary E. Townsend, April 30, 1956, conveying permanent easement and right of way for water main or mains, together with appurtenances; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133634, accepting deed of John Westfall, a widower, and Eugene Francis Westfall, a married man, and Florence A. Westfall, his wife, conveying portion Lot 28 Lemon Villa; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133635, accepting deed of Hubert E. Cyrus and Agnes Christine Cyrus, June 4, 1956, conveying easement for right of way for public street and incidents, in portion Acre Lot 50 Pacific Beach; naming easement Missouri Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133636, accepting deed of Milton P. Sessions Inc., a California Corporation, May 31, 1956, conveying easement for right of way for public street and incidents in portion Acre Lot 50 Pacific Beach; naming easement Missouri Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133637, accepting deed of Mission Valley Inn, Inc.,

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May 14, 1956, conveying easement for right of way for storm drain, or drains and appurtenances, in portion Lot 1 Mission Valley Inn; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

RESOLUTION 133638, accepting deed of Bayview Village, Inc., No. 2, a corporation, December 12, 1955, conveying easement for right of way for storm drain, or drains and appurtenances, in portion Quarter Section 80 Rancho de la Nacion; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

RESOLUTION 133639, accepting deed of Stanmar Corporation, a California Corporation, June 5, 1956, conveying easement for right of way for storm drain, or drains and appurtenances, in portions Lot 4 Ex-Mission Lands (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

RESOLUTION 133640, accepting deed of The San Diego Gas & Electric Company, a California corporation, June 4, 1956, conveying portion of Lots 13, 14, 15 Block 1 Western Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to City Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

RESOLUTION 133641, accepting deed of John F. Ott and Mary E. Ott, conveying any and all abutter's rights of access, appurtenant to grantor's property, all portion Lots 102 and 103 Boulevard Gardens; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

RESOLUTION 133642, accepting deed of F. Espinosa and Ramona A. Espinosa, June 1, 1956, conveying portions Lots 15 and 16 Block 420 Duncan's Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

On motion of Councilman Schneider, seconded by Councilman Williams, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman Williams, reading in full was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of passage written or printed copy.

ORDINANCE 7029 (New Series), appropriating \$214,000.00 out of

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Storm Drain Bond Fund, Fund 716, for constructing Frontier Drainage Pump Station and Storm Drains, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays=None. Absent=None.

On motion of Councilman Williams, seconded by Councilman Schneider, the next ordinance was introduced.

On motion of Councilman Williams, seconded by Councilman Schneider, reading in full was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of passage a written or printed copy.

ORDINANCE 7030 (New Series), appropriating \$25,000.00 out of Unappropriated Balance Fund and transferring same to funds heretofore set aside by Ordinance 6632 (New Series), for additional funds to cover cost of study and survey of Pacific Ocean Currents, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays=None. Absent=None.

On motion of Councilman Evenson, seconded by Councilman Curran, the next ordinance was introduced.

On motion of Councilman Evenson, seconded by Councilman Curran, reading in full was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of passage a written or printed copy.

ORDINANCE 7031 (New Series), appropriating \$1,000.00 out of Capital Outlay Fund, for improvement of portion of Euclid Avenue, under agreement with State of California as Document 497184, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays=None. Absent=None.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:30 o'clock A.M. He advised the Council of a conference to be held.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadston
Deputy

Quincy A. Williams
Vice Mayor of The City of San Diego, California

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REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, June
19, 1956

Present-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson
Absent--Councilman Burgener, Mayor Dail
Clerk---Fred W. Sick

In the absence of the Mayor, Vice Mayor Dudley D. Williams called the meeting to order at 10:05 o'clock A.M.

Father Leo Lamphier, from St. Joseph's Cathedral, was presented by the Vice Mayor. He gave the invocation.

Ordinances and Resolutions for this meeting are recorded on Microfilm Roll 114.

The Vice Mayor announced that awards would be made to six employees, honoring their long-time service with the City. He gave citations to other Councilmen for presentation.

They were:

Charles E. Weight, General Foreman, Equipment Division, Public Works Department - 35 year pin and scroll presented by the Vice Mayor;

Mrs. Olivia Fletcher, Senior Librarian, Public Library - 30 year pin and scroll presented by the Vice Mayor;

Charles A. McKenzie, Captain, Fire Department - 25 year pin presented by Councilman Schneider;

Virgil V. Haulman, Captain, Fire Department - 20 year pin presented by Councilman Curran;

Earl Wall, Patrolman, Police Department - 20 year pin presented by Councilman Kerrigan;

William R. Eisle, Battalion Chief, Fire Department 20 year pin presented by Councilman Evenson.

On motion of Councilman Schneider, seconded by Councilman Evenson, the Adjourned Regular Meeting of June 12, 1956, the Regular Meeting of June 12, 1956, and of the Regular Meeting of June 14, 1956. They were signed by the Vice Mayor.

The Purchasing Agent reported on 5 bids opened June 15, 1956, for improvement of Goshen Street, Lauretta Street, Fresno Street, et al.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, finding was made that bids had been opened as reported. By the same motion, bids and report were referred to the City Manager and City Attorney for report and recommendation.

The Purchasing Agent reported on 3 bids opened June 15, 1956, for improvement of Missouri Street.

On motion of Councilman Schneider, seconded by Councilman

Meeting convened
Invocation
Service awards
Minutes approved
1911 Act bid reports

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Kerrigan, finding was made that bids had been opened as reported. By the same motion, bids and report were referred to the City Manager and City Attorney for report and recommendation.

The Purchasing Agent reported on 4 bids opened June 15, 1956, for improvement of Torrence Street and Keating Street.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, finding was made that bids had been opened as reported. By the same motion, bids and report were referred to the City Manager and City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132898 for paving and otherwise improving Bond Street, Figueroa Boulevard, Magnolia Avenue, Hornblend Street and Grand Avenue, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no written protests were presented.

On motion of Councilman Curran, seconded by Councilman Kerrigan, proceedings were referred to the City Attorney for Resolution Ordering Work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132899 for paving and otherwise improving Emerald Street, the Clerk reported that petition reading "That the 1911 improvement act plans for the improvement of Emerald Street between Olney Street and Pendleton Street be amended to include sidewalks on the south side of the street", had been received.

The Vice Mayor inquired if anyone was present to be heard. Edward C. Stoll, who stated that he represented the signers of the petition who want the sidewalk, came to the microphone.

The City Engineer told the Council that the original petition for the street improvement did not call for sidewalk. He said that the new petition is signed by 55% on the south side, for the sidewalk. He said it would be necessary to abandon the proceedings to include them. He pointed out that the sidewalks could be done under another contract, "or by permit". He said that the north side of the street has property which is government-owned.

Mr. Stoll said that it would be all botched up, if not done all at one time.

The City Engineer said that on the opposite of the street is the district which is government-owned property. He said it is anticipated that the property will be returned to private owners before the assessment is made for the improvements.

Councilman Schneider spoke to the City Engineer.

The City Engineer said that transfer of the property will go ahead "in spite of this". He said it would be to advantage of future owners if the sidewalk were in.

Councilman Williams, as Vice Mayor, pointed out to Mr. Stoll that it would mean a delay of 4 to 5 months.

RESOLUTION 133643, abandoning proceedings for improvement of Emerald Street, under Resolution 132899; directing the City Engineer to include in plans for such improvement, sidewalks as requested in Document 536661, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 132900, for paving and otherwise

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improving Loring Street and Lamont Street, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard.

On motion of Councilman Curran, seconded by Councilman Kerrigan, proceedings were referred to the City Attorney for Resolution Ordering Work.

The Vice Mayor announced that the next 5 hearings - on Resolutions of Preliminary hearings - may be held, but that it will be necessary to continue the hearings until 6 members of the Council are present to adopt the required resolutions.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 132904 for paving and otherwise improving Alley Block 64 University Heights and Meade Avenue, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard.

No one appeared. Hearing was closed on motion of Councilman Kerrigan, seconded by Councilman Curran. RESOLUTION 133644, continuing hearing on proposed Resolution of Preliminary Determination 132904 for improvement of Alley Block 64 University Heights and Meade Avenue until 10:00 o'clock A.M., Tuesday, June 26, 1956, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 132905 for improvement of Alley Block 2 Normal Heights, with North Mountain View Drive and Arthur Avenue, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard.

Hearing was closed on motion of Councilman Evenson, seconded by Councilman Curran.

RESOLUTION 133645, continuing hearing on proposed Resolution of Preliminary Determination 1332905 for improvement of Alley Block 2 Normal Heights, with North Mountain View Drive and Arthur Avenue, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted. Continuance is until 10:00 o'clock A.M., Tuesday, June 26, 1956.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 132906 for improvement of Cumberland Street, Calle Tres Lomas, Calle Quebrada, Potomac Street, Calle Canada, Alleghany Street and Public Right of Way, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard.

No one appeared. Hearing was closed on motion of Councilman Schneider, seconded by Councilman Curran.

RESOLUTION 133646, continuing hearing on Resolution of Preliminary Determination 132906 for improvement of Cumberland Street, Calle Tres Lomas, Calle Quebrada, Potomac Street, Calle Canada, Alleghany Street and Public Right of Way until 10:00 A.M., Tuesday, June 26, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 133057 of Preliminary Determination for improvement of Alley Block 302 Subdivision of Acre Lots 64 $\frac{1}{2}$, 65 and 66 Pacific Beach, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard.

No one appeared. Hearing was closed on motion of Councilman Curran, seconded by Councilman Evenson.

RESOLUTION 133647, continuing hearing on Resolution of Preliminary Determination 133057 for improvement of Alley Block 302, Subdivision of

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of Acre Lots 64 $\frac{1}{2}$, 65 and 66 Pacific Beach until 10:00 A.M., Tuesday, June 26, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 133058 of Preliminary Determination for improvement of 52nd Street, Orange Avenue and 54th Street, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard.

Mr. Thayer, who did not give his first name or initials, told the Council that he was not protesting; "he was representing a lady", and referred to 500 feet on Orange. He said that overpass is to go in, and that the City owns Lots 8 and 9. He said that if paving is done first, "the overpass will go in and be up". He requested paving after the overpass is built.

The City Engineer told the Council that there is about a month's work on the plans; this is the first hearing. He said it looks as if the contract will go in before "this".

Councilman Kerrigan said that it is the desire to straighten 54th Street first. He said Mr. Thayer does not want Orange paved before 54th is straightened.

The City Engineer said it would be about a month before plans are finished; they would go to Sacramento; then there would be bidding. He said "bids will be opened in about 3 months".

There was discussion between Councilman Kerrigan and the City Engineer.

Councilman Kerrigan it would about coincide.

Mr. Thayer said "the main thing is the overpass".

There was discussion between Councilman Kerrigan and Mr. Thayer about access.

The City Engineer said that the City will have to give the residents access.

Councilman Curran asked it ~~is~~ would be to make a stipulation after the overpass.

The City Engineer said "it will get under way after 54th and University". He said, again, that the City will have to give access to the property. He said all will be taken care of.

A woman who did not give her name, but after her testimony said, upon being asked by the Vice Mayor, that it was Mrs. Kelleher. She told of having come down before about the safety to children on 54th. She spoke of being anxious to have it done at 1 time.

Councilman Schneider told Mrs. Kelleher that there would be separate contracts.

Mrs. Kelleher replied that they would be done at about the same time.

Councilman Kerrigan said it has been indicated by the Engineer that it would be about at 1 time, but probably not by the same contractor.

On motion of Councilman Schneider, seconded by Councilman Curran, hearing was closed.

RESOLUTION 133648, continuing until the hour of 10:00 A.M., Tuesday, June 26, 1956, hearing for improvement of 52nd Street, Orange Avenue and 54th Street, Resolution of Preliminary Determination 133058, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2480 made to cover costs and expenses of paving and otherwise improving of Alley Block 4 Carmel Heights, and Nutmeg Street, Resolution of Intention 126463, the Clerk reported no written appeals.

The Vice Mayor inquired if anyone was present to be heard.

Guido Prantil, 2736 Felton Street, asked why assessments on his Lots 17 and 18 should be \$373.00 and \$224.00.

Willard Olson, from the City Engineer's office, explained the difference: a sewer lateral on 1 lot, but not on the other.

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RESOLUTION 133649, overruling and denying appeal of Guido Prantil from Street Superintendent's Assessment 2480 made to cover costs and expenses of paving and otherwise improving Alley Block 4 Carmel Heights and Nutmeg Street, Resolution of Intention 126463; overruling and denying all other appeals; confirming and approving Assessment 2480; authorizing and directing Street Superintendent to attach his warrant thereto and issue it in manner and form provided by law, directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Superintendent of Streets' Assessment 2481 made to cover costs and expenses of paving and otherwise improving Morrell Street, Hornblend Street, Emerald Street and Balboa Avenue, Resolution of Intention 124573, the Clerk reported written appeal from L. A. Dove, which he read. It has to do with cost and work.

Councilman Kerrigan moved to "refer it to Councilman Williams".

Councilman Kerrigan moved to refer the appeal to the City Manager. Motion was seconded by Councilman Curran. (The Vice Mayor talked to the City Manager and City Engineer about the complaint. As a result, the roll was not called).

The City Engineer said to the Council that the protest is apparently on another job, which is under way. He said the appeal comes on an assessment which is slightly over the estimate. He said Mr. Dillon (of Griffith Construction Co.) had taken description of property over the phone in connection with moving dirt.

RESOLUTION 133650, overruling and denying appeal of L. A. Dove from Street Superintendent's Assessment 2481 made to cover costs and expenses of work of paving and otherwise improving Morrell Street, Hornblend Street, Emerald Street and Balboa Avenue, Resolution of Intention 124573; overruling and denying all other appeals; confirming and approving the Assessment, authorizing and directing Street Superintendent to issue it in manner and form provided by law, directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2482 made to cover costs and expenses of paving and otherwise improving Alley Block 34 Ocean Beach, Resolution of Intention 126465, the Clerk reported no appeals.

The Vice Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION 133651, confirming and approving Street Superintendent's Assessment 2482 made to cover cost and expenses of paving and otherwise improving Alley Block 34 Ocean Beach; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Street Superintendent's Assessment 2483 made to cover costs and expenses of work of paving and otherwise improving Commercial Street, Alley Block 317 San Diego Land and Town Company's Addition, Hensley

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Street, Resolution of Intention 128395, the Clerk reported written appeal from Morgan and Bessie M. Hoskins.

The Vice Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION 133652, overruling and denying appeal of Morgan Hoskins and Bessie M. Hoskins, from Street Superintendent's Assessment 2483 made to cover costs and expenses of work of paving and otherwise improving Commercial Street, Alley Block 317 San Diego Land and Town Company's Addition, Hensley Street and 28th Street, Resolution of Intention 128395; overruling and denying all appeals; confirming and approving Street Superintendent's Assessment 2483; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law, directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on furnishing electric energy for Mission Beach Lighting District No. 2, for 1 year from and including August 1, 1956, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION 133653, confirming and adopting as a whole "Engineer's Report and Assessment for Mission Beach Lighting District No. 2", was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on furnishing electric energy for Ocean Beach Lighting District No. 1 for 1 year from and including August 1, 1956, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION 133654, confirming and adopting as a whole "Engineer's Report and Assessment for Ocean Beach Lighting District No. 1", was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on furnishing electric energy for San Diego Lighting District No. 4 for 1 year from and including August 1, 1956, the Clerk reported no protest.

The Vice Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION 133655, confirming and adopting as a whole "Engineer's Report and Assessment for San Diego Lighting District No. 4", was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on furnishing electric energy for University Avenue Lighting District No. 1 for 1 year from and including August 1, 1956, the Clerk reported no protest.

The Vice Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION 133656, confirming and adopting as a whole "Engin-

eer's Report and Assessment for University Avenue Lighting District No. 3", was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Petition, which was read at request of Councilman Schneider: "Petition for the improvement of Cabrillo Avenue - south of Pearl Street, La Jolla. Resolution 128407 - 9/6/55 Document 518879 (City Engineers Reference #31940). The above mentioned petition for a 1911 Act Improvement has been in the City Engineers Office since September 6, 1955. It is our understanding from various conversations with that office that the preliminary field engineering was completed several months ago, but that the drawing of the plans is being held up on account of a grade problem at the intersection of Rhoda Drive at the south end of Cabrillo Avenue. We, the undersigned petitioners, are not asking for preferential treatment, and request only that the necessary engineering work be performed without further unnecessary delay, which it is our understanding has been occasioned by the inclusion of a portion of Rhoda Drive, which was not included in the original petition."

The City Engineer said "there is a mean curve and grade problem". He told the Council that it is almost a switch back, and of trying to work out a decent intersection and grade. He identified the proposed improvement, when asked, as being east of La Jolla Boulevard, several blocks.

Councilman Kerrigan asked the City Engineer to "expedite the project as much as possible".

The City Engineer replied that he "will do something".

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

Report of Purchasing Agent, approved by City Manager, on sole bid of San Diego Liquid Gas & Appliance, Inc. for furnishing The City's requirements of Propane Gas for 1 year beginning July 1, 1956, at price of \$0.0485 per lb. - estimated requirements approximately 900 60-lb cylinders - was presented. It says there were 4 prospective bidders furnished specifications and bid forms; the bid quoted is approximately 3% under price being paid on expiring contract.

RESOLUTION 133657, accepting bid of San Diego Liquid Gas & Appliance, Inc., for furnishing Propane Gas; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Ralph A. Bell for grading and surfacing Clairemont Mesa Boulevard between easterly boundary of Clairemont Manor Unit 3 and U.S. Highway 395 - \$82,820.55; 8 bids - was presented.

RESOLUTION 133685, accepting bid of Ralph A. Bell for grading and surfacing Clairemont Mesa Boulevard; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego, a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of S.D. Spring & Brake Works, Inc., low bidder, for furnishing Repair Parts for D-8 Caterpillar Tractor - \$2,462.36 terms 2% 10 days, plus 3% State Sales Tax - 8 bids, was presented.

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RESOLUTION 133659, accepting bid of S.D. Spring & Brake Works, Inc. for furnishing Repair Parts for D-8 Caterpillar Tractor; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Standard Oil Company of California for furnishing Automobile Lubricating Oil for period of 1 year beginning July 1, 1956 - .322 per gallon; 6 bids - was presented.

RESOLUTION 133660, accepting bid of Standard Oil Company of California for furnishing requirements of Automotive Lubricating Oil for 1 year; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing, approved by City Manager, on sale of buildings located on Brandywine and Worden Streets; 2 bids - \$4,030.65 - received has been deposited with City Treasurer, was presented.

On motion of Councilman Schneider, seconded by Councilman Evenson, it was filed.

Report of Purchasing Agent, approved by City Manager, on sale of buildings located on Weeks Avenue, Morena Boulevard, Naples Street and Savannah Street; 7 bids - \$2,626.73 received has been deposited with City Treasurer, was presented.

On motion of Councilman Schneider, seconded by Councilman Evenson, it was filed.

Communication from Planning Commission, recommending approval of final subdivision map of Coryell Heights, a 3-lot subdivision of portion Lot 5, Pueblo Lot 255 located on northerly side of Littlefield Street between Goldfield and Lieta Streets, was presented.

RESOLUTION 133661, adopting Map of Coryell Heights Subdivision, accepting on behalf of the public easements shown for sewer, water, drainage and public utilities, for public purposes; declaring them to be dedicated to public use; authorizing and directing Clerk to endorse upon the map, as and for act of the Council, that subdivision map has been approved and easements shown are accepted on behalf of the public as stated; directing Clerk of the City to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission recommending approval of Lorene Welch Addition (Por. Lots C & D Blk 261 Horton's Addition), subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by the City Engineer, was presented.

RESOLUTION 133662, approving and adopting Map of Lorene Welch Addition, being subdivision of West 90 feet Lots C and D Block 261 Horton's Addition; authorizing and directing Clerk of the City to endorse upon the map as and for act of the Council that Council has approved it;

Purchasing reports

Communications

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directing City Clerk to transmit the Map to Clerk of Board of Supervisors of County of San Diego, California, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission recommending approval of final record of survey map on Lots 18 & 19 Block 34 La Jolla Hermosa Unit 2 in lieu of a final subdivision map, was presented.

RESOLUTION 133663, approving filing of record of survey map in lieu of final subdivision map under Section 102.02.1 of San Diego Municipal Code, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission recommending approval of final record of survey map on Lots 11 & 12 Block 2 Homedale in lieu of final subdivision map, was presented.

RESOLUTION 133664, approving filing of record of survey map in lieu of final subdivision map under Section 102.02.1 of San Diego Municipal Code, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from Street Superintendent, approved by Assistant City Manager, reporting on petition to close southwesterly 10 feet of Poe Street adjacent to Lots 7, 8, 9 Block 132 and northeasterly 10 feet of Poe Street adjacent to Lots 4, 5, 6 Block 137 Roseville, was presented. In addition to a detailed report on improvements and condition of property, it says that the closing would be in line with other street closings made in adjacent streets. It recommends that closing be approved as requested, except that corner cut-offs be retained at westerly corner of Poe and Evergreen Streets and at easterly corner of Poe Street and Willow Lane. It also recommends that closing be instituted under Division 9 Part 3 of Streets and Highway Code under "Street Vacation Act of 1941".

RESOLUTION 133665, granting petition to close southwesterly 10 feet of Poe Street adjacent to Lots 7, 8, 9 Block 132 Roseville, northeasterly 10 feet of Poe Street adjacent to Lots 4, 5, 6 Block 137 Roseville, except retaining corner cut-offs; directing City Engineer to furnish description of lands to be affected and benefited by and to be assessed to pay costs, damages and expenses of the closing, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from "Past presidents of DeWitt C. Mitchell American Legion Post #201 Auxiliary", requesting the Council to promote a celebration of 180th Anniversary of signing of Declaration of Independence, was presented.

The communication, in form of a resolution, was read to the Council by the Clerk.

Councilman Curran moved to refer the item to the Mayor.

Councilman Kerrigan moved to Park and Recreation Commission and to the Band Commission. Motion was seconded by Councilman Schneider.

E. W. Blom, Acting City Manager, said that this may be worked out with the Fiesta (Fiesta del Pacifico).

On motion of Councilman Kerrigan, seconded by Councilman Schneider, (another motion was made) and the item was referred to the City Manager.

Communication from Windigo Apartment Hotel, Camino del Oro, La Jolla, dated June 9, 1956, signed by Warren G. Dentz, owner, was presented.

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It brings to the attention of the Council "the poor condition in which the city allows Kellogg Park and the adjoining beach to be maintained, and says that one man cares for the park in a community which boasts in the forty eight states of its wonderful attractions. It speaks, generally, of alleged conditions and encloses copies of letters forwarded to the Park and Recreation Director and to the Police Chief. It asks for serious consideration of the requests made.

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

Communication from Park Boulevard Methodist Church, 4085 Park Boulevard, San Diego, dated June 14th, 1956, signed by Mrs. Ralph L. Stair, Sec. to the Official Board, was presented. It tells of instruction by the Board to protest drowning of one of "our boys", John Prusa, because of what is felt was negligence in proper guarding or eliminating of hazards.

Councilman Curran moved to refer the communication to the City Manager.

Councilman Williams said that the Attorney was to investigate (according to direction from a previous Council meeting) of swimming pools and open water pits.

Another motion was made by Councilman Kerrigan, seconded by Councilman Schneider, to refer the communication to City Manager and City Attorney. That motion carried.

Communication from Dale Watson, 5208 Benton Pl., dated June 14, 1956, relative to "Cedar Street Mall" (defeated), auditorium site, hotels that would benefit from auditorium, opposing increase in pay for City officials, sewer tax estimates, wording of ballot propositions, etc., was presented.

On motion of Councilman Curran, seconded by Councilman Schneider, it was filed.

RESOLUTION 133666, directing notice of filing Assessment 2491 made to cover costs and expenses of work done on paving and otherwise improving Groveland Drive, San Jacinto Drive and Castana Street, Resolution of Intention 128747, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133667, directing notice of filing Assessment 2492 made to cover costs and expenses of work done on paving and otherwise improving South Lane and Alley lying Easterly of and Adjacent to Block A South La Jolla, Resolution of Intention 129066, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133668, directing notice of filing Assessment 2493 made to cover costs and expenses of work done on paving and otherwise improving Treat Street and 28th Street, Resolution of Intention 129592, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133669, directing notice of filing Assessment 2494 made to cover costs and expenses of work done on paving and otherwise improving Alley Block 1 Walker's Addition, Resolution of Intention 129062, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133670, directing notice of filing Assessment 2495 made to cover costs and expenses of work done on paving and otherwise improving Alley Block 2 F. T. Scripps Addition to La Jolla Park, Resolution of Intention 127761, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF AWARD 133671, accepting bid of Merle Tryon, and awarding contract, for grading and installation of sidewalks on Vista Grande Drive, Racine Road, Marlowe Drive and Celia Vista Drive, Resolution of Intention 132282, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

City Engineer reported in writing that low bid is 16.2 below the estimate.

RESOLUTION OF AWARD 133672, accepting bid of A. R. Kingaard, and awarding contract, for paving and otherwise improving Alley Block 9 Bird Rock City by the Sea, Waverly Avenue, and Public Right of Way in Lot 10 Block 9 Bird Rock City by the Sea, Resolution of Intention 132010, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

City Engineer reported in writing that low bid is 21.1% above the estimate, and that post card survey shows 51.7% in favor of the work and 28.7% want the job abandoned.

RESOLUTION OF AWARD 133673, accepting bid of A. R. Kingaard, and awarding contract, for paving and otherwise improving Poe Street, Resolution of Intention 131056, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

City Engineer reported in writing that low bid is 21.5% above the estimate, and that post card survey shows 54.9% in favor of the work and 28.7% want the job abandoned.

RESOLUTION ORDERING WORK 133674, for paving and otherwise improving La Jolla Mesa Drive, Colima Street and Van Nuys Street, Resolution of Intention 132642, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK 133675, for paving and otherwise improving Alley Block 17 Normal Heights, and Collier Avenue, Resolution of Intention 132641, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK 133676, for paving and otherwise improving Alley Block 14 La Jolla Hermosa and Block 14 Bird Rock City by the Sea; and Bird Rock Avenue, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION ORDERING WORK 133677, for installation of storm drains and appurtenances in 60th Street, University Avenue Chollas Road and Public Rights of Way, Resolution of Intention 132785, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133678, appointing time and place for hearing protests, and directing notice of hearing for furnishing electric energy in La Jolla Shores Lighting District 1 for 1 year from and including September 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133679, ascertaining and declaring wage scale for paving and otherwise improving Frankfort Street and Alleys Block 3 Corella Tract, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133680, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 331 Choate's Addition, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133681, ascertaining and declaring wage scale for paving and otherwise improving Kendall Street, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133682, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block M Tract 2 Alta Vista Suburb, Resolution of Intention 130032, and to be assessed to pay expenses, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133683, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Roanoke Street, Rachael Avenue, Hopkins Street, Deauville Street, Morningside Street, Reed Drive, Alleys in Block 44 Paradise Hills Unit 3; Public Rights of Way in Lots 9 to 11 inclusive Block 44, and Lots 22 and 23 Block 52 Paradise Hills Unit 3, and Lot 36 Block 39 Paradise Hills Unit 2, Resolution of Intention 131178, and to be assessed to pay expenses, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133684, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Shasta Street and Crown Point Drive, Resolution of Intention 131057, and to be assessed to pay expenses, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133685, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Seminole Drive, Acorn Street, 63rd Street, Public Rights of way in Lots 20, 21, 22 La Mesa Colony, Resolution of Intention 131337, and to be assessed to pay expenses was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133686, directing City Engineer to furnish diagram

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of property affected and benefited by work and improvement on paving and otherwise improving Grape Street, Resolution of Intention 131054, and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133687, authorizing City Manager to accept work on behalf of The City of San Diego in Yvonne Terrace Subdivision and to execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133688, authorizing City Manager to accept work on behalf of The City of San Diego in Southclair Terrace Unit No. 1 Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133689, establishing parking time limit of 2 hours between 8:00 a.m. and 6:00 p.m., Sundays excepted:
Easterly side of California Street between McKee Street and Pringle Street;
establishing parking meter zones; directing City Manager to cause parking meters to be installed and parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133690, establishing parking time limit of 2 hours between 8:00 a.m. and 6:00 p.m., Sundays excepted:
Easterly side of Mission Boulevard between Deal Court and Devon Court;
Westerly side of Mission Boulevard between Deal Court and San Gabriel Place;
authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133691, authorizing City Attorney to accept \$62.24 on behalf of The City of San Diego, in full settlement of claim of the City against W. V. Hutchison Company, for damages to water main at T in alley South of Adams, as invoiced December 6, 1955, No. W 7151 in amount of \$124.57; authorizing City Auditor and Comptroller to execute release, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133692, authorizing Director of the Water Department, or such representative as he may designate, to serve on the State Engineer's Feather River Project Engineering Committee and to travel to such meetings of the committee as may be called from time to time for purpose of studying routes of the Feather River Project and alternate routes to Southern California; authorizing Director or his representative to incur all expenses necessary in connection with attendance at the meetings, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Proposed Resolution authorizing T. V. Huff, Inspector in the

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the Water Department, to inspect the manufacture of large pipe at South Gate, California, June 22 through 29, 1956, to be used for capital improvement projects in San Diego, and to incur all necessary expenses, was presented.

On motion of Councilman Schneider, seconded by Councilman Curran, it was referred to the City Manager. (The original resolution is signed as presented by the Manager and approved by the Asst. City Attorney)

Councilman Curran asked the locations involved in the next 7 resolutions.

The Acting City Manager outlined the areas and uses.

RESOLUTION 133693, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Lots 13 and 14 Block A Oak Park, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133694, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Lots 18 and 19 Block C Oak Park, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133695, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portions of Lots 8 and 9 Block 420 Duncan's Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133696, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion of Lot 1 Block 3 Weeks' Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133697, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion of Lots 69, 70 and 71 Boulevard Gardens, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133698, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Lot 1 Block 2 Week's Addition, together

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with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133699, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Lot 33 and northerly 12.5 feet of Lot 32 Block "E" Boulevard Heights, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

In connection with the next ordinance, Councilman Schneider said that he voted "no" (on the introduction).

Councilman Kerrigan asked what would happen if all voted "no". There was discussion between Councilman Kerrigan and Schneider. Councilman Schneider moved to postpone (to an unstated date). Councilman Curran moved to continue the proposed ordinance 1

week.

Aaron Reese, Assistant City Attorney, said to the Council that it can be passed by 4 votes

Councilman Curran stated that an informal vote indicates that it will lost 3-2.

Councilman Kerrigan said that the Council "can adopt or deny right now".

On motion of Councilman Kerrigan, seconded by Councilman Evenson, reading of the ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage written or printed copy.

ORDINANCE 7032 (New Series), amending Section 32.13 of San Diego Municipal Code regulating Sales Tax, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Williams, Kerrigan, Curran, Evenson. Nays-Councilman Schneider. Absent-Councilman Burgener, Mayor Dail.

On motion of Councilman Kerrigan, seconded by Councilman Curran, the next ordinance was introduced.

On motion of Councilman Kerrigan, seconded by Councilman Curran, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage written or printed copy.

ORDINANCE 7033 (New Series), appropriating \$59,000.00 out of Capital Outlay Fund for grading and surfacing portion of Clairemont Mesa Boulevard, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Burgener, Mayor Dail.

On motion of Councilman Kerrigan, seconded by Councilman Evenson, the next ordinance was introduced.

On motion of Councilman Kerrigan, seconded by Councilman Evenson, reading in full prior to final passage was dispensed with by vote of not less

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than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage written or printed copy.

ORDINANCE 7034 (New Series), establishing grade of Rosecroft Lane, between westerly line of Silvergate Avenue and easterly line of Catalina Boulevard, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Burgener, Mayor Dail.

The next item had been referred to Council Conference on June 14, 1956, and listed again by request.

Ordinance amending Ordinance 7017 (New Series) entitled 'An Ordinance establishing a schedule of compensation for officers and employees of The City of San Diego, providing uniform compensation for like service in the Classified Service, for Fiscal Year beginning July 1, 1956', adopted May 31, 1956, by amending exhibit "C" thereto (Hydraulic Engineer, and Superintendent of Maintenance and Operation of the Water Department), was introduced, by the following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Burgener, Mayor Dail. Motion to introduce was made by Councilman Schneider, seconded by Councilman Kerrigan.

Councilman Schneider spoke to E. W. Blom, Acting City Manager, about the next ordinance which he explained.

Ordinance repealing Section 91.02.1 of The San Diego Municipal Code, regulating use of Steel Bleachers with Wooden Seats in Fire Zone 1, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, introduced, by the following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Evenson. Nays-None. Absent-Councilman Burgener, Mayor Dail.

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

RESOLUTION 133700, authorizing Robert T. Sjogren, Deputy City Attorney, to travel to Sacramento, California, to confer with State Highway officials on June 19 and 20, 1956, in connection with State Freeway agreements, and to incur all necessary expense in connection with the trip, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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

RESOLUTION 133701, requesting the California Highway Commission to provide on and off ramps at Station 252+70 on Road XI-SD-200-A for connection to City Park Road, and for authority to improve for use a public street, connecting from ramps to City Park Road over State-owned land improved at no expense to the State of California and accepted for maintenance and control by The City of San Diego upon construction, ramps and streets to be maintained unless and until interchange is constructed further to the West, which interchange is connected to this public street by a frontage road; rescinding Resolution adopted June 12, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Alan M. Firestone, Deputy City Attorney, told the Council that the judge had signed the decree in the La Jolla case, setting the line at the bluff line. He said "it was seaward, slightly, to straighten it. He said it would be well for the Council to proceed on the balance of property in Nicholson's Addition.

RESOLUTION 133702, authorizing and empowering City Attorney

133700 - 133701 under U.C.
Atty's report re L.J. Beach
7034 N.S.
Ords. introduced

to take any necessary action to settle public ownership of beaches abutting and adjacent to Block 1 Nicholson's Addition, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Mr. Firestone said that the case upon which he reported is a peculiar one, involving the "location of the mean high tide line and the upland line".

RESOLUTION 133703, authorizing Councilman Geo. H. Kerrigan to attend a meeting of the Feather River Association to be held June 29 and 30, 1956, at Bakersfield, California, and incur necessary expenses in connection therewith, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

There being no further business to come before the Council at this time, the Vice Mayor declared the meeting adjourned at 11:03 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

Deputy

Dudley A. Williams
Vice Mayor of The City of San Diego, California

6/21/56

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, June
21, 1956

Present-Councilmen Williams, Schneider, Kerrigan, Evenson
Absent--Councilmen Burgener, Curran, Mayor Dail
Clerk---Fred W. Sick

Ordinances and Resolutions for this meeting are recorded on
microfilm Roll 114.

Vice Mayor D. D. Williams, Jr., called the meeting to order
at 10:03 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, time set for
hearing on incorporating portion Lot 21 Lemon Villa into R-4 Zone, the Clerk
reported no protests.

When the Vice Mayor inquired if anyone was present to be heard,
no one responded. No protests were filed.

On motion of Councilman Kerrigan, seconded by Councilman Evenson,
ordinance incorporating portion Lot 21 Lemon Villa into R-4 Zone, as defined
by Section 101.0408 of the San Diego Municipal Code, and repealing Ordinance
184 (New Series) insofar as it conflicts, was introduced, by the following
vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Evenson. Nays-None.
Absent-Councilmen Burgener, Curran, Mayor Dail.

The hour of 10:00 o'clock A.M. having arrived, time set for
hearing on proposed rezoning of portions of Blocks 121, 124, 134 and all Blocks
122, 23, 135 La Playa, from R-4 Zone to R-2, letter from the Planning Commission,
by P. Q. Burton, was read to the Council.

The communication reports result of hearing initiated by Council
Resolution 132821 which directed the Planning Commission to hold a public
hearing, and that hearing was held May 31, 1956, after proper notice had been
given. It makes a detailed report, but is not reported further, because of
action to postpone. It says that at conclusion of hearing for R-2 zoning,
the Commission voted 3-1 to deny request, so it constitutes a report and not
a recommendation. It returns earlier file which had to do with R-1 zoning.

Mr. Boomer (first name or initials not given), an attorney,
requested continuance to a date certain, when more members of the Council
would be present.

The Vice Mayor stated that 5 votes of the Council would be
needed to overrule the Planning Commission.

Aaron Reese, Assistant City Attorney, stated that 5 votes
would be needed to change the zone.

The Vice Mayor said that this is vacation period, and that
hearing would be continued because of members' absences.

At this point the report from Planning was read to the Council.

After the reading, the Vice Mayor said, also, that 5 votes
would be needed to make the change.

Councilman Schneider moved to continue the hearing to Tuesday,
June 26, 1956.

Councilman Kerrigan said that in the meantime, the file could
be referred to the City Attorney for preparation of the ordinance.

Councilman Schneider asked why the ordinance should be drawn
until it is known if it is wanted.

Councilman Kerrigan seconded the motion for continuance to June 26.

Meeting convened
Hearings

6/21/56

Councilman Kerrigan pointed out that there is not going to be a full Council for a while.

Attorneys Kunzel and Fitzgerald, both interested in the hearing for property owners, stated that they would be tied up next Tuesday.

Mr. Fitzgerald asked why the hearing could not be held over for 2 months, and make a "careful canvass of the protestants". He declared "there is no reason for the rezoning."

The Vice Mayor stated that no assurance can be given for a full Council attendance.

Councilman Schneider moved to "continue for a week or 2", and said that it is an important matter.

Councilman Kerrigan wondered that if this comes up a week from today, there are 7 members present, and the Council orders the ordinance, it would not save time to have the ordinance already prepared. He talked to people in the audience regarding to effect of introduction and adoption of ordinance.

Mr. Boomer then suggested an interim ordinance.

Councilman Kerrigan's comment on that suggestion was "no".

The Vice Mayor said that opposite views can be expressed at this scheduled hearing today, and the Council act next week. He said the purpose today is only to have the hearing.

Mr. Kunzel said he would rather have it go over 2 weeks.

Councilman Evenson said he was "prepared to vote today".

On motion of Councilman Kerrigan, seconded by Councilman Schneider, hearing was continued 2 weeks - to the meeting of Thursday, July 5, 1956.

Report of Purchasing Agent, approved by City Manager, on low bid of Sim J. Harris Company for construction of Parking Lot in Presidio Park, west of Serra Museum - \$7,619.96; 4 bids - was presented.

RESOLUTION 133704, accepting bid of Sim J. Harris Company for construction of parking lot, Presidio Park; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of the City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Ets-Hokin & Galvan for installation of Traffic Signal and Safety Lighting Systems at intersection of El Cajon Boulevard and 40th Street - \$13,366.00; 3 bids - was presented.

RESOLUTION 133705, accepting bid of Ets-Hokin & Galvan for installation of traffic signal and safety lighting systems; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego, a contract pursuant to plans and specifications on file in office of The City Clerk, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of A. J. Toston Co. for furnishing grading of areas in Lomita Park, Colina del Sol Park and South Clairemont Park, and incidental work - \$32,596.96; 2 bids - was presented. Councilman Kerrigan reminded the Council that this was the item presented under unanimous consent just before the election.

Councilman Schneider said that the Council did not have the opportunity to discuss the item in conference this morning. He asked for details, which Councilman Kerrigan answered.

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Councilman Schneider asked what work is to be done. The City Manager read some of the details.

RESOLUTION 133706, accepting bid of A. J. Toston Co. for grading portions of Lomita Park, Colina del Sol Park and South Clairemont Park, and incidental work; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego, a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Cabrillo Land Company of San Diego for furnishing approximately 48,000 #1 Fuel Oil @ \$0.1144 per gallon and approximately 135,000 gallons Diesel Oil @ \$0.1044 per gallon, terms net, plus Sales Tax; and low bid of Pep's Kerosene Service, for furnishing approximately 15,000 gallons #5 Fuel Oil @ \$0.0795 per gallon, plus Sales Tax - was presented. The report goes into details on the bids.

RESOLUTION 133707, accepting bid of Cabrillo Land Company for furnishing #1 Fuel Oil; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of the City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 133708, accepting bid of Pep's Kerosene Service for furnishing #5 Fuel Oil; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of the City of San Diego contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

Councilman Schneider said he had a question in connection with the next item.

The City Manager said it covers maintenance and minor replacements.

Report of Purchasing Agent, approved by City Manager, on low bid of Elevator Electric, Inc. for furnishing Elevator Maintenance Service for the San Diego Public Library, for 1 year beginning July 1, 1956, at \$110.00 per month; 4 bids - was presented.

RESOLUTION 133709, accepting bid of Elevator Electric, Inc. for furnishing Elevator Maintenance Service for San Diego Public Library; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Evenson asked what kind of street signs are involved in the next Purchasing Agent's report.

The City Manager replied "Street signs - either enamel or porcelain". He said alternates are provided for.

Councilman Evenson asked how 2 specifications could be taken.

The City Manager said the "City used to specify 1 or the other; bidding got limited". He said this is baked enamel, about \$2.00 cheaper than the other, and told of there having been a series of tests.

Councilman Kerrigan asked why not get Mr. Shaw, Purchasing Agent, up here to explain the specifications.

There was discussion between Councilmen Kerrigan and Evenson regarding types.

The City Manager told of quite thorough specifications having been worked up 2 years ago. He said it is a question of price. He told the Council that this can be held up for a report.

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Councilman Evenson moved to continue the item 1 week.

By common consent of the Council, the item was held, pending arrival of the Purchasing Agent for whom the City Manager telephoned.

(It will be shown again in these minutes).

Report of Purchasing Agent, approved by City Manager, on co-low bid of Utility Trailer Sales Company and Burruss Engine & Body Company for furnishing by special dump bodies and hoists mounted on truck chassis to be furnished The City - \$849.00 each plus State Sales Tax, with option to purchase 2 additional units at the same price to be purchased by July 15, 1956, was presented. The report says it is Not-in Kind Replacements of Motive Equip. for Public Works; there were 5 bids, and award was decided by drawing lots.

RESOLUTION 133710, accepting bid of Utility Trailer Sales Company for furnishing 6 Special Dump Bodies and Hosts; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of the City of San Diego a contract, pursuant to specifications on file in office of the City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133711, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 40,000 Lbs. Powdered Activated Carbon, Document 536785, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted. (For use in Alvarado Filter Plant).

Councilman Evenson asked what the specifications are for the following item. The City Manager produced them, and read them to the Council.

Councilman Evenson said he was "interested in the general specs".

RESOLUTION 133712, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnish 1 Hydraulic Shop Press, Document 536710, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133713, authorizing and directing Purchasing Agent to advertise for sealed propoals or bids for furnishing Ford Parts requirements for 6 months beginning July 1, 1956, Document 536711, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

There was listed on the agenda at the request of the City Manager a resolution approving plans, etc., and authorizing bids for addition to Shuffleboard Clubhouse in Balboa Park.

Councilman Kerrigan moved to continue the item until Tuesday, June 26, 1956, inasmuch as it had not arrived. Motion was seconded by Councilman Evenson, and the item continued.

Councilman Evenson asked for details on the next resolution. The City Manager reviewed the items which the City proposes to sell.

After report was given, by Councilman Evenson, remarked that it did not seem like much mileage on the cars.

The City Manager continued to review items beyond the point where Councilman Evenson made the mileage observation.

Discussions on Resolutions
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Proposed Res. cont.

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There was discussion between Councilmen Kerrigan and Evenson. RESOLUTION 133714, authorizing and directing Purchasing Agent to advertise for sale and sell motor vehicles no longer desirable for use or retention by the City - listed in the Resolution - all costs in connection with sale to be deducted from proceeds received from the sale, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Purchasing Agent, approved by City Manager, on sale for \$4,798.00 of 1 Bucyrus Erie Dragline - 4 bidders - and deposit of the funds with the City Treasurer, was presented.

On motion of Councilman Schneider, seconded by Councilman Evenson, it was filed.

The Council returned to the item accepting bid for furnishing Street Name signs.

The City Manager spoke to Purchasing Agent J. Harold Shaw about the specifications.

Mr. Shaw said there were "open specifications; low bid meeting specifications is on baked enamel; there was 1 bid only on that".

There was discussion between Councilman Evenson and Mr. Shaw on the specifications.

Mr. Shaw said to the Council that there is a difference of opinion as to which is the better type. He said that Tom Fletcher, Assistant to the City Manager had told of 1 Southern California city's experience.

James Reading, Traffic Engineer, joined the conversation regarding experience on signs.

Councilman Kerrigan asked if anybody bid on porcelain.

Mr. Shaw replied 1 on a portion; 2 on the other. He said the committee which he named had recommended the baked enamel, based on experience. He said it was felt that a few porcelain signs would be purchased for test along the Coast.

Councilman Kerrigan asked if the bid was for the signs in place.

Mr. Shaw answered that it was the cost of heads only, and answered questions about previous bids.

Councilman Schneider stated that the City can't keep small boys from throwing rocks and pieces of bottles at signs.

Mr. Reading said that specifications had been modified, and that specifications have been improved over those of other cities. He outlined, again, for Councilman Kerrigan, the members of the committee.

Mr. Shaw said that the high bid of \$16.00 met specifications, about 2 months ago, answering Councilman Kerrigan.

RESOLUTION 133715, accepting bid of Lyle Signs, Inc. for furnishing requirements of Street Name Signs for 1 year beginning June 15, 1956, at \$12.55 per sign plus State Sales Tax; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

Asked for a statement, the Planning Director told the Vice Mayor about variances and a new subdivision. He said it was indicated in a variance that it was planned to use a 15-foot setback, but it has been found that cannot be met on account of not enough room for a building.

Communication from Planning Commission, by Jack VanCleave, recommending approval of tentative map for 1-lot subdivision of portion Block 3 Bay Shore Addition, located in Point Loma on Shafter Street backing up to Anchor Way which is an undedicated street. It says the Commis-

Purchasing reports, and discussions

Planning recommendation, and discussion

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sion's recommendation is subject to 5 conditions and suspension of 1 section of the Municipal Code.

RESOLUTION 133716, approving tentative map of Neely Subdivision, a 1-lot subdivision of portion Block 3 Bay Shore Addition, located in Point Loma on Shafter Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Jack VanCleave, recommending approval of tentative map for 3-lot subdivision of portion of 48-acre North Clairemont shopping center bounded by Clairemont Drive and Clairemont Mesa Boulevard, subject to 7 conditions and suspension of 3 sections of the Municipal Code, was presented.

The Planning Director told of there being a pending zoning map. He said that the center is probably going to be changed again, to reduce the commercial area. He said that the present zoning would require parking facilities.

RESOLUTION 133717, approving tentative map of North Clairemont Plaza, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Jack D. VanCleave, reporting on tentative map for resubdivision of Lot 4 Block B Nettleship-Tye Tract No. 2, was presented. It recommends approval subject to conditions and suspension of portion Municipal Code.

Otto Langer asked the Council to continue the item for "next Thursday hearing", pointing out that he objects to the property division.

On motion of Councilman Schneider, seconded by Councilman Evanson, the item was continued to the meeting of Thursday, June 28, 1956.

Communication from Planning Commission, by Jack D. VanCleave, recommending approval of tentative map of Vista Bahia, a 150-lot subdivision of Blocks C, 7, 10 and portions of 9 and 19 Morena, located on east side of Morena Boulevard, south of Bay Park Vista, subject to 19 conditions, and suspension of 3 sections of the Municipal Code, was presented.

RESOLUTION 133718, approving tentative map (revised) of Vista Bahia, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by P. Q. Burton, forwarding Drawing B-721 showing proposed setback line for widening 70th Street between Saranac Street and Colony Road, was presented. It says that after posting property with signs and advertising in the newspaper, the Commission held a public hearing June 13. It states that the Planning Department and City Engineer's office explained necessity for widening, pointing out that Major Street Plan asks for minimum right of way width of 80 feet, but that approximately 90 feet total right of way width should be obtained between Saranac and Amherst Streets due to amount of traffic that would use the street between Alvarado Freeway and El Cajon Boulevard and its adjacent commercial area. It states that it was pointed out that 70th Street had been originally 80 feet in width, but that prior to 1923 ten feet on each side was closed, leaving a 60-foot right of way, and that the important street runs from University Avenue on the south to Fletcher Hills and area surrounding Lake Murray on the north. According to the communication, maps were displayed showing proposed setback line, together with existing buildings adjacent to 70th Streets; it was stated that setback line was drawn carefully in order to cause as little as possible to abutting properties. According to the communication, the Commission explained to interested property owners that adoption of a setback line by ordinance did not move any buildings or take any land, that it merely established a line in relation to the street line

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any land, that it merely established a line in relation to the street line in which area no new construction could take place. It reports that no one appeared to object to the proposed setback line north of El Cajon Boulevard and 3 persons who appeared approved the setback line as shown. It states that 1 person appeared to object to setback line proposed in area south of El Cajon Boulevard and presented a petition of protest containing signatures of three people, in addition to his own; all of those objectors are in block between Amherst and El Cajon. It says that the Commission voted 5-0 to recommend adoption of a setback line as shown on Drawing B-721.

Councilman Kerrigan asked "how about it?"

Harry C. Haelsig, Planning Director, said that this came about on initiative by him. He said it was originally an 80-foot street; the Supervisors narrowed it to 60 feet, and referred to provision for "holding back 10 feet for widening". He said major interchange will be on 70th Street, in the County.

There was discussion between Councilman Kerrigan and Mr. Haelsig about zoning.

Mr. Haelsig said that it is worse than Fairmount Avenue, in that buildings could be constructed out to 70th Street. He showed a map, which he explained. There was discussion between Councilman Kerrigan and Mr. Haelsig over details.

Councilman Kerrigan said he "thinks the assessment hearing on the 1911 Act job has not been held", and that "property owners will raise a little bit of hell when they find they are going to have to destroy the improvement". He said there was a screaming demand for sidewalks.

There was discussion between Councilman Schneider and Mr. Haelsig. Mr. Haelsig said that 70th is a major street, and has been on the plan for years. He told the Council that it became critical because of an application for an R-4 zone. He said "the situation in the area is bad".

Councilman Kerrigan asked if the City would be justified in establishing a setback when the County is only 2 blocks away. Then, he spoke to Mr. Burton about annexation.

Mr. Burton said that the annexation to which Councilman Kerrigan referred, in connection with a conversation he had overheard, was south of Paradise Hills.

The Vice Mayor read to the Council from a portion of the Planning report.

Mr. Burton said that the area had been posted, and published.

Councilman Kerrigan and Mr. Haelsig agreed that it is La Mesa - not County (as had been said) - on account of annexation. Mr. Kerrigan said that property owners are going to have to pay a bill for sidewalks that will have to be torn up.

Mr. Haelsig explained details of "no encroachment" in the 20-foot area.

Councilman Kerrigan stated that the same argument was used on Fairmount Avenue, "but nothing has happened."

The Vice Mayor asked what the Council wants to do.

Councilman Kerrigan reviewed, for the Vice Mayor, previous Zoning Board action. He said it is not determined if property is to be R-2 or R-4.

There was continued discussion between Councilman Kerrigan and Mr. Haelsig over a map.

Councilman Evenson asked about normal use of setback.

Mr. Haelsig replied that this "for acquiring a street".

Councilman Evenson said that "people are not advised".

Councilman Evenson and Mr. Haelsig held a discussion over a map.

Mr. Haelsig told the Council that there were 14 protests on rezoning; there were 14 signatures for variance; rezoning had been requested by the Council.

Councilman Kerrigan asked that this be held up temporarily because of La Mesa plans, and that the subject be taken into conference.

RESOLUTION 133719, referring to Council conference the matter of a proposed setback on 70th Street between Colony Road and Saranac Street - recommended by vote of 5-0 by the Planning Commission as shown on Drawing B-721, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by P. Q. Burton, stating that Edith and Dorothy Grus, 1085 Moana Drive, San Diego 7, dated June 11, 1956, requests a 3 months extension of zone variance and property use permit for construction of a 150-unit trailer park at intersection of Morena Boulevard and Knoxville, was presented. It says that the original resolution, 116460, dated January 28, 1954, has been extended twice so that it will now expire July 1, 1956. It states that reasons given are that present owners purchased the property on June 1, and that some revisions in plans of previous owners will be made by the new owner. It states that Planning Commission voted 5-0 to recommend that expiration time for commencement of construction in Pueblo Lot 264, 3 months from July 1, 1956, its present expiration date.

Councilman Schneider questioned Mr. Burton about the location. Mr. Burton explained it, and said that the owners are to revise existing plans, and the City changes.

RESOLUTION 133720, adopting recommendation of the Planning Department, Document 536682, extending time for construction of Trailer Park by Edith & Dorothy Grus, 1085 Moana Drive, San Diego 7, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted. The extension under the resolution is for 3 months for construction of 150-unit trailer park at intersection of Morena Boulevard and Knoxville Street provides it to be from July 1, 1956, the present expiration date, on conditions provided in earlier resolutions.

Communication from San Diego Junior Chamber of Commerce, 947 Columbia Street, dated June 18, 1956, requesting a special appropriation of \$250.00 to cover expenditures of the 1956 Miss San Diego Pageant, was presented. It tells of bills paid for 1954-1955 budget paid but charged to the 1955-1956 budget, so there are no further funds available for the purpose.

RESOLUTION 133721, granting request of San Diego Junior Chamber of Commerce, by Laurie Flood, president, for appropriation of \$250.00 for 1956 Miss San Diego Pageant; requesting City Attorney to prepare and present necessary ordinance making the appropriation, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted. (There were 2 motions; the first to grant the request; the second by Councilman Schneider, seconded by Councilman Evenson, was to request the Attorney to prepare the ordinance).

Communication from Municipal Employees' Association, dated June 20, 1956, signed by Mary E. Harvey, was presented.

Councilman Kerrigan moved to refer it to the City Manager. Motion was seconded by Councilman Schneider.

Miss Harvey reviewed "plan to cut the fourth floor women's lounge in half". She pointed out that the room has been in use since the Civic Center building was built. She said that the employees have asked for another solution. She said that there will be re-shuffling, because of the new County (Health Building on the north end of the Civic Center) building. She said that it is possible to use the fourth floor area room for conversion into a recreation room. She asked for a discussion of a working out of the situation, and referred to former attempts to eliminate the women's room. She said there is no room to even rest, if this is taken, if a woman becomes ill.

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

The Vice Mayor said that he had invited J. Francis Mergen,

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of San Diego County Historical Days Association. Mr. Mergen wished the Councilmen a "Buenos Dias". He thanked the Council for its support of the Historical Days Association in its efforts to restore Old San Diego to its former Spanish glory. He told of there being a request for \$500. or \$600. originally for the first school house rehabilitation. He told of the association being \$1600. short of its goal on the project. He said there is on deposit \$240. with the City for sewer installation. Mr. Mergen asked the City for the waiving of the installation costs.

Councilman Kerrigan stated that the Attorney says the City can't waive the installation fee, but that it can approve the granting of funds for the purpose.

RESOLUTION 133722, authorizing and directing the City Attorney to prepare and present an ordinance appropriating \$249.00 to be used for sewer installation fees at the "Old School, historical landmark No. 538, erected 1865", was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

After adoption of the Resolution, Mr. Mergen filed a pamphlet, entitled "San Diego's Old School Days, by Ben F. Dixon, historian, San Diego County Historical Days Association". He explained its cost, and the manner of printing. He says that when they are distributed, usually a donation of \$1.00 each is asked, but that he would not in this instance.

Vice Mayor Williams thanked Mr. Mergen for his presentation.

RESOLUTION 133723, declaring intersection stop: 31st Street and Cedar Street, affecting north and south bound traffic on 31st Street; authorizing and directing installation of necessary signs and markings; discontinuing existing intersection stops at 31st and Elm Streets and at 31st and Cedar Streets, and directing removal of signs, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133724, mentioning previous agreement entered into for maintenance and repair of radio equipment for police and fire protection and public safety generally with the County of San Diego, Document 496495; that agreement provided that it may be extended as to term and unit schedule by resolution of legislative body of respective parties; extending the contract for one year beginning July 1, 1956, in accordance with charges set out in the resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133725, mentioning previous agreement entered into for maintenance and repair of radio equipment for police and fire protection and public safety generally with City of National City, Document 496499; that agreement provided that it may be extended as to term and unit schedule by resolution of legislative body of respective parties; extending contract for one year beginning July 1, 1956, in accordance with charges set out in the resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133726, mentioning previous agreement entered into for maintenance and repair of radio equipment for police and fire protection and public safety generally with City of Chula Vista, Document 496494; that agreement provided that it may be extended as to term and unit schedule by legislative body resolution of respective parties; extending contract for

one year beginning July 1, 1956, in accordance with charges set out in the resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133727, mentioning previous agreement entered into for maintenance and repair of radio equipment for fire and police protection and public safety generally with City of Coronado, Document 496496; that agreement provided that it may be extended as to term and unit schedule by resolution of legislative body of respective parties; extending contract for one year beginning July 1, 1956, in accordance with charges set out in the resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133728, mentioning previous agreement entered into for maintenance and repair of radio equipment for fire and police protection and public safety generally with Fallbrook Volunteer Fire Department, Document 496498; that agreement provided that it may be extended as to term and unit schedule by resolution of legislative body of respective parties; extending contract for one year beginning July 1, 1956, in accordance with charges set out in resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133729, authorizing and empowering City Manager, for and on behalf of The City of San Diego, to execute permit agreement with San Diego Square Dancing Association, authorizing the association to conduct National Square Dancing Convention in Municipal Gymnasium in Balboa Park during period June 22 through 24, 1956, and require payment of \$150.00 upon such other terms and conditions as are contained in agreement, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Schneider said that he had a question in connection with the next proposed resolution.

It was a resolution authorizing and empowering the City Manager to execute for The City an agreement with Narmco, Incorporated, agreement wherein The City agrees to re-purchase from Narmco property heretofore conveyed to Narmco in event Narmco fails to perform covenants and conditions contained to deed of conveyance.

The City Manager told the Council "it is part of 2 things". He spoke of there being an agreement for purchase of land and erection of building. He said it has to do with relinquishing, but does not comply. He said there is the question of Door of Hope and Salvation Army (in Collier Park). He said property has been appraised. He said that Salvation Army wants to buy from the City - including the present site, but does not want the additional acreage voted 2 or 3 years ago. The Manager said that they will pay the appraised amount in Collier Park. He told the Council that the City will pay for the Fire House site, and that will clear up the problem. He told of payment of \$5,000. to the City. He said "Narmco does not have any doubts of performing".

Councilman Schneider moved to adopt the resolution listed on the agenda.

The City Manager stated "it is a cloud".

The Vice Mayor asked the City Manager to have a map of the land in Collier Park in conference.

The City Manager replied that he can have the map, as requested.

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He said that 3 years ago there was a popular vote to transfer the land to the Salvation Army. He said, again, that they do not want additional acreage; they want just what they have now.

Councilman Kerrigan spoke to the City Manager about having to pay taxes; they (the Salvation Army) own the building in Collier Park.

The City Manager replied "they want to go to another type of operation". (They maintain the Door of Hope for unwed mothers in Collier Park).

Harry C. Haelsig, Planning Director, asked about this item, said that the Salvation Army has made arrangements with Sharpe Memorial Hospital, and will have this for recovery.

Councilman Schneider moved to adopt the proposed resolution. Motion was seconded by Councilman Kerrigan.

The Vice Mayor told the Council that he "will have to vote 'no'".

The motion was then withdrawn.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was continued to the meeting of Tuesday, June 26, 1956.

RESOLUTION 133730, granting Davis Simpson (owner) 5920 Camino de la Costa, La Jolla (Al McCoy Plumbing Co., 7622 Girard Avenue, La Jolla) to use copper vents in lieu of cast iron to avoid cutting studs and plate in construction at said address, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 133731, granting Scripps Metabolic Clinic, by B. C. Martin, 476 Prospect, La Jolla, owner (Al McCoy Plumbing Co., 7623 Girard Avenue, La Jolla) to use copper vents in lieu of cast iron to avoid cutting studs and plate in construction at 476 Prospect, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 133732, granting Dr. J. T. Lipe, 1028-36 Pearl Street, La Jolla, owner (Al McCoy Plumbing Co., 7623 Girard Avenue, La Jolla) permission to use copper vents in lieu of cast iron to avoid cutting studs and plate, construction at said address, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 133733, granting Dr. George Gorodett, owner (J. C. Lee, Plumbing Contractor) to use copper vent in lieu of cast iron, on construction at 4267 Ingraham Street, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 133734, granting revocable permit to Arne C. Royland, 2743 - 44th Street, San Diego, to install and maintain 75 feet of 6-inch V.C. sewer line for use and benefit of owner's property, under Olive Street, from westerly 70 feet Lots 1, 2, 3, 4 Block B Swan's Second Addition, to sewer main in Alley Block B Swans Second Addition, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133735, appointing Syd Smith as member of the City

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Planning Commission for 2 years, to fill vacancy caused by expiration on June 1, 1956, of term of C. E. Salik, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The next item had been continued from an earlier meeting.

RESOLUTION 133736, Robert Smith of the Civil Service Department, to travel to Chicago and New York, June 21 through June 24, 1956, for purpose of interviewing candidates for positions of Assistant Director of Social Service and Social Service Representative, and incur necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133737, directing City Attorney to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes of record against Lots 1, 2, 3, 4, 5 Block 2 Bay-side, 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; and authorizing and directing City Attorney to take whatever steps he may deem necessary otherwise to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133738, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Lots 39, 40, 41 and 42 Block "E" Boulevard Heights, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133739, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Lots 29, 30, 31, 32 Block 420 Duncan's Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133740, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Lots 8 and 9 Block 1 Weeks' Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133741, accepting deed of Clifford S. Stanfield and

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Kathryn M. Stanfield, June 9, 1956, conveying easement for sewer, water, drainage and public utilities and right of ingress and egress in portions of Lots 18 and 19 Block 34 La Jolla Hermosa 2; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133742, accepting deed of Norman L. Oliver and Lillian M. Oliver, May 29, 1956, conveying easement for sewer, water, drainage and public utilities and right of ingress and egress in northerly 12.00 feet, measured at right angles from northerly line Lot 4 Alvarado; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133743, accepting Cathodic Protection Deed of Ed Fletcher Company, a California corporation, June 12, 1956, conveying permanent easement and right of way of way for cathodic protection station or stations, etc., portion Lot B of Lot 70 Rancho Mission; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133744, accepting deed of Boulevard Mart, Inc., a California Corporation, formerly Farmers' Market Shopping Village, Inc., a corporation, May 2, 1956, conveying for street purposes portions of Lot 6 Lemon Villa; naming land 54th Street, and accepting portion for slope rights for excavations and embankments; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133745, accepting deed of Margaret E. Wakeley, May 2, 1956, conveying portion Lots 34, 35, 36, 37, 38 Block E Boulevard Heights; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133746, accepting deed of R. Victor Venberg and Rose Elliott Venberg, May 22, 1956, conveying easement for right of way for storm drain, or drains and appurtenances, in portions of Lots G, E and F Block 331 Horton's Addition; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133747, accepting deed of Union Title Insurance and Trust Company, a corporation, June 11, 1956, conveying easement for right of way for storm drain, or drains and appurtenances in portion Lot D and portion Lot E Block 331 Horton's Addition; authorizing and directing

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City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133748, accepting deed of General Petroleum Corporation (formerly General Petroleum Corporation of California), June 4, 1956, conveying portion Lots 1, 2, 3 in Resubdivision Block 68 Arnold and Choate's Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133749, accepting deed of John George Smith and Loraine M. Smith, June 8, 1956, conveying easement for right of way for public alley and incidents thereto, in portion Lot 12 Block 2 Homedale; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133750, accepting deed of John George Smith and Loraine M. Smith, June 8, 1956, conveying easement for right of way for public street and incidents; naming easement Franklin Avenue; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133751, accepting deed of Thomas A. McGregor and Elsie McGregor, June 6, 1956, conveying easement for right of way for public alley and incidents in portion Lot 8 Block D Starkey's Prospect Park; dedicating easement for public alley; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133752, accepting deed of Thomas A. McGregor and Elsie McGregor, June 7, 1956, conveying easement for right of way for public street and incidents in portion Lot 8 Block D Starkey's Prospect Park; naming easement Draper Avenue; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133753, accepting deed of Thomas A. McGregor and Elsie McGregor, June 6, 1956, conveying easement for sewer, water, drainage and public utilities and right of ingress and egress, in easterly 4.00 feet, measured at right angles from easterly line, Lot 8 Block D Starkey's Prospect; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

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RESOLUTION 133754, accepting deed of Carl F. Crawford and Katherine M. Crawford, June 8, 1956, conveying easement for right of way for public sewer and appurtenances in portion Pueblo Lot 1289; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

On motion of Councilman Schneider, seconded by Councilman Evenson, reading of the next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7035 (New Series), establishing setback line on east side of Ulric Street on Lots 1 to 10 inclusive Block 70 Linda Vista Unit 4, pursuant to Section 101.0603 of San Diego Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Evenson. Nays-None. Absent-Councilmen Burgener, Curran, Mayor Dail.

On motion of Councilman Schneider, seconded by Councilman Evenson, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman Evenson, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7036 (New Series), appropriating \$36,000.00 out of Capital Outlay Fund for grading, installing storm drain and sewer lateral and otherwise improving portions of Lomita Park, Colina Del Sol Park and South Clairemont Park, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Evenson. Nays-None. Absent-Councilmen Burgener, Curran, Mayor Dail.

On motion of Councilman Evenson, seconded by Councilman Schneider, the next ordinance was introduced.

On motion of Councilman Evenson, seconded by Councilman Schneider, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7037 (New Series), appropriating \$15,000.00 out of Capital Outlay Fund for installing Traffic Signal and Safety Lighting Systems at intersection of El Cajon Boulevard and 40th Street, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Evenson. Nays-None. Absent-Councilmen Burgener, Curran, Mayor Dail.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

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ORDINANCE 7038 (New Series), appropriating \$8,400.00 out of Capital Outlay Fund for construction of parking lot in Presidio Park, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by the following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Evenson. Nays-None. Absent-Councilmen Burgener, Curran, Mayor Dail.

On motion of Councilman Evenson, seconded by Councilman Schneider, amending Sections 93.0601, 93.0602, 93.0617, and 93.0804 and repealing Section 93.0403 of San Diego Municipal Code, Regulating Plumbing Installations, was introduced, by the following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Evenson. Nays-None. Absent-Councilmen Burgener, Curran, Mayor Dail.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the Council took a recess at 11:27 o'clock A.M., until 2:00 o'clock P.M., this date.

Upon reconvening at 2:04 o'clock P.M., the roll call showed the following:
Present-Councilmen Williams, Schneider, Kerrigan, Evenson
Absent--Councilmen Burgener, Curran, Mayor Dail
Clerk---Fred W. Sick

The hour of 10:00 o'clock A.M. having arrived, time set for appeal of Associated Dancing Teachers of Southern California relative to Park and Recreation Department's budget wherein provisions are made for tap and ballet dancing lessons, the Vice Mayor declared the hearing open.

Vice Mayor Williams told the people who were standing in the annex because there were no seats. He said that they had been in use for the square dance exhibition in front of the Civic Center. He pointed out that this hearing had been called to advise the Council, and that no vote would be taken today. The Vice Mayor said that 3 members of the Council were absent from the city. He said "all are to have a voice in the vote". He stated that the Council will be swayed only by factual information. He announced that objectors to the program would be heard first; proponents will have "legal time".

The first speaker was Edgar Hervey, attorney, who said he appeared on behalf of no client; he was not here hired by anybody. He stated that if the Council spends funds unfairly or unwisely, it has to raise taxes. He said a woman had asked "why they want to take things away from children". Mr. Hervey told the Council that he has 2 children, 5 grandchildren. He told of having made contribution to cerebral palsy fund, for which he was not taxed. He said that children need dental care; they don't have enough to eat after taxes. He said it is left to taxpayers by voluntary contribution for relief organizations. He asked if San Diegans are "going to be taxed for dance lessons?". He said that there are people in the community who can't contribute because of high taxes; now it is proposed to tax for dance lessons. Mr. Hervey declared "the power to tax is the power to destroy". He contended that restriction should be on only the most essential things; not things that can be given. He said he knows many excellent citizens who can't tap dance or do ballet. He said "let's not tax the poor tax payer for dancing while there is a decayed tooth or empty stomach". He suggested that on election campaign cards there be printed "I support taxes for ballet and tap dancing". He said he would feed first, and provide dancing later; the 5 (to which he referred) can't dance.

There were boos from the audience, which the chairman attempted to stop.

7038 N.S.
Ord. introduced
Meeting recessed
Meeting convened
Hearing (re dancing)

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The Vice Mayor told the large audience that popularity of the issue would not be determined by interruptions.

George Bryans, attorney representing Associated Dance Teachers of California, appeared at the microphone, and called individuals to testify.

Lucille Iverson, president of Associated Dancing Teachers of Southern California, and Dancing Masters of Southern California, was heard. She identified several teachers who are members. He said they feel strongly against free tap and ballet lessons. She stated that the studios have been furnished no students by the Recreation Department; they lose, instead. She told of having to compete with free lessons, and having to comply with many established regulations. She stated that the Park and Recreation Department has an outlet for its shows. She said that most of the teachers are not training their students for professional work; what is wanted is grace and poise. She recited, in detail, what other cities are doing: not giving free tap and ballet lessons. She said that Los Angeles spends some \$6,000 for a population of 5,000,000 for tap and ballet.

Joanne Thornbrooke stated that she has been in the dancing school business for 21 years, and has never had to compete with free lessons. She said that most of the pupils are above school age. She said many are out to get services free. She said that she has not taught dancing in welfare groups of children in San Diego, or in orphanages, but that she has done so elsewhere. Miss Thornbrooke said that many polio children have been helped through dancing. She told of having raised 2 girls. She said she wondered how many women have husbands who could compete with free lessons. She said to the Council that as a teacher she could not survive one talented children, and does not see why she should have to compete with free lessons. She agreed that there is a need for recreation; but not for free dancing. She said there are few teen-agers in the recreation department. She said that she should have a chance.

Syd Roby, of the Joy Dance Studio, read from a magazine article, which he did not file. He spoke of having owned a studio in Hillcrest, which he had to close because of the free dance instructions. He said that for 2 days he had 5 children, and they went to Park & Recreation Department, for lessons. He spoke of 25 coming full-time for lessons, free. He said any child that can't afford to pay for lessons will receive them anyway (laughs and boos, again).

The Vice Mayor called for order.

Dorothy Halstead, dancing teacher, was called next. She said that recreational dancing should be just recreation; not inadequate training of children. She said that she makes it clear to her pupils that "each lesson is a unit", and no promises are made. Miss Halstead told of having donated services for various causes, and of having "carried needy children, without compensation". She said she has to investigate such children to see if they are worthy. Then she told of carrying students of a polio family. She said that the recreation program should be beneficial, or just recreational. She said that students are practically all girls, and that "square dance folk keep together".

Mr. Bryan told the Council that dancing teachers are fighting for their lives against their own taxing body. He said the question is if the City is going to take over dancing. He said the question is if the City is going to take over dancing. He spoke about having to select, as time goes on. He showed a paper regarding Fantasy, Jr. Ballet (produced by Park and Recreation). He said it tells of instructions free of charge, in the paper. He said his clients are not asking to deprive needy children; tax payers are asking that the teachers be not driven out of business. He said he had letters from other cities, and read one from Los Angeles. He said "San Diego is spending \$21,000 (for the dancing program), and is trying to increase it to \$31,000". He said that conducting of the dancing program by the government by taxpayers' money is destroying the taxpayers. He charged that the City is going into business against them. He said "the majority of people who are here because they are getting something free from the City". He said that taxpayers have a right to protection by the Council in the best of its ability; taxpayers should not be driven out of business. He said

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that teachers have the right to exist, and should not be driven out by tax money. Mr. Bryans said that the City "should stop the expenditure".

Tom Drake stated that he was here as "the voice of the taxpayer". He said that as long as the City continues to give away, it is going to have greater demands. He said that 40% of the income of people go to pay taxes, in California. He said that has to be pared down, or it is "headed for ruin". He stated that tap and ballet are not essential. He said that people ask for neighbors to give, but not as mendicants, but they do come to the government. He said that means that people are asking for neighbors to force to give.

John Leppert, Manager of San Diego Taxpayers' Association, said that it is a shame that there can't be this much interest next week, on the budget (at appropriation ordinance hearings). He said it is a question of degree regarding recreational problems. He asked if the program can be met by private enterprise. Mr. Leppert said "there are many other tax needs; adequate levels are great". He said that the Council has to draw the line, and that tap and ballet program offered by Park and Recreation is outside the responsibility of government.

Rider South, identifying himself as a taxpayer, spoke. He said that dancing teachers don't demand special rights; if they can't make a go of their occupations, they find others. He maintained that this "is limited socialism". He said that this is another degree toward total dancing business by the City. He said that the Russian people are the same as the people of the United States, but that they live under different form of government, controlled by the State. He said it has been tried in England, where the coal mines and railroads have been most inefficient. He said this "will get like Russia"; everybody will be working for the State. He asked how far we can progress toward socialism.

Mrs. Edward Varley stated that she had been a taxpayer for 3 years; she has 3 children. She said she agrees with recreation, which has meets, beaches, etc. She said that takes the place of ballet and tap. She asked if the mothers send the children to the classes "to keep the little monsters out of their hair".

Gladys Bowen, of the Gladys Bowen Dance Studio, said there is a matter of definition. She read Webster's regarding education and recreation. She stated that dancing teachers have been "running as they should", and there is the matter of zoning and licenses involved. She said that telephone bills are more on account of businesses; taxes are greater. She told of having to acquire pupils, and said that this is a transient area, and search has to be made for new pupils. She said she would not deny children anything that is needed; some fall under the heading of recreation. She asked what the motive is for the City's program. She said that the City has at its disposal every building in the park, and that some tickets are sold. Mrs. Bowen said she does not object to the program in areas of under-privileged playgrounds. She told of having had classes in those, and of having pioneered in the field. She said she had youngsters at that time who could not afford to go to dance studios. She said there were many people in great lines who had no business.

The Mayor invited proponents of the dance program to be heard next.

Councilman Kerrigan said "it would be apropos to tell the story". He said the program has been opposed, and he asked what the program is.

Les Kobler, 4511 Maryland, past president of the square dance association, spoke next. He referred to the Mayor's opening comments about there being no chairs, on account use at the square dance exhibition. He said that some months ago the Council, Police and Planning, and Recreation met and decided that San Diego is lacking in facilities for girls. Mr. Kobler said that dancing is just as important as tennis and other recreational activities. He said the main lack is a program for girls. He asked if the City is going to let approximately 10%-a-taxpayer stand in the way of the continuance of a program that is talked about all over the United States as an excellent program. He said

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it is outstanding. He said that this (abandonment of the dance program) would be a foot in the door to take out tennis and swimming. He stated that stars have come from playgrounds. He asked "why destroy something that has taken years to build up?" Mr. Kobler said that a dime on taxes would be added to police, and added that there are "professionals in very branch".

Mrs. Parker Lipsey, a mother of 3 girls, spoke. She said that if children are not able to have tap shoes and costumes they are allowed to dance, and have instruction, anyway. She said that mothers who make costumes, work. She said that the \$31,000 proposed includes several varieties of dancing. Mrs. Lipsey said that if tap and ballet were omitted, it would not do away with the \$31,000. She said she does not understand the objection. She said that the D.A.'s office is in competition with attorneys. She told of participation in Park shows 30 years ago, and that anyone starting dance studios since, knew of the competition. She said that anyone knowing the advantages would not deprive the children of the dancing lessons. She said that "Park and Recreation grow with the City; also the private dancing studios do". She said that free lessons could not be given to all people here. She said that there is nothing that says a boy can't attend the City classes. She told of musical instruction given her 3 girls. She said they need ballet and tap, and she sends them to the City; she could not afford it, otherwise. She said most studios would be interested in professionals; practically 100% of participants at the City are for recreation alone. She said girls and boys have extra activities; it could add to delinquency if reduced. Mrs. Lipsey said "teachers might look to their own laurels". She said parents are allowed to look in at the City dance instructions, but not at many of the private classes. She said that many have become dissatisfied with teachers, so have given up private lessons for the City recreation instructions. She said that the City Recreation Department should be willing to distribute a list of teachers to dance pupils; could, and should recommend teachers. She said that the \$31,000 includes several projects. She said it costs taxpayers 40¢ a year on a \$7,000 home. She said decision should be made for a more important program.

The Vice Mayor said that the square dancing, referred to at the beginning of this hearing, was provided by the convention (square dance convention, to which there are some 15,000 delegates from throughout the United States and Hawaii) at no cost to the City. He said they should be commended.

Mr. Kobler came forward and said that the square dancers would leave \$300,000 in San Diego.

Mrs. James Lateman asked what the City's responsibility is to students. She said that if it is to only feed, etc., the Fiesta, etc., would have to be abandoned. She said that money would be saved in the future regarding delinquency. She said that if the dance teachers are as generous as they say, there would be no takers for the recreation program. She said not more than 5% could afford the lessons, without sacrifice. She said she has 3 children; if she had a potential star she would make sacrifices. She said it would not be good for her to work to finance dancing. Mrs. Lateman said "private lessons would be to their detriment". She said that the program's uniqueness is in its favor. She said there is no argument against San Diego on account of others not having activities. She declared that "dance teachers are here for a selfish purpose". Mrs. Lateman said that it would be a small percentage of the City budget; it is not an extravagance.

The Vice Mayor said concern is not with "the number, and who". He said it is regarding protection of all, and proper expenditure.

Margie Hallick, a dance teacher, said it is not competition; it is a good thing for dancing.

Reverend Quentin Garman, Christ Lutheran Church, Pacific Beach, spoke here. He told of being on a study committee on the Welfare Council. He said Park and Recreation has guide lines; the Community Welfare Council has a guide. He spoke of "spending good tax dollars, but of keeping abreast", with difficulty. He spoke of great importance for the program; the question is "if it is spent for children". He read figures, which he did not file, regarding boys' and girls' participation. He said the community is faced

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with providing activities. He said that the program has met the needs, and it would be a step back if it were abandoned. He said if "turned over to them, there would be the facilities and personnel". He said the program meets at the need level. Rev. Garman told the Council that he is concerned, as a community leader, regarding children. He said every wise avenue has to be provided to give children what they need. He said he goes to the playground at Pacific Beach, and finds that unless the City goes to them, somebody else gets them. He asked what would happen if swimming instructors object to City pools. He said he represented the study program.

Mrs. Wasserman said that the opposition opposes taxes; a survey is needed.

Wm. Coocher, a taxpayer and property owner said he was "happy that the government gave him a home when one could not be supplied". He said it is a healthy course.

The Vice Mayor was called out.

Councilman Schneider took the Chair.

Mrs. Henry Jones said that the children make up a 1/3 of the population; provision must be made for their wants and enjoyment. She said education must include a richer and more satisfying adult life; every child should have equal rights in advantages. She said that in Chicago there is \$100,000,000 for recreation. She said that most of the children in the recreation program are from the under-privileged groups. Mrs. Jones declared that "dancing has been a part of culture since the beginning of man". She said there is the desire for attention and recognition, and it is evident that public dancing could not conflict with private schools. She said there is need to cover many fields. She said she is a firm believer in private enterprise, but there is need for public agencies.

Dorothy Holbrook, chairman of Ocean Beach Civic Committee, read a statement by President Eisenhower.

The Vice Mayor returned.

Mrs. Holbrook continued by saying there is need for girls' programming. She told of her own activities in recreation. She said that there is outstanding supervision in the ballet classes. She told of need for working closer with children. She said "anything that is taken away from a child, that is worth-while, is wrong". She said that many parents help at the playgrounds, so there is a good program. She told of having a lot of activities for girls. She asked the Council not to take away a good community activity.

John Lynch said to the Council that buildings in the park are falling down, and that they should be used. He said that participants in the dancing program "are channeled into dancing schools".

Mrs. Clarence Felix, of Pacific Beach, said it would be foolish to curtail the program. She said "there is an improvement in the nation's health".

Mrs. Major, who said she has 6 children, said to the Council that she evidently went to the wrong dance studio, because she was told she did not have sufficient income. As a result, Mrs. Major said she took them to the City. She said she sends them for development; not to get rid of them. She asked for continuance of the program.

The Vice Mayor said that additional information is needed.

Councilman Schneider moved to close the hearing.

Mr. Bryans, who spoke earlier, said he "did not leave it to the Playground", and that he is "not against children". He observed that tap and ballet lessons by the City are not making this a bright and shining city. He said that the Park and Recreation department can find sufficient activities. Mr. Bryans (an attorney) said that a person who can't afford an Attorney goes to the public attorney. He said that a child who can't afford to have his teeth fixed is taken care of. He said the City could screen children as to need. He asked who doesn't sacrifice for children. He said the program is going to build and grow, regarding furnishing free instructions, at the taxpayers' expense. He said "children should not be financing competition".

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Reverend Garman asked Mr. Bryans why he was here.

Mr. Bryans replied "for money", as attorney for dance teachers. He said he stipulates why he is here.

Reverend Garman said that the "majority are here regarding concern for the children. He said this is not a new problem; it has solved a need. He said the need is for the type of program proposed by Park & Recreation. He advocated "build and grow". He said that he dislikes a backward step. He said he shouts when something is taken away from young people. He said this is filling a need.

An unidentified lady said she has been a taxpayer for 19 years; Mr. Hervey spoke of contributing; she is not employed, and does her part. She said that the Telephone Company takes an amount out of her husband's checks for contributions.

On motion of Councilman Schneider, seconded by Councilman Evenson, the hearing was closed.

The Vice Mayor said this is only 1 facet of a multi-million dollar budget. He spoke of being concerned with proper and appropriate use. He repeated that there would be no action at this time - not until all are here. He thanked the people present for having come down to the hearing.

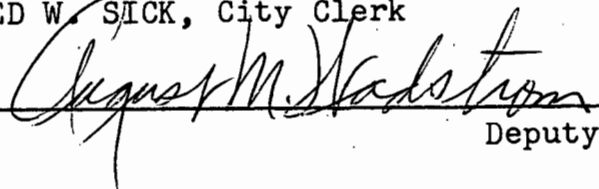
There was no action.

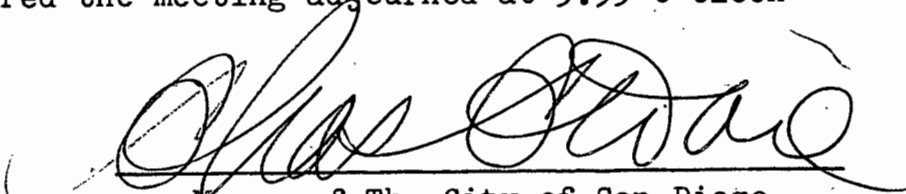
There being no further business to come before the Council at this time, the Vice Mayor declared the meeting adjourned at 3:53 o'clock P.M.

ATTEST:

FRED W. SICK, City Clerk

By


Deputy


Mayor of The City of San Diego,
California

6/26/56

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, June
26, 1956

Present-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson
Absent--Councilman Burgener, Mayor Dail
Clerk---Fred W. Sick

The Reverend Richard O. Moore, Jr., of Kensington Community Church, was presented by the Vice Mayor. Reverend Moore gave the invocation.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the Minutes of the Regular Meetings of Tuesday, June 19, 1956, and of Thursday, June 21, 1956, were approved without reading.

Ordinances and Resolutions for this meeting are recorded on Microfilm Roll 114.

Councilman Burgener entered the meeting

The Vice Mayor welcomed 30 Junior League Provisional Members, accompanied by Mrs. Alan Houser, Jr., Chairman. At his request, the young ladies arose, when the Vice Mayor said he was not sure if they should stand, or the Council do so.

The Purchasing Agent reported in writing on 3 bids opened June 22, 1956, for improvement of Alley Block 128 City Heights, under 1911 Act proceedings.

On motion of Councilman Schneider, seconded by Councilman Burgener, they were referred to the City Manager and City Attorney for report and recommendation. The Council made a finding that bids had been opened and declared as reported.

The Purchasing Agent reported in writing on 4 bids opened June 22, 1956, for improvement of Hartford Street, under 1911 Act proceedings.

On motion of Councilman Schneider, seconded by Councilman Burgener, they were referred to the City Manager and City Attorney for report and recommendation. The Council made a finding that bids had been opened and declared as reported.

The Purchasing Agent reported in writing on 5 bids opened June 22, 1956, for improvement of Normandie Street and Birmingham Drive, under 1911 Act proceedings.

On motion of Councilman Schneider, seconded by Councilman

Meeting convened
Invocation
Minutes approved
Junior League provisional
visitors
1911 Act bids reported

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Burgener, they were referred to the City Manager and City Attorney for report and recommendation. The Council made a finding that bids had been opened and declared as reported.

The next item on which hearing was held June 19, 1956, on Resolution 132904 of Preliminary Determination for paving and otherwise improving Alley Block 64 University Avenue -

RESOLUTION 133755, determining that improvement of Alley Block 64 University Heights, and Meade Avenue, Resolution 132904 of Preliminary Determination, is feasible and that lands to be assessed will be able to carry burden of proposed assessment; also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The next item on which hearing was held June 19, 1956, on Resolution 132905 of Preliminary Determination for paving and otherwise improving Alley Block 2 Normal Heights, with North Mountain View Drive, and Arthur Avenue -

RESOLUTION 133756, determining that improvement of Alley Block 2 Normal Heights, North Mountain View Drive, and Arthur Avenue, Resolution 132905 of Preliminary Determination, is feasible and that lands to be assessed will be able to carry burden of proposed assessment; also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The next item on which hearing was held June 19, 1956, on Resolution 132906 of Preliminary Determination for paving and otherwise improving Cumberland Street, Calle Tres Lomas, Calle Quebrada, Potomac Street, Calle Canada, Alleghany Street, et al -

RESOLUTION 133757, determining that improvement of Cumberland Street, Calle Tres Lomas, Calle Quebrada, Potomac Street, Calle Canada, Alleghany Street and Public Right of Way, Resolution 132906 of Preliminary Determination, is feasible and that lands to be assessed will be able to carry burden of proposed assessment; also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The next item on which hearing was held June 19, 1956, on Resolution 133057 of Preliminary Determination for paving and otherwise improving Alley Block 302 Subdivision of Acre Lots 64½, 65 and 66 Pacific Beach -

RESOLUTION 133758, determining that improvement of Alley Block 302 Subdivision of Acre Lots 64½, 65 and 66 Pacific Beach, Resolution 133057 of Preliminary Determination, is feasible and that lands to be assessed will be able to carry burden of proposed assessment; also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The next item on which hearing was held June 19, 1956, on Resolution 133058 of Preliminary Determination for paving and otherwise improving 52nd Street, Orange Avenue, and portion 54th Street -

RESOLUTION 133759, determining that improvement of 52nd Street, Orange Avenue and 54th Street, Resolution 133058 of Preliminary Determination, is feasible and that lands to be assessed will be able to carry burden of proposed assessment; also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 133055 for paving and otherwise improving Opal Street, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no written protests were filed.

On motion of Councilman Curran, seconded by Councilman Burgener, proceedings were referred to the City Attorney for Resolution Ordering Work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 133056 for paving and otherwise improving 39th Street and Logan Avenue, the Clerk reported written protest from Mrs. Agnes R. Rogers.

Asked for a report, the City Engineer stated that is 2.5% Agges R. Rogers against proposed improvement of 39th Street and Logan Avenue, Resolution of Intention 133056; overruling and denying all other protests, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

On motion of Councilman Burgener, seconded by Councilman Schneider, proceedings were referred to the City Attorney for Resolution Ordering Work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 133204 for paving and otherwise improving Alley Block 61 Park Villas, the Clerk reported written protests from Miss Roda J. Alderson, Nathan M. Jacobs, and P. H. Unitt.

Asked for a report, the City Engineer stated that it is 17.4% - for both area and grade. He reviewed for the Council the grade, and said it is close to the ground line; I want it dropped. He said it is "nothing serious; he can take care of it".

RESOLUTION 133761, overruling and denying protests of Roda J. Alderson, Nathan M. Jacobs, P. H. Unitt from Resolution of Intention 133204 for paving and otherwise improving Alley Block 61 Park Villas; overruling and denying all other protests, was on motion of Councilman Kerrigan, seconded by Councilman Burgener.

(Although motion included direction to the City Engineer to take action indicated, it is not written into the resolution, so as to make it unnecessary to abandon proceedings).

On motion of Councilman Burgener, seconded by Councilman Schneider, proceedings were referred to the City Attorney for Resolution Ordering Work.

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 133206 for paving and otherwise improving Peck Place, the Clerk reported 2 written protests, containing several names.

The City Engineer reported a 69.6% protest.

Councilman Schneider moved to abandon proceedings.

The Assistant City Manager said that property owners were protesting type paving proposed.

There was discussion between Councilmen Curran, Kerrigan, and the City Engineer.

The City Engineer said that he has made a comparison of types in connection with the protests. He said he "can possibly change the type", but that he does not recommend asphalt, but possibly a cement-treated base. He said cost under present plans would be \$4297.; the other \$3620.

RESOLUTION 133762, sustaining protests against proposed improvement of Peck Place, Resolution of Intention 133206; abandoning proceedings, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

For the benefit of the visitors, the Vice Mayor spoke of the 1911 Act procedure, on which the Council has been holding hearings.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2484 made to cover cost of paving and otherwise improving Alley Block 151 Subdivision of Acre Lots 12, 13, 14, 15, 39, 40, 41 and portions of Lot 16, 37, 45, 46 and Blocks 150 and 151 Pacific Beach, the Clerk reported no appeals.

The Vice Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no written appeals were filed.

RESOLUTION 133763, confirming and approving Street Superintendent's Assessment 2484 made to cover cost and expenses of paving and otherwise improving Alley Block 151, Subdivision of Acre Lots 12, 13, 14, 15, 39, 40, 41 and portions of 16, 37, 45, 46 and Blocks 150 and 151 Pacific Beach, Resolution of Intention 127759; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2485 made to cover cost of paving and otherwise improving Alley Block 247 Pacific Beach, and right of way, the Clerk reported no appeals.

The Vice Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no written appeals were filed.

RESOLUTION 133764, confirming and approving Street Superintendent's Assessment 2485 made to cover cost and expenses of paving and otherwise improving Alley Block 247 Pacific Beach, and Public Right of Way in Lot 26; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law, directing him to record in his office the warrant, diagram and warrant, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2486 made to cover cost of paving and otherwise improv-

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ment of

Quince Street, Resolution of Intention 127275, the Clerk reported written appeal from John Zweck.

Mr. Zweck came to the microphone, and told the Council that his "letter explains the whole thing". It was read to the Council by the Clerk.

Mayor Dail entered, and took the Chair

The City Engineer said that condition against which complaint is made by Mr. Zweck is part of the Nile Street improvement, which is out for bids. He said "it is to be made to fit in", and repeated that it is out for bids.

There was discussion between Councilman Schneider, the City Engineer, and Mr. Zweck, after which Mr. Zweck said that he "can't use the property today".

Then there was discussion between Councilmen Burgener, Curran, Schneider and Mr. Zweck.

The City Engineer stated that he had shown the situation to Mr. Zweck.

Mr. Zweck said that he has "only portions of lots; no facing lots".

Willard Olson, of the City Engineer's office told the Council that the Assessor's office does not have a record of the lot splits; if he does not own the small lot parcel he should not pay assessment on it. He advised Mr. Zweck to "just forget it". Answering Mr. Zweck, he stated that there will be a separate assessment on each parcel.

RESOLUTION 133765, overruling and denying appeal of John Zweck from Street Superintendent's Assessment 2486 made to cover costs and expenses of paving and otherwise improving Quince Street; Resolution of Intention 127275; overruling and denying all other appeals; confirming and approving the Assessment; authorizing and directing Street Superintendent to attach his warrant thereto and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on furnishing electric energy in Pacific Beach Lighting District 1 for 1 year from and including September 1, 1956, the Clerk reported no protests.

The Mayor inquired if anyone was present to protest.

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

RESOLUTION 133766, confirming and adopting as a whole "Engineer's Report and Assessment for Pacific Beach Lighting District No. 1", was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on furnishing electric energy in University Avenue Lighting District 1 for 1 year from and including August 1, 1956, the Clerk reported no protests.

The Mayor inquired if anyone was present to protest.

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

RESOLUTION 133767, confirming and adopting as a whole "Engineer's Report and Assessment for University Avenue Lighting District No. 1", was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on the Annual Appropriation Ordinance, proposed to be adopted for the Fiscal Year 1956-1957, the Mayor invited interested persons to be heard.

Eugene T. Ageno, chairman of the city budget committee of San Diego Taxpayers' Association, 526 Spreckels Building, San Diego 1, appeared. Mr. Ageno read a statement dated June 26, 1956, addressed to the Mayor and City Council. Copies of the statement were passed around by John Leppert, Association manager.

Since the statement will become part of the City records in the City Clerk's file, it will not be reviewed in detail. Points covered are Radio-Conversion, Unappropriated Balance, Price Increase Reserve, Miscellaneous Revenues, Retail Sales Tax, Parking Meters, Motor Vehicle License Allocations, Vehicle Code Violations, City-County Camp Commission, Cultural Institutions.

After reading of the statement by Mr. Ageno, the Mayor thanked him for "some suggestions that are very fine".

Councilman Kerrigan spoke to Mr. Ageno about the City-County Camp Commission. He said the ordinance has been revised regarding there being several approvals on the master plan.

Mr. Ageno replied that it has not been approved, and that he would like to see some policy.

There was discussion between Councilman Kerrigan and Mr. Ageno about the Camp Commission and the Cultural Institutions.

Mr. Ageno said it is clearly stated (in the letter) "as to status quo".

The Mayor asked Les Earnest, Budget Officer, to make a statement.

Mr. Earnest said that revenue estimates are in process of review now. He said the Sales Tax item is due to amendment to sales and use taxes. He stated "some other recommendations are being made upward". He said there will be some changes for Thursday, which will be reflected.

There was discussion between Mr. Ageno and Mr. Earnest about use tax.

Mr. Earnest said it would be "in excess of the estimate".

Councilman Schneider spoke to Mr. Ageno about excusing merchants from use tax in connection with double fees.

Councilman Kerrigan talked to Mr. Ageno about "which hat he is wearing - as a merchant or a representative of the Taxpayers' Association".

Mr. Leppert said the statement has been endorsed.

Mayor Dail stated that it is "not a completed budget", and expressed his thanks again.

RESOLUTION 133839, referring to Budget Conference statement of San Diego Taxpayers' Association on the Preliminary Budget for fiscal year 1956-1957, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

On motion of Councilman Schneider, seconded by Councilman Kerrigan the first of two scheduled hearings was closed.

Petition from citizens, by Carl T. Schaniel, Jr., 1544 Monitor Rd., "Chairman Street Committee" of Overlook Heights Civic & Improvement Association, dated June 18, 1956, was presented. It requests prompt action on improvement of streets in the area, as petitioned for under 1911 Act Street Improvement proceedings.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, petition was referred to the City Manager for answer.

Report of Purchasing Agent, approved by City Manager, recommending rejection of all bids received for furnishing 1 Hydraulically Operated Trench Hoe; recommending advertising for bids for furnishing 1

Hearing
Petition
Purchasing report
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3/8 Cu. Yd. Cable Operated Truck Mounted Trench Hoe, was presented.

RESOLUTION 133768, rejecting all bids received March 14, 1956, for furnishing 1 Hydraulically operated Trench Hoe, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133769, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 1 3/8 Cu. Yd. Cable Operated Truck Mounted Trench Hoe, Document 536878, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on sole bid of O. O. and R. E. Maurer for construction of Plywood Skiffs for Water Department, was presented. It says that the bid exceeds by more than \$2,000. the latest revised cost estimate of the water department for furnishing 50. Also, it says that Director of Water Department states that re-advertising may be requested early in 1957, at which time a larger number of boats may be required.

RESOLUTION 133770, rejecting bid received June 14, 1956, for construction of 50 plywood skiffs, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent on bids received June 12, 1956, from 2 bidders, for Air Conditioning System for San Diego Public Library, was presented. It says that in view of the fact that low bid exceeds original estimate of \$175,000. by approximately 80%, the Library Commission has recommended rejection, and Purchasing Agent concurs.

RESOLUTION 133771, rejecting bids for Addition of Air Conditioning System in San Diego Public Library, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent on low bid of C. H. Benton, Inc., for furnishing requirements of Traffic Paint for 6 months beginning July 1, 1956 - 7 bids:

Approx. 5,000 Gal. White Traffic Paint	-	\$1.97 per Gal.
" 500 " Red	" "	\$2.80 " "
" 600 " Yellow	" "	\$2.56 " "

Terms 2% - 30 days, plus State Sales Tax, was presented.

RESOLUTION 133772, accepting bid of C. H. Benton, Inc., for furnishing Traffic Paint; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Daley Corporation for furnishing rental of Dump Trucks for 1 year, beginning July 1, 1956; RESOLUTION 133773,

5 cu. yd. rated capacity trucks	@	\$5.60 per hr. each;
10 " " "	@	\$7.60 " " "

awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted. There were 3 bids.

Report of Purchasing Agent, approved by City Manager on sole bid of Becker Book Bindery of San Diego for furnishing Library Binding for 1

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year beginning July 1, 1956 - details set out in bid, and report, was presented.

RESOLUTION 133774 accepting bid of Becker Book Bindery for furnishing of Library Books for 1 year beginning July 1, 1956 - Books, Magazines, Music, Newspapers - awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Daley Corporation for furnishing Asphaltic Plant Mix Surfacing Material for 1 year beginning July 1, 1956 - 4 bids - details set out in bid, and report, was presented. It says that prices submitted by Daley Corporation are approximately 3.7% higher than in effect on expiring contract; there has been a rise in price of asphalt oils by all refineries amounting to approximately 10%.

RESOLUTION 133775, accepting bid of Daley Corporation for furnishing Asphaltic Plant Mix Surfacing Material; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

At this point, due to speed with which the Council was acting, Councilman Schneider said "this is not a race track; these items have been talked over", for the benefit of the visitors.

Then, the Vice Mayor explained the manner of voting.

Report of Purchasing Agent, approved by City Manager, on low bids of Western Metal Supply Company for furnishing Section II, Items 155 through 210 (Wood Screws) at total estimated price of \$278.52; Section III, Items 211 through 246 (Brass Machine Screws and Nuts) at total estimated price of \$528.52; Section V, Items 273 through 328 (Cotter Pins, Washers, etc.) at total estimated price of \$508.78; Section VI, Items 329 through 416 (Cap Screws, Machine Screws and Nuts) at total estimated price of \$873.48, estimated grand total price of \$2,189.30 plus State Sales Tax - and Gould Hardware & Machinery Company for furnishing Section I, Items 1 through 154 (Bolts and Nuts) at total estimated price of \$3,378.28; Section IV, Items 247 through 272 (Nails) at total estimated price of \$1,250.15, or estimated grand total price of \$4,628.43 terms 2% 30 days, plus State Sales Tax - was presented. Report gives further details, and states that 4 bids were received in accordance with attached tabulation.

RESOLUTION 133776, accepting bid of Western Metal Supply Company; awarding contract, authorizing and instructing City Manager to enter and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 133777, accepting bid of Gould Hardware & Machinery Company for furnishing hardware; awarding contract, authorizing and instructing City Manager to execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of O. O. & R. E. Maurer for construction of Comfort Station at Kellogg Park - \$12,500.00; 4 bids, was presented.

RESOLUTION 133778, accepting bid of O. O. & R. E. Maurer for construction of Comfort Station; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego

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a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 133779, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of addition to Club Building in Balboa Park on 6th Avenue, east of Redwood Street (Second Unit); repealing Resolution 132443; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

This item had been before the Council, earlier, and continued until this date, and is on Document 537063.

RESOLUTION 133780, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expenses necessary or incidental for furnishing and installation of chain link wire fencing at existing Tennis Courts on Park Boulevard in Balboa Park, Document 536865; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 133781, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for application of Bituminous Seal to asphaltic concrete surfaces at Lindbergh Field, Document 536864; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 133782, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for improvement of Reo Drive from Alleghany Street to Winchester Street (including grading, paving and resurfacing), Document 536886; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION 133783, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of storm drain in Hawk Street, and in Block 434 C. C. Seaman's Subdivision of part of east 1/2 of P.L. 1122, Document 536867; authorizing and directing Purchasing Agent to publish notice to contractors ~~for~~ calling for bids, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 133784, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of storm drain in Lot 22 La Mesa Colony (Henry Clay Elementary School, Document 536868; authorizing and directing Purchasing Agent to publish notice to contractors

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calling for bids, was on motion of Councilman Williams, seconded by Councilman Evenson, adopted.

RESOLUTION 133785, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of 9 Cross Gutters at various locations - Group 1 - Document 536869; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

The next item, adopted later, is numbered here out of order by request.

RESOLUTION 133786, authorizing and empowering City Manager to execute, for and on behalf of the City, Supplemental Freeway Agreement, Document 537076, providing for interim connection to west-bound lanes of Route XI-SD-200-SD, approximately 2000 feet west of College Avenue - more particular terms and conditions set forth in the Agreement - was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approving final map of Academy Manor, subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by the City Engineer, was presented.

RESOLUTION 133787, authorizing and directing City Manager for and on behalf of The City of San Diego a contract with Milton P. Sessions, Inc., a corporation, for installation and completion of unfinished improvements and setting of monuments required for Academy Manor subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133788, adopting Map of Academy Manor Subdivision, a subdivision of portions of Acre Lots 50 and 51-Pacific Beach; accepting on behalf of the public Academy Place, portion of Missouri Street and easements shown for sewer, water, drainage and public utilities, for public purposes; declaring them to be dedicated to public use; rejecting as a dedication for a public street of land shown as "Reserved for Future Street"; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that the Council has approved the subdivision map, and that streets and easements are accepted on behalf of the public; and that the Council rejects the dedication; directing City Clerk to transmit Map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Beck Subdivision, subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by the City Engineer, was presented.

RESOLUTION 133789, adopting Map of Beck Subdivision, a subdivision of Lot 42 Encanto Park Addition to Encanto Heights; accepting easements shown for sewer, water, drainage and public utilities, for public purposes; declaring them to be dedicated to the public use; rejecting as a dedication for public street, land shown as "Reserved for Future Street"; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that the Council has approved the subdivision map, and that the easements are accepted on behalf of the public, and that it rejects the dedication for public street; directing City Clerk to transmit

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Map to Clerk of Board of Supervisors of County of San Diego, California, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted.

In connection with this item, Councilman Burgener looked at a map presented by Harry Haelsig, which he explained.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Vista Mesa Unit 3, subject to posting of an adequate bond to insure installation of required improvements, unless they have been completed and approved by the City Engineer, was presented.

RESOLUTION 133790, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with Burley Johnson and Bessie B. Johnson, for installation and completion of unfinished improvements and setting of monuments required for Vista Mesa Unit No. 3 subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133791, adopting Map of Vista Mesa Unit 3, subdivision of portion of Pueblo Lot 1214; accepting on behalf of the public Ashford Street and easements shown for sewer, water, drainage and public utilities, for public purposes; declaring them to be dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that Council has approved the subdivision map, that street and easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Harbor Department, by John Bate, submitting lease with Star and Crescent Boat Company covering small pier at Foot of Market Street; term of 5 years with no options to renew, \$75. per month, subject to review at end of first 2½ years, was presented. It says that the lease replaces a lease which has been in effect for 5 years and which expired 31 May 1956.

RESOLUTION 133792, ratifying, confirming and approving lease, copy on file as Document 536912, between The City of San Diego, acting by and through Harbor Commission, as Lessor, and Star and Crescent Boat Company, a corporation, Lessee, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

Communication from Harbor Department, by John Bate, submitting lease with United States Government covering facilities on south end of Shelter Island, including pier for mooring Coast Guard Patrol Boats, easement for underground power lines, and portion of Harbor Services Building - for 1 year with options to renew to 30 June 1961 - no monetary consideration, was presented.

RESOLUTION 133793, ratifying, confirming and approving lease, copy on file as Document 536915, between The City of San Diego, acting by and through Harbor Commission, as Lessor, and United States of America, as Lessee, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Harbor Department, by John Bate, submitting lease with State of California Department of Agriculture covering 4 offices on 3rd floor of Broadway Pier Headhouse - for 1 year with options

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to renew for 2 additional terms of 1 year each; rental \$175. per month - to supersede identical type of agreement which expires 30 June, 1956, was presented.

RESOLUTION 133794, ratifying, confirming and approving lease, copy on file as Document 536918, between the City of San Diego acting by and through Harbor Commission, as Lessor, and State Department of Agriculture, Lessee, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Communication from Harbor Department, by John Bate, enclosing form of Agreement with George F. Nicholson, consulting engineering, covering services to be rendered for fiscal year 1956-57 - identical to one in effect during past fiscal year, was presented.

Councilman Curran asked about it.

Councilman Schneider answered that it is for consulting engineering where there are problems connected with the Harbor.

Councilman Burgener said it has been approved by the Harbor Commission.

Mayor Dail asked if Councilman Curran wanted the item continued. The reply was that he did.

On motion of Councilman Curran, seconded by Councilman Evenson, the item was continued to the meeting of Thursday, June 28, 1956.

RESOLUTION 133795 will be shown later in this meeting.

Communication from Street Superintendent, approved by Assistant City Manager, recommending granting petition for closing North-South Alley Block 125 University Heights, adjacent to Lots 13 to 26 inclusive, was presented. It says closing is requested by San Diego Gas & Electric Company in order to erect a 2-story office building (a higher building will be required if alley is not closed) on the area south of the East-West Alley. The report says that if closed, the Company will relocate existing sewer, construct sidewalk and curb across the alley termination and grant easements or relocate existing utility poles, all at no expense to the City.

RESOLUTION 133796, granting petition for closing North-South Alley Block 125 University Heights; directing City Engineer to furnish description of lands to be affected and benefited by, and to be assessed to pay costs, damages and expenses of the closing, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Opinion from Mona N. Andreen, Deputy City Attorney, approved by Aaron W. Reese, Assistant City Attorney, requested by the Council on June 12, 1956, on presentation of Dr. Frank J. Dingeman for subdivision on property at Elm and Fern Streets, in C Zone, was read to the Council by the Clerk.

Mayor Dail said that the item came to the Council from Planning on recommendation for denial. He said that after a hearing, this had been referred to the City Attorney, and the Council is now in position on account of the Attorney's approval, where it can suspend subdivision requirements such as street frontage if there are special circumstances or conditions.

Councilman Kerrigan said that it is a corner lot.

Dr. Dingeman agreed.

Harry C. Haelsig, Planning Director, showed a map which he explained. He discussed it in detail with members of the Council who asked him questions.

Mr. Reese said that the Los Angeles case used in the opinion "is to illustrate general cases". He said that the basic letter was to answer the legal action. He told the Council that its action is discretionary.

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The Mayor repeated that the Council is now in a position to suspend.

Councilman Schneider moved to grant the request, on account of the access (to an "inside lot") and property being in old district.

Mayor Dail said that there should be provision to guarantee access.

Mr. Haelsig said that the subdivision regulations have come about through an evolution of decades. He declared that there will be City problems, if granted. He said that this has not arisen because of a good plan. He said that Planning Commission has recommended denial.

Councilman Scheider spoke to Mr. Haelsig about there being 2 houses on the same lot.

Mayor Dail asked if there are others which are similar.

Mr. Haelsig replied "yes; created years ago". He said that this would be creating a situation and problems, and would increase tax. He said that it would be necessary to place garbage in front of another house, and ask to come in.

Councilman Burgener said that he agrees with Mr. Haelsig, if there is a house in the rear of the proposed subdivision lot. He said "problems of police and fire are not more aggravated".

Mr. Haelsig said that this would increase population allowance, and that owner could "build up to 60%".

Councilman Curran said there is another solution. He said the owner can combine the "pink and blue" (as shown on the Planning Director's map) making frontage on Fern. He said it "would then be a full, adequate lot".

Councilman Schneider spoke to Dr. Dingeman about ownership of the access.

Dr. Dingeman said that right of way had been established 44 years and runs to both properties in the deeds. Answering a question, he said that the easement can't be closed; it is a perpetual right of way.

Councilman Curran spoke to Dr. Dingeman about the proposed Lot 4, and the proposed Lot 5.

Dr. Dingeman spoke to Councilman Curran about the Reading (Traffic Engineer's) recommendation in connection with the driveway. He explained details about traffic.

Mr. Reese said that the deed goes to a perpetual right of way to the rear property unless the property owner affected (in the rear) "gives it up".

Dr. Dingeman said that it is owned by Mr. Price "for 2 other pieces of property".

Councilman Burgener spoke to Dr. Dingeman about plans.

Dr. Dingeman said that the property has been sold on a contract of sale; the purchaser went in without a permit and tore the house apart.

Councilman Schneider moved to grant the request.

Mrs. Dingeman came to the microphone and said the "garbage has been taken out (to the front) for 30 years".

Councilman Williams seconded the motion.

Councilman Burgener said this is "bad planning".

Councilman Williams pointed out that he "has lived with it for 7 years".

Councilman Curran said that if there were no other solution, he would vote for it, but there is another solution.

RESOLUTION 133797, granting the request of Dr. Dingeman for creating a 5-lot subdivision of portion Lot 6 J. P. Christensen's Subdivision, at the northwest corner of Elm and Fern Streets, east of Balboa Park, with a 7-foot driveway in a 10-foot easement, to connect residence on Lot 4 with Elm Street, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Evenson, Mayor Dail. Nays-Councilmen Kerrigan, Curran.

Councilman Schneider moved to approve the tentative map,

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subject "to conditions". Motion was seconded by Councilman Burgener.

Roll call on this motion showed: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-Councilman Kerrigan. Absent-None.

(Mr. Harry Haelsig told the Council that he would present the necessary resolution, including requirements and conditions, for the meeting of Thursday, June 28, 1956).

Communication from Raymond A. Leonard, president, Feather River Project Association, dated June 20, 1956, was presented. It submits a certificate of appreciation for the City of San Diego's support, and tells of progress in the accomplishment of mutual goal for immediate construction by the State for benefit of all the people.

On motion of Councilman Kerrigan, seconded by Councilman Burgener, the letter and certificate were filed.

Communication from L. E. McDowell, M.D., 525 Hawthorn Street, San Diego 1, dated June 21, 1956, requesting consideration of possibility of a health hazard on and around 3500 block of Curlew Street, resulting from an open storm drain in which there are manholes from the main sewer trunk, was presented.

On motion of Councilman Burgener, seconded by Councilman Williams, it was referred to the City Manager.

Communication from Edna H. Gillespie, 3115 Xenophon St., San Diego, thanking the Council for its cordial courtesy to her as an "observer" for the San Diego Branch of the American Association of University Women, and telling of interest of the Association members, was presented.

On motion of Councilman Burgener, seconded by Councilman Williams, it was filed.

Communications from Nina Allen Girard, 1649 Missouri Street, San Diego 9, dated June 20, 1956; Harvey G. North, 3600 3rd, dated June 21, 1956; William R. Clark and Eva C. Clark (no address) dated June 29, 1956, were presented. They all deal with "proposed 30% sewer tax".

By request, the Clerk read to the Council the Clark letter. Councilman Burgener said the question of assessing in connection with trees and landscaping has been considered.

Councilman Curran, asked about assessing (so far as appraisals are concerned) when bought and sold landscaping is reflected in assessment - but not for specific piece as one against another.

Councilman Schneider said there would definitely be a major change in actual sewer disposal in many cases; there would be adjustment, he said.

There was discussion between the Mayor and Councilman Schneider about a list the City Auditor has.

Mayor Dail said he would like to see a break-down regarding single-family dwellings and apartments. He said "it is one thing to break it down".

Councilman Curran said he understands that incorporation of adjustments have to be made.

The Assistant City Attorney said that was basically in connection with commercial and industrial, and discussed the item with Councilman Curran.

Mayor Dail said that will have to be considered in conference. He said that if certain situations are not justified, they will be abandoned. He recommended that the subject be referred to Conference.

Councilman Schneider moved to refer the communications to conference.

The Vice Mayor said maximum and minimum charges should be explored.

John McQuilken, City Auditor and Comptroller, told the Council that the City Manager is exploring another formula regarding the lowest month of consumption of water. He said it has to be related between that and the 30%.

Councilman Kerrigan said that the problem is the raising of \$2,200,00 per year to build a sewer plant. He said the City is "exploring a fair and equitable plan". He said "if the people know, and let the Council know, the Council would probably adopt such a plan, if proper". He said that the ordinance setting up a sewer tax can be amended at any time. He said that it has to do with fairness and equity to all.

Councilman Schneider said that it may take a month, or 2, or 3 to make the adjustment.

Mr. McQuilken said that by the time the ordinance is enacted, it will have passed the heavy use, and be into the low season.

Councilman Burgener seconded the motion.

RESOLUTION 133798, referring to Council Conference, communications listed above, protesting proposed method of financing sewer system, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133799, directing notice of filing of assessment 2496 made to cover costs and expenses of work done upon paving and otherwise improving Frost Street, Resolution of Intention 126202, and of the time and place of hearing, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 133800, directing notice of filing of assessment 2497 made to cover costs and expenses of work done upon paving and otherwise improving Alley Block 36 Fortuna Park Addition, Resolution of Intention 130564, and of the time and place of hearing, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 133801, directing notice of filing of assessment 2498 made to cover costs and expenses of work done upon paving and otherwise improving Landis Street, Resolution of Intention 128283, and of the time and place of hearing, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 133802, directing notice of filing of assessment 2499 made to cover costs and expenses of work done upon paving and otherwise improving Alley Block 334 Choate's Addition, 31st Street, 32nd Street, Public Right of Way, Resolution of Intention 129854, and of the time and place of hearing, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 133803, directing notice of filing of assessment 2500 made to cover costs and expenses of work done upon paving and otherwise

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improving Alley Block 128 Subdivision of Pueblo Lot 1157 for Mannasse and Schiller and Block 128 San Diego Land and Town Company's Addition, Resolution of Intention 126627, and of the time and place of hearing, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 133804, directing notice of filing of assessment 2501 made to cover costs and expenses of work done upon paving and otherwise improving Alley Block, 332 Choate's Addition, and 32nd Street, Resolution of Intention 126626, and of the time and place of hearing, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION OF AWARD 133805, accepting bid of R. E. Hazard Contracting Company, and awarding contract, for paving and otherwise improving Goshen Street, Lauretta Street, Fresno Street, Hueneme Street, Riley Street, Eureka Street, Ruby Street, Mildred Street, Donahue Street and Public Rights of Way, Resolution of Intention 132386, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

The City Engineer reported in writing that low bid is 18.8% below the estimate.

RESOLUTION OF AWARD 133806, accepting bid of R. E. Hazard Contracting Company, and awarding contract, for paving and otherwise improving Missouri Street, Resolution of Intention 132387, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

The City Engineer reported in writing that low bid is 5.0% above the estimate.

RESOLUTION 133807, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving San Luis Obispo Place; Alleys Blocks 119, 120, 123, 124, 128, 131, 132, 135, 136, 139, 140, 143, 144 and 148 Mission Beach; Document 536705; approving Plat 2791 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk upon passage of resolution of intention to file plat in office of City Engineer, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION ORDERING WORK 133808, for paving and otherwise improving Alley Block 40 Ocean Beach, Resolution of Intention 132783, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION ORDERING WORK 133809, for paving and otherwise improving Bond Street, Figueroa Boulevard, Magnolia Avenue, Hornblend Street and Grand Avenue, Resolution of Intention 132898, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION ORDERING WORK 133810, for paving and otherwise improving Loring Street and Lamont Street, Resolution of Intention 132900, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

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RESOLUTION ORDERING IMPROVEMENT 133811, for furnishing electric energy in Five Points Lighting District 1, for 1 year from and including August 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION ORDERING IMPROVEMENT 133812, for furnishing electric energy in San Diego Lighting District 4, for 1 year from and including August 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION ORDERING IMPROVEMENT 133813, for furnishing electric energy in University Avenue Lighting District 3, for 1 year from and including August 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION OF INTENTION 133814, for paving and otherwise improving Kendall Street, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION OF INTENTION 133815, for paving and otherwise improving Frankfort Street and Alleys in Block 3 Corella Tract, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted. (The resolution includes 2 sections of Frankfort).

RESOLUTION OF INTENTION 133816, for paving and otherwise improving Alley Block 331 Choate's Addition, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION OF INTENTION 133817, for furnishing electric energy in Adams Avenue Lighting District 1, for 1 year from and including October 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION OF INTENTION 133818, for furnishing electric energy in Midway Drive Lighting District 1, for 1 year from and including October 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 133819, for paving and otherwise improving San Luis Obispo Place; Alleys in Blocks 119, 120, 123, 124, 128, 131, 132, 135, 136, 139, 140, 143, 144, 148 Mission Beach, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 133820, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving

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Birch Street, Resolution of Intention 130463, and to be assessed to pay expenses thereof, made by City Engineer; directing Clerk of the City, at same time of approval, to certify fact and date thereof, and to immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133821, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Gregory Street, Resolution of Intention 129063, and to be assessed to pay expenses thereof, made by City Engineer; directing Clerk of the City, at same time of approval, to certify fact and date thereof, and to immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133822, approving diagram of property affected or benefited by work of improvement to be done on installing sewers in Woodman Street, Imperial Avenue, Benson Avenue, Ritchey Street, Pagel Place, Skyline Drive, 65th Street, Medio Street and Public Right of Way, Resolution of Intention 129856, and to be assessed to pay expenses thereof, made by City Engineer; directing Clerk of the City, at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133823, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Northwesterly and Southeasterly Alley in Fort Stockton Heights, Resolution of Intention 128282, and to be assessed to pay expenses thereof, made by City Engineer; directing Clerk of the City, at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133824, approving diagram of property affected or benefited by work of improvement to be done on construction and installation of ornamental lighting system in 3rd Avenue, 4th Avenue, 5th Avenue, 6th Avenue, A Street, B Street, and C Street, Resolution of Intention 129591, and to be assessed to pay expenses thereof, made by City Engineer; directing Clerk of the City, at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133825, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 9 Wilshire Place, Resolution of Intention 130565, and to be assessed to pay expenses thereof, made by City Engineer; directing Clerk of the City, at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133826, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and

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otherwise improving Alleys Blocks 29 and 30 Ocean Beach, Resolution of Intention 130461, and to be assessed to pay expenses, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133827, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 18 Ocean Beach Park, Resolution of Intention 130931, and to be assessed to pay expenses, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133828, authorizing Street Superintendent to grant 30-day extension of time for completion of contract for improvement of Alley Block 19 North Shore Highlands, Document 536833, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133829, granting Olin F. Hovelsrud permission to install sewers to serve portion Block 152 Choate's Addition, by private contract, under Document 536371, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133830, granting Kenneth L. Fink permission to install curbs on portion of Olphant Street by private contract, under Document 536372, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

The item listed next on the agenda was numbered earlier.

RESOLUTION 133831, authorizing City Manager to execute, for and on behalf of the City, an agreement with Richard George Wheeler, architect, for preparation of detailed plans and specifications for remodeling Council Chamber in Civic Center (preliminary plans of which have heretofore been made by the architect for the City under contract, Document 527534), and supervision of remodeling by the architect if the City so desires; entire fee not to exceed \$3,500.00; according to Document 537104, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133832, authorizing and empowering City Manager to execute, for and on behalf of The City of San Diego, an agreement with Haskins and Sells, a co-partnership, certified public accountants, providing for general audit of the Water Department financial statements in pursuance to Ordinance 6402 (NS), Section 15 subdivision 8, Document 537120, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133833, authorizing and empowering City Manager to execute, for and on behalf of The City of San Diego, agreement and memorandum of agreement with The Pacific Telephone and Telegraph Company, a corporation, providing for installation and operation of underground conduit for telephone service in Quivera Basin area of Mission Bay Park, Document 537137, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

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RESOLUTION 133834, approving Water District Plat of Soledad Lower Area, together with Water Department Director's report; establishing proportionate share to be borne by each benefited property owner, set out in detail in the Resolution, and referring to Document 537135, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

In connection with the next Resolution, Councilman Schneider asked if it was "something very different".

The City Manager reviewed the details set out in the resolution.

RESOLUTION 133835, approving Water District Plat of Grantville Area, together with Water Department Director's Revised Report thereon; establishing proportionate share to be borne by each property owner, and other details; repealing Resolution 131958, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133836, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of, and as act and deed of The City of San Diego, a quitclaim deed quitclaiming to Point Loma Holding Company, a partnership, all its right, title and interest in and to portions of Pueblo Lot 197, described in form of deed Document 537152; authorizing and directing City Clerk to deliver deed to Property Supervisor for purpose of depositing it in escrow to complete transaction, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Resolution says that The City is desirous of acquiring sewer, water, drainage and utility easements; owner of the property has agreed to convey the easements to The City of San Diego in exchange for deed conveying portions of Pueblo Lot 197 owned by The City; values of respective interests to be exchanged are not disproportionate and are appraised by City Auditor and Comptroller at \$300.00, and that City Manager has recommended the exchange.

RESOLUTION 133837, authorizing City Auditor to transfer \$200,000 from Account 502, Unallocated Reserve, to Account 500, Operation and Maintenance, non-personal expense, Water Department, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133795, authorizing and directing City Manager, for and on behalf of the City, to make application to Board of Supervisors of County of San Diego, State of California, and take all necessary steps to acquire from State of California lands in Choate's Addition, Hoitt's Subdivision, and Wetmore & Sanborn's Addition (set out in detail in the resolution), was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

On motion of Councilman Schneider, seconded by Councilman Burgener, reading of the next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7039 (New Series), amending Ordinance 7017 (New Series) entitled "An Ordinance establishing Schedule of Compensation for Officers and Employees of The City of San Diego, providing uniform compensation for like service in the Classified Service, for the Fiscal Year beginning July 1, 1956" by amendment exhibit "C" (Hydraulic Engineer and Superintendent of Maintenance and Operation of the Water Department), was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted, by following

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vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-Councilman Curran. Absent-None.

On motion of Councilman Burgener, seconded by Councilman Schneider, reading of the next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7040 (New Series), repealing Section 91.02.1 of The San Diego Municipal Code, regulating use of Steel Bleachers with Wooden Seats in Fire Zone 1, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Burgener, seconded by Councilman Williams, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Schneider, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7041 (New Series), appropriating \$13,750.00 out of Capital Outlay Fund, for constructing Comfort Station at Kellogg Park, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Williams, seconded by Councilman Burgener, the next ordinance was introduced.

On motion of Councilman Williams, seconded by Councilman Burgener, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7042 (New Series), appropriating \$7,300.00 out of Capital Outlay Fund, for purchasing various Warning, Regulatory and Guide Signs for installation at various locations in The City, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7043 (New Series), appropriating \$3,000.00 out of Unappropriated Balance Fund, and transferring same to funds heretofore set aside by Ordinance 6840 (New Series) for providing additional funds for payment to Richard George Wheeler (re plans for remodeling Council Chambers), was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted,

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by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Burgener, seconded by Councilman Evenson, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Evenson, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7044 (New Series), establishing grade of Alley Block 190 City Heights, between southerly line of Wightman Street and northerly line of Landis Street, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Schneider, seconded by Councilman Burgener, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman Burgener, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7045 (New Series), establishing grade of Hughes Street, between radial line bearing S 38° 08' 15" E through point on northwesterly line of Hughes Street, distant therealong 332.50 feet southwesterly from easterly line of Waterville Heights, and southeasterly prolongation of northeasterly line of Bellevue Center Unit 2, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Burgener, seconded by Councilman Evenson, ordinance establishing 10-foot setback line on South side of University Avenue between 60th Street and College Avenue, and a 25-foot setback line on the South side of University Avenue between College Avenue and Cartagena Drive, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail.

Councilman Evenson requested, and was granted, unanimous consent to present the next item, not listed on the agenda. He filed with the Clerk the letter, which was read to the Council by the Clerk.

It is signed by owners of Lots 25, 19, 14, 20, 21 and 1, in Rodefer Hills subdivision. The letter says that the owners have invested thousands of dollars in homesites and improvements and in making improvements have complied with every city building ordinance and every deed restriction having to do with development, protest issuance of any zone variance or any other special land use permit sought by the owner of Lot 18, or any other parcel in the subdivision.

The Mayor asked if that is pending.

Councilman Evenson's reply was "yes".

Harry C. Haelsig, Planning Director, reported that it is a large lot, that drops into a canyon. He said that Mr. Rodefer sold off

7044--7045-N.S.

Ord. intr.

Communication - by U.C. - and discussion

6/26/56

and retained a 40-foot wedge. He said that the owner of the portion asks for permit to erect a building.

There was discussion between Councilman Burgener and Mr. Haelsig about lot sizes.

Mr. Haelsig told the Council that he had received an opinion from the City Attorney that procedures used for 20 years are not correct. He said he is "afraid of this".

Councilman Kerrigan asked if this is the same as the Dingeman matter considered this morning.

Councilman Burgener said that it is different.

On motion of Councilman Burgener, seconded by Councilman Evenson, the letter was referred to the Planning Commission.

The City Manager spoke of the continued item about a Civil Service representative going to Chicago and New York for interviews. He said the resolution was inaccurate; it had the wrong dates (because of postponements). He told the Council of having a new resolution.

RESOLUTION 133838, authorizing Robert Smith of the Civil Service Department, to travel to Chicago and New York, July 5 through 8, 1956, for interviewing candidates for the positions of Assistant Director of Social Service and Social Service Representatives, and to incur the necessary expenses; rescinding Resolution 133736 adopted June 21, 1956; was on motion of Councilman Schneider, seconded by Councilman Williams, adopted by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-Councilman Curran. Absent-None.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:27 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadsorn
Deputy

Charles E. Dail
Mayor of The City of San Diego,
California

Discussion
133838
Meeting adjourned

6/28/56

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Thursday, June
28, 1956

Present-Vice Mayor D. D. Williams, Jr.

Absent--Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor Dail
Clerk---Fred W. Sick

Vice Mayor Williams appeared in the Council Chambers at 10:05 o'clock A.M. He announced that the Council would not meet, as scheduled, due to members attending meeting of the Federal Airport Use Panel, meeting in San Diego in connection with the City's airport location.

The Vice Mayor continued to the hour of 10:00 o'clock A.M., Friday, June 29, 1956, the hearing set for this time on the Annual Appropriation Ordinance proposed to be adopted for the fiscal year 1956-1957. It was to have been the second of two scheduled hearings - the first having been conducted June 26, 1956.

The Vice Mayor continued to the hour of 10:00 o'clock A.M., Friday, June 29, 1956, the hearing set for this time on rezoning of portion of Pueblo Lot 256 from R-1 to C and CP, in the vicinity of Morena Boulevard and Lietta Street.

The Vice Mayor announced that all items listed on the agenda for this date would be considered the next day.

For lack of a quorum, the Vice Mayor declared the meeting adjourned to the hour of 10:00 o'clock A.M., Friday, June 29, 1956.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Chas. D. Dail
Mayor of The City of San Diego,
California

Hearings and other items continued to June 29, 1956
Meeting (not held) adjourned by Vice Mayor

6/29/56

REGULAR MEETING - ADJOURNED
FROM JUNE 28, 1956
Chamber of the Council of the City of San Diego,
California, Friday, June 29,
1956

Present-Councilmen Burgener, Williams, Schneider, Curran, Evenson.
Absent--Councilman Kerrigan (out of town on City business); Mayor Dail
(he was in the Chambers, but left before the meeting
was convened)
Clerk---Fred W. Sick

Vice Mayor D. D. Williams, Jr., called the meeting to
order, in the absence of the Mayor, at 10:04 o'clock A.M.

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 114.

The hour of 10:00 o'clock A.M. having arrived, time to which
hearing had been continued from June 28, 1956, for its second hearing, the
Clerk reported no new communications on the Annual Appropriation Ordinance
for the fiscal year 1956-1957.

The Vice Mayor inquired if anyone was present to be heard.
No one appeared to be heard, and no additional communications
were filed.

On motion of Councilman Schneider, seconded by Councilman
Curran, the hearings were declared closed.

Communication from the City Manager, dated July 29, 1956,
requesting increases over amounts proposed in preliminary budget submitted
June 1, 1956, was filed with the Council.

Departments affected	Amount of Increase
City Manager	\$17,739.
City Treasurer	4,462.
City-County Administration	
Bldg.	1,649.
Health	3,595.
Cultural Institutions	10,684.
Water Director's Office	13,004.
Water Engineering	10,256.
Water Production	9,114.

It requests approval of the adjustments, and includes an explanation of
reason for each of the requests.

No action taken on the communication.

Communication from Harbor Commission, by John Bate, dated June
25, 1956, requesting increases over amounts originally submitted to the Budget
Office, was filed with the Council.

No action was taken on the communication.

The hour of 10:00 o'clock A.M. having arrived, time to which
hearing had been continued from June 28, 1956, on rezoning of portion Pueblo
Lot 256 from R-1 to C and CP in the vicinity of Morena Boulevard and Lietta
Street, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard.
No one appeared to be heard, and no communications on the
subject were filed.

Meeting convened
Hearings

6/29/56

On motion of Councilman Burgener, seconded by Councilman Evenson, ordinance incorporating portion of Pueblo Lot 256 into CP and C Zones as defined by Sections 101.0410 and 101.0411 of San Diego Municipal Code, and repealing Ordinance 85 (New Series) insofar as it conflicts, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-None. Absent-Councilman Kerrigan, Mayor Dail.

Petition of Los Altos Road residents requesting acceptance of strip from Lots 18, 19, 20, 21, 22 to give Los Altos Lane an easement, and for dedication, improvement without sidewalks or curbs, "as a properly recognized 'no parking' highway", was presented.

Councilman Burgener said the item should be referred to Planning for a written report. Then, he asked that it be referred to City Manager for report.

On motion of Councilman Burgener, seconded by Councilman Schneider, it was referred to the City Manager, for report to the Council.

Report of Purchasing Agent, approved by City Manager, on bids for installation of Sprinkler System in Torrey Pines Mesa Golf Courses, was presented. It states there were 4 bids opened June 19, 1956, from 26 prospective bidders who took out specification and bid forms. It says that low bid based on use of plastic pipe was \$389,735.00, approximately 50% above estimate; if copper pipe and fittings were substituted, price would be \$280,141.00 additional. It recommends that all bids be rejected and that the Purchasing Agent be authorized to re-advertise, with changes in specifications to bring cost in line with original estimate.

RESOLUTION 133840, rejecting bids for installation of a Sprinkler System in Torrey Pines Mesa Golf Courses, located at Torrey Pines Mesa, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Braun Corporation for furnishing City's requirements of Liquid Chlorine (for water purification for 1 year beginning July 1, 1956 @ \$94.50 per ton, plus State Sales Tax - 4 bids, was presented.

RESOLUTION 133841, accepting bid of Braun Corporation for furnishing requirements of Liquid Chlorine for 1 year beginning July 1, 1956 (at prices set out in report, and also containers lost or damaged, etc.); awarding contract, authorizing and directing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of F. Morton Pitt Company meeting specifications, for furnishing 54 Police Badges and 60 Police Cap Ornaments - \$16.00 each for badges; \$10.00 each for Cap Ornaments, was presented.

RESOLUTION 133842, accepting bid of F. Morton Pitt Company for furnishing Police Badges and Police Cap Ornaments; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract, pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Ord introduced
Petition
Purchasing reports
133840 - 133842

6/29/56

Communication from Purchasing Agent, approved by City Manager, on low bid of Griffith Company for Resurfacing 2nd Avenue and other streets - \$97,705.98; 5 bids - was presented.

RESOLUTION 133843, accepting bid of Griffith Company for Resurfacing Streets; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Sim J. Harris Company for applying Seal Coat to Wabash Avenue, et al. - \$9,154.58; 3 bids - was presented.

RESOLUTION 133844, accepting bid of Sim J. Harris Company for applying Seal Coat to Wabash Boulevard., et al; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of California Tree Service, Inc. for trimming palm trees Panorama Drive and Cliff Street - \$3,343.00; 4 bids - was presented.

RESOLUTION 133845, accepting bid of California Tree Service Inc. for complete skinning of Washingtonia robusta palms on Panorama Drive and Cliff Street; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Pre-Mixed Concrete Company for furnishing Ready-Mixed Concrete for 1 year, July 1, 1956 through June 30, 1957, was presented. It says 4 bidders were contacted, 2 prospective bidders took out specifications and bid forms; there was a sole bid. It says that prices quoted for mixed and delivered concrete are approximately 7% higher for Classes A, B, C concrete, and approximately 2% for Class D concrete, as compared with expiring contract. Details on prices of classes and zone delivery points are set out in the report.

RESOLUTION 133846, accepting bid of Pre-Mixed Concrete Company for furnishing pre-mixed, etc., concrete; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Don A. Wren & Co. for furnishing 5 tons Steel Gutter Broom Wire for street sweeper use - \$2,779.00 plus Sales Tax, 5 bids - was presented.

RESOLUTION 133847, accepting bid of Don A. Wren & Co. for furnishing Black Oil Tempered Steel Gutter Broom Wire; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in

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office of Purchasing Agent, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Engineer, on low bid of George C. Punton for Preparation and Painting of Exterior Surfaces of: Branch Library at Polk and Fairmount, University Heights Community Center, Veteran's Memorial Building - \$2,893.00 - was presented.

RESOLUTION 133848, accepting bid of George C. Punton for Preparation and Painting of Exterior Surfaces of buildings; awarding contract, authorizing and instructing City Manager to enter into and execute contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133849, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Copper Tubing and Fittings, Document 537089, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Councilman Schneider said that Council Curran was interested in the next item - which had been continued from a previous meeting.

RESOLUTION 133850, authorizing and empowering Harbor Commission to employ George F. Nicholson as Engineer Consultant for fiscal year 1956-57 at \$50. per day plus expenses, employment to cover approximately 50 days, and to pay the above rate, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Resolution says that Harbor Commission has recommended approval of the employment, and Council is of opinion that it is for best interests of the City and Harbor Department that employment be authorized.

There was listed next on the agenda the item of subdivision of portion of Block 6 J. P. Christensen Subdivision. It was read, and by common consent continued temporarily.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Campanile Terrace Unit 3, subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by the City Engineer, was presented.

RESOLUTION 133851, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with Leebert Investment Company, a co-partnership, for installation and completion of unfinished improvements and setting of monuments required; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133852, adopting Map of Campanile Terrace Unit 3, a subdivision of portion Lot 21 partition of Rancho Mission of San Diego; accepting on behalf of the public Tierra Baja Way, and easements shown for streets- water, sewer, drainage and public utilities; declaring them to be public street and easements; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that Council has approved the subdivision map and that street and easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, California, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Purchasing Reports

Res. cont. temporarily

Communication

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Communication from Planning Commission, by Harry C. Haelsig, recommending approval of revised tentative map of Ridgeview Acres, previously approved by Resolution 122397, adjacent to Euclid Avenue, in proposed Chollas Parkway along prolongation of freeway pattern at Euclid Avenue, subject to 13 conditions and suspension of 3 sections of the Municipal Code, was presented.

RESOLUTION 133853, approving tentative map of Ridgeview Acres, a 53-lot subdivision of SE $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 33, T16S, R2W, Rancho Ex-Mission, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

The next item had been continued from the meeting of June 21 until yesterday (that meeting not held).

Communication reporting on tentative map for resubdivision of Lot 4 Block B Nettleship-Tye Tract No. 2, located on east side of Foothill Boulevard, northerly of Loring Street, in North Pacific Beach, was presented. It says that tentative map was approved by the Council approximately 1 year ago, but subdivider failed to file final map within the 1 year period. It reports that in view of neighborhood objection, the Commission held a public hearing to consider the tentative map; at the hearing several owners fronting on Windsor Drive to the east objected in that they felt it would have a tendency to depreciate values; they stated also that they were attempting to have area rezoned from R-1 to R-1C and R-1B. The communication says that the Commission felt that lots along Foothill by reason of topography are physically separated from lots on Windsor Drive and since the subdivisions to the west and south have approximately 60 feet of frontage, they recommended that the tentative map be approved.

Councilman Burgener said that "the people are here"; it came up during his absence, and continued. He said he had looked at it.

Mayor Dail entered - the Vice Mayor continued to preside.

P. Q. Burton, from the Planning Department, said that the Commission held a hearing on the lot split.

The Clerk read the Planning report.

Mr. Burton stated that he was out with the Commission, when members looked at the lots. He said that when the members saw what was across, and to the South, they thought they were nearer in size to lots on Windsor Boulevard. Councilmen looked at a map Mr. Burton showed. Councilman Burgener, who is familiar with the property, explained from the map. He said owners will end up with 60-foot lots, which are "deep". He said he can't understand why the Planning Commission approved the map to permit the lot split. He showed another map.

Otto Langer discussed with the Council a petition to change the zoning. He told of "trying to block this move first".

There was discussion between Councilman Schneider and Mr. Langer.

Mr. Langer said he tried to get the property zoned R-1B; a portion is owned by the U.S.A., which is neutral. He told of no one in the neighborhood knowing of a previous lot split. He said that all are in accord (with new zoning), except the petitioner for this lot split, and 1 man who is in the Navy hospital. He said that 2 lots in the block with higher appraised valuation, if split would be 45 feet on the rear, 55 feet on the front. He said "this" would be 60 feet, and that if granted, the City could not deny others permission to divide their properties.

Councilman Schneider spoke to Mr. Burton about expiration of previous permit to split the property, and said "this is for approval again".

Councilman Burgener, looking at a map, said that the terrain is interesting. When he showed members of the Council a map he said it is all "up hill".

Mr. Langer said that Planning took that into consideration

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referring to the block to the south. He spoke of there being 60 to 70 foot frontages; none below 60.

A man, who did not give his name, but who spoke again later in connection with Lot 7 which is purportedly owned by John H. Ferris, Jr., spoke of a canyon being "260 feet deep".

Councilman Schneider spoke to several men who were standing at the microphone about previous action (to allow the lot split), and then discussed the situation with Mr. Burton.

Fred Birkel, owner of the property in question, was heard. He said he thought he "had taken care of everything; he has the water service receipt". He said to the Council that he is a working man, and does not want to have to keep coming to the City on this item. He declared that "there has been a slip", and that the lot split would not be a detriment to owners of other property; other properties are 50 or 60 feet in frontage. Mr. Birkel stated that this is the (one of the) biggest lots around there.

Councilman Burgener spoke to Mr. Birkel about planning, and the lots owned by the U.S.A. (on which there is housing). He said that the housing property is subdivided into 3 large lots, to be offered for sale as 11 separate parcels. He said that if Mr. Birkel were to divide his lot it would set a pattern.

Mr. Birkel discussed the situation with Councilman Burgener, in connection with rezoning of property "to the alley"; even for business.

Councilman Burgener told of being "in 1 subdivision by itself".

There was discussion between Councilman Schneider and Burgener about sale by U.S.A.; also between Councilman Burgener and Mr. Burton.

Councilman Schneider asked if it is big enough to split.

Councilman Burgener replied "yes", and added that the Council may want to see the property.

The Vice Mayor told the Council that he was impressed by the former action.

Aaron Reese, Asst. City Attorney, said that the reason for going to Planning is on account of being "a proper map". He said that the way to limit lot sizes is through zoning.

Mayor Dail, who had not been presiding, left the meeting.

Councilmen Burgener and Schneider discussed with Mr. Burton the map procedure.

Councilman Schneider explained another action on Point Loma. He said that the owner is entitled, by law, to what he is asking. He stated that "he has the right, under law".

Mr. Langer said "this would kick it out"; no hearing was held; the law just went in recently allowing the lot to be split as a subdivision".

The Vice Mayor pointed out that it is not necessary to notify property owners of a proposed subdivision.

Mr. Langer spoke about Planning inspecting, and calling a hearing if subdivision was considered detrimental. He said housing was then (at the time of first authorization for lot split) "in full bloom". He stated that it is tough to get people to rezone. Mr. Langer said this is a separate deal from the past action. He said there is no need to file petition for rezoning, if property does not comply.

Councilman Evenson spoke to Mr. Burton about split, on contour property.

Councilman Burgener said contour is not investigated; the planning staff looks at the property, and it "becomes the practice to move dirt".

Councilman Burgener spoke to Mr. Birkel

Mr. Birkel said he had been told by a real estate man that he was buying "2 lots".

Mr. Reese told the Council that the purpose of this proceeding is for approval of conditions, and reasonableness, on the tentative map. He said "beyond that, there is no basis". He said that property owners who do not agree with City action can go to court. He said "the issue is not if the subdivision will be allowed". He said there is no alternative, unless

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conditions are faulty.

There was discussion between Councilmen Schneider and Burgener about possible rezoning.

Mr. Langer said "Planning is not supposed to be consistent".

The man who was thought to be Mr. Ferris, said he bought Lot 7, on which there are 3 building sites; he could build 3 houses. He said the Birkel property was bought for monetary gain. He said he is "going to hold up building, and go to Rancho Santa Fe, where they have decent lots". He spoke of 2 men having houses up there now.

Councilman Burgener said it was assumed that the property would remain in large lots.

Mr. Langer said he was told that owners would not split. He referred to possible R-1B or the existing R-1, when asked about zoning. He spoke of his understanding that earlier split had been authorized before the subdivision law, and understands that neighbors were to be consulted.

Mr. Burton said it was a previous variance, and that property owners had been notified in connection with that variance.

Mr. Langer continued with repetition of his several previous statements.

Councilman Schneider said that the City is not trying to get out of holding a hearing; conditions in subdivision provide for specific requirements.

Councilman Burgener spoke to Mr. Reese about grounds for denial of a subdivision map.

Mr. Reese said that "present law gives more control" regarding police power. He pointed out that lot sizes are determined by zoning; control over shape, design and police power are involved. He said "a large lot is not a police power". He told the Council that the fault lies (in not making provision in connection with lot sizes) with the original developer.

Mr. Langer stated that Planning had denied splits because of deed restrictions, but that the restrictions ran out. He contended that Foothill Boulevard is a highly-traveled street. He said there will be 11 driveways; several cars have been hit; 1 light pole has been knocked down 3 times.

Mr. Reese spoke to Mr. Langer about further City control.

Councilman Schneider stated that "it is regrettable, but there is no choice" (other than to permit the subdivision for splitting the lot).

Answering a question about zoning, Mr. Langer said "it is .R-1B across, now."

Councilman Burgener asked if the City can break the block for rezoning.

Mr. Burton replied "yes".

Mr. Reese said that if this subdivision were turned down, the City would be on legal grounds. He said that owner of the property proposed to be subdivided would have recourse to the Council and to the courts.

Councilman Curran discussed the item with Mr. Langer.

Mr. Langer spoke of planning to build 1 house, and of there being 2 water meters.

Mr. Reese stated that "hearing is a courtesy" (not a necessity).

Mr. Langer said that it would be a good thing for the City, if hearings were required.

Councilman Burgener stated "both things are lost to Langer".

Mr. Burton said that the suggested holding on each tentative map would be unfeasible; there have been as many as 30 at a meeting.

RESOLUTION 133854, approving tentative map of division of Lot 4 Block B Nettleship-Tye Tract No. 2, located in North Pacific Beach, on east side of Foothill Boulevard; suspending portion of Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

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The next item had been held over from a previous meeting, awaiting conditions to be written into subdivision which had previously been agreed to by the Council.

RESOLUTION 133855, approving tentative map of Dingeman Subdivision, a 5-lot subdivision of portion Lot 6 J. P. Christensen's subdivision, located at northwest corner of Elm and Fern Streets, east of Balboa Park; suspending portion of Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson. Nays-Councilman Curran. Absent-Mayor Dail.

Answering a question, Mr. Burton explained the omission of the 4-foot easements.

Communication from Street Superintendent, approved by Assistant City Manager, on petition "To close Jefferson Street, northwesterly from Mason Street to railroad right of way adjacent to Lots 1 and 4 Block 43 Old San Diego", was presented. It recommends denial, and said that until a Major Street extending Morena Boulevard to the south is constructed, no public streets near the route of extension should be closed.

RESOLUTION 133856, denying petition for closing portion of Jefferson Street, Document 534794, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Mr. Burton said that this is in the right of way of Hancock St.

Communication from residents of the La Jolla Shores area, telling of parties which continue into early morning hours, objectional element which indulges in petty thievery, racing of cars on beach walks and streets, lack of enforcement of litter laws, use of park and parking spaces as a love nest, was presented. It asks for a curfew at P.M. on the beach proper, and installation of adequate lighting in the park area. It tells of proposal to install light which was brought before the Council in November of 1954. The letter was read to the Council by the Clerk.

Warren G. Dentz, 8205 Camino del Oro, the first signer, told the Council that "it is tough there", and that he understands the situation also exists at other parks.

Councilman Burgener said "kids race on the sidewalk and on the beach; they race each other". He asked about the all-night aspect of the beach.

The Vice Mayor said that the situation has been discussed with the City Manager; there had been a problem in Ocean Beach, and that more policemen had been put on duty.

Aaron Reese, Asst. City Attorney said that there are restrictions and regulations on the State beaches.

The City Manager said that they are on concessions.

The Vice Mayor said that there is a charge made to get into them.

Councilman Curran declared that "a curfew on beaches seems a little silly". He said that people might want to fish in the surf all night; it would be silly to impose a curfew.

Councilman Schneider said there could be a police problem.

Mr. Dentz said that it would make the job of the police easier if activity on the beaches were prohibited after midnight.

Councilman Schneider agreed that a Midnight curfew could be helpful.

The City Manager asked that the communication be referred to him.

Mr. Dentz said that the police have been helpful, but that the park is not lighted.

The City Manager said that is coming along this year - under Capital Outlay.

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On motion of Councilman Burgener, seconded by Councilman Schneider, the communication was referred to the City Manager for report to the Council.

Communication from Southwest Artists Association, Spanish Village, Balboa Park, dated June 24, 1956, was presented. It tells of a letter having been received from the San Diego Property Division, signed by Forrest Easley, Assistant Property Agent, notifying the Association that it would be evicted from its gallery as of 30 days from that date (Easley letter dated June 18, 1956). It says that it was voted that the matter be "taken up with the San Diego City Council at the earliest possible date to show why such action is unjustifiable, un-American and contrary to the best interests of the City", for a list of reasons cited. The letter was read to the Council by the Clerk.

Mr. Sturz read to the Council a letter from Mr. Easley. Councilman Schneider asked if this is in accordance with the Association's contract with the City.

Mr. Sturz replied that he "thinks it is".

Councilman Burgener asked if the move would be temporary.

The City Manager's reply was "yes".

There was discussion between Councilman Burgener and Mr. Sturz.

Mr. Sturz said that it would be a chore to move out.

Councilman Schneider pointed out that the City has to help the Fiesta, and told of offer received from the Mexican Government for a display in Spanish Village. He said that the City Manager has offered the use of the studio.

Mr. Sturz contended that there are other areas which the Mexican Government can use, and said that the adjoining room is larger.

Edmund Lekos, who identified himself as organization founder in 1949. He told of attempt to oust the Association to make way for a restaurant with beer and wine, but the Council ruled out beer and wine in the park. He referred to an item on the radio about the Fiesta taking over, and read a newspaper article about Fiesta plans. Mr. Lekos maintained that it looks foolish for a "10 cent display of Mexican silver". He said that all have heard of Tijuana, and that people can go there to see Mexican silver and trinkets. He said that "McCarthy" talked to a hostess, and said "a man in the organization is giving a lot of trouble, and that if he were not careful, he would not get back". He charged that it "will be a fisco, instead of a fiesta". Mr. Lekos said that there are thousands of square feet that can be used, and that the studio is going to lose sales by giving up its occupancy.

Councilman Williams, asked if the association had been advised of another location for the artists.

Mr. Lekos said "only by Miss DesGranges" (director of recreation, in the Park and Recreation Department).

Vice Mayor Williams said he had been informed that it is proposed to move the Association next door.

Mr. Lekos said that it is indicated at the foyer at the Open Air Theatre; it is nothing compared to the present studio. He said the Association has been there since 1950, and had spent \$3,000. to fix it up.

The City Manager said to the Council that there is nominal rent, and that there had been worked out an agreement for the Association to occupy the quarters. He pointed out that there is a 30-day cancellation clause in the lease, and here is the case of another use for the premises.

Councilman Burgener spoke to Tom Fletcher, Assistant to the City Manager about the next door room.

Mr. Fletcher said that the adjoining studio had been offered to the Association by Virginia Works.

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Councilman Burgener asked why the (Mexican Government) display can't go into that room.

Mr. Fletcher said that he would have to defer to Mr. Goodwin or to Mr. McCarthy on that question. He stated that it is to be a cultural display by the Mexican Government - not a commercial venture.

Councilman Evenson spoke to Mr. Fletcher about the layout.

Mr. Lekos, whose address was given as 2120 Island Avenue, National City, at the request of the Clerk, said that the Association wants to remain intact; the rent has been paid; there is no trouble; "the City is on the spot". He charged that several shacks have been put into the Spanish Village.

Mr. McCarthy, whose first name or initials were not given - associated with the Fiesta - was heard. He said there are 12 booths, owned by the City, which will be operated by service clubs.

Councilman Schneider said that San Diego is welcoming citizens from peoples of all the world, and that the Fiesta is for the benefit of the whole city. He said that this dissolves itself into selfish attitudes.

The Vice Mayor asked Mr. Lekos the purpose of the Southwest Art Association.

Mr. Lekos said that people from the whole County joined; artists show and sell their work. He told of artists having opened studios, and having kept the Village intact.

The City Manager said that the display was not assured (by the Mexican Government) until June 15.

Councilman Evenson spoke to Mr. Lekos about the City having an obligation to help make a success of the Fiesta.

Councilman Burgener asked who Mr. McCarthy is.

The question went unanswered. Instead, Mr. Lekos asked if the Association was to be picked up every year and thrown out.

Mr. McCarthy appeared at the microphone, and identified himself no further than his name. He said he "made no such statement".

Councilman Schneider said that Mr. McCarthy is in no position to state.

Mr. Lekos said that cooperation would be good.

Mr. Sturz spoke of there being a little more floor space.

Mr. Fletcher said that the City will even move the Association.

Mr. McCarthy then gave his first name as George, and said that photos had been submitted to the Mexican Government, at the time request was made for the exhibition.

Councilman Schneider indicated that there is cooperation.

The Vice Mayor asked if it would possible to approach the situation for just this year. He said that there would be a position to know of other places next year.

Mr. Sturz said that "if it comes up again, Spanish Village occupants want more to say".

Vice Mayor Williams advised "Let's get together".

Councilman Schneider moved to refer this item to the City Manager for refurbishing of the room, and moving the Association.

Councilman Burgener asked why the Fiesta people had not chosen the Work studio (for the Mexican exhibition).

Mr. Fletcher answered that the Southwest Studio faces the patio.

Carbon copy of letter from Ocean Beach Chamber of Commerce, 1918 Bacon Street, Ocean Beach, dated June 25, 1956, signed by William Knopp, president - addressed to the City Manager - was presented.

It states that at a meeting of the Directors, they unanimously voted to oppose establishment of a plant for salt water conversion in the Ocean Beach Recreational area or immediate vicinity.

It was read.

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The communication was read.
 Councilman Burgener wondered if it should be referred to conference, or be filed.
 On motion of Councilman Schneider, seconded by Councilman Burgener, the communication copy was "referred to the Vice Mayor to handle".

RESOLUTION 133857, authorizing City Manager to accept work on behalf of The City of San Diego in Camino Vista Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133858, authorizing City Manager to accept work on behalf of The City of San Diego in La Jolla Valley Vista Unit 1 Subdivision and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

The next item had been continued from the meeting of June 21.

RESOLUTION 133859, authorizing and empowering City Manager to execute, for and on behalf of The City of San Diego, agreement with Narmco, Incorporated, wherein The City of San Diego agrees to re-purchase from Narmco property heretofore conveyed to Narmco in event that Narmco fails to perform covenants and conditions contained in deed of conveyance to the corporation, upon terms and conditions in Document 537272, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Discussion on this subject was held on June 21, 1956.

Later, in this meeting, there was discussion on this subject, but it is shown here - to keep the subject together.

Councilman Curran asked about abandonment.

The City Manager said "no". He reviewed agreement, and Salvation Army occupation and operation (as he had previously).

RESOLUTION 133860, prohibiting parking of automobiles at all times:

South and east sides of Plumosa Way, between Randolph Street and dead-end east of Randolph Street;
 authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133861, authorizing and empowering Director of Water Department to release up to 1,750 acre feet additional of water to Fallbrook Public Utility District; authorizing and empowering him to loan approximately 700 acre feet to Escondido Mutual Water Company to be repaid during months of November and December; previous allocation of 2,730 acre feet allotted to the Rainbow Municipal Water District reduced to 2000 acre feet; payment to be made at rate of \$24.50 per acre foot, amount previously established - releases of water including previous releases, are based on making such water available for survival of existing economies of the respective Districts and not for additional expansions or plantings, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133862, vacating northerly 4 feet of Lot 10 except-

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ing a portion; Northerly 4 feet Lots 11 12 in Valencia Plaza, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted.

Resolution says that easement has not been used for purpose for which acquired on May 31, 1955, since date of acquisition; the City of San Diego has no present or prospective use for the easement, and City Manager recommends that City abandon its interest. It says that from and after date of order of vacation, title to land previously subject to easement shall revert to owners of land free from rights of the public. It authorizes and directs City Clerk to cause certified copy of resolution, attested by him under seal, to be recorded in office of County Recorder of County of San Diego.

RESOLUTION 133863, authorizing and directing Property Supervisor to advertise for at least 5 consecutive days in official newspaper of the City, sale at public auction of portion of Pueblo Lot 1240; reason for selling is that land is no longer needed for City purposes; Resolution says that value of property, as disclosed by appraiser is \$2,500 per acre; minimum amount which Council will consider is \$113,000; Council reserves right to reject any and all bids at the auction, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted.

The Resolution states that Harry Summers of Marine Development Company, acting through his broker, Clairemont Realty Company, has requested that westerly 45.2 acres of Pueblo Lot 1240 be put up for sale and has deposited with Property Supervisor the sum of \$250.00 to cover all costs pertaining to the sale, including cost of title report and as guarantee that he will at the sale bid the minimum fixed by the Council.

RESOLUTION 133864, authorizing and directing San Diego Gas & Electric Company to install a 6000 lumen overhead street light at each of 21 locations, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted.

RESOLUTION 133865, approving Change Order 10, June 12, 1956, Document 537124, between The City of San Diego and Johnson-Western Constructors, for storm drain in Moore and California Streets to the bay, Document 520776; changes amounting to increase in contract price of \$3,084.39, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted.

RESOLUTION 133866, granting application of Belmont Park at Mission Beach, and San Diego Fireworks Display Company, for public display of fireworks on Ocean Front at Belmont Park, Mission Beach, July 4, 1956, from 10:00 P.M. to 10:30 P.M., was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133867, granting application of La Jolla Country Club Inc. and Atlas Fireworks Company for public display of fireworks on La Jolla Country Club Golf Course, facing clubhouse, July 3, 1956, from 8:30 P.M. to 9:00 P.M., was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133868, granting application of Stadium Racing Asso-

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ciation, Inc., and San Diego Fireworks Display Co. for public display of fireworks in Balboa Stadium, July 4, 1956, 8:00 P.M. to 10:00 P.M., was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133869, authorizing and empowering City Manager to execute for and on behalf of The City of San Diego an agreement with San Diego Gas and Electric Company involving construction of underground duct and power system within Mission Bay Park, Resolution 537300, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133870, approving claim of Mrs. J. A. Conway, Document 536342, in amount of \$14.91; authorizing City Auditor & Comptroller to draw warrant in favor of Mrs. Conway, 6663 Neptune Place, La Jolla, in full payment of claim, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133871, approving claim of Mary G. Boyles & State Farm Insurance Company, Document 536445, in amount of \$87.52; authorizing City Auditor & Comptroller to draw warrant (to the 2 parties), 2894 University Avenue, in full payment of claim, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133872, approving claim of Jimmy Ruth Songer, Document 535851, in amount of \$59.88; authorizing City Auditor to draw warrant in favor of claimant, 1612 Hilger Street, in full payment of claim, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133873, approving claim of Mrs. L. Florentin, Document 536678, amount of \$10.25; authorizing City Auditor & Comptroller to draw warrant in favor of claimant, 2807 28th Street, in full amount of claim, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133874, approving claim of Checker Cab Co., Document 535628, in amount of \$65.40; authorizing City Auditor & Comptroller to draw warrant in favor of claimant, 518 Land Title Building, in full payment of claim, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133875, approving claim of Prudential Chemicals of San Diego, 534286, in amount of \$60.50; authorizing City Auditor & Comptroller to draw warrant in favor of claimant, 3003 Jefferson Street, in full payment of claim, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133876, approving claim of Viola Marie Shaver, Document 535376, in amount of \$160.13; authorizing City Auditor & Comptroller to draw warrant in favor of claimant, 8522 Onalaska Street, San Diego, in full payment of claim, was on motion of Councilman Burgener, seconded by Councilman

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Evenson, adopted.

RESOLUTION 133877, approving claim of Daisy B. Morrison, Document 535852, in amount of \$49.49; authorizing City Auditor & Comptroller to draw warrant in favor of claimant in full payment of claim, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133878, approving claim of Patrick M. Rossi, Document 535042, in amount of \$6.50; authorizing City Auditor & Comptroller to draw warrant in favor of claimant, 3512 Pershing Avenue, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133879, denying claim of William M. Butts, Document 535895, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133880, denying claim of Nelson L. Fisher, Document 535048, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133881, denying claim of Bernice M. Loescher, Document 535893, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133882, denying claim of David McCluan, Document 535170, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133883, denying claim of L. R. Barrett & All State Insurance Co., Document 535892, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133884, denying claim of Ervin H. Johnson, Document 535843, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133885, denying claim of Louis L. Chamber, Document 535894, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133886, denying claim of Viola Marie Shaver, Document 535996, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

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RESOLUTION 133887, denying claim of Gertrude Vanasen, Document 535377, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133888, accepting subordination agreement, executed by Harvey S. Wright and Agnes Wright, beneficiaries, and Security Title Insurance Company, a California corporation, trustee, subordinating all right, title and interest in and to agreement for right of way for public street and incidents, in portion Lot 1 Block 116 City Heights; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133889, accepting subordination agreement, executed by Jesus J. Chavez and Julia M. Chavez, beneficiaries, and Pacific Coast Title Insurance Company, a corporation, trustee, June 15, 1956, subordinating all right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances, in portions Lots 19 and 20 Block 5 Overlook Heights; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133890, accepting subordination agreement, executed by The First National Trust and Savings Bank of San Diego, beneficiary and trustee, June 7, 1956, portions of Lot 12 Lemon Villa; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133891, accepting subordination agreement, executed by Bank of America National Trust and Savings Association, June 14, 1956, portion Lot 19 Catalina Terrace; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133892, accepting subordination agreement, executed by Bank of America National Trust and Savings Association, June 14, 1956, subordinating all right, title and interest in and to easement for right of way for public alley and incidents, in portion Lot 19 Catalina Terrace; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133893, accepting deed of dedication of The San Diego Unified School District of San Diego County, June 12, 1956, conveying easement for right of way for storm drain or drains and appurtenances, in portion Lot 10 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to transmit deed, together with certified

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copy of resolution, ~~for record in office of Recorder of San Diego~~ to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133894, accepting deed of E.J. Evans and Laila L. Evans, June 13, 1956, conveying easement for right of way for storm drain, or drains and appurtenances, in portion Lot 15 Block 5 Overlook Heights; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133895, accepting deed of Antoinette Watson, June 13, 1956, conveying easement for right of way for storm drain, or drains and appurtenances, portion Lots 19 and 20 Block 5 Overlook Heights; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133896, accepting deed of Herbert R. Woodward and Thelma E. Woodward, May 14, 1956, conveying easement for right of way for storm drain, or drains and appurtenances, in portions of Lot 12 Lemon Villa; authorizing and directing City Clerk to file deed, together with certified copy of resolution for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, adopted.

RESOLUTION 133897, accepting deed of Matt Ross and Iva M. Ross, June 15, 1956, conveying easement for right of way for storm drain, or drains and appurtenances, in portion of south one-half of southeast quarter Lot 16 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133898, accepting quitclaim deed of DeFalco's Marketing Company, a California corporation, June 12, 1956, quitclaiming easement for right of way for public street and incidents, in portion Lot 8 Block 98 Roseville; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133899, accepting deed of Caesar F. Pastore and Helen L. Pastore, May 22, 1956, conveying easement for right of way for public street and incidents, in portion Lot 5 Block 107 Roseville; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

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RESOLUTION 133900, accepting deed of Caesar F. Pastore and Helen L. Pastore, May 22, 1956, conveying easement for right of way for public street and incidents, in portion Lot 8 Block 98 Roseville; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133901, accepting deed of Elsie Lund, April 23, 1956, conveying easement for right of way for public street and incidents in portion Lot 1 Block 116 City Heights; naming easement Bellingham Place; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133902, accepting deed of Samuel E. Minor, June 15, 1956, conveying easement for right of way for public street and incidents, in portion Orange Avenue closed by Resolution 133440, adjacent southeasterly and southerly Lot 26 Block 13 Belleview Heights Unit 4; naming easement Spartan Drive; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133903, accepting deed of Thomas U. Elliott, Jr., and Elsa Marie Elliott, June 8, 1956, conveying easement for public right of way for public sewer and appurtenances in portion Lots 6, 7, 8 Block 99 Morena; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133904, accepting deed of Tooley Hotels, Inc., a California corporation, June 15, 1956, conveying easement for right of way for public sewer and appurtenances in portion Lot 67 Rancho Mission of San Diego; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133905, accepting deed of George F. Snyder and Myretta Snyder, June 2, 1956, conveying portion Lots 25 to 28 Block 420 Duncan's Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133906, accepting deed of Walter R. Nickel and

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Mona E. Nickel, June 14, 1956, conveying easement and right of way for ingress and egress for pedestrian walkway, in northerly 10. feet of easterly 10. feet Lot 3 Marcellena Tract; dedicating land as pedestrian walkway; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133907, accepting deed of Marle T. Starrett Hudnall, June 14, 1956, conveying Lot 2 Block 47 Campo Del Dios Unit 3; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133908, accepting deed of Security Trust and Savings Bank of San Diego, a California Corporation, June 19, 1956, conveying easement for sewer, water, drainage and public utilities and right of way for ingress and egress in portion Pueblo Lot 197; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133909, accepting deed of James C. Kerns and Miriam Kerns, June 25, 1956, conveying easement for right of way for public street and incidents in portion Lot 8 Block 11 La Jolla Strand; naming easement Kolmar Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133910, accepting deed of Eula D. Pattee and Walter J. Pattee, Jr., June 25, 1956, conveying easement for right of way for public street and incidents, in portion Lot 13 Block G La Jolla Country Club Heights 2; naming easement Country Club Drive; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133911, accepting deed of James C. Kerns and Miriam Kerns, June 25, 1956, conveying easement for sewer, water, drainage and public utilities and right of ingress and egress, in portions of Lots 7 and 8 Block 11 La Jolla Strand; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133912, accepting quitclaim deed of Donald L. McKillop and Leon A. Gilman, partners, doing business as Gilman Grading Company, 6602 University Avenue, San Diego, June 4, 1956, quitclaiming all water mains and appurtenant structures located in public streets, rights of way, highways and public places, either within or without subdivision named

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Rolando Shopping Center, a subdivision of portion Parcels "O" and "OO" of Rancho Mission of San Diego; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of County Recorder, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 133913, accepting quitclaim deed of Mark Uselton and Sara Virginia Uselton, 4546 -58th Street, San Diego, quitclaiming all water mains and appurtenant structures constructed for its use, located in public streets, rights of way, highways, and public places, either within or without subdivision named Colony Park, a subdivision of portion Lot 37 La Mesa Colony; authorizing and directing City Clerk to file deed, together with certified copy of Resolution, for record in office of County Recorder, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

On motion of Councilman Burgener, seconded by Councilman Evenson, reading of next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7046 (New Series) incorporating portion of Lot 21 Lemon Villa into R-4 Zone; repealing Ordinance 184 (New Series) insofar as it conflicts, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-None. Absent-Councilman Kerrigan, Mayor Dail.

On motion of Councilman Evenson, seconded by Councilman Burgener, reading of next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7047 (New Series) amending Sections 93.0601, 93.0602, 93.0618, and 93.0804 and repealing Section 93.0403 of San Diego Municipal Code regulating Plumbing Installations, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-None. Absent-Councilman Kerrigan, Mayor Dail.

On motion of Councilman Burgener, seconded by Councilman Evenson, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Evenson, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7048 (New Series), establishing grade of Alley Block 81 Pacific Beach, between easterly line of Bayard Street and westerly line of Cass Street, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-None. Absent-Councilman Kerrigan, Mayor Dail.

On motion of Councilman Burgener, seconded by Councilman Evenson, Ordinance amending Ordinance 7017 (New Series) entitled "An Ordinance establishing schedule of compensation for officers and employees

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of The City of San Diego, providing Uniform Compensation for Like Service in the Classified Service, for the Fiscal Year beginning July 1, 1956", adopted May 31, 1956, by amending Exhibit "C" (Assistant to the City Manager) - position to which salary rate was not assigned - was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-None. Absent-Councilman Kerrigan, Mayor Dail.

In connection with the next item, Councilman Schneider asked for an explanation.

The City Manager told the Council that "there are 2 rates now ", and this ordinance provides for a new rate structure for combination.

Aaron Reese, Assistant City Attorney, went into details.

The City Manager said that "another formula is going to be presented regarding sewer (use tax) charge.

Mr. Reese said that there would be a single meter, under certain conditions.

On motion of Councilman Schneider, seconded by Councilman Burgener, ordinance amending Sections 67.11 and 67.57 of San Diego Municipal Code adopting Regulations and Rates for combined irrigation and domestic water service, introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-None. Absent-Councilman Kerrigan, Mayor Dail.

On motion of Councilman Burgener, seconded by Councilman Evenson, ordinance dedicating for public use a public highway contiguous southeasterly to U.S. Highway 395, across portions of New Riverside and The Highlands and naming it Kearny Villa Road, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-None. Absent-Councilman Kerrigan, Mayor Dail.

The City Manager requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

RESOLUTION 133914, expressing regret at the death of Terence Byrne Cosgrove, prominent former City Attorney and a great lawyer, whose legal accomplishments and example will inspire others through the years to better citizenship, and expressing Council admiration for the memory of one who during his life "recognized the law from which all laws come - the eternal law of God", was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

The resolution mentions Mr. Cosgrove's education, professional activities, authority on water law, corporation and property laws, in which he received national prominence before the United States Supreme Court.

The City Manager requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

RESOLUTION 133915, approving application of San Diego Transit System for certificate public convenience and necessity to operate "on call" bus service, as set out in detail; requesting Public Utilities Commission of State of California to expedite granting of certificate of public convenience and necessity; directing City Clerk to forward certified copy of resolution to secretary of Public Utilities Commission, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Ords introduced

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The City Manager requested, and was granted, unanimous consent to present the next ordinance, not listed on the agenda:

On motion of Councilman Schneider, seconded by Councilman Burgener, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman Burgener, reading in full prior to adoption was dispensed with by vote of not less than 4 members of the Council.

ORDINANCE 7049 (New Series), appropriating \$47,500.00 out of Unappropriated Balance Fund, and transferring it to Maintenance and Support item of various City Department Funds - departments and individual amounts set out in the ordinance - was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-None. Absent-Councilman Kerrigan, Mayor Dail.

The next item was presented under unanimous consent, granted to the Vice Mayor.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Neely Subdivision, subject to minor corrections, final check of City Engineer, and posting of adequate bond to insure installation of required improvements, was presented.

RESOLUTION 133916, adopting Map of Neely Subdivision, subdivision of portion Block 3 Bayshore Addition to New Roseville; accepting on behalf of the public, easements shown for public purposes; declaring them to be dedicated for public use; authorizing and directing Clerk to endorse upon the map, as and for act of the Council, that Council has approved the subdivision map, that easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, California, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

The Vice Mayor stated that he was presenting the next item for the Mayor:

RESOLUTION 133917, confirming appointment by the Mayor of Irving R. Stone, as a member of the Psychology Commission, to fill unexpired term of Hilding B. Carlson, to March 18, 1956, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

There being no further business to come before the Council at this time, the Vice Mayor declared the meeting adjourned at 11:49 o'clock A.M. He declared that the Council would then go into conference.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Charles D. Dail
Mayor of The City of San Diego,
California

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REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, July 3,
1956

Present-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson,
Mayor Dail

Absent--None

Clerk---Fred W. Sick

The meeting was called to order by the Mayor at 10:03 o'clock
A.M.

The Reverend Lloyd L. Sommerville, of St. Mark's Episcopal
Church, was presented by the Mayor. Father Sommerville gave the invocation.

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 114.

On motion of Councilman Williams, seconded by Councilman
Burgener, Minutes for the meetings of June 26, 28, 29, 1956, were approved
without reading, after which they were signed by the Mayor.

Communication from Broadway Credit Jewelers, Broadway at
Third Ave., dated June 28, 1956, signed by J. C. Beverley, was presented.
It asks for an additional 60-day permit period on its "Going out of Business"
sale, which started May 17, 1956.

On motion of Councilman Burgener, seconded by Councilman
Schneider, it was referred to the City Manager.

Report of Purchasing Agent, approved by City Manager, on
low tie-bidders for furnishing Ford Repair Parts for 6 months beginning
July 1, 1956, was presented. It recommends award to Bay Shore Motors, on
basis of proximity and convenience to Police, Fire and Harbor Departments,
the largest users. There were 3 bids.

RESOLUTION 133918, accepting bid of Bay Shore Motors for
furnishing Ford Repair Parts for 6 months beginning July 1, 1956, at net
prices to The City based on current wholesale trade net price list for
Ford Dealers, less excise tax rebate of 5%; awarding contract; authorizing
instructing City Manager to enter into and execute on behalf of The City of
San Diego a contract pursuant to specifications on file in office of City
Clerk, was on motion of Councilman Burgener, seconded by Councilman Williams,
adopted.

Report of Purchasing Agent, approved by City Manager, on
co-low bid of Acme Pipe Co. for furnishing Cement Asbestos Pipe and Fittings
- \$11,075.00 net, plus 3% State Sales Tax; 4 bids - was presented. It
states that award was determined by low.

RESOLUTION 133919, accepting bid of Acme Pipe Co. for furnish-
ing Cement Asbestos Pipe and Fittings; awarding contract, authorizing and
instructing City Manager to enter into and execute on behalf of The City of
San Diego a contract pursuant to specifications on file in office of City

Meeting convened

Invocation

Minutes approved

Communication (petition)

Purchasing reports

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Clerk, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of E. K. Wood Lumber Company for furnishing 28 items of bridge timber at total price of \$4,020.97 plus 4% Sales Tax, terms 2% 30 days; and bid of Western Lumber Company for furnishing 3 items of Redwood bridge timber at total price of \$807.63 plus 3% Sales Tax, terms 2% 30 days - 4 bids, was presented. The Western Lumber Company bid award was recommended due to necessity for expediting repairs to bridges.

RESOLUTION 133920, accepting bid of E. K. Wood Lumber Company for furnishing Bridge Timber; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133921, accepting bid of Western Lumber Company for furnishing Redwood Timber; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego, a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 133922, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 1 Cab and Chassis, Document 537301 (for Harbor Department), was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval and acceptance of Record of Survey in lieu of final subdivision map of Lot 2 Block 17 North Shore Highlands, was presented.

RESOLUTION 133923, approving filing of Record of Survey Map under Section 102.02.1 of San Diego Municipal Code, on Lot 2 Block 17 North Shore Highlands, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Communication from Harbor Department, by John Bate, submitting for approval agreements for assignment of 3 leases from Walter A. and Velma Grouws to Harry and Ida Wax - 700 square feet at intersection of Ivy Street and Pacific Highway - was presented.

RESOLUTION 133924, ratifying, confirming and approving Assignment of Lease, copy on file in Office of City Clerk as Document 537291, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133925, ratifying, confirming and approving Assignment of Lease, copy on file in Office of City Clerk as Document 537293, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 133926, ratifying, confirming and approving Assignment of Lease, copy on file in Office of City Clerk as Document 537295, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Communication from Harbor Department, by John Bate, submitting for approval agreement for Assignment of Floyd and Vera Caffee lease to Boyce Boat and Yacht, Inc., a California - premises originally

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occupied by Cabrillo Marine, Inc., on Byron Street, name recently changed to Chaffee Boat and Yacht Company, was presented. It says the new corporation which is acquiring the property has just been formed and to protect the City, the Boyce brothers individually are assuming obligation to pay rent and perform terms, conditions and provisions of the lease.

RESOLUTION 133927, ratifying, confirming and approving Assignment of Lease, copy on file in office of City Clerk as Document 537298, between Floyd L. Chaffee and Vera G. Chaffee, husband and wife, doing business under name and style of Chaffee Boat & Yacht Company, formerly Chaffee Machine Company, a general partnership, as Assignors, and Boyce Boat & Yacht, Inc., a California corporation, as Assignee, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Communication from Hoyt E. Ray, Deputy City Attorney, approved by Aaron W. Reese, Assistant City Attorney, dated June 26, 1956, "Re: Fencing of Private Swimming Pools and Water Holes in The City of San Diego", reporting to the Council in response to Resolution 133602, was presented.

The lengthy opinion was read to the Council by the Clerk. Councilman Schneider spoke to Mr. Reese about the lilly pond in Balboa Park.

Mr. Reese stated that the application is to private property. Councilman Burgener said that he had the idea that difficulty in Balboa Park is little. He said he would approve fencing of swimming pools.

Richard Steck, sitting in the audience, was asked for his reaction. (Mr. Steck represents several contractors who have construction yards in Mission Valley where water holes exist). He told the Council that the Mission Valley holes are fenced, but that youngsters tear down the fences. He said there are even police officers on duty. He thought that maybe City watchmen or officer on horseback could be used. Mr. Steck told of the sad effect on contractors when any drownings occur.

Councilman Burgener said that the Council "could take action on pools".

Councilman Schneider said that as many children drown in fish pools, and said that fencing could be come an expense.

Councilman Burgener said that anyone who could afford a pool could afford to fence it.

Councilman Curran spoke to Councilman Schneider about what "constitutes the fencing; the immediate pool or the yard".

Councilman Evenson said that the item could be referred to the City Manager about a safety measure on pool construction.

Mayor Dail said that there have been lots of ideas and suggestions. He said "the Clerk could get out the file".

Councilman Curran said that if pools were not fenced close-in, the purpose would be defeated.

The City Manager spoke of there being different circumstances on various types of pools. He said "very little can be done about drowning in water holes". He said there is the matter of uncontrolled access on other than own use of pools. He said that when a neighbor builds a pool, it constitutes little different situation.

Councilman Burgener pointed out that it is usually a child other than the pool's owner who drowns.

The Mayor said that one day when his brother came home, he found 5 uninvited children in his pool.

Councilman Williams asked the Clerk to obtain information on others.

On motion of Councilman Williams, seconded by Councilman Curran, the Clerk was directed to assemble other items on the subject into a file.

On motion of Councilman Burgener, seconded by Councilman Evenson, the communication was filed.

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Communication from Mildred P. Waite, president, San Diego City Civil Service Commission, dated June 26, 1956, was presented. It tells of concern over City's lack of program for properly orientating new employees. It enclosed a (new) booklet entitled "Your Career with the City of San Diego", which will supply a heretofore missing element. It concludes "Because your honorable body has so frequently shown an intelligent interest in the personnel of the City, we are especially happy to submit this employee manual to you for your inspection".

On motion of Councilman Burgener, seconded by Councilman Schneider, it was filed.

Communication from State Board of Equalization, State of California, 1020 N Street, Sacramento, dated June 14, 1956, signed by Dixwell L. Pierce, secretary, was presented. It transmits a recently-completed report on property tax assessment in the County.

On motion of Councilman Burgener, seconded by Councilman Schneider, it was filed.

Communication from Public Utilities Commission, State of California, California State Building, San Francisco 2, dated June 27, 1956, signed by R. J. Pajalich, secretary, was presented. It attaches a certified copy of Resolution CP-230, allocating from Crossing Protection Fund to the City of San Diego, an amount equal to one-half of the City's share of cost but not to exceed maximum amount of \$1,920 in constructing grade crossing protection referred to as Crossing 36-0.9, the intersection of 5th Avenue and track of San Diego and Arizona Eastern Railway in San Diego County.

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

Communication from Public Utilities Commission, State of California, California State Building, San Francisco 2, dated June 27, 1956, signed by R. J. Pajalich, secretary, was presented. It attaches a certified copy of Resolution CP-231, allocating from Crossing Protection Fund to the City of San Diego, an amount equal to one-half of the City's share of cost but not to exceed maximum amount of \$1,502.50 in constructing grade crossing protection referred to as Crossing 36-2.8, the intersection of 28th Street and track of San Diego and Arizona Eastern Railway in San Diego County.

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

RESOLUTION 133928, directing Notice of filing Assessment 2502 made to cover costs and expenses of work done upon paving and otherwise improving T Street, Resolution of Intention 127276, and of time and place of hearing, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133929, directing Notice of filing Assessment 2503 made to cover costs and expenses of work done upon paving and otherwise improving San Fernando Street, Resolution of Intention 129187, and of time and place of hearing, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 133930, directing Notice of filing Assessment 2504 made to cover costs and expenses of work done upon paving and otherwise improving Gaines Street, Resolution of Intention 127368, and of time and place of hearing, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133931, directing Notice of filing Assessment 2505 made to cover costs and expenses of work done upon paving and otherwise improving Pyncheon Street and Ocean View Boulevard, Resolution of Intention 126335, and of time and place of hearing, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133932, directing Notice of filing Assessment 2506 made to cover costs and expenses of work done upon paving and otherwise improving Newton Avenue, Resolution of Intention 129855, and of time and place of hearing, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD 133933, accepting bid of Al E. Riley, Inc., and awarding contract for paving and otherwise improving Alley Block 128 Amended Map of City Heights, Resolution of Intention 132502, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.
City Engineer reported in writing that low bid is 6.7% above the estimate.

RESOLUTION OF AWARD 133934, accepting bid of Schafer & Stowers, and awarding contract for installing sewers in Normandie Street and Birmingham Drive, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.
City Engineer reported in writing that low bid is 11.7% below the estimate.

RESOLUTION OF AWARD 133935, accepting bid of Griffith Company, and awarding contract, for paving and otherwise improving Hartford Street, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.
City Engineer reported in writing that low bid is 11.7% below the estimate.

RESOLUTION 133936, approving plans and plat of assessment district for paving and otherwise improving Estudillo Street, Document 536872; approving Plat 2855 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk, upon passage of resolution of intention, to file plat in office of City Engineer, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133937, approving plans and plat of assessment district for paving and otherwise improving Alley Block 22 Ocean Beach Park, Document 536874; approving Plat 2862 showing exterior boundaries of district to be included in assessment for work and improvement; directing City

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Clerk, upon passage of resolution of intention to file plat in office of City Engineer, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133938, approving plans and plat of assessment district for sewers in Avenida de la Playa, and Public Right of Way in Pueblo Lot 1280, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted. Improvement is under ~~Resolution of Intention~~ Document 493342, Plat 2862 showing exterior boundaries of district to be included in assessment for work and improvement. It directs the Clerk, upon passage of resolution of intention to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK 133939, for paving and otherwise improving Alley Block 61 Park Villas, Resolution of Intention 133204, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK 133940, for paving and otherwise improving Opal Street, Resolution of Intention 133055, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK 133941, for paving and otherwise improving 39th Street and Logan Avenue, Resolution of Intention 133056, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING IMPROVEMENT 133942, for furnishing electric energy in Pacific Beach Lighting District No. 1, for 1 year from and including September 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING IMPROVEMENT 133943, for furnishing electric energy in University Avenue Lighting District No. 1, for 1 year beginning August 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING IMPROVEMENT 133944, for furnishing electric energy in Ocean Beach Lighting District No. 1, for 1 year from and including August 1, 1956, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING IMPROVEMENT 133945, for furnishing electric energy in Mission Beach Lighting District No. 2, for 1 year from and including August 1, 1956, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

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RESOLUTION 133946, directing notice inviting sealed bids for furnishing electric energy in Five Points Lighting District No. 1, for 1 year from and including August 1, 1956, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133947, directing notice inviting sealed bids for furnishing electric energy for San Diego Lighting District No. 4, for 1 year from and including August 1, 1956, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 133948, directing notice inviting sealed bids for furnishing electric energy in University Avenue Lighting District No. 3, for 1 year from and including August 1, 1956, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 133949, for paving and otherwise improving Estudillo Street, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 133950, for paving and otherwise improving Alley Block 22 Ocean Beach Park, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 133951, for sewer in Avenida de la Playa and Public Rights of Way in Pueblo Lot 1280, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133952, ascertaining and declaring wage scale for paving and otherwise improving 52nd Street, Orange Avenue and 54th Street, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133953, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 302 Subdivision of Acre Lots 64-1/2, 65 and 66 Pacific Beach, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133954, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 2 Normal Heights, North Mountain View Drive, and Arthur Avenue, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

RESOLUTION 133955, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 64 University Heights, and Meade Avenue, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

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RESOLUTION 133956, ascertaining and declaring wage scale for paving and otherwise improving Cumberland Street, Calle Tres Lomas, Calle Quebrada, Potomac Street, Calle Canada, Alleghany Street and Public Right of Way, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

RESOLUTION 133957, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Grape Street, Resolution of Intention 131054, and to be assessed to pay expenses, diagram made by City Engineer; directing City Clerk at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

RESOLUTION 133958, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block M Tract 2 Alta Vista Suburb, Resolution of Intention 130032, and to be assessed to pay expenses, diagram made by City Engineer; directing City Clerk at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

Proposed Resolution approving diagram of assessment district for installation of sewers in Country Club Drive, et al., was presented.

There was discussion between several members of the Council on the subject. While the item was continued temporarily after earlier discussion, and resumed, all will be shown at once here, so as not to separate the consideration.

Councilman Burgener said "boundaries can't be changed after the hearing".

Aaron Reese, Assistant City Attorney, told of hearings on benefits; property owners still have other opportunity. Then, Mr. Reese said that he thinks he is wrong on that point. Several members of the Council carried on discussions with Mr. Reese.

Councilman Kerrigan asked if it was "a brand new petition".

Councilman Burgener said that the work had been accomplished.

Councilman Kerrigan asked if the City is working on petition, regarding approving of the district.

The Clerk told of the procedure.

Councilman Schneider asked what happens if the district is changed.

Councilman Burgener said he thinks that cannot be approved.

It was at this point where the item was held up, awaiting arrival of the City Engineer, for whom the City Manager had sent.

The City Engineer told the Council that "this is the last step before the Assessment hearing; once it is set, it can't be changed". He said at least that is his understanding.

Councilman Kerrigan said that throughout, it had gone on the original boundary of the district. He asked what would happen if resolution were not approved.

Mr. Reese replied that "it is not discretionary".

Then, Councilman Curran asked why it be approved again.

Councilman Burgener and Mr. Reese said that it is a step in the proceedings.

Mayor Dail reviewed the steps to be taken.

Councilman Burgener said that property can't be taken out; if benefits were not there, there would be a nominal assessment.

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The City Engineer said that when plans are submitted, plat is submitted. He said the Engineer goes ahead; then prepares the "big diagram proper", later. He said there are 2 separate pieces of paper; once it is submitted, it is considered "locked".

Mr. Reese said that "it is locked at this stage of the proceedings; it is a procedural step".

Councilman Curran explained his understanding.

The City Engineer said that there are 2 different kinds of maps; it considered approved; it can't be changed. He said it is filed in perpetuity, and can be used in court. He said this is a formality.

Mr. Reese referred to another item on today's agenda, that approved plans and plat of assessment district, and explained that. He said "the next hearing determines the equitable spread of the assessment".

RESOLUTION 133959, approving diagram of property affected or benefited by work of improvement to be done on installation of sewers in Country Club Drive, Mimulus Way, Mint Canyon Path, Labelia Path, Public Rights of Way in Lots 2, 9, 11, 12, 13, 14, 18, 19, 20, 21 Block G La Jolla Country Heights Unit 2; Public Rights of Way in Pueblo Lot 1263; and Lanes between Lots 3 and 4 and 6 and 7 in La Jolla Country Club Estates; Resolution 129453, and to be assessed to pay expenses; directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Burgeuer, seconded by Councilman Schneider, adopted.

RESOLUTION 133960, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Celia Vista Drive and Rolando Boulevard, Resolution of Intention 130932, and to be assessed to pay expenses thereof; directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133961, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving Alleys Blocks 49 and 49½ University Heights, Resolution of Intention 130034, and to be assessed to pay expenses, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133962, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 13 La Jolla Park, Public Right of Way in Ravina Street closed and in Alley closed in Block 13 La Jolla Park, Resolution of Intention 130667 and to be assessed to pay expenses, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133963, adopting recommendation of City Engineer, Document 536998; authorizing City Engineer to amend proceedings for improvement of Alleys in Catalina Terrace in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133964, adopting recommendation of City Engineer, Document 537000; authorizing City Engineer to amend proceedings for improvement of Alley Block 20 Swan's Addition in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

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RESOLUTION 133965, adopting recommendation of City Engineer, Document 537002; directing City Engineer to amend proceedings for improvement of Alley Block 2 Wilshire Place in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133966, granting petition, Document 537174, for installation of water system and sewer system in Grantville area; authorizing and directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133967, granting petition, Document 536984, for installation of storm-drainage system and appurtenances in Home Avenue Branch of Chollas Creek, at Euclid Avenue Assessment District, including Lots 24 and 25 Wadsworth's Olive Grove; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133968, granting Mrs. Laurel E. Cormier permission to install sanitary sewers in Euclid Avenue, at Isla Vista Drive, Document 536476, by private contract, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133969, granting Tadeus Wnuk permission to grade portion of Bellingham Avenue, Document 535902, by private contract, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

In connection with the next resolution, Councilman Schneider said that he was interested in knowing if proposed work was "outside of the original estimates".

The City Manager read from his files a description of work to be done; said it was extra, and the City had contacted the contractor. He said we "run into these things all the time".

Councilman Kerrigan said that it is the responsibility of the City.

RESOLUTION 133970, authorizing City Manager to employ V. R. Dennis Construction Company to do 200 cubic yards of excavation at south end of Altadena Avenue in addition to excavation work shown on improvement plans for 52nd Street, Altadena Avenue, et al., cost not to exceed \$962.80, payable from funds appropriated by Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 133971, authorizing City Manager to employ John B. Henry, Inc. to replace termination at south end of Alley Block 6 Chester Park, cost not to exceed \$411.04, payable from Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

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In connection with the next item, Councilman Schneider asked for information.

The City Manager said that Brown and Caldwell had been consultants for several years on the existing plant.

RESOLUTION 133972, extending for a period 1 year, Document 5374547, of agreement contained in Document 518773 with Brown and Caldwell, a co-partnership, designated "Engineer", provided that agreement 518773 be extended for 1 year to and including June 30, 1957 (relative to sewage disposal plant), was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Councilman Burgener told the City Manager that he urged him to do what he can to hurry up the Santa Fe underpass (in the Clairemont area leading to the City). He said "the traffic situation is intolerable".

The City Engineer said it would be through in a couple of weeks; will start today. He spoke of re-routing traffic.

The City Manager asked if construction was not ahead of schedule.

The City Engineer said that Hazard has completed his part, up the hill; the bridge is on schedule; construction was delayed on account of steel.

Councilman Burgener said "Balboa has been torn up off and on for 4 years".

The City Engineer told of there being "a maze of stuff - wires, pipes, etc - underneath. He said it is a mean and difficult job. He said that because of conditions, no one should be criticized.

RESOLUTION 133973, authorizing and empowering City Manager to execute, for and on behalf of The City of San Diego, a license agreement between the Atchison, Topeka & Santa Fe Railway, as Licensor, and The City of San Diego, as Licensee, covering encroachment of the City sidewalk on railway right of way, in vicinity of 32nd Street and Harbor Drive, Document 537464, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133974, approving change order 1, June 22, 1956, Document 537338, issued in connection with contract between The City of San Diego and W. V. Hutchison Co., Inc., for construction of 22" pipe line crossing Harbor Drive bridge, contract Document 536822; amounting to increase in contract price of approximately \$600.00, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133975, approving change and extra work order 2, June 18, 1956, Document 537339, issued in connection with contract between The City of San Diego and M. H. Golden Construction Co. for Switzer Creek Storm Drain Outfall, 10th Avenue Marine Terminal, contract Document 527702; changes amounting to increase in contract price of approximately \$1,280.00, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 133976, authorizing City Attorney to settle \$147.62 claim of Rose Filson & Arthur C. Filson, Document 535427, for sum of \$112.62;

133973 - 133976
Discussion re Santa Fe underpass
not on agenda

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directing City Auditor & Comptroller to draw warrant in favor of claimants, 5877 Estelle, in amount of settlement, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Councilman Curran said that he had a question in connection with the next item on the agenda.

Mr. Reese said that he does not know the details, but that there was a claim, which had been followed up.

The City Manager said that it had to do with water.

Mr. Reese said that the settlement proposal is for a figure lower than the claim.

RESOLUTION 133977, authorizing City Attorney to settle \$128.66 claim of Sanitary Market, Kuon Dang Fay, Document 536708, for \$88.56; directing City Auditor & Comptroller to draw warrant in favor of claimant, 6503 Imperial Avenue, in amount of settlement, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Ordinance establishing setback line on south side of University Avenue between 60th Street and College Avenue, and on south side of University Avenue between College Avenue and Cartagena Drive, was presented.

Councilman Curran spoke to the City Manager about Normal and University service station setback, and asked him about others.

The City Manager said that he would have to look it up.

Harry C. Haelsig, Planning Director, spoke to Councilman Curran in answer to his questions.

The City Manager said to Mr. Curran that he would get the address and make a report. He said it all gets very confused in setback situations, because of different situations. He said public controls the dedicated the right of way; there is also the zoning setback which hinges on police power. Then, he said, there is the setback for future public street. The Manager stated that the last is more of a warning than a usable right. He told of many buildings being setback voluntarily. He said "different conditions call for separate actions".

Councilman Kerrigan said that he recommends street widening restrictions be for "a period of time". He declared that "it is crazy to take people's property away - and then do nothing. He spoke of a zoning hearing, affecting setbacks. He said that to "take away continuously is wrong".

The City Manager stated that "it is a question of fact".

Councilman Kerrigan continued at length on the subject of setbacks.

On motion of Councilman Kerrigan, seconded by Councilman Burgener, reading next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7050 (New Series), establishing 10-foot setback line on south side of University Avenue between 60th Street and College Avenue, and a 25-foot setback line on south side of University Avenue between College Avenue and Cartagena Drive, pursuant to Section 101.0603 of San Diego Municipal Code, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman

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Kerrigan, reading in full was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of passage a written or printed copy.

ORDINANCE 7051 (New Series) fixing, adopting and approving Annual Fiscal Budget for Fiscal Year 1956-1957, approving amounts therein estimated for needs of The City of San Diego and various departments thereof, and appropriating out of the treasury the necessary moneys to carry on The City and the operation of the various departments, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On the next item, Councilman Curran asked where it was located.

The City Manager explained it from a plat. He said the only acquisition is cemetery - in the County.

Councilman Kerrigan talked about setbacks in some instances, and asked if it was "possible to put the same thing on 43rd Street property".

The City Manager stated (as he had on a similar item earlier in this meeting) that "it is a question of fact". He said that a setback is a warning of intention to widen; the City can't have a standard procedure to apply in every instance.

Councilman Curran and the City Manager held a discussion on the subject.

Councilman Kerrigan told of a situation that had involved in connection with St. Mark's Episcopal Church (whose pastor gave the invocation at the beginning of this meeting).

Reverend Sommerville said that was necessary to cut off 10 feet, and as a result, it was not possible to build.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, reading in full was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of passage a written or printed copy.

ORDINANCE 7052 (New Series), appropriating \$4200.00 out of Capital Outlay Fund, for purchase of land in connection with improvement of portion of 43rd Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

The next item was explained by the City Manager to Councilman Curran.

On motion of Councilman Burgener, seconded by Councilman Schneider, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Schneider, reading in full was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of passage a written or printed copy.

ORDINANCE 7053 (New Series), appropriating \$3,000.00 out of Unappropriated Balance Fund for payment of services of Brown and Caldwell, consulting engineers, and reimbursement of expenses incurred by them, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Burgener, seconded by Councilman Evenson, the next ordinance was introduced.

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Kerrigan, reading in full was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of passage a written or printed copy.

ORDINANCE 7054 (New Series), appropriating \$249.00 out of Unappropriated Balance Fund in payment of Sewer and Water Fees for restoration of old school, Historical Landmark 538, erected 1865, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 10:57 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Oliver D. Dail
Mayor of The City of San Diego,
California

cc:ll

7/5/56

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, July 5,
1956

Present-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor
Dail

Absent--Councilman Evenson

Clerk---Fred W. Sick

The meeting was called to order at 10:03 o'clock A.M.
by the Mayor.

Several times throughout the meeting the Mayor issued citations to several prominent San Diegans, and members of the Press, "for failure to wear in public place dress entirely appropriate for the Fiesta del Pacifico". (Several of those "cited" wore Fiesta dress). Individuals were summoned to appear upon specific dates and times. It states in the summons that "probation and/or suspended sentence may be granted in this case only if the defendant appears before said Mayor and City Council at the appointed time and place in appropriate fiesta regalia". Each summons was signed by the Mayor, and served by a bailiff.

It was the intention to show each of the citations in these minutes, but they became numerous, and space will not be allotted and time taken to show them.

In the first group, persons on whom summons were served were granted the opportunity to make statements.

The Clerk called the roll, at the request of the Mayor, on the actions taken.

On motion of Councilman Williams, seconded by Councilman Schneider, the Council "supported the Fiesta, and sentenced to life in San Diego each of the persons named, and agreed to lift the sentences if they appear before the Mayor and Council in proper attire within 5 days".

Pictures were taken - including police officer in his new regalia.

Hearing was called on the matter of rezoning portions of Blocks 121, 124, 134 and all of Blocks 122, 123, 135 La Playa from R-2 to R-2 - in the vicinity of San Antonio Avenue, from McCall Street south to the Military Reservation. An earlier request for rezoning from R-4 to R-1 resulted in Council requesting Planning Commission to hold a public hearing on rezoning from R-4 to R-2. The Commission voted 3 to 1 to deny the request.

Councilman Kerrigan was excused

Councilman Burgener stated that a lengthy hearing had been held by the Council (as well as by Planning Commission) previously. He said "there is no need for a new hearing".

Councilman Williams said that this (R-2, instead of R-1) is new, and the Council should hear it "for a limited time".

Charles Boomer, attorney, representing proponents, appeared at the microphone.

Councilman Schneider suggested that evidence should relate to the new proposed R-2 zone, instead of to R-4.

Meeting convened
"Citations" re Fiesta dress
Hearing

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Councilman Kerrigan returned

Mr. Boomer said he wants to correct things that were said at the Planning hearing. He pointed out that the recommendation was "turned down again, by a different vote". He stated that 1 member of the Commission disqualified himself. He said it had been said that this is a deteriorating neighborhood, and in that connection passed around photos of houses built since area was zoned. He spoke about not R-1 near the Naval centers; but there are identical single-family residences adjoining several Naval installations, which he named. He said that "on Point Loma it is R-1 - except for 1 spot in the corner". He declared that the character of the neighborhood is residential, with 2 non-conforming uses. He said that houses stated to be non-conforming uses are not, except 2 - possibly 1 more. He identified permits proposed on the Bowers property. He spoke to Councilman Burgener from a man, and said it has been argued that area has not changed. He said that it had been an apricot orchard, but now has 23 residences, with 3 vacant lots. He said "it has been turned from a fruit orchard to a residential neighborhood", and it has been substantially changed. He said that a portion of San Antonio Street has been closed. R-1 lot values were shown to the Council, as well as information on a \$100,000. house. He stated that the California Supreme Court has said that the Council should give consideration to value of property. He referred to several individual cases in some detail, and said that the California cases say there is no vested rights. He told of the Haelsig (Harry C. Haelsig, Planning Director) recommendation to rezone. He said there is the public welfare at large involved, also. Mr. Boomer said that there have been conflicting reports on the character of the Bowers property. He declared that if the property is not rezoned, apartments will go in, and values will depreciate, and the street will have to be widened. He said that it would then be the classic story of the decline of a fringe neighborhood. He said that the area has not been invaded by apartments, except in 2 instances. He read another Supreme Court case decision. He said that "proponents of R-2 are not trying to beat down ~~the~~ the property owners, or take anything away". He said "it is the duty of the Council to protect the residential neighborhood".

Councilman Burgener spoke to Mr. Boomer about deed restrictions to prevent property division. He asked for dimensions of "the large lot". He pointed out that if R-2 is imposed, the lot can be divided, and there can be 4 families. He said "it would be right under R-2", and that approval would be automatic.

Councilman Williams said that more families could be put on the property.

Councilman Burgener said that even 4 would be crowding.

Mrs. Bowers said that Mr. Boomer has quoted hints, and told the Council that she has rented 1 apartment for years. He said her property can have as many apartments as there are exits. She said "the Navy installations (there) are different".

Clifford Fitzgerald, attorney, passed around snapshots. He said that no one will buy there, unless he just loves La Playa. He said property sells for \$300. per front foot, and he has done so, on account of R-4. He said it is an old neighborhood; everybody who wanted multiple units has put them in. Mr. Fitzgerald said that "it is a matter of Council discretion". He said that Planning made investigations, and turned down the R-2; there is no justification for the Council to override the Commission. He said the neighborhood has changed - but not for more residences, and referred to Shelter Island and the Kona Kai Club. He said that if there were to be \$50,000 or \$60,000 residences, it would be necessary to move off others. He declared that people who occupy apartments are as good as others. He said that R-1 is now asked, after all these years; R-1 adjoins.

Mrs. Arthur Stanton spoke of photographs which had been shown to the Council. She said the garage is on a "vacant lot"; her house is a single unit; "the Benbough Court is beyond".

Councilman Williams spoke to Mr. Fitzgerald regarding map and views. Mr. Fitzgerald answered him, and said that 19 are asking for the change, with 6 opposing.

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Mrs. Reed said she was "for R-2".

Councilman Williams said there is a difference of opinion as to who is and is not opposed.

Councilman Williams had discussions with individuals in the audience regarding their views.

The Clerk read Cota and Jefferson letters.

Mrs. Bowers passed around pictures, on which she said there are shown more R-4 developments than residential. She said her property was purchased because of being R-4, and that if it were changed, loss would be suffered. She asked who people who moved into R-1 residences did not go into the R-1 zone. Mrs. Bowers said that it has been R-4 for 14 years; 6 or 7 property owners with status quo; now 19 want to change. She declared that this "is not in accordance with the golden rule". She asked why people would come to R-4 zone, if they want R-1 property. She told the Council that property owners' rights are being invaded. She said that R-4 people want to continue as is. Commenting on the Long Beach water front, she said "it is beautiful". She said that on 6th Avenue, along the park in R-4 it is beautiful. She said her property would be injured, and rights invaded.

Councilman Burgener moved to close the hearing. Motion was seconded.

Councilman Burgener said that it is obvious that no compromise can be arrived at.

Councilman Burgener moved to overrule planning, and impose the R-2 zone. Motion was seconded by Councilman Schneider.

Councilman Burgener spoke of history of desire of property owners, and of this being not clear-cut. He said there is the matter of street width involved.

Councilman Williams said that in the case of Mr. and Mrs. Bowers, they would from this time on be prevented from expansion.

Aaron Reese, Assistant City Attorney, said they would be prevented from making expansion beyond R-2.

Councilman Schneider asked Mr. Reese if they would be entitled to proceed before R-2 zone ordinance goes into effect.

Mr. Reese's reply was "yes".

Councilman Kerrigan said that the motion should be to direct the City Attorney to prepare the ordinance for submission to the Council.

Councilman Burgener changed his motion, with consent of the second, resulting in

RESOLUTION 133978, requesting City Attorney to prepare and present the necessary ordinance to place La Playa, portions of Blocks 121, 124, 134, and all Blocks 122, 123 and 135 into R-2 Zone - for the meeting of July 12, 1956, was on motion of Councilman Burgener, seconded by Councilman Schneider.

Report of Purchasing Agent, approved by City Manager, on low bid of The American News Company, The Los Angeles News Company Division, for furnishing Books for the Public Library and for other City departments for 1 year commencing July 1, 1956, was presented. Low bid was \$85,000.00 - 5 bids.

RESOLUTION 133979, accepting bid of The American News Company, The Los Angeles News Company Division, for furnishing Books; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan.

Report of Purchasing Agent, approved by City Manager, on single bid of National Magazines Sales Corp., dba National Publications Co.

Hearing
Purchasing reports

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for furnishing Periodical Subscriptions for The San Diego Public Library - Sept. 1, 1956 through Aug. 31, 1957 - \$5,839.68; was presented.

RESOLUTION 133980, accepting bid of National Magazines Sales Corp., dba National Publications Co. for furnishing Periodical Subscriptions; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract, pursuant to specifications on file in office of City Clerk, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION 133981, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Electrical Equipment for Lakeside-Murray-Alvarado Remote Control system, Document 537415, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 133982, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of an adobe wall around the Public Memorial Park, Old Town; Document 537409; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 133983, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of curb return cutbacks at various downtown intersections; Document 537408; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 133984, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for reconstruction of existing drainage facilities in Market Street between Front and Columbia Streets; Document 537407; authorizing and directing Purchasing Agent to publish notice calling for bids, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 133985, approving plans and specifications for furnishing all material, tools, labor, equipment, transportation and other expense necessary or incidental for construction of Storm Drain Unit II, 10th Avenue Marine Terminal; Document 537410; authorizing and directing Purchasing Agent to publish notice calling for bids, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Councilman Kerrigan moved to adopt the next Resolution. Motion was seconded by Councilman Schneider.

Councilman Burgener spoke of poor lighting at the location, and asked that inquiries be made from Park and Recreation about its plans. The City Manager said that he would inquire.

RESOLUTION 133986, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other

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expense necessary or incidental for installation of sprinklers, driveway, paving and fence at Pacific Beach Community Center, Diamond and Graham Streets; Document 537406; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Bayview Drive-In Theatre, subject to agreement and bond, or cash payment, to improvement of portion of Kemper Street northerly of Midway Drive, as well as other improvements required, was presented.

RESOLUTION 133987, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with Bayview Drive-In Theatre Corporation, a corporation, and Sero Amusement Company, a California corporation, for installation and completion of unfinished improvements and setting of monuments required for Bayview Drive-In Theatre Tract; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133988, adopting Map of Bayview Drive-In Theatre Tract, subdivision of a portion of Pueblo Lot 220; accepting portion of Midway Drive and portion of Kemper Street and easements shown for sewer, water, drainage and public utilities; directing Clerk of the City to endorse upon the map, as and for act of the Council, that the Council has approved the map, and that portions of streets and easements are accepted on behalf of the public; directing City Clerk to transmit the map to the Clerk of the Board of Supervisors of County of San Diego, California, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of College View Estates Unit 6 (formerly listed as Unit 7), subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by City Engineer, was presented.

RESOLUTION 133989, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Leonard L. Drodgin, Inc., a corporation, for installation and completion of unfinished improvements and setting of monuments required for College View Estates Unit 6 subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133990, adopting Map of College View Estates Unit 6, a subdivision of portion Lot 67 Rancho Mission of San Diego, accepting Redding Road and easements shown for sewer, water, drainage and public utilities for public purposes; declaring them to be public street and easements dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for the Council, that Council has adopted the map and that street and easements are accepted on behalf of the public as stated; directing City Clerk to transmit map to Clerk of Board of Supervisors of the County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Jack Van D. Van Cleave, recommending approval of tentative map of Fleetridge Unit 7, for an 80-lot subdivision of portion Pueblo Lots 190, 191 and 197, located on Point Loma within area bounded by Catalina Boulevard, Canon Street, Verona Street and Point Loma Avenue, subject to 15 conditions, and to suspension of 5 sections of the Municipal Code, was presented.

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RESOLUTION 133991, approving tentative map of Fleetridge Unit 7, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of Final Record of Survey on portion of Lot 13 Block G La Jolla Country Club Heights Unit 2, and acceptance in lieu of final subdivision map.

RESOLUTION 133992, approving filing of Record of Survey Map in lieu of Final Subdivision Map, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of Final Record of Survey Map of portion of Blocks 158 & 161 La Playa, and acceptance in lieu of final subdivision map, was presented.

RESOLUTION 133993, approving filing of Record of Survey Map in lieu of Final Subdivision Map, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

Communication from Street Superintendent, approved by Assistant City Manager, recommending denial of petition "To close the Alley adjacent to Lots 1, 2, 3 Block 23 Linda Vista Unit No. 8, from Osler Street to the point of intersection with the alleys leading from Fulton and Levant Streets" - for detailed reasons set out in his report - was presented.

RESOLUTION 133994, denying petition to close Alley adjacent to Lots 1, 2, 3 Block 23 Linda Vista Unit 2, from Osler Street to point of intersection with alleys leading from Fulton Street and Levant Street, as recommended by the Street Superintendent, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

Resolution 491 of the Board of Directors of the Fallbrook Public Utility District, adopted at a Special Meeting on June 28, 1956, thanking the Council and officers of the City of San Diego and the people of the City of San Diego for aiding Fallbrook during acute water shortage - by allocating water for District use - was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was filed.

Communication from San Diego Chamber of Commerce, dated July 2, 1956, signed by George W. Sears, president, was presented. It compliments the Council upon appointment of Harry Silke to the post of City Industrial Coordinator. It speaks of looking forward to close cooperation between the City industrial organization and Chamber of Commerce, and of having known Mr. Silke for several years as an excellent administrator and a sincere worker for the community.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was filed.

Communication from Sico Development Corp., from F. Clifford Johnson, Treasurer - Gen. Mgr. - Albany and Minneapolis - relative to

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"your new Civic Auditorium or Arena" (it was voted down at the last election) seating arrangements, was presented.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, it was referred to the City Manager.

RESOLUTION 133995, declaring a through highway:
India Street from south line of Washington Street to north line of Laurel Street;
authorizing and directing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 133996, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:

North side of University Avenue, between Centre Street and Normal Street;
establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 133997, authorizing and empowering City Manager to execute, for and on behalf of the City, agreement with Robert C. Lindsay, as financial consultant, Document 537504, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 133998, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portions of Lots 102 and 103 Boulevard Gardens, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 133999, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portions of Lots 15 and 16 Block 420 Duncan's Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Resolution granting revocable permit to Caltrop Corporation for driveway at southwest corner of College Avenue and University Avenue - portion Parcel 00 Lot 19 Rancho Mission - over College Avenue, was presented.

On motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 133400 used inadvertently on this item, has been cancelled.

133995 - 133999

proposed resolution ref to Mgr

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RESOLUTION 134001, granting revocable permit to John R. McCombs, 5407 Bellevue, San Diego, to install and maintain 40 feet of concrete block retaining wall, for use and benefit of owner's property, Bellevue Street in front of Lot 14 Block 26 Bird Rock Addition, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134002, declaring bid of Richard Vanos and W. A. Pharr for portion of Lot 25 Block 10 San Diego Land and Town Company's South Chollas Addition, offered at auction on June 21, 1956, to be the only bid offered at the minimum figure of \$700.00 set, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted. It accepts the bid, sells the property; authorizes Mayor and City Clerk, for and on behalf of and as act and deed of The City of San Diego, to execute quitclaim deed. Resolution authorizes and directs City Clerk to deliver deed to Property Supervisor with instructions to complete transaction, and directs that all expenses in connection with sale be deducted from proceeds.

RESOLUTION 134003, stating that The City of San Diego is desirous of acquiring Lots 11 and 12 Block 26 Middletown for operating fire station and Fire Department shows; the owner of the property, the Door of Hope Home of San Diego, has agreed to convey the property to The City in exchange for portion of Pueblo Lot 206, formerly part of Collier Park, and portion of Pueblo Lot 1199, and has agreed to pay to the City \$4,700.00, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted. Resolution says that property to be conveyed to The City has been appraised at \$16,500.00; The City property to be conveyed to Door of Hope has been appraised at \$21,200.00; City Manager has recommended the exchange. The Resolution authorizes and empowers the Mayor and City Clerk to execute, for and on behalf of and as act and deed of The City, a quitclaim deed to Door of Hope Home of San Diego, a corporation, of all its right, title and interest in and to portion of Pueblo Lot 206, and portion of Pueblo Lot 1199 - Document 537526 - authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions that it be delivered to grantee when all of property required by the City, and money due the City, has been conveyed and paid.

RESOLUTION 134004, consenting to and approving designation and reappointment by the Mayor of Fred A. Heilbron and Arthur C. Wells as the City's representatives on the Board of Directors of San Diego County Water Authority for full term of 6 years, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

Resolution accepting report of City Clerk on canvass of election of June 5, 1956 was continued to meeting of July 6, 1956.

Resolution authorizing City Manager to terminate lease between General Atomics and the City of San Diego was continued to meeting of July 6, 1956.

Resolution authorizing Mayor to execute deed conveying site of research center to General Atomics was continued to meeting of July 6, 1956.

Resolution authorizing City Manager to execute agreement with

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General Atomics providing for improvements to be made by General Atomics on site of research center was continued to meeting of July 6, 1956.

RESOLUTION 134005, accepting subordination agreement, executed by Ellsworth M. Statler, beneficiary, and Security Title Insurance Company, a California corporation, trustee, May 15, 1956, subordinating all right, title and interest in and to easement for right of way for public street and incidents in portion Lots 6 and 7 Country Paradise; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134006, accepting deed of Clifton McDonald and Euzulia McDonald, June 11, 1956, conveying portion Lots 25 to 30 Block 420 Duncans Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134007, accepting deed (tax) of Wilbur W. Easton, Tax Collector of County of San Diego, June 26, 1956, conveying portion Pueblo Lot 1773 between Blocks 24 & 25 La Jolla Hermosa Unit 2 & Old San Diego Electric R/W, except a portion, in Lot 1773; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134008, accepting deed of Hazel M. Miller, June 29, 1956, conveying portion Lot 29 Lemon Villa; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134009, accepting deed of Boulevard Mart, Inc., a California corporation, formerly Farmers' Market Shopping Village, Inc., a corporation, conveying easement for right of way for public street and incidents in portion Lots 6 and 7 Country Paradise; naming land Meade Avenue; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134010, accepting deed of Lois V. Delatour, June 28, 1956, conveying easement for right of way for public street and incidents in portion Quarter Section 103 Rancho de la Nacion; naming land Sea Breeze Drive; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 134011, accepting deed of San Diego Unified School District of San Diego County, June 26, 1956, conveying easement for public street or highway in portion Lot 10 Ex-Mission Lands of San Diego (Horton's Purchase); naming easement Spillman Drive; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134012, accepting deed of Charles W. Jiras and Elizabeth W. Jiras, June 23, 1956, conveying easement for right of way for public sewer and appurtenances in portion Lots 10, 11, 12, 13, 14 Block 118 Morena; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Ordinance

On motion of Councilman Kerrigan, amending Section 27.1327 of San Diego Municipal Code, relating to time between Special Elections, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilman Evenson. The motion to introduce was seconded by Councilman Curran.

The City Manager requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

RESOLUTION 134013, approving and authorizing bids, on plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for installation of Sprinkler System in Torrey Pines Mesa Golf Course located at Torrey Pines Mesa, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

Councilman Kerrigan referred back to the Fallbrook Public Utility District's resolution (shown in its regular order on the agenda, and minutes for today), which commends the City relative to making water available. It had been filed.

The Mayor, referring to the several citations issued throughout the meeting, spoke of "trying to mobilize the town with proper attire in connection with the forthcoming Fiesta del Pacifico".

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 Burgener, at 11:06 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadston

Charles Dail
Mayor of The City of San Diego, California

Deputy

134011 - 134013 (by U.C.)
Ord intr.

Statements by Mayor and Councilman Kerrigan
Meeting adjourned

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SPECIAL MEETING

FRIDAY, JULY 6, 1956

Present--Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson
 Absent--Councilman Williams, Mayor Dail
 Clerk---Fred W. Sick

Councilman Burgener, in the absence of the Mayor and the Vice Mayor, called the meeting to order at 10:02 o'clock A.M.

Ordinances and Resolutions are recorded on Microfilm Roll 115

"NOTICE OF SPECIAL MEETING OF THE COUNCIL

To Councilmen Clair W. Burgener, Dudley Williams, Chester E. Schneider, George Kerrigan, Frank E. Curran, and Justin C. Evenson, members of the Council of The City of San Diego, California.

A SPECIAL MEETING of the Council is hereby called to be held in the Council Chamber in the Administration Building, Civic Center, San Diego, California, on Friday, the 6th day of July, 1956, at the hour of 9:00 o'clock A.M.

Said meeting will be held for the purpose of considering Resolutions declaring the results of the Special Elections held on June 5th, 1956, and for any other business that may come before the meeting.

Dated July 5, 1956.

CHARLES C. DAIL, Mayor"

"WAIVER OF NOTICE OF SPECIAL MEETING

We, the undersigned, being all of the members of the Council, of the City of San Diego, do hereby jointly and severally waive notice of the Special Meeting of the Council, to be held in the Council Chamber in the Administration Building, Civic Center in the City of San Diego, California, on Friday the 6th day of July, 1956, at the hour of 9:00 o'clock A.M., and hereby consent to such special meeting.

CHAS. C. DAIL
 CLAIR W. BURGNER
 DUDLEY D. WILLIAMS
 CHESTER E. SCHNEIDER
 GEORGE KERRIGAN
 JUSTIN C. EVENSON
 FRANK CURRAN"

Resolution of the Board of Supervisors of the County of San Diego, State of California, adopted July 3, 1956, declaring results of Special Elections of The City of San Diego Consolidated with the State-wide Primary Election of June 5, 1956 - setting out the propositions, and vote thereon - was presented.

On motion of Councilman Schneider, seconded by Councilman Curran, it was filed.

RESOLUTION 134014, declaring the result of the canvass of election returns of the Special City Bond Election held June 5, 1956 - consolidated with the statewide primary election held June 5, 1956 - designated as propositions "A" and "B":

"A - CITY OF SAN DIEGO PUBLIC ASSEMBLY BUILDING BONDS: Shall The City of San Diego incur a bonded indebtedness in the principal sum of \$8,500,000 for the purpose of the acquisition and construction by said City of San Diego of a certain municipal improvement, to wit: a municipal building

Meeting convened
 Notice of Special Meeting
 Waiver of Notice of Special Meeting
 Bd. of Supervisor's Res. filed
 134014

to provide facilities for public assemblies, said building to include: (1) an arena for conventions, sports events and other public assemblies; (2) an exhibit hall for trade shows, expositions, displays and civic receptions; (3) a concert hall and theatre; and (4) a little theatre and assembly hall; including all necessary equipment, furniture and furnishings for said building, and the acquisition and construction of parking facilities necessary or convenient therefor; also including the acquisition of real property necessary for said parking facilities and as a site for said building, all to be located in an area bounded on the north by Cedar Street, on the east by Third Avenue, on the south by Ash Street, and on the west by First Avenue?"

"B - CITY OF SAN DIEGO MISSION BAY DEVELOPMENT BONDS: Shall The City of San Diego incur a bonded indebtedness in the principal sum of \$5,000,000 for the purpose of the acquisition and construction by said City of a certain municipal improvement, to wit: the acquisition and construction of additional recreational facilities in and near Mission Bay, including dredging of the Bay, filling of land, the construction of bulkheads, jetties, wharves, boat landings, boat houses, bath houses, anchorages, buildings, parks, playground equipment and facilities and the landscaping of grounds, all for the development of Mission Bay and land adjacent thereto for park and recreation purposes, including in said municipal improvement the construction of all streets, parking lots, utilities, lighting, sewers and drainage structures necessary therefor?"

Copy of certificate of Registrar of Voters of San Diego County canvassing the returns of the special bond election and the absentee votes cast thereat, as certified to the Clerk of the Board of Supervisors, has been received;

Council finds and determines:

Number of votes cast in the City for and against each of the bond propositions, number of absentee votes cast for and against each of said bond propositions, total number of votes cast at said election for and against each of the bond propositions, including absentee votes, and total number of votes cast in the City, is as follows:

PROPOSITION A:

	<u>YES</u>	<u>NO</u>	<u>TOTAL</u>
Precincts	69,465	45,650	115,115
Absentee	<u>1,623</u>	<u>610</u>	<u>2,233</u>
Total	<u>71,088</u>	<u>46,260</u>	<u>117,348</u>

PROPOSITION B:

	<u>YES</u>	<u>NO</u>	<u>TOTAL</u>
Precincts	79,627	33,648	113,275
Absentee	<u>1,517</u>	<u>650</u>	<u>2,167</u>
Total	<u>81,144</u>	<u>34,298</u>	<u>115,442</u>

Number of votes cast in each precinct for and against each of said bond propositions and number of absentee votes cast for and against each of said bond propositions are recorded in the Elections Returns Book of The City of San Diego, and said book shall be considered as a part of the records of the Council.

Bond proposition "A" was not approved by the vote of more than two-thirds of the voters voting thereon and said proposition failed.

Bond proposition "B" was approved by vote of more than two-thirds of voters voting thereon and said proposition carried, and Council authorizes issuance of bonds to the amount and for purpose set forth in said proposition, as provided by law.

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Resolution orders the City Clerk to enter on minutes a statement showing bond propositions voted upon, total number of votes cast in The City for and against each of the propositions, total number of absentee votes cast for and against each of the propositions, and a statement that number of votes cast in each precinct for and against each of said propositions, and absentee votes cast for and against each of said propositions, are recorded in the Elections Returns Book, and states that results of the canvass of the special municipal election shall be immediately made public by publication of a copy of the resolution.

Adoption of the Resolution was on motion of Councilman Schneider, seconded by Councilman Evenson.

RESOLUTION 134015, declaring result of canvass of election returns of the Special City Charter Amendments Election held June 5, 1956, called by Ordinance 6915 (New Series), held on June 5, 1956, for purpose of proposing and submitting to electors of the City propositions to amend the Charter of the City, election consolidated with State-wide primary election held upon the same date; propositions were designated on the ballots used as "C", "D", "E", "F", "G":

"C - Amend Article VII of the Charter of the City of San Diego by adding a new section to be numbered Section 90.2 -

This amendment authorizes the City to issue revenue bonds payable from revenue derived from sewer service charges for purpose of financing additions to and improvements of the sewers, sewer works, and sewage treatment and disposal works (including facilities for the reclamation of water or other by-products) of the City, upon a majority vote of the voters; provides a procedure for the issuance and sale of such bonds, and provides for use of revenues derived from sewer service charges"

"D - Amend Section 24 of Article IV of the Charter of The City of San Diego -

This amendment removes provision in the present Charter that the Mayor shall receive each year a sum not to exceed \$1500.00 for entertainment purposes, and fixes the rate of pay of the Mayor at \$12,000.00 a year."

"E - Amend Section 12 of Article III of the Charter of The City of San Diego.

This amendment removes obsolete language from the present Charter relating to the original election of a Mayor and Councilmen at the time of adopting the present Charter in 1931, and fixes the rate of pay of Councilmen at \$5,000.00 a year"

"F - Amend Section 83 of Article VII of the Charter of The City of San Diego -

This amendment removes from the present Charter the requirement that salaries of officers and employees of the City be paid semi-monthly"

"G - Amend Section 10 of Article II of the Charter of The City of San Diego -

This amendment provides for method of electing candidates for office of Member of the Board of Education who receive votes on a majority of all ballots cast for such candidates at a primary election, and removes obsolete language from the present Charter relating to duties of the City Clerk in canvassing election returns".

Certificate of Registrar of Voters of San Diego County canvassing returns of the special election and absentee votes cast thereat, as certified to the Clerk of the Board of Supervisors, has been received.

The Council finds and determines:

1. Number of votes cast in the City for and against each of the Charter amendment propositions, number of absentee votes cast for and against each of said Charter amendment propositions, total number of votes cast for and against each Charter amendment proposition, including absentee votes, and total number of votes cast in the City, is:

PROPOSITION C:

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	<u>YES</u>	<u>NO</u>	<u>TOTAL</u>
Precincts	88,902	22,071	110,973
Absentee	<u>1,826</u>	<u>320</u>	<u>2,146</u>
Total	<u>90,728</u>	<u>22,391</u>	<u>113,119</u>

PROPOSITION D:

	<u>YES</u>	<u>NO</u>	<u>TOTAL</u>
Precincts	53,532	55,750	109,282
Absentee	<u>1,142</u>	<u>974</u>	<u>2,112</u>
Total	<u>54,674</u>	<u>56,724</u>	<u>111,398</u>

PROPOSITION E:

	<u>YES</u>	<u>NO</u>	<u>TOTAL</u>
Precincts	55,934	49,950	105,884
Absentee	<u>1,251</u>	<u>799</u>	<u>2,050</u>
Total	<u>57,185</u>	<u>50,749</u>	<u>107,934</u>

PROPOSITION F:

	<u>YES</u>	<u>NO</u>	<u>TOTAL</u>
Precincts	76,780	28,020	104,800
Absentee	<u>1,477</u>	<u>566</u>	<u>2,043</u>
Total	<u>78,257</u>	<u>28,586</u>	<u>106,843</u>

PROPOSITION G:

	<u>YES</u>	<u>NO</u>	<u>TOTAL</u>
Precincts	82,898	17,971	100,869
Absentee	<u>1,718</u>	<u>229</u>	<u>1,947</u>
Total	<u>84,616</u>	<u>18,200</u>	<u>102,816</u>

Number of votes cast in each precinct for and against each of said Charter amendment propositions and number of absentee votes cast for and against each of said Charter amendment propositions are recorded in the Elections Returns Book of The City of San Diego, and said book shall be considered a part of the records of the Council.

Propositions "C", "E", "F", and "G" were approved by vote of a majority of voters voting on said propositions and said propositions carried.

Proposition "D" was not approved by vote of majority of voters voting thereon and said proposition failed.

Resolution orders the City Clerk to enter on the minutes a statement showing the Charter amendment propositions voted upon, total number of votes cast in the City for and against each of said propositions, total number of absentee votes cast for and against each of said propositions and a statement that the number of votes cast in each precinct for and against each of said propositions and the absentee votes cast for and against each of said propositions are reported in the Elections Returns Book. Results of the canvass of the special election called by Ordinance 6915 (New Series) shall be immediately made public by publication of a copy of the resolution.

Adoption of the Resolution was on motion of Councilman Schneider, seconded by Councilman Evenson.

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RESOLUTION 134016, declaring result of canvass of Election Returns of of Special City Election held June 5, 1956, submitting to electors of The City propositions for ratification of ordinances authorizing sale and conveyance of certain City-owned lands: propositions designated on the ballots used at the election as "H", "I", "J2", "K", "L" and "M":

"H - Shall Ordinance 6902 (New Series) entitled 'An Ordinance authorizing sale and conveyance of portions of Pueblo Lots 1322, 1923, 1326, 1327 and 1329 of the Pueblo Lands of The City of San Diego, lying easterly of U.S. Highway 101, and consisting of not to exceed 320 acres, to General Dynamics Corporation (General Atomic Division), for construction and operation thereof basic and applied research facilities, upon such terms and conditions as may be deemed by the City Council to be in the best interests of the people of The City of San Diego', adopted March 27, 1956, be ratified?"

"I - Shall Ordinance 6903 (New Series) entitled 'An Ordinance authorizing the sale and conveyance of portions of Pueblo Lots 1324, 1325, 1336, and 1340, and authorizing sale and conveyance of portions of Torrey Pines Park, consisting of portions of Pueblo Lots 1324, 1325, 1331, 1332, 1333, 1334, 1336, 1337, 1338, 1339 and 1340, of the Pueblo Lands of San Diego, not to exceed 1000 acres, to the State of California for park purposes, upon such terms and conditions as may be deemed by the City Council to be in the best interests of the people of The City of San Diego,' adopted by the Council of said City March 27, 1956, be ratified?"

"J" - Shall Ordinance 6904 (New Series) of the ordinances of The City of San Diego, entitled, 'An Ordinance authorizing the City Manager to sell and convey a portion of Pueblo Lot 1311 of the Pueblo Lands of San Diego, upon such terms and conditions as may be deemed by the City Council to be in the best interests of the people of The City of San Diego,' adopted by the Council of said City March 27, 1956, be ratified?"

"K - Shall Ordinance 6905 (New Series) entitled 'An Ordinance authorizing leasing for period in excess of 15 years of portions of Pueblo Lots 1330 and 1331 of the Pueblo Lands of The City of San Diego, for construction and operation thereon of golf club, hotel and restaurant facilities and related activities upon such terms and conditions as may be deemed by the City Council to be in the best interests of the people of The City of San Diego, adopted by the Council March 27, 1956, be ratified?"

"L - Shall Ordinance 6906 (New Series) of the ordinances of The City of San Diego, entitled 'An Ordinance the City Manager to sell and convey Collier Park, in the City of San Diego, upon terms and conditions as may be deemed by the City Council to be in the best interests of the people of The City of San Diego,' adopted by Council of the City March 27, 1956, be ratified?"

"M - Shall Ordinance 6907 (New Series) of the Ordinances of The City of San Diego, entitled 'An Ordinance authorizing the City Manager to sell and convey portion of Torrey Pines Park, consisting of portion of Pueblo Lot 1324 of the Pueblo Lands of San Diego, upon terms and conditions as may be deemed by the City Council to be in the best interests of the people of The City of San Diego,' adopted by the Council March 27, 1956, be ratified?"

Certificate of Registrar of Voters of San Diego County canvassing returns of special election and absentee votes cast thereat, as certified to the Clerk of the Board of Supervisors, has been received.

The Council finds and determines that number of votes cast for and against each of the propositions, number of absentee votes cast for and against each of the propositions, total number of votes cast at said election for and against each of the propositions, including absentee votes, and total number of votes cast in the City, is:

PROPOSITION H:

	<u>YES</u>	<u>NO</u>	<u>TOTAL</u>
Precincts	88,744	16,246	104,990
Absentee	<u>1,792</u>	<u>274</u>	<u>2,066</u>
Total	<u>90,536</u>	<u>16,520</u>	<u>107,256</u>

PROPOSITION I:

	YES	NO	TOTAL
Precincts	85,005	18,809	103,814
Absentee	1,776	291	2,067
Total	86,781	19,100	105,881

PROPOSITION J:

	YES	NO	TOTAL
Precincts	75,519	26,566	102,085
Absentee	1,432	574	2,006
Total	76,951	27,140	104,091

PROPOSITION K:

	YES	NO	TOTAL
Precincts	65,306	41,412	106,718
Absentee	1,466	572	2,038
Total	66,772	41,984	108,756

PROPOSITION L:

	YES	NO	TOTAL
Precincts	75,248	28,349	103,597
Absentee	1,333	663	1,996
Total	76,581	29,012	105,593

PROPOSITION M:

	YES	NO	TOTAL
Precincts	71,399	32,557	103,956
Absentee	1,245	769	2,014
Total	72,644	33,326	105,970

The number of votes cast in each precinct for and against each of the propositions and the number of absentee votes cast for and against each of the propositions are recorded in the Elections Returns Book of The City of San Diego, which book shall be considered as a part of the records of the Council.

Resolution states that propositions "I", "L" and "M" were approved by vote of more than two-thirds of voters voting on the propositions, and the propositions carried; that propositions "H", "J" and "K" were approved by vote of majority of voters voting on said propositions, and the propositions carried.

Resolution orders the City Clerk to enter on the minutes a statement showing ordinance ratification propositions voted upon, total number of votes cast in the City for and against each ordinance ratification propositions, total number of absentee votes cast for and against each of said ordinance ratification propositions and statement that number of votes cast in each precinct for and against each of said ordinance ratification propositions and absentee votes cast for and against each of said ordinance ratification propositions are reported in the Elections Returns Book.

It directs that results of the canvass of the special election called by Ordinance 6956 (New Series) shall be immediately made public by publication of copy of resolution.

Resolution was adopted on motion made by Councilman Schneider, seconded by Councilman Evenson, adopted.

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RESOLUTION 134017, authorizing and empowering City Manager to execute, for and on behalf of The City of San Diego, a Termination Agreement, terminating lease agreement and amendment thereto heretofore executed by The City of San Diego and General Dynamics Corporation (General Atomic Division) upon terms and conditions in Document 537546, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Councilman Schneider moved to adopt the next Resolution, conveying site of research center to General Atomics.

There was discussion between members of the Council and the City Manager about conditions and taxes.

Councilman said they (the grantee) will pay taxes.

Aaron Reese, Assistant City Attorney, told the Council that title passes to the ground, "with deed restrictions". He reviewed from the deed, the conditions imposed.

Councilman Curran asked if it would be a gratuity.

Councilman Burgener and the City Manager replied "yes".

Mr. Reese said that City will not execute the deed, unless the agreement is executed and there is compliance. Even if abandoned in 10 years, they will hold the property in fee simple, according to Mr. Reese.

Councilman Curran declared that there should be a reversionary clause.

Councilman Burgener said there could be another, more restrictive clause.

Councilman Schneider said that in giving a half million dollar property, assurances are needed.

Councilman Curran stated that this "will be binding forever more".

Mr. Reese said that subsequent Council can enforce, but not amend the conditions.

Councilman Curran asked for the conditions regarding reversion to the City.

Mr. Reese stated that the "law says there cannot be prevention of future alienation of future sale". He said there can be "condition in between".

E. W. Blom, Assistant City Manager, reviewed the agreement.

Councilman Curran contended that the agreement is not binding on the land.

Mr. Reese said that it is binding on the corporation.

The City Manager read from the agreement, which was shown to him by Mr. Blom.

Mr. Reese said that it (the agreement) does not tie the agreement to the deed. He said it will be recorded, and then will be binding on subsequent purchasers.

The City Manager pointed out that the City cannot bind indefinitely.

There was discussion between Councilman Schneider and Mr. Blom.

There was discussion between Councilman Burgener and Mr. Blom regarding future benefits.

The City Manager told of there being 3 years to complete the initial phase, and said "that pins it down". He stated that Council resolution is provided for.

Sam J. Farmer, attorney for General Dynamics entered the meeting. Councilman Burgener discussed the initial phase with him.

Mr. Farmer agreed that "the initial phase could have been more definitive. He said "there are a number of protections to the City, built in".

There was discussion between Councilman Schneider and Mr. Farmer.

134017

Discussion re deed to

General Atomics

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Mr. Farmer said that the City's offer, acceptance, agreement and deed give assurances.

Mr. Reese said that perhaps he has the solution: a letter from General Atomics as of today as to what constitutes the initial phase. He said they would become the fee owners, subject to reversion.

The City Manager said that the "basic consideration is the development".

Mr. Farmer said that the purpose has to be looked at. He said there is a definite commitment in the form of promises. He pointed out that General Atomics would not be committing itself to off-site development if it did not carry out its plan.

Councilman Evenson asked for a "lay-out".

The City Manager spoke of having had offer outlining intentions, and architectural schematic plan.

Councilman Evenson said that the Council has "a responsibility to the people at large."

Councilman Burgener read a statement from the agreement.

Mr. Reese said "the file sets the stage and the picture".

Councilman Kerrigan said that there should be assurance to everybody of sincerity. He said that "title should not be passed until conditions are met".

Mr. Reese pointed out that "it is conditional".

Councilman Curran said that then the City would be protected.

Mr. Reese said it is not an absolute title.

Mayor Dail entered

Councilman Schneider renewed his motion to adopt the resolution.

Mr. Reese pointed out that "the answer is in the ordinance presented to the people for election". He said that if grantee does not conform, any taxpayer has rights in court.

Councilman Burgener said that he is just trying to clarify the initial phase.

Mr. Reese said that in reality there is an over-all period of 4 years. He maintained that the burden of proof is exaggerated. He stated that both sides would have the opportunity to prove things.

Councilman moved to adopt the resolution, again.

The City Manager related further details, from the documents in his file.

Mayor Dail said that people had been promised this would be a \$10,000,000. project. He, too, referred to the initial phase - which had been discussed before the Mayor's arrival.

Councilman Burgener stated to the Mayor that's what had been discussed.

Mayor Dail asked if the initial phase should not be stipulated.

The City Manager told of having 2 architects working.

Mayor Dail said that it was the economic impact that induced the people to vote the land out of the Pueblo Lands.

Councilman Kerrigan said that all is fine, but there is need for clear language for the City's protection.

Mr. Reese said that picture or letter could be incorporated.

Mr. Farmer said that architects' engineers are working; there is a great deal of detail involved. He said that the corporation cannot be tied down on details. He stated that the "initial phase will be on the order of \$2,500,000.; but he asked the Council not to hold the grantee to that statement. He said that the Council would not want to be the recipient of the obligation of a laboratory that would be "thus and so".

Councilman Curran suggested incorporating into the agreement one million dollar improvement as the initial phase.

Mr. Farmer said he "sees no objection, but hates to do it". He said that indicates thinking in specific terms. He said that when the corporation comes before the Council in some 3 years, it will say ~~that~~ ~~it~~

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that it certifies to completion of the initial phase. He said that "if not, it could hark back to representation of the initial phase, and the Council not adopt the resolution".

Councilman Curran said that the Council can be changed, and there would then be no measure of the initial phase.

Mr. Reese pointed out that "it will be in the Clerk's minutes".

Councilman Schneider spoke about pushing to get the thing along.

Mayor Dail said there might be a clause leaving the initial phase to the judgment of the City.

Councilman Curran said that it is important to protect General Dynamics, as well as the City.

Mr. Reese said that "it works both ways".

The City Manager said that "ten million has never been represented as going on this land".

Mr. Farmer spoke of there being no preliminary estimates of costs. He pointed out that nuclear labs don't buy much equipment for ten millions.

Councilman Curran said that he is thinking about 3 years from now.

Mayor Dail said "the people should know".

Councilman Burgener emphasized a need for a free hand after the initial phase.

Mr. Farmer said there would be no objections to stating the initial phase.

Mayor Dail said that the campaign was taken out of the recital.

The City Manager then read to the Council from the offer about an appropriation of ten millions - all in the initial phase.

Councilman Burgener talked to Mr. Farmer about a news release that had originated in New York.

Mayor Dail declared that "it is a good agreement - as is".

Councilman Kerrigan said that each member of the Council could make a statement of "what this agreement means". He said he was trying to pin down each Councilman's mind.

Councilman Schneider spoke of need to protect the company, and of Mr. Farmer's willingness to go on record in writing as to the one million dollars as completion of initial activity.

Councilman Burgener said that "it is dangerous to state one million dollars; the record has been made".

The City Manager told the Council that "there are going to be 200 or 300 scientists".

Councilman Kerrigan moved to adopt the resolution. Motion was seconded by Councilman Burgener.

Mr. Reese said that General Atomics has to use the property in accordance with the understanding of the people. He said that it is pretty well tied up.

The roll was called on the motion, resulting in

RESOLUTION 134018, authorizing and empowering the Mayor and City Clerk to execute, for and on behalf of, and as the act and deed of The City of San Diego, a grant deed conveying to General Dynamics Corporation, a Delaware corporation, portions of Pueblo Lots 1322, 1323, 1326, 1327 and 1329 of the Pueblo Lands of The City of San Diego, more particular description contained in form of deed filed in office of City Clerk, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 134019, authorizing and empowering City Manager to execute, for and on behalf of The City of San Diego, an agreement with General Dynamics Corporation (General Atomic Division), upon terms and conditions in form of agreement filed in office of City Clerk as Document 537554, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

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Councilman Schneider moved to adopt the next resolution. Motion was seconded by Councilman Evenson.

The Clerk read the resolution to the Council, by request.

Mayor Dail said that as a result of the Resolution, another conference will probably be asked.

The City Manager said "there are varying formulas".

Aaron Reese, Assistant City Attorney, said that when one says the "people of the County", that includes the City.

Roll was called, resulting in

RESOLUTION 134020, urging the Board of Supervisors of the County of San Diego, to adopt a County Sales and Use Tax Ordinance at the earliest possible time; and that revenues derived by the County of San Diego from said Sales and Use Tax Ordinance be used, in part, for construction of branch health centers within the City of San Diego, as originally planned by the Board of Supervisors.

The Resolution says that on February 9, 1956, the Council adopted Resolution 131304 urging the Board of Supervisors of the County of San Diego to adopt a County Sales and Use Tax Ordinance at the earliest possible time; the Board of Supervisors has not enacted such an ordinance; failure to enact the ordinance is depriving revenue which could be used to provide necessary services for the people of the County of San Diego; the Board of Supervisors ~~is~~ informed that the City Council that certain branch health centers originally planned to be built in sections of the City of San Diego may be delayed due to lack of funds; immediate construction of branch health centers throughout the City of San Diego is vitally necessary for health and welfare of the people of the City.

RESOLUTION 134021, authorizing T. V. Huff, Water Department Inspector, to make not to exceed 10 trips to the American Pipe and Construction Company at South Gate, California, between July 9 and August 31, 1956, to inspect fabrication of pipe for Murray Second Pipe Line, and is authorized to incur necessary expenses, not to exceed \$546.50, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, reading in full prior to final passage of the next ordinance was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7055 (New Series), incorporating portion of Pueblo Lot 256 into CP and C Zones as defined by Sections 101.0410 and 101.0411 respectively of San Diego Municipal Code, and repealing Ordinance 85 (New Series) insofar as it conflicts, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams.

On motion of Councilman Burgener, seconded by Councilman Schneider, reading in full of the next ordinance prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7056 (New Series), amending Ordinance 7017 (New Series) entitled "an Ordinance Establishing a Schedule of Compensation for Officers and Employees of The City of San Diego, providing uniform compensation for like service in the Classified Service, for the Fiscal Year beginning July 1, 1956", adopted May 31, 1956, by amending Exhibit "C",

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was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted, by the following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams

In connection with the next ordinance, Councilman Burgener and the City Manager made verbal explanations.

Councilman Curran asked how many could use the rates provided by the ordinance.

The City Manager and Assistant City Attorney said "not many". The Assistant City Attorney continued by saying that it is for commercial use, and that a formula has been set up.

On motion of Councilman Schneider, seconded by Councilman Curran, reading in full of the next ordinance prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7057 (New Series), amending Sections 67.11 and 67.57 of the San Diego Municipal Code adopting regulations and rates for combined irrigation and domestic water service, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams.

On motion of Councilman Kerrigan, seconded by Councilman Evenson, reading of the next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7058 (N.S.), dedicating for public use a public highway contiguous southeasterly to U.S. Highway 395, across portions of New Riverside and The Highlands and naming the same Kearny Villa Road, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams.

There being no further business to come before the Council, the Mayor declared the meeting adjourned, on motion of Councilman Schneider, at 11:23 o'clock A.M. He announced that the Council would go into conference.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Charles Dail
Mayor of The City of San Diego,
California

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday,
July 10, 1956

Present-Councilmen Williams, Schneider, Curran, Evenson, Mayor Dail
Absent--Councilmen Burgener, Kerrigan
Clerk---Fred W. Sick

Mayor Dail presented Reverend Eugene A. Slone, District Denominational Worker, Southern Baptist Churches. Reverend Slone gave the invocation.

Ordinances and Resolutions for this meeting are recorded on Microfilm Roll 115.

On motion of Councilman Williams, seconded by Councilman Schneider, Minutes for the Meetings of July 3, 5, 6, 1956, were approved without reading - after which they were signed by the Mayor.

Councilman Burgener entered

Frank Stone, of the Evening Tribune, and Pete Kay, of San Diego Union, took their regular places at the press table - both dressed in the fiesta mood as "wetbacks".

By direction of the Mayor, the City Attorney appeared before the bar for failure to have on fiesta wear.

J. F. DuPaul, City Attorney, explained to the Mayor and Council that he had been appearing in the City's behalf at the Colorado River hearing being conducted in San Francisco, and that he felt it to be not appropriate to be so dressed.

Councilman Williams recommended suspension of sentence, on condition that ~~they~~ appear in proper adornment.

~~they~~ The City Attorney continued with explanations, saying that he had directed the Assistant City Attorney Aaron Reese (who was in fiesta wear), to represent him properly adorned. He told the Council that he be returning to San Francisco on Wednesday in connection with the water case.

Several members of the Exchange Club appeared at the meeting in fiesta garb. The Mayor called the roll, and sentenced absent members to put in appearance. The Council approved dress worn by the group.

Councilman Kerrigan entered during the Exchange Club members' appearance.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 133344 for paving and otherwise improving Gardena Avenue, Gardena Place and Public Right of Way in Pueblo Lot 265, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no written protests were filed.

Meeting convened
Invocation
Minutes approved & signed
Fiesta fun
Hearing

7/10/56

On motion of Councilman Schneider, seconded by Councilman Williams, proceedings were referred to the City Attorney for resolution Ordering Work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 133345 for installation of sewers in Hillside Drive, Lookout Drive, Primrose Drive, Soledad Avenue, Boulevard Place, Roseland Drive, Torrey Pines Road, Ardath Road, Hidden Valley Road, Public Rights of Way, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.
No one appeared to be heard, and no written protests were filed.

On motion of Councilman Schneider, seconded by Councilman Williams, proceedings were referred to the City Attorney for resolution Ordering Work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 133442 of Preliminary Determination for paving and otherwise improving Alley Block 66 City Heights, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.
No one appeared to be heard, and no written protests were filed.

RESOLUTION 134022, determining that improvement of Alley Block 66 City Heights under Resolution 133442 of Preliminary Determination is feasible and that lands to be assessed will be able to carry burden of proposed assessment, finding and determining that public convenience and necessity require proposed improvements, and that 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, time set for hearing on Resolution 133443 of Preliminary Determination for paving and otherwise improving Van Dyke Avenue and Thorn Street, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.
No one appeared to be heard, and no written protests were filed.

RESOLUTION 134023, determining that improvement of Van Dyke Avenue and Thorn Street, under Resolution 133443 of Preliminary Determination, is feasible and that lands to be assessed will be able to carry burden of proposed assessment, finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

the hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 133444 of Preliminary Determination for paving and otherwise improving West Point Loma Boulevard, and portion of Muir Avenue, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.
No one appeared to be heard, and no written protests were filed.

RESOLUTION 134024, determining that improvement of West Point

Loma Boulevard and Muir Avenue, Resolution 133444 of Preliminary Determination, is feasible and that lands to be assessed will be able to carry burden of proposed assessment, finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 133525 of Preliminary Determination for paving and otherwise improving Franklin Avenue, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 134025, determining that improvement of Franklin Avenue, Resolution 133525 of Preliminary Determination, is feasible and that lands to be assessed will be able to carry burden of proposed assessment, finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 133526 of Preliminary Determination for paving and otherwise improving Nogal Street, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 134026, determining that improvement of Nogal Street, Resolution 133526 of Preliminary Determination, is feasible and that lands to be assessed will be able to carry burden of proposed assessment, finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 133527 of Preliminary Determination for paving and otherwise improving Valle Avenue, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 134027, determining that improvement of Valle Avenue, Resolution 133527 of Preliminary Determination, is feasible and that lands to be assessed will be able to carry burden of proposed assessment, finding and determining that public convenience and necessity require proposed improvements, and that 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, time set for hearing on Assessment 2487 made to cover cost and expenses of paving and otherwise improving La Jolla Hermosa Avenue, Resolution of Intention 130036, the Clerk reported no appeals.

The Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no appeals were filed.

RESOLUTION 134028, confirming and approving Street Superintendent's Assessment 2487, made to cover cost and expenses of paving and otherwise improving La Jolla Hermosa Avenue, Resolution of Intention 130036; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2488 made to cover costs and expenses of work of paving and otherwise improving Brooklyn Avenue, Iona Drive and Kenwood Street, Resolution of Intention 126985, appeal of Arnold T. and Lorene M. Chapman was presented. It calls to the attention of the Council cracks in the street.

RESOLUTION 134029, overruling and denying appeal of Arnold T. Chapman and Lorene M. Chapman from Assessment 2488 made to cover costs and expenses of work of paving and otherwise improving Brooklyn Avenue, with Iona Drive and Kenwood Street, Resolution of Intention 126985; overruling and denying all other appeals; confirming and approving the Assessment, authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing Street Superintendent to record in his office of the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 134030, REFERRING TO THE City Manager for investigation and action, complaint of Arnold T. Chapman and Lorene M. Chapman, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2489 made to cover costs and expenses of work of paving and otherwise improving La Jolla Shores Drive, Resolution of Intention 127632, the Clerk reported written appeal from Security Trust & Savings Bank of San Diego, signed by L. W. Kimsey, Trust Officer.

The appeal says that 35 feet of curbing should not have been put in for the reason that it is across a dedicated street opening, and sets forth assessment.

Robert J. Harmon, representing the appellant, appeared. At his request, the appeal was read.

Councilman Burgener spoke to Mr. Harmon about a discussion with the City Engineer.

The City Engineer laid down a plat at which Councilmen and Mr. Harmon looked.

Willard Olson, of the Engineer's office, explained the improvement and assessment to Mr. Harmon, also.

Mr. Harmon maintained that curbing had been put across a dedicated street.

The City Engineer said it was not assessed; it was an old electric railway right of way; if closed, it would revert not to the present property owners, but to the original owners.

There was unrecorded discussion between several

The City Engineer stated that "what was done was proper".

RESOLUTION 134031, overruling and denying appeal of Security Trust and Savings Bank, by L. W. Kimsey, Trust Officer, from Street Superintendent's Assessment 2489 made to cover costs and expenses of paving and otherwise improving La Jolla Shores Drive, Resolution of Intention 127632; overruling and denying all other appeals; confirming and approving the Assessment; authorizing and directing Street Superintendent to attach his warrant thereto and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 129185 - Street Superintendent's Assessment 2490 - made to cover costs and expenses of paving and otherwise improving Gillmore Street, Southlook Avenue, Olivewood Terrace and Ocean View Boulevard, the Clerk read to the Council written "protest" from Mr. and Mrs. Alfonso Lee and others.

Asked by the Mayor if he was spokesman for the group, Charles Booker came to the microphone.

The City Engineer, speaking from the protest, said that some walks were in; some not; property owners are charged in this assessment only for those installed in this proceeding. He explained to Mr. Booker and a man who did not give his name, from the plat. The Engineer made comparisons on various parcels, at the request of the Council.

RESOLUTION 134032, overruling and denying appeal of Property Owners from Street Superintendent's Assessment 2490 made to cover costs and expenses of work of paving and otherwise improving Gillmore Street, Southlook Avenue, Olivewood Terrace and Ocean View Boulevard, Resolution of Intention 129185; overruling and denying all other appeals; confirming and approving the Assessment, authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law, directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

The Council went back to the fiesta dress item, which had been up earlier. Howdy Jackson suggested closing of all east-west streets, to do away with intersections, routing away from San Diego individuals who may have become inebriated to the south.

The Mayor let off the "miscreants" with a suspended sentence.

The next item was introduced at the end of the agenda, but was numbered here out of order by request.

RESOLUTION 134033, extending to Fred A. Heilbron sincere congratulations for his splendid services he has performed as an active citizen in constantly urging the ever increasing need for an adequate supply of water for proper development of the rapidly expanding population in this community, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted. The resolution says that Mr. Heilbron has been intensely interested in supplying water to meet the needs of The City of San Diego and citizens of the surrounding community since the days when water was peddled by the cup from a bucket on the streets of the city. It tells of detailed interest and activity of Mr. Heilbron.

(Resolution copy was sent immediately to the Mayor for transmittal at a civic function at which it is to be presented).

A majority of the members of the Council signed undertakings with San Diego Gas & Electric Company, in:
San Diego Lighting District No. 2;
San Diego Lighting District No. 3.

Report of Purchasing Agent, approved by City Manager, on low bid of Stanley A. Ball, for improvement of Byron Street between Scott Street and Rosecrans Street - \$5,591.54; 5 bids - was presented.

RESOLUTION 134034, accepting bid of Stanley A. Ball for improvement of Byron Street; awarding contract, authorizing and instructing

Hearing
134033 (out of order)
134034
Purchasing report

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City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Frank L. Howard Engineering Co. for furnishing 1 Pavement Core Cutting Machine with core barrels and cutters - \$3,608.05 f.o.b. Los Angeles, plus 4% State Sales Tax and approximately \$25.00 shipping charges; 2 bids - was presented.

RESOLUTION 134035, accepting bid of Frank L. Howard Engineering Co. for furnishing Pavement Core Cutting Machine; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134036, authorizing and directing Purchasing Agent to advertise for sale and sell building located on Water Street, near foot of Beardsley Street, formerly occupied by Ek Machine Shop - no longer needed for City purposes - to be moved by purchaser; expenses to be deducted from proceeds, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from American Association of University Women, 208 West Juniper Street, San Diego 1, dated July 3, 1956, signed by Marion Maynard, corresponding secretary, was presented.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, it was filed.

Communication from E. L. Bartlett, 2111 Newton Avenue, complaining of treatment by the Retirement Board in the matter of his service prior to January 1, 1927, and other retirement subjects, was presented.

The Clerk was asked for the contents of the letter. The Mayor replied that he is a confirmed letter writer, and that he has sued the Retirement Board.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, it was filed.

Copy of letter from Escondido Mutual Water Company, incorporated, Escondido California, dated July 1, 1956, signed by M. E. Ford, Jr., Secy.-Supt., thanking the Water Director and the Council for allowing an additional 700 acre feet of water on a loan basis, was presented.

Councilman Curran asked if it was permissible to lend water to that type of company.

The City Manager asked that the communication be referred to him.

On motion of Councilman Schneider, seconded by Councilman Evenson, it was referred to the City Manager.

RESOLUTION 134037, directing notice of filing Assessment 2508 made to cover costs and expenses of work of paving and otherwise improving

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Alley Block L Montecello, Resolution of Intention 129452, and of time and place of hearing, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134038, directing notice of filing assessment 2507 made to cover costs and expenses of installation of sewers in Quince Street, 45th Street, 46th Street, Menlo Avenue, 47th Street, Home Avenue, Thorn Street, Redwood Street, Olive Street, Maple Street, Alleys Blocks 4 and 8 Clifton Addition to City Heights; Alleys Blocks 9, 16, 7 and 11 Bungalow Park Addition; Alleys Blocks 5, 10, 17 Swan's Addition, and rights of way, Resolution of Intention 125826, and of time and place of hearing, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134039, directing notice of filing assessment 2510 made to cover costs and expenses of work done upon paving and otherwise improving Saranac Street and 67th Street, Resolution of Intention 128156, and of time and place of hearing, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134040, directing notice of filing assessment 2509 made to cover costs and expenses of installation of sidewalks in Vale Way, Bernadine Place, Sharrow Place, Trojan Avenue, Orange Avenue and 54th Street, Resolution of Intention 127127, and of time and place of hearing, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134041, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 2 Tract No. 1382 Wilshire Place, and Meade Avenue; approving Plat 2837 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk upon passage of resolution of intention to file the plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134042, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 20 Swan's Addition, and Fairmount Avenue; approving Plat 2846 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk upon passage of resolution of intention to file the plat in office of City Engineer, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134043, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alleys in Catalina Terrace; approving Plat 2853 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk upon passage of resolution of intention to file the plat in office of City Engineer, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 134044, directing notice inviting sealed proposals, for furnishing electric energy in Mission Beach Lighting District 2, including maintenance of appliances, for 1 year from and including August 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134045, directing notice inviting sealed proposals, for furnishing electric energy in Ocean Beach Lighting District 1, for 1 year from and including August 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134046, directing notice inviting sealed proposals, for furnishing electric energy in Pacific Beach Lighting District 1, for 1 year from and including September 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134047, directing notice inviting sealed proposals, for furnishing electric energy in University Avenue Lighting District 3, for 1 year from and including August 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 134048, for paving and otherwise improving Alley Block 2 Normal Heights, North Mountain View Drive, and Arthur Avenue, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 134049, for paving and otherwise improving Alley Block 302 Subdivision of Acre Lots 64-1/2, 65 and 66 Pacific Beach, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 134050, for paving and otherwise improving Alley Block 64 University Heights, and Meade Avenue, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 134051, for paving and otherwise improving Cumberland Street, Calle Tres Lomas, Calle Quebrada, Potomac Street, Calle Canada, Alleghany Street and Public Right of Way, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 134052, for paving and otherwise improving 52nd Street, Orange Avenue and 54th Street, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134053, for paving and otherwise improving Alley Block 2 Tract 1382 Wilshire Place, and Meade

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Avenue, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134054, for paving and otherwise improving Alley Block 20 Swan's Addition, and Fairmount Avenue, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134055, for paving and otherwise improving Alleys in Catalina Terrace, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 134056, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 18 Ocean Beach Park, Resolution of Intention 130931, and to be assessed to pay expenses thereof; directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134057, authorizing Manager to employ Daley Corp. to remove curb and replace driveway on Grape Street.

RESOLUTION 134058, making findings and charges to be made or established for serving Tres Lomas area with water - pursuant to Section 67.70 of San Diego Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134059, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against Lots 13, 14, 15, 16 Block A Weeks Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134060, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portion Lot 28 Lemon Villa, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134061, authorizing Aeronautical Sciences Institute to erect temporary tent adjacent to and west of the Institute's building at 3380 North Harbor Drive, to be used for period August 14 through 18, 1956 - for serving buffet lunches during National Turbine-Powered Air Transportation Meeting August 15, 16, 17, on conditions, was on motion of Councilman

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Burgener, seconded by Councilman Williams, adopted.

On motion of Councilman Williams, seconded by Councilman Burgener, the next ordinance was introduced.

On motion of Councilman Williams, seconded by Councilman Burgener, reading in full was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of passage a written or printed copy.

ORDINANCE 7059 (New Series), appropriating \$6,200.00 out of Capital Outlay Fund, for improving portion of Byron Street, was on motion of Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Dail. Nays-None. Absent-None.

It was at this point that the resolution re Fred Heilbron was presented, under unanimous consent, but numbered earlier in the meeting.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 10:50 o'clock A.M. He announced that the Council would go into conference.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Chas. Dail

Mayor of The City of San Diego, California

7/12/56

REGULAR MEETING

Chamber of the Council of The City of San
 Diego, California, Thursday,
 July 12, 1956

Present-Councilmen Williams, Kerrigan, Curran, Evenson, Mayor Dail
 Absent--Councilmen Burgener, Schneider
 Clerk---Fred W. Sick

Ordinances and Resolutions for this meeting are recorded
 on Microfilm Roll 115.

The Mayor spoke to individuals about fiesta attire -
 complimenting some, expressing appreciation for compliance under "citations"
 and asking others why they were not dressed in the fiesta mood.

Hearing on proposed rezoning of Lots 10 through 15 Block 7,
 Lots 10 through 12 Block 8, Lots 1 through 3 and 22 through 24 Block 10,
 Lots 1 through 3 Block 11 La Mesa Colony - on both sides of 70th Street at
 Mohawk and Saranac Streets from R-2 to R-4 Zone, the Clerk reported no
 protests.

The Mayor inquired if anyone was present to be heard.
 Wallace Dorman, attorney for petitioners seeking the zone
 change said that "R-4 does not throw the property into commercial zone".

Councilman Schneider entered

Mr. Dorman described the property and the general area from
 an aerial map which he first showed to the Council as he spoke, and then
 passed it around. He pointed out improvements, as well as present develop-
 ment on property under discussion. Mr. Dorman said that the property is
 suitable for multiple units. He stated that "opposition is from people
 outside the affected area". He declared that the proposal is both feasible
 and proper.

Councilman Burgener entered

Harry C. Haelsig, Planning Director, explained from a
 planning map, his views. Members of the Council looked, and discussed,
 it.

Peyton Q. Burton explained the map to the Council in
 further detail.

Report signed by Mr. Burton was read to the Council by
 the Clerk. It identifies property proposed to be rezoned as being along
 70th Street for a depth of 3 lots, or 160 feet both east and west of 70th
 Street and running from Saranac Street south to the alley immediately
 north of El Cajon Boulevard - petition signed by 15 owners out of 21
 parcels concerned which "bore some additional signatures of surrounding
 property owners". It says that since advertised and posted, petitions of
 protest have been filed in the Planning Office bearing signatures of many
 property owners in the area, many of them more than 300 feet from property
 proposed to be rezoned. It says that there are now 3 property owners who
 did not sign in favor of the rezoning, who now protest; in addition, 2
 other property owners in the area proposed to be rezoned, who signed the
 original application, now signified that they are opposed. The report
 says that 5 property owners in the area object; 3 owners have not signed
 either way; 13 property owners are still in favor. It makes a detailed
 report on conditions, and concludes "the development throughout this entire

Meeting convened
 Fiesta fun
 Hearing

area going a block each way from 70th Street is mostly single-family dwellings, with approximately the same proportion of R-1 and R-2 uses as exists in area proposed to be rezoned. It states that after the matter at some length, the Planning Commission voted 5-0 to deny request for R-4 zoning.

David R. Oxley, circulator of the original petition, explained it. He said he has statements from property owners favoring the rezoning. He filed them.

Councilman Burgener spoke to Mr. Haelsig regarding proposed development of a medical center. That was explained to him by Mr. Haelsig.

Mr. Oxley explained the statements that he had filed. He said that it was a "re-stating of position".

Fred Taub, attorney representing protestants, asked them to rise. He said "none live in the County; 60 or 65 people in the area oppose." He said that the area has been quite extensively developed for single-family units. He said that "rezoning would increase"; and referred to vacant property only. He declared that too many would be harmed; there would be a traffic problem; there could be little area to continue the rezoning.

Councilman Schneider moved to close the hearing. Motion was seconded by Councilman Evenson.

Paul Taub, a signer to the objection, said that the area in question is from the alley north of El Cajon.

Mr. Peters, "owner of the adjacent lot", told the Council that the proposal would damage it and other properties. He stated that land across the street is County property.

Councilman Burgener discussed the situation with Mr. Burton.

Mr. Burton said that there are few even R-2 uses, although property is so zoned. He pointed out for Mr. Burgener, and said that the Council recently adopted a setback on Planning Commission recommendation - he thinks.

Mr. Taub declared that there is no necessity for rezoning.

Mr. Dorman said that there would be some 1/2-lots.

Mr. Haelsig continued to identify property from a map.

Mr. Dorman stated that there have been lot divisions on 70th Street.

Mrs. Raspberry told the Council that she firmly objects to having the zone changed, and said that her property is only 50 feet from the requested change. She said that the "lots are small", and that with the present zoning there can be 2 dwellings on each lot. She stated that she is not against progress. Mrs. Raspberry told of having tried for 2 years to get paving on 70th Street. She said she "wants to protect her home, and keep a nice community". She declared that "70th Street is deplorable; there are no sidewalks", and that it is necessary to walk through water and grass. She said she wants sidewalks, and property left in R-2 zone.

Robert Amaya, who stated that he owns property within 100 feet, read a statement, which said that there would be more people, more traffic, more transients. He said that R-1 people are more stable and reliable. He said there should not be "violation of trust" in connection with life-time savings. He said that rezoning would reduce the class of the area, and would decrease the value of properties.

The Mayor declared the hearing closed after roll was called on the motion.

RESOLUTION 134062, denying petition requesting rezoning of portions of Blocks 7, 8, 10, 11 La Mesa Colony, from Zone R-2 to Zone R-4, as recommended by the City Planning Commission; filing all papers in connection with the request, was on motion of Councilman Williams, seconded by Councilman Evenson, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on rezoning from R-1 to C zone of portion Lot 28 Lemon Villa, at south corner of 54th Street and University Avenue - recommended by vote of 5 to 0, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.
No one appeared to be heard, and no written protests were filed.

On motion of Councilman Curran, seconded by Councilman Schneider, ordinance incorporating a portion of Lot 28 Lemon Villa into "C" zone as defined by Section 101.0411 of San Diego Municipal Code, and repealing Ordinance 184 (New Series) insofar as it conflicts, was introduced, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on incorporating portions of Lots 54, 62 and 63 Ex-Mission Lands into C-1A Zone, and repealing ordinances - Planning Commission 4 to 0 vote to recommend rezoning, the Clerk reported no protests.

Mayor Dail reported that there was an ordinance before the Council on up-grading of the property.

P. Q. Burton, from the Planning Department, explained from a map the various zones.

Planning report, signed by Mr. Burton, was read to the Council by the Clerk. It forwards 2 petitions proposing that 5 acres of R-1 property and 5 acres of R-4 property be rezoned C-1A - located on the south side of Logan Avenue between 47th Street and Euclid Avenue. In addition to a detailed report, the communication says "The Planning Commission discussed the fact that the new rezonings from R-1 and R-4 are across the street from existing M-1 and C and CP zones, and, further, that commercial usage would be proper under the circumstances. There was no question to them that the 2 5-acre parcels....should be rezoned from C and CP to C-1A."

Councilman Curran spoke to Mr. Haelsig about development of Logan Avenue. He said there is need for more commercial area because of the housing. He asked about provisions regarding traffic.

Mr. Haelsig replied that "the subdivision map has to do with the proper 68-foot road". He stated that "a requirement could not be made, until 'the other side' comes in for rezoning". He said that Logan Avenue is a portion of the Major Street Plan; some has been acquired, and some improvements are in.

The Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no protests were filed.

On motion of Councilman Schneider, seconded by Councilman Burgener, the hearing was closed.

Councilman Curran asked what is going to be done to provide access.

Mr. Haelsig stated that the City can require work only on the south half of Logan; "the other will be on another method".

Councilman Curran continued by saying that it will add to the maximum traffic.

Mr. Haelsig continued with his explanation from a map.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, Ordinance incorporating portions of Lots 54, 62 and 63 Ex-Mission Lands into C-1A Zone, as defined by Section 101.0411.1 of San Diego Municipal Code, and repealing Ordinances 78 New Series, 5646 New Series, 6061 New Series, insofar as they conflict, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

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Ordinance incorporating portions of Blocks 121, 124, 134 and all Blocks 122, 123, 135 La Playa, into R-2 Zone, and repealing conflicting ordinance, was listed on the agenda. It was shown that hearing had been concluded July 5, 1956 - at which time the Council ordered ordinance prepared. The Mayor directed that it be brought up at this time, so that it might be considered along with other zoning matters.

Communication from Bonnie Bowers, dated July 11, 1956, asking for a "Public Council hearing at 10:00 A.M. today", was presented.

Fred Kunzel, attorney, said that due to confusion in his office, he was not present at the hearing. He stated that he represents Mr. Small. He stated that "there has been no evidence introduced to warrant zone change in the area". He said that Mr. Small purchased property as R-4. He said that the Council should make a determination, if possible, since there has been zone change. He said "there has been no change in the area". He said that "property along the fence (Navy installation) is not suitable for residential use".

Councilman Burgener pointed out that the existing R-4 zone is residential.

Mrs. Bonnie Bowers told the Council that she protests the zone change to R-2, because her property is R-4.

Councilman Burgener said that there are serious objections, and asked if that was true on the 2 R-4 lots next to the Navy.

Harry Haelsig stated that they can be left out of the zoning change. He said that would leave them in R-4, and it would just reduce the area for the change to R-2.

Councilman Burgener said that Mr. Boomer, attorney, had cited the possibility of changing recommendation.

Mr. Boomer said that property owners are not present; there would be problems.

Councilman Burgener said that if property were zoned R-2, Bowers and Small would have a good case.

Councilmen were told by Mrs. Bowers and there is work being done "on increasing, now".

Councilman Williams spoke to the City Attorney about development of the property.

Aaron Reese, Asst. City Attorney, replied that he thinks there is less than the minimum frontage required on the Bowers property.

Mr. Haelsig said there would be need for variance, but on the frontage only.

The Mayor said that South (Dave South, Zoning Administrator) would rule on that, and that his decision could be appealed.

Mrs. Bowers told of working on access for more apartments. He said that the house is being traded off, and that it is expensive.

Answering Councilman Williams, Mr. Haelsig said that it is R-4, on Rosecrans Street.

Mayor Dail said that it requires "5 or more to overrule the Commission" (and for introduction and adoption of the ordinance).

Councilman Curran moved to introduce the ordinance. Motion was seconded by Councilman Burgener.

Councilman Burgener said that the Smalls and Bowers will be in a strong position. He held a discussion with Mrs. Bowers.

Clifford Fitzgerald, attorney, told the Council that he felt it should be known that Mrs. Cota (a protestant) has sold, and of plan to construct a single-family residence. He spoke of there being a 3-unit and 4-unit next to the property, and nearby.

Mr. Boomer said that he "has stated his reasons".

The roll was called on the motion to incorporate the property into R-2 zone, and repeal Ordinance 32 New Series, resulting in the following: Yeas-Councilmen Burgener, Williams, Schneider, Curran. Nays-Councilmen Kerrigan, Evenson, Mayor Dail. (The proposed Ordinance was not introduced; no change of zone will be made).

Hearing
Motion to introduce ord. failed

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Petition of Ladies' Auxiliary, San Diego Post No. 185, Jewish WarVeterans of the United States, Veterans War Memorial Building, Balboa Park, dated July 6, 1956, signed by Jennie G. Turner, pres., was presented. It asks permission to sell poppies on City streets, August 14, 1956.

On motion of Councilman Curran, seconded by Councilman Kerrigan, it was referred to the City Manager.

Mayor Dail left the meeting - Vice Mayor Williams took the Chair.

Report of Purchasing Agent on low bid of Joseph M. Burkhart, dba Chula Vista Electric Co., for installation of high intensity runway lights on runway 9-27, Lindbergh Field - \$48,950.00; 6 bids - was presented.

RESOLUTION 134063, accepting bid of Joseph M. Burkhart dba Chula Vista Electric Co. for installation of lights on Lindbergh Field Municipal Airport; awarding contract, authorizing and instructing Harbor Commission to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Crane Company for furnishing parts for Mueller Tapping Machine - \$1,420.15, terms 2% - 10 days, plus 3% State Sales Tax; 3 bids - was presented.

RESOLUTION 134064, accepting bid of Crane Co. for furnishing parts; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent, approved by City Manager, on bids for furnishing 10 tons of Copper Sulphate - 3 bids, was presented. It says that immediately following bid opening, a telegram was received from Mefford Chemical Co. of Los Angeles, second high bidder, offering reduction of \$1.50 per cwt. under its bid price, due to decline in posted price of copper announced July 10, the date of bid opening. It says the reduction would amount to a \$300.00 saving. It reports that the City cannot legally accept the telegraphic offer, but it appears illogical to make a purchase at prices based on former higher base price of copper. Rejection of bids was recommended, and that Purchasing Agent reissue call for bids for requirements.

Councilman Schneider said that he had a question.

The City Manager made a verbal report on the lines of the Purchasing Agent's communication.

RESOLUTION 134065, rejecting all bids received July 11, 1956, for furnishing 10 tons Copper Sulphate, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134066, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for Cast Iron Water Main Replacements, Group 103; Document 537655; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of Final Map of Rancho Hills Estates, subject to posting of an adequate bond to insure installation of required improvements, unless they have been completed and approved by the City Engineer, was

Petition
Purchasing reports
134063 - 134066

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presented.

Harry C. Haelsig answered a question put to him by Councilman Curran.

RESOLUTION 134067, adopting Map of Rancho Hills Estates Subdivision, subdivision of portion of north 150 feet of northwest quarter of quarter section 82 of Rancho de la Nacion; accepting on behalf of the public portion of Roanoke Street, and easements shown for public purposes; declaring them to be dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that the Council has approved the subdivision map and that portion of street and easements shown are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Jack VanCleave, recommending approval of tentative map of Casadura Heights, a 2-lot subdivision of portion of Pueblo Lot 1256 located south of LaCumbre Drive, east of The Muirlands, easterly of Canyon View Subdivision, subject to 8 conditions, and subject to suspension of portion of the Municipal Code, was presented.

RESOLUTION 134068, approving tentative map of Casadura Heights; suspending 1 section of San Diego Municipal Code, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, by Jack D. VanCleave, recommending approval of tentative map of Emerald Hills Homes, a 380-lot subdivision of portion Lot 18 Rancho Mission, located in Encanto, westerly of Radio Drive which is on the major plan - northerly of Market Street and southerly of KFSD towers, subject to 17 conditions, and subject to suspension of portion of the Municipal Code, was presented.

RESOLUTION 134069, approving tentative map of Emerald Hills Homes; suspending 5 sections of San Diego Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Jack D. VanCleave, recommending granting of request for deletion of Item 1 in Resolution 133252 approving tentative map for division of portion Lot 14 Block 15 Encanto Heights, was presented.

Councilman Curran said that he had a question.

Harry C. Haelsig, Planning Director, told of it being Bollenbacher & Kelton property.

Councilman Curran moved that the recommendation be referred to the City Manager, at which time he asked the Manager for an explanation.

The City Manager said that details had slipped his mind.

Mr. Haelsig said "there are no sewer problems".

RESOLUTION 134070, amending Resolution 133252 on tentative map of Encanto Heights Block 15 Lot 14, by deletion of Item 1, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Jack D. VanCleave, recommending approval of tentative map of Morningside, for resubdivision of Lots 8 to 14 inclusive Block 44 Paradise Hills Unit 3 - located in Paradise Hills, adjacent to Morningside Street, Deauville Street and Roanoke Street - subject to 6 conditions, and to suspension of portion of Municipal Code, was presented.

RESOLUTION 134071, approving tentative map of Morningside, resubdivision in Paradise Hills Unit 3; suspending Section 102.17-c of Municipal

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Code, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Jack D. VanCleave, recommending approval of tentative map of Jeffree Manor, a 197-lot subdivision of portion Pueblo Lot 211 - located southerly of West Point Loma Boulevard, northerly of Plumosa Manor and the tentative subdivision of Loma Linda (a portion of the Frontier Housing area which is being dismantled) - subject to 16 conditions, and to suspension of portion of the Municipal Code, was presented.

RESOLUTION 134072, approving tentative map of Jeffree Manor; suspending 3 sections of the Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Jack D. VanCleave, recommending approval of tentative map of Mission Village, a 316-lot subdivision of portion Lot 40 Rancho Mission - located on Kearny Mesa, easterly of Sandrock Road, adjacent to Cabrillo Heights Housing Project - subject to 15 conditions, and to suspension of portion of Municipal Code, was presented.

RESOLUTION 134073, approving tentative map of Mission Village; suspending 5 sections of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, by Jack D. VanCleave, recommending approval of tentative map of South Clairemont Terrace Unit 3, for 25-lot subdivision of portion Pueblo Lot 1191 and Block 11 Mission Bay Heights, was presented. Communication says that it is proposed to continue Grandview Street from Lister Street southerly to connect with July Street. Approval recommendation is subject to 12 conditions, and to suspending portion of Municipal Code.

RESOLUTION 134074, approving tentative map of South Clairemont Terrace Unit 3; suspending 1 section of Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Jack Van Cleave, recommending reapproval of tentative map of Vista Mesa (formerly Vista Park), subject to 12 conditions and to suspension of portion San Diego Municipal Code, was presented.

RESOLUTION 134075, approving tentative map of Vista Mesa, a 466-lot subdivision of the remains of the unsubdivided portion of Pueblo Lot 1214 - located directly northerly of the new Kearny High School and a continuation of subdivision of Vista Park; suspending 4 sections of San Diego Municipal Code, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by P. Q. Burton, recommending by vote of 6-0 to grant Planning proposal for changing of the name of Taos Avenue to Taos Drive in Clairemont Unit 17 Subdivision, was presented.

RESOLUTION 134076, adopting recommendation of City Planning Commission to change name of Taos Avenue to Taos Drive in Clairemont Unit 17 Subdivision; requesting City Attorney to prepare and present necessary ordinance to make the change, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

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Communication from Street Superintendent, approved by Assistant City Manager, reporting on petition "To close Maple Street from east line of 46th Street to Home Avenue", was presented. In addition to a detailed report, it states there is a discrepancy in location of easterly line of Home Avenue, as shown on Swan's Addition, Map 947; Superior Court Decree 183582 on March 8, 1952 settled location southerly of Laurel Street, but location northerly of Laurel has not been adjudicated. It recommends that until controversy regarding location is fully resolved, that no street closings be made which may affect ownership of property adjacent to Home Avenue, and that the petition be denied.

RESOLUTION 134077, denying petition requesting closing of Maple Street from east line of 46th Street to Home Avenue, as recommended by Street Superintendent, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from Mrs. Dprothy Holbrook, 1605 Sunset Cliffs Blvd., dated July 3, 1956, enclosing sheets bearing names of children in the summer tap class at Ocean Beach Community Center was presented.

Communication from Nathan J. Naiman, 4236 Maryland Street, dated July 6, 1956, expressing appreciation for action concerning continuation of dancing classes as part of the regular Recreation Department program, was presented.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, the communications were filed.

Communication from La Jolla Town Council, by H. Bailey Gallison, executive manager, dated July 6, 1956, was presented. It reports that the Board of Trustees on June 28, 1956, approved project for re-vamping of La Jolla Community Center, and the estimate of cost submitted by the City Engineering Department. Also, it states that the Youth & Recreation Committee has advised the Board that \$10,000 is available to help finance it.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, it was filed, after having been read to the Council by the Clerk, at the request of Councilman Burgener.

Communication from La Jolla Town Council, by H. Bailey Gallison, executive manager, dated July 10, 1956, was presented. It reports that the Board of Trustees on June 28, 1956, discussed the subject of lighting on the sea wall at La Jolla Shores beach, and that it was pointed out that at one time the City had scheduled installation of 12 2,000 lumen mercury vapor on 30 foot standards. It states that the Board went on record requesting the City to install the lights as soon as possible. It reports that La Jolla Shores beach is now the second most popular beach in San Diego County, and that adequate lighting for protection and safety as well as convenience of residents of the City is necessary.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, it was referred to the City Manager, after having been read to the Council by the Clerk, at the request of Councilman Burgener.

Communication from Point Loma Holding Company, by David G. Fleet, dated 10 July 1956, was presented.

Councilman Schneider asked what land is affected.

The City Manager replied "Fleet's".

On motion of Councilman Burgener, seconded by Councilman Schneider, it was filed.

The communication, affecting Fleetridge Unit 7 tentative map thanks the Council for exchange of land and easements.

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Communication from San Diego Municipal Employees' Association, Inc., 3110 Goddard Way, San Diego 1, dated July 11, 1956, signed by Mary E. Harvey, executive secretary, was presented. It attaches copy of letter from MEA to the City Manager protesting manner in which Frank George, formerly an architect in City Engineer's Office, was permanently laid off. It speaks of bringing the matter to attention of the Council on method of layoff, "because there is no provision for appeal of a case of this kind." It expresses hope that the Council has been fully informed of all reasons and circumstances which account for reduction in the work force.

Miss Harvey said to the Council that this has been a difficult case. She said that the Association is "only taking issue with the method". She said that it had not been discussed with the City Manager, but had been with Administrative Management. Miss Harvey spoke of feeling "concerned and disturbed".

On motion of Councilman Burgener, seconded by Councilman Kerrigan, it was referred to the City Manager.

Councilman Burgener was excused

RESOLUTION 134078, authorizing Harbor Department to enter into contract with San Diego Testing Laboratory, Inc., for making preliminary soil survey prior to construction of transit sheds at 10th Avenue Marine Terminal, form filed as Document 537763, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134079, ascertaining and declaring prevailing rate of per diem wages paid by private employers in the City of San Diego for same quality of service for 8 hours - in connection with proposed work under provisions of Improvement Act of 1911 and amendments thereto, and in accordance with provisions of Article XII of the Charter of The City of San Diego, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134080, establishing parking time limit of 2 hours, between 8:00 a.m., and 6:00 p.m., Sundays excepted:
Both sides of 8th Avenue between University and Robinson Avenues;
establishing parking meter zones; directing City Manager to cause parking meters to be installed and parking meter spaces to be designated;
authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134081, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:
Both sides of El Cajon Boulevard between Idaho and Utah Streets;
establishing parking meter zones; directing City Manager to cause parking meters to be installed and parking meter spaces to be designated;
authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134082, authorizing and directing San Diego Gas & Electric Company to install a 6000 lumen overhead street at each of 46 locations shown in the resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 134083, accepting and consenting to assignment, executed by Aztec Oil Company, a corporation, and The General Petroleum Corporation, Assignee, of lease filed as Document 532777, covering portion of Pueblo Lot 1803, Mission Bay; authorizing City Manager to evidence such consent and acceptance by signing the assignment, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134084, approving request of M. H. Golden Construction Company, May 31, 1956, Change Order 1, for extension of 30 days to and including July 6, 1956, Document 536233, in which to complete contract for improvement of Kellogg Park parking lot, contract Document 531782, and extending the time of completion, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134085, approving request of Standard Electric, May 31, 1956, Change Order 1, for extension of 30 days to and including July 2, 1956, Document 537688, in which to complete contract for safety lights - Zoo Drive, Village Place (Balboa Park), contract Document 529537, and extending the time of completion, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134086, authorizing and directing Property Supervisor to advertise for period of at least 5 consecutive days in the official newspaper, the sale at public auction of portions of Lots 20 and 21 Block 6 Drucker's Subdivision, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Resolution says that the City is the owner; John B. Quinci has petitioned The City to put up for sale the property, and has deposited with Property Supervisor of the City, \$150.00 to cover all costs pertaining to the sale, including cost of title report, and as guaranty that he will at the sale bid minimum amount fixed by the Council. It says that the City Manager has recommended that property be sold; reason for selling is that it is no longer needed for City purposes; appraisal is \$1,250.; minimum amount set that Council will consider for the sale is \$1,250.; right to reject any and all bids is reserved; all expenses in connection with the sale are to be deducted from proceeds.

RESOLUTION 134087, stating that Aztec Cafe, 2811 San Diego; d'Morales Beauty Shop; 2545 San Diego Avenue, Manuel's, 2616 San Diego Avenue; Tropic Motel, 2611 San Diego Avenue; Maytag Self Service Laundry, 2635 San Diego (all in Old San Diego), have requested permission to place flag pole receptacles in front of their places of business; granting requests upon specified fees, in which event the City Manager is authorizes to make the flag pole receptacles, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134088, granting revocable permit to Joseph Bufarale, 5163 Muir Street, San Diego, to install and maintain 345 feet of 1" copper water service for benefit of owner's property, under Pacific Beach Drive and Alley Block 3 Venice Park, from owner's property at 4066 to 4076 Crown Point Drive - Lots 39 and 40 Block 3 Venice Park, to City water main in Morrell Street, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

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RESOLUTION 134089, granting permission to Arthur DeFever, 1840 El Cajon Boulevard, San Diego (and 701 East Harbor Drive) to install and maintain 1 pilaster 16" x 16" and 1 pilaster 8" by 16" for use and benefit of owner's property over Georgia Street, located 18 feet and 32 feet respectively north of north line of El Cajon Boulevard at west line of Georgia Street: Lots 25 to 29 inclusive Block 98 Robert's Subdivision, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 134090, granting revocable permit to O'Shea Hammons, 1951 Titus Street, San Diego, to install and maintain 240 feet of 1" G.I. water line for use and benefit of property at 4055-57 4th Avenue - W 95 feet Lot 7 Block 3 Hillcrest - to City water main in Lewis Street, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Councilman Schneider questioned wording of the next Resolution. Aaron Reese, Asst. City Attorney, replied that it is a legal phrase.

RESOLUTION 134091, granting revocable permit to Eva D. Hanks, 5926 Brooklyn Avenue, San Diego, to install and maintain 40 feet of 3-foot high concrete block wall for use and benefit of owner's property over, under and across Brooklyn Avenue in front of owner's property - W. 50 ft Lot 5 Block 5 Larchmont Addition - was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 134092, granting permission to Mrs. Murrell G. Huffman, owner (Ralph Dover, contracting plumber) 5011 Ensign Street, Clairemont Villas Unit 1, Lot 22 to omit 2" cleanout plug in horizontal waste pipe in remodeling job being done, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134093, granting revocable permit to Albert E. Kemp, Sr., 5725 Mildred Street, San Diego, to install and maintain 110 feet of 1" G.I. Water Line, for use and benefit of owner's property under Alley Block 9 Silver Terrace, from owner's property: Lot 3 Block 9 Silver Terrace to City water line in Collusa Street, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134094, granting permission to Gordon C. Langdorf (owner), Doyle Baird (contracting plumber) to substitute 1-1/2" type "M" copper tubing for 2" cast iron pipe in vents and waste line at 1121 Via Barranca, La Jolla; was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134095, granting revocable permit to Frank C. Quintana, P.O. Box 225 San Diego, to install and maintain 57 feet of 1" G.I. water line for use and benefit of owner's property: 2880 Moonridge Drive, Lot 1 Irving Terrace - to City water main in La Jolla Scenic Drive, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

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Mayor Dail returned to the meeting - but the Vice Mayor
continued to preside.

RESOLUTION 134096, granting revocable permit to San Diego Unified School District of San Diego County, 4100 Normal Street, San Diego 3, to install and maintain retaining wall to support existing stairway, asphalt paving, curbs, gutters, etc., for use and benefit of owner's property: Lots 24 and 25 Block 6 and portions of Block 6 and Block 7 South Chollas. Addition, to serve Emerson Elementary School, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134097, granting The Roman Catholic Bishop of San Diego, a corporation sole, Charles F. Buddy, Incumbent, to vent acid sinks in Science and Library Building Laboratory and Instructors' Tables, indirectly, in construction at 5998 Linda Vista Road, as free standing island location makes it impossible to vent them in manner required by Plumbing Code; also special vents in Shower Room drains, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134098, accepting subordination agreement executed by Blanche E. Rose, Marguerite B. Rose, Virginia R. Olmstead, W. James Rose and George Clark Rose, beneficiaries, and The First National Trust and Savings Bank of San Diego, trustee, June 27, 1956, subordinating all their right, title and interest in and to easement for right of way for public sewer and appurtenances, in portion Pueblo Lot 1289; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134099, accepting deed of Renee deVille, executrix of will of Cornelia Bolton, Deceased, June 28, 1956, conveying all right, title and interest of decedent at time of her death, and all right, title and interest that her estate subsequently may have acquired by operation of law, or otherwise, in and to Lots 6 and 7 Block 25 Sellors' addition; authorizing and directing City Clerk to file deed for record in office of County Recorder of San Diego County, together with certified copy of resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134100, accepting quitclaim deed of Leonard L. Drogin, Inc., (formerly Harmony Homes) a California Corporation, 6610 El Cajon Boulevard, San Diego, executed on 27th day of June, 1956, quitclaiming all water mains and appurtenant structures constructed for its use, located in public streets, rights of way, highways and public places, either within or without, subdivision named Regency Park, being portion of Lot 12 Cave and McHatton Subdivision; authorizing and directing City Clerk to file deed, together with certified copy of Resolution, for record in office of County Recorder, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134101, accepting deed of Ernest W. Freeman, June 20, 1956, conveying portion Lot 49 of portion of Ex-Mission Lands of San Diego,

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(Horton's Purchase); authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134102, accepting deed of San Diego Jewish Community Center, a corporation, June 27, 1956, conveying right of way for storm drain, or drains and appurtenances, in portion Lot 21 Lemon Villa; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134103, accepting deed of The San Diego Unified School District of San Diego County, June 26, 1956, conveying easement for right of way for storm drain or drains and appurtenances, in portion Lot 25 Seaman's Subdivision of East Half of Section 27 Township 16 South, Range Two West, San Bernardino Meridian; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

On the next item, the Asst. City Attorney told the Council that in the next ordinance in the Code the word "chapter" is changed to "division".

On motion of Councilman Schneider, seconded by Councilman Curran, reading of the next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7060 (New Series), amending Section 27.1327 of San Diego Municipal Code relating to time between Special Elections - not more than 1 special election in any period of 6 months may be held under provisions of the division - was on motion of Councilman Schneider, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener.

On motion of Councilman Schneider, seconded by Councilman Evenson, was introduced.

On motion of Councilman Schneider, seconded by Councilman Evenson, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7061 (New Series), appropriating \$25,260.00 out of Unappropriated Balance Fund of The City of San Diego for providing funds for City's contribution to City-County Camp Commission, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener.

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Listed on the agenda at this point was the ordinance relative to rezoning in La Playa. A hearing was held on the subject earlier in the meeting, at which time the ordinance was considered.

There being no further business to come before the Council at this time, the Vice Mayor declared the meeting adjourned, at 11:20 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadston
Deputy

Charles B. Davis
Mayor of The City of San Diego, California

Notation of earlier consideration
of ordinance proposed for introduction
Meeting adjourned

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, July 17,
1956

Present-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson,
Mayor Dail.

Absent--None

Clerk---Fred W. Sick

The Mayor called the meeting to order at 10:04 o'clock A.M.

The Reverend Eidel Zamorano, pastor of the First Mexican Church, was presented by the Mayor. He gave the invocation in English; then repeated it in Spanish.

Reverend Zamorano stated that he had been asked, because of the Fiesta, to do it that way.

Awards, honoring long-time service with the City of San Diego, were presented to the following employees:

Grace Sloan, Supervisor in charge of Customer Accounting, in the Water Commercial Accounting section - by Mayor Dail; including a scroll; 30 yrs;
Police Officer William A. Lehman, assigned to the property room in the Police Department - by Councilman Kerrigan; 20 yrs;
Arnold M. Woods, Electrician Foreman, Electrical Division, Public Works Department - by Councilman Curran; 20 yrs.

Ordinances and Resolutions for this meeting are recorded on Microfilm Roll 115.

Mayor Dail called up a group of "miscreants" who had been directed to appear as a result of failure to be in proper Fiesta dress. When they came before the "bar" they were judged to be in proper attire, and received a sentence of a future life to be lived in San Diego.

On motion of Councilman Kerrigan, seconded by Councilman Williams, minutes for the Regular Meetings of Tuesday, July 10, and of Thursday, July 12, 1956, were approved - after which they were signed by the Mayor.

The Purchasing Agent reported in writing on 4 bids opened July 13, 1956, for improvement of La Jolla Mesa Drive, Colima Street, Van Nuys Street.

On motion of Councilman Kerrigan, seconded by Councilman Williams, finding was made that bids had been opened as reported. By the same motion, bids and report were referred to the City Manager and City Attorney for recommendation.

The Purchasing Agent reported in writing on 4 bids opened July 13, 1956, for improvement of Alley Block 17 Normal Heights.

Meeting convened
Invocation
Service awards
"Fiesta fun"
1911 Act bid reports

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On motion of Councilman Kerrigan, seconded by Councilman Williams, finding was made that bids had been opened as reported. By the same motion, bids and report were referred to the City Manager and City Attorney for recommendation.

The Purchasing Agent reported in writing on 4 bids opened July 13, 1956, for improvement of Alley Block 14 La Jolla Hermosa and Block 14 Bird Rock City by the Sea.

On motion of Councilman Kerrigan, seconded by Councilman Williams, finding was made that bids had been opened as reported. By the same motion, bids and report were referred to the City Manager and City Attorney for recommendation.

The Purchasing Agent reported in writing on 6 bids opened July 13, 1956, for storm drain in 60th Street, University Avenue, Chollas Road, et al.

On motion of Councilman Kerrigan, seconded by Councilman Williams, finding was made that bids had been opened as reported. By the same motion, bids and report were referred to the City Manager and City Attorney for recommendation.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 133525 for grading and sidewalking Hughes Street, for entire length in Redwood Village Unit 8; Boren Street, Gayle Street, Rock Street, Nelson Street and Kerch Street, the Clerk reported written protests from Jacqueline A. Chambers and Hugh S. Chambers, Elmer G. & Marie Jaeger, Robert G. Beaty and June M. Beaty.

Asked for a report, the City Engineer said that it was 1.2% protest.

The Mayor inquired if anyone was present to be heard.

Mrs. Beaty appeared, and filed a protest, which was read. (It is listed above, but not shown in the Engineer's report).

The City Engineer said that it is new.

Mrs. Beaty said she "signed a petition against the work". Figuring in the new protest, the Engineer said that it is now 1.8%.

Councilman Curran moved to overrule the protest. Motion was seconded by Councilman Schneider.

Mayor Dail said that "it is a minute protest".

RESOLUTION 134104, overruling and denying protest of Hugh S. Chambers and Jacqueline A. Chambers, Elmer G. Jaeger and Marie Jaeger, Robert G. Beaty and June M. Beaty against improvement of Hughes, Boren, Gayle, Rock, Nelson and Kerch Streets, under Resolution of Intention 133524, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

On motion of Councilman Schneider, seconded by Councilman Curran, proceedings were referred to the City Attorney for Resolution Ordering Work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on furnishing electric current in La Jolla Shores Lighting District 1, for 1 year from and including September 1, 1956, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 134105, confirming and adopting as a whole "En-

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gineer's Report and Assessment for La Jolla Shores Lighting District No. 1", was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2491 made to cover cost of paving and otherwise improving Groveland Drive, with San Jacinto Drive and Castana Street, the Clerk reported written appeals from Pearl Fuller, Lee B. Russell and Thelma E. Russell, Lew Goon, Ruby A. Erickson, Robert Daskocil and Anna Daskocil, Mrs. Della Godden, and Mrs. Wm. S. Hoeg, W. A. Shaffer and U. Dorothy Shaffer.

The City Engineer reported an 11.6% appeal.

The Mayor inquired if anyone was present to be heard.

Mrs. Godden said that "the paving is too high". She said that improvement is \$1832, and that the house cost \$2250. She said that that a man across the street has 3 houses, with an assessment of \$1052. Mrs. Godden described the property as a pie-shaped lot, and that she could not put another house on it. Answering Councilman Kerrigan, she said that the zone is R-4. She pointed it out on a map, over which a conference was held.

Mrs. Wm. Hoeg questioned the method of levying the assessment. The City Engineer explained it to her, as she looked at the map.

Ruby A. Erickson stated that she "can understand the score now". Mrs. Erickson said that she was not protesting; she was seeking information.

W. A. Shaffer said to the Council that he had been told by real estate men and contractors that he could not get the money out of the property. He discussed his problem with the City Engineer, and said there are "many other high assessments".

Mayor Dail pointed out that a petition had been filed, as a neighborhood request; not initiated by the City. He stated that "the assessment has to be equitable". He said that the City is bound by the law, and that hearings have been held.

Mr. Shaffer related his understanding, and said that he thought the assessment seemed high.

The Mayor said to Mr. Shaffer that the City Engineer would be willing to discuss the subject with him.

Councilman Schneider said to Mr. Shaffer that contract had been awarded to the low bidder.

Lew Goon discussed the assessment with the City Engineer.

Councilman Burgener made a verbal explanation to Mr. Goon.

RESOLUTION 134106, overruling and denying appeals of Pearl Fuller, Lee B. Russell and Thelma E. Russell, Lew Goon, Ruby A. Erickson, Robert Daskocil and Anna Daskocil, Mrs. Della Godden, Mrs. Wm. S. Hoeg, W. A. Shaffer and U. Dorothy Shaffer from Street Superintendent's Assessment 2491 made to cover costs and expenses of paving and otherwise improving Groveland Drive, San Jacinto Drive and Castana Street, Resolution of Intention 128747; overruling and denying all other appeals; confirming and approving the Assessment, authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2492 made to cover cost and expenses of paving and otherwise improving South Lane and Alley lying easterly of and adjacent to Block A South La Jolla, Resolution of Intention 129066, the Clerk reported no appeals.

The Mayor inquired if anyone was present to be heard.

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No one appeared to be heard, and no appeals were filed.

RESOLUTION 134107, confirming and approving Assessment 2492 for paving and otherwise improving South Lane and Alley lying easterly of and adjacent to Block A South La Jolla, Resolution of Intention 129066; authorizing and directing Street Superintendent to issue it ~~it~~-after attaching his warrant; directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2493 made to cover cost and expenses of paving and otherwise improving Treat Street and 28th Street, the Clerk reported no appeals.

The Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no appeals were filed.

RESOLUTION 134108, confirming and approving Assessment 2493 for paving and otherwise improving Treat Street and 28th Street, Resolution of Intention 129592; authorizing and directing Street Superintendent to attach his warrant and issue it; directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2494 made to cover cost and expenses of paving and otherwise improving Alley Block 1 Walker's Addition and Public Right of Way, the Clerk reported no appeals.

The Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no appeals were filed.

RESOLUTION 134109, confirming and approving Assessment 2494 for paving and otherwise improving Alley Block 1 Walker's Addition, Resolution of Intention 129062; authorizing and directing Street Superintendent to attach his warrant and issue it; directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2495 made to cover cost and expenses of paving and otherwise improving Alley Block 2 F. T. Scripps Addition to La Jolla Park, Resolution of Intention 127761, the Clerk reported no appeals.

The Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no appeals were filed.

RESOLUTION 134110, confirming and approving Assessment 2495 for paving and otherwise improving Alley Block 2 F. T. Scripps Addition, Resolution of Intention 127761; authorizing and directing Street Superintendent to attach his warrant and issue it; directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Councilman Kerrigan said that "90% of the assessments go through without protest". There was discussion between Councilmen and the City Engineer. The Engineer said that 5% protest is filed, found by a survey.

Report of the Purchasing Agent, approved by City Manager, on low bid of Ace Electric Company for electrical additions to Lighting System

Hearings

Purchasing report

134107 - 134110

at Central Police Station, Market Street at Pacific Beach = \$5,150.00; 5 bids - was presented.

RESOLUTION 134111, accepting bid of Ace Electric Company for electric additions to the lighting system at the Central Police Station; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego, a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of V. R. Dennis Construction Co. for construction of Nile Street between Wabash Boulevard and Quince Street, and 30th Street between Laurel and Olive Streets - \$399,009.55; 5 bids - was presented.

RESOLUTION 134112, accepting bid of V. R. Dennis Construction Co. for construction of Nile Street and 30th Street; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego, a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134113, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Gate Valves and Tapping Valves, under Document 537987, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134114, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for improvement of Olivetas Avenue between Marine Street and northerly line of Pueblo Lot 1260; Document 537812; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134115, authorizing and directing Purchasing Agent to advertise for sale and sell sprinkler truck, grader and air compressor, no longer desirable for use or retention by the City; directing that all costs in connection with the sale be deducted from proceeds, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communications from Planning Commission, by Jack VanCleave, recommending approval of tentative map of Empire Addition to Encanto Heights, a 2-lot resubdivision of Lot 142 located on westerly side of Republic Street, southerly of Tooley Street in Encanto, subject to 7 conditions, and suspension of portion of the Municipal Code, were presented.

RESOLUTION 134116, approving tentative map for resubdivision of Lot 142 Empire Addition to Encanto Heights, suspending 2 sections of the Municipal Code, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

Communications from Planning Commission, by Jack VanCleave, recommending approval of tentative map for 2-lot resubdivision of Lots 46, 47, 48 Block 33 Fairmount Addition to City Heights, located at southwest

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corner of 48th and Trojan Streets, within R-4 Zone, subject to conditions, and suspension of portion of the Municipal Code, were presented.

RESOLUTION 134117, suspending 4 sections of the Municipal Code in connection with tentative map of Fairmount Addition to City Heights, 2-lot resubdivision of Lots 46, 47, 48 Block 3, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134118, approving tentative map of Fairmount Addition to City Heights 2-lot resubdivision of Lots 46, 47, 48 Block 33, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

Public Utilities Commission of the State of California Decision 53343, re application 38174 - "Application of the San Diego Transit System, a corporation, for a Certificate of Public Convenience and Necessity to operate "On Call" bus service between (1) The Zoo Parking Lot and Balboa Stadium, (2) Morley Drive and the Stadium, (3) 16th Street and Broadway and Balboa Stadium, all within the City of San Diego", was presented.

The amended application is granted by the Decision.

On motion of Councilman Burgener, seconded by Councilman Williams, it was filed.

Communication from Assistant City Attorney reporting to the Council that September 6, 1956 is the last day for adopting the resolution requesting the Board of Supervisors to consolidate a special City election with the statewide general election to be held on November 6, 1956, was presented.

On motion of Councilman Burgener, seconded by Councilman Evenson, it was filed.

Communication from Point Loma Holding Company, by David G. Fleet, dated 9 July 1956, offering in the interests of expediting improvement of the area (City-owned property on southerly side of Varona Street between Catalina and Canon), to pay for half of the cost of installing curbs and pavement on the City's side of Varona Street if the work can proceed during time the Company is installing curbs and paving in Fleetridge Unit 7. It offers, to do some grading without cost to the City while equipment is working in the subdivision.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, it was referred to the City Manager.

RESOLUTION 134119, directing notice of filing of assessment 2512 and of time and place of hearing thereof, made to cover costs and expenses of work done upon paving and otherwise improving Alley Block 281 Pacific Beach, Resolution of Intention 128746, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 134120, directing notice of filing of assessment 2513 and of time and place of hearing thereof, made to cover costs and expenses of work done on paving and otherwise improving Valle Avenue, Resolution of Intention 128158, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 134121, directing notice of filing of assessment 2511 and of time and place of hearing thereof, made to cover costs and ex-

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penses of work done on installation of sewers in Inspiration Drive, Resolution of Intention 130566, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION OF AWARD 134122, accepting bid of Al E. Riley, Inc., and awarding contract, for paving and otherwise improving Torrence Street and Keating Street, Resolution of Intention 132281, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

City Engineer reported in writing that low bid is 21.5% above the estimate; a majority of lot owners in the district favor awarding of the contract.

RESOLUTION ORDERING WORK 134123, for paving and otherwise improving Gardena Avenue, Gardena Place and Public Right of Way in Pueblo Lot 265, Resolution of Intention 133344, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 134124, for installation of sewers in Hillside Drive, Lookout Drive, Primrose Drive, Soledad Avenue, Boulevard Place, Roseland Drive, Torrey Pines Road, Ardath Road, Hidden Valley Road and Public Rights of Way, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 134125, appointing time and place for hearing protests, and directing notice of hearing, for furnishing electric energy in Adams Avenue Lighting District 1, for 1 year from and including October 1, 1956, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134126, appointing time and place for hearing protests, and directing notice of hearing, for furnishing electric energy in Midway Drive Lighting District 1, for 1 year from and including October 1, 1956, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134127, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 66 City Heights, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134128, for ascertaining and declaring wage scale, paving and otherwise improving Franklin Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134129, ascertaining and declaring wage scale for paving and otherwise improving Nogal Street, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

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RESOLUTION 134130, ascertaining and declaring wage scale for paving and otherwise improving Valle Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134131, ascertaining and declaring wage scale for paving and otherwise improving Van Dyke Avenue and Thorn Street, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134132, ascertaining and declaring wage scale for paving and otherwise improving West Point Loma Boulevard and Muir Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134133, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Sterling Court, Landis Street, Rex Avenue, 50th Street, 51st Street, 52nd Street, Lemona Avenue, Ogden Street, Altadena Avenue and Public Rights of Way, Resolution of Intention 129590, and to be assessed to pay expenses; directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134134, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving East and West Alley lying northerly of and contiguous to Long and Hickok's Subdivision, Resolution of Intention 127367, and to be assessed to pay expenses, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134135, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley northerly of and contiguous to Lots 21 to 40 Block 187 Pacific Beach, Resolution of Intention 131565, and to be assessed to pay expenses, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134136, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Northerly and Southerly Alley Block 192 Pacific Beach, Resolution of Intention 131566, and to be assessed to pay expenses, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134137, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving High Avenue, Resolution of Intention 131461, and to be assessed to pay expenses, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

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RESOLUTION 134138, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Howard Avenue, Resolution of Intention 131462 and to be assessed to pay expenses, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134139, granting petition, Document 537684, for paving and otherwise improving Kurtz Street; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be assessed to pay costs, damages and expenses, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134140, granting petition, Document 535900, for paving and otherwise improving La Jolla Shores Drive; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134141, authorizing and directing City Engineer to include Lighting Standard 5738, located at east end of Westcliffe Place east of Willow Street, in Roseville Lighting District No. 1, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

Communication from Harbor Commission, by John Bate, submitting for approval form of agreement amending Shields B. Craft tideland lease, was presented. It deletes landing fees under 5 thousand pounds from schedule set forth in original lease. It says that other fixed base operators on Lindbergh Field are permitted under their leases to land small aircraft without payment of landing fees, and no other changes are being made in the lease agreement.

RESOLUTION 134142, ratifying, confirming and approving Agreement for Amendment of Tideland Lease between The City of San Diego and Shields B. Craft; directing City Clerk to cause certified copies of Resolution to be attached to original and duplicate original of Agreement for Amendment of Tideland Lease, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

Communication from Harbor Commission, by John Bate, submitting form of agreement to sublease covering marine service station at 2401 Harbor Drive, was presented. It says that sublease to Five Star Fish and Cold Storage, by Signal Oil Company, is identical with the Company and George B. Loveday, who is now deceased.

RESOLUTION 134143, ratifying, confirming and approving sublease, copy on file in Office of City Clerk as Document 537875, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

Communication from Harbor Commission, by John Bate, submitting form of Agreement which Kona Kai Club Motel, Inc. desires to enter into with John Knauer, was presented. It says licensee agrees to pay \$125 per month plus 5 per cent of gross receipts in excess of \$12.00; Commission approval of agreement is on condition that during time agreement is in

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effect Kona Kai will pay Harbor Department \$20 per month or 2 per cent of gross income, whichever is greater.

RESOLUTION 134144, ratifying, confirming and approving License Agreement, copy on file in office of City Clerk as Document 537884, between Kona Kai Club Motel, Inc., a Delaware corporation, licensor, and John W. Knauer, an individual, licensee, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

Communication from Harbor Commission, by John Bate, submitting for approval form of agreement with C. E. Jacobson, whose services will be required by Harbor Department for 1956-57 fiscal year, was presented. Report says that Mr. Jacobson has in the past acted as Traffic Consultant to the Harbor Department and it is the desire of the Commission to continue services for another year; compensation \$40 per day plus expenses, with 25 being number established for the fiscal year.

RESOLUTION 134145, authorizing and empowering Harbor Commission to employ C. E. Jacobson as Traffic Consultant for fiscal year 1956-57, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 134146, establishing oneway streets:

Playa del Norte between La Jolla Boulevard and Neptune Place, for westbound traffic;

Playa del Sur between La Jolla Boulevard and Neptune Place, for eastbound traffic;

authorizing installation of necessary signs and markings, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 134147, declaring through highways:

San Jacinto Drive between south line of Churchward Street and north line of Olvera Avenue;

La Jolla Shores Drive between north line of Torrey Pines Road and west line of Torrey Pines Road at Miramar Road;

Albemarle Street between center line of Rachael Street (City Boundary) and west line of Calle Serena;

Calle Serena between north line of Albemarle Street and south line of Alleghany Street;

Rachael Avenue (easterly side within City limits) between north line of Albemarle Street and south line of Alleghany Street, except at its intersection with Potomac Street;

Cleveland Avenue between north line of Washington Street and south line of Madison Avenue;

Orange Avenue between east line of 32nd Street and east line of 51st Street, except at its intersections with 35th Street, 40th Street, Fairmount Avenue, and Euclid Avenue;

Fort Stockton Drive between east line of Arista Drive and north line of Lewis Street;

Lewis Street between north line of Fort Stockton Drive and west line of Hawk Street;

Meade Avenue between west line of Park Boulevard and west line of Maryland Street, except at intersection with Cleveland Avenue; declaring "Intersection stops":

Palomar Street and Electric Avenue, affecting Electric Avenue traffic;tra

Harbison Avenue and Amherst Street, affecting Amherst Street traffic;

Home Avenue and Gateway Drive, affecting Gateway Drive traffic;

La Jolla Shores Drive - Miramar Road - Torrey Pines Road, affecting southbound Torrey Pines Road traffic;

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Lincoln Avenue and Cleveland Avenue, affecting Cleveland Avenue traffic;
 58th Street and Meade Avenue, affecting Meade Avenue traffic;
 Madison Avenue and Cleveland Avenue, affecting Cleveland Avenue traffic;
 Fort Stockton Drive and Arista Drive, affecting southbound traffic on Arista Drive;
 Lewis Street and Fort Stockton Drive, affecting westbound traffic on Fort Stockton Drive;
 Albemarle Street and Calle Serena, affecting northbound traffic on Calle Serena;
 authorizing and directing installation of necessary signs and markings; rescinding Resolution 121990, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 134148, prohibiting parking of automobiles at all times, during the period July 17, 1956, through August 19, 1956:
 Both sides of Mason Street between Juan Street and Jackson Street;
 Both sides of Jackson Street between Mason Street and Chestnut Street;
 Southerly and westerly side of Cosoy Way and its continuation in the picnic area loop between southerly and northerly intersections with Presidio Drive;
 authorizing installation of necessary signs and markings, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.
 (The streets are in Old San Diego, and time is during the Fiesta del Pacifico).

RESOLUTION 134149, authorizing and empowering City Manager to do all work in connection with construction of a by-pass on El Capitan Pipe Line and connect with Murray Second Pipe Line to Trojan and El Capitan Pipe Lines and to feeder mains at Del Cerro, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 134150, authorizing and empowering City Manager to do all work in connection with construction of remote control facilities from Lakeside Control Station and Murray Pumping Plant to Alvarado Filtration Plant, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134151, determining and declaring that public interest, convenience and necessity of The City of San Diego require construction, operation and maintenance of public street across portions of Lots 1, 2, 3, 4 Block 107, Lots 9 and 12 Block 98, all in Roseville; construction, operation and maintenance of a public freeway, i.e. a limited access highway, across portions of Lots 1, 2, 3 and 4 Block 2 Loma Alta No. 1; public interest, convenience and necessity demand acquisition of easements for public street through, along and across property to be used by the City for construction of said public street; and that public interest, convenience and necessity demand acquisition of fee title to property to be used by the City for construction of said public freeway;

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and declaring intention of The City of San Diego to acquire said property under Eminent Domain Proceedings; directing City Attorney of The City of San Diego to commence action in Superior Court of the State of California, in and for County of San Diego, for purpose of condemning and acquiring the property, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134152, authorizing and directing City Treasurer to purchase up to \$5,000,000 United States Treasury Bills, due within 91 days, offering interest return of not less than 2%, to be purchased from inactive funds of the City in amounts and in maturities as may fit into City Treasury funds management; authorizing and directing City Treasurer to sell all or such amount of investments whenever additional cash is required for purpose for which funds were originally accumulated and placed in the Treasury of the City, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Property Supervisor, to City Manager, recommending amendment to grazing lease in Rosedale with Daley Corporation, was presented. It reports amendment covers approximately 435 acres in immediate vicinity of Montgomery Airfield; amendment deletes approximately 70 acres of land lying within area being sold to Atlas Corporation by the City, and provides for prorated refund of \$13.42 paid in advance.

RESOLUTION 134153, authorizing and empowering City Manager to execute, for and on behalf of the City, amendment to lease between the City and Daley Corporation, Document 445316; amendment terms and conditions filed as Document 538049, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134154, authorizing and empowering City Manager to execute, for and on behalf of the City, lease with Civil Air Patrol Group 17, an auxiliary of United States Air Force, of a 6000 square foot area of Montgomery Field, shown on Property Department drawing 164-A, for maintenance of Civil Air Patrol Headquarters, for period of 5 years beginning with date of execution of lease, at annual rental of \$50.00, terms and conditions filed as Document 538050, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134155, authorizing and empowering City Manager to execute, on behalf of the City, assignment of permit between Erling O. Hilmen d.b.a. San Diego Seat Advertising Company and California Bench Company, a California corporation, which assignment purports to assign all right, title and interest in and to permit dated October 7, 1955, by City of San Diego granting rights for placing and maintaining benches upon public streets and other places in the City of San Diego, copy of assignment filed as Document 538051, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134156, authorizing and empowering City Manager to execute, for and on behalf of the City, an agreement with State Water Resources Board and Department of Public Works of State of California with respect to initiation of investigation of water resources on San Dieguito River, under terms and conditions of Document 538052, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

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RESOLUTION 134157, authorizing and empowering City Manager to execute for and on behalf of the City of San Diego, agreement with Dr. Carl Wilson, of Los Angeles, Consulting Technologist on water purification, for services for one year beginning July 1, 1956, at monthly compensation of \$100.00, in connection with purification of City's water supply, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134158, authorizing the City Manager, for and on behalf of The City of San Diego, to sign Agreement with H. M. Crooker, of San Diego, for services as engineer in connection with pending case of Stanley Trussell, et al, versus City of San Diego, concerning East San Pasqual Valley water, copy filed as Document 538064, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134159, approving Change Order 1 dated July 6, 1956, Document 537909, issued in connection with contract between The City of San Diego and V. C. Moffitt & Company for construction of sprinkler system, Mountain View Park, 40th Street and Ocean View Boulevard, contract Document 535253, changes amounting to increase of \$327.52, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 134160, authorizing and empowering City Manager to execute, for and on behalf of the City, a permit to Fiesta del Pacifico, a California Corporation, for use and occupancy of certain Spanish Village Studios in Balboa Park, to install booths and to sublease the studios and booths for sale of merchandise compatible with the Fiesta theme, for term beginning July 1 to and including September 1, 1956, under terms and conditions set forth in form filed as Document 537952, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 134161, empowering City Manager to execute for and on behalf of The City of San Diego, a permit granting permission to Division of Highways, Department of Public Works, State of California, to deposit dirt on city-owned property, under terms and conditions of Document 538065, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 134162, authorizing and empowering City Manager to execute, for and on behalf of the City, an agreement with Mrs. Adelaide M. Little, owner and operator of a collection agency at 3381 Adams Avenue, Normal Heights, for collection of water bills of the City of San Diego, wherein and whereby agency agrees to collect and receive payment of City water bills in behalf of the City and to issue receipts therefor, and City agrees to pay 6.8¢ per bill collected - agreement to take effect as of 9th day of July, 1956, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 134163, granting permission to Carlos Tavares (Prospect Realty Co.) 1150 Silverado, San Diego, to increase 4" soil line to a 6" soil line, and install 6" soil line at 1/8 inch per foot fall from northeast corner of building being constructed at 4360 Moraga Street

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(Roy's Market): Lot 3386 Clairemont Unit #16, Map #5145, to sewer connection on Moraga Street, a distance of 250 feet, was on motion of Councilman Schneider seconded by Councilman Kerrigan, adopted.

RESOLUTION 134164, authorizing and directing City Auditor to issue warrant to H. H. Peterson in amount of \$1600. payable out of funds heretofore set aside and appropriated by Ordinance 6603 (New Series), in full payment of extra work performed on C Street which resulted from unknown conditions, in connection with construction of storm drains on portions of B Street, 4th Street (Avenue), Ash Street, Resolution of Intention 120426, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134165, approving claim of Mrs. Leo L. Hallauer, Document 536333, \$15.88; authorizing City Auditor & Comptroller to draw warrant in favor of Mrs. Hallauer, 4550 60th Street, in full payment of claim, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134166, approving claim of Coles of La Jolla, Document 536093, \$40.00; authorizing City Auditor & Comptroller to draw warrant in favor of Coles of La Jolla, 7505 Girard Avenue, La Jolla, in full payment of claim, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134167, denying claim of Isabel Bedford, Document 536444, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134168, denying claim of Melvin O. Guymon, Document 535623, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134169, denying claim of Clement P. Manley, Document 536417, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134170, denying claim of A. N. Randall, Document 535624, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134171, denying claim of Thompson Photo Service, Inc., Document 537277, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

On motion of Councilman Burgener, seconded by Councilman Williams.

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the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Williams, reading in full was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of passage a written or printed copy.

ORDINANCE 7062 (New Series), appropriating \$439,000.00 out of Capital Outlay Fund, for construction of portions of Nile and 30th Streets, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Williams, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Williams, seconded by Councilman Kerrigan, reading in full was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of passage a written or printed copy.

ORDINANCE 7063 (New Series), appropriating \$10,000.00 out of Unappropriated Balance Fund, for City's contribution to cost of water for San Diego Zoological Society, for fiscal year 1956-57, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-Councilman Curran. Absent-None.

On motion of Councilman Williams, seconded by Councilman Burgener, the next ordinance was introduced.

On motion of Councilman Williams, seconded by Councilman Burgener, reading in full was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of passage a written or printed copy.

ORDINANCE 7064 (New Series), appropriating \$5,700.00 out of Unappropriated Balance Fund, for installing electrical additions to lighting system at Central Police Station, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Councilman Williams said to the Council that he had additional information regarding the appeal of Dr. Richard Worthington on denial of his application for permission to practice psychology in the City of San Diego. He read to the Council a letter from Dr. Worthington, addressed to him. He said that the man feels that he has been damaged. Mr. Williams said that he had read the letter several times, and he was convinced that if the letter had been presented the license to practice would have been granted.

Mayor Dail pointed out that it would have been impossible to grant the license under "the old ordinance". He said that Dr. Worthington would have to back up, and apply again.

Aaron Reese, Asst. City Attorney, said that applications before new ordinance goes into effect, would be applicable under the old ordinance.

Mayor Dail told of erroneous statement about unfairness. He asked if the Council wanted to "open the door to labor the issue, time and again".

Councilman Williams said that the hearing was closed, but some information was not given. He declared that "the man's reputation is worth backing up". He said Dr. (Hilding) Carlson, of the Psychology Commission, stopped at a point to suit actions (of the Commission).

7062 N.S. - 7064 N.S.
Discussion re previously-denied Worthing psychology license at previous hearing

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Mr. Reese said that the former application cannot be re-opened.

Councilman Williams stated that he wished Council witnesses could be sworn.

The Mayor said that the Clerk can swear witnesses. The Clerk agreed, when asked, that it had been done.

Councilman Williams said that if that had been done, the testimony might have been different.

Councilman Burgener said that denial was based on a technicality, and that Dr. Worthington can re-apply.

Councilman Curran said "if sworn....."(statement was not completed. Then, he said "the truth was given".

Councilman Schneider pointed out that even court, witnesses do not always give all truths.

Councilman Kerrigan said, also, that Dr. Worthington can re-apply.

Councilman Williams read further from the letter. He pointed out that the Council secretary is also secretary to the Psychology Commission. He said secretary brought a situation to his attention. He repeated that "the man has been damaged".

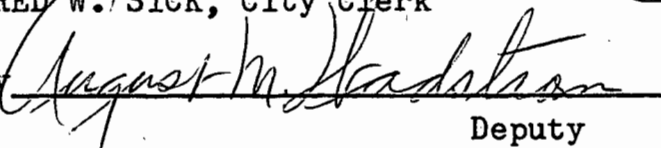
Councilman Kerrigan said that "every Council member has the same thing" (referring to the Worthington letter). He said that Dr. Worthington asked, on professional grounds, for no publicity, but he was told that the press sits in.

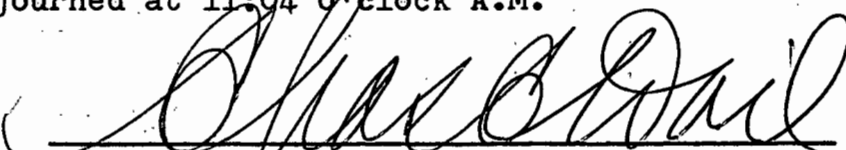
On motion of Councilman Williams, seconded by Councilman Burgener, the subject, including the letters, was filed.

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

Attest:
FRED W. SICK, City Clerk

By


Deputy


Mayor of The City of San Diego,
California

Further discussion on
the Worthington matter
Meeting adjourned

7/19/56

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, July
19, 1956

Present-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson,
Mayor Dail

Absent--None

Clerk--Fred W. Sick

The Mayor called the meeting to order at 10:04 o'clock AM.

Resolutions and Ordinances recorded on Microfilm No. 115

The next item was taken up in its regular place, but numbered first, because of urgency out of order.

RESOLUTION 134172 - adopted later. Details will be shown at the point where the item was considered.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Ordinance incorporating portion of Lot 67 Rancho Mission into R-4 and RC-1A Zones, as defined by Sections 101.0408 and 101.0409.2 of the San Diego Municipal Code, and repealing Ordinance 4011 (New Series) adopted March 22, 1949 insofar as it conflicts, communication from Planning Commission, by P. Q. Burton, was read to the Council. It identifies property as about 66 acres of R-1 property, proposed to be rezoned: 40 acres RC-1A; 23.3 acres C-1A; 6 acres R-4, with subdivision map to be filed on the entire property. It states that property lines along south side of Alvarado Freeway and runs from east city limits to point just east of an area of State-owned land around College Avenue; total length of property is about 4300 feet; land lies rather low in relations to the hills to the south, and Alvarado Freeway on the north. It says that it is obvious that a large expenditure of funds will be necessary to put land in usable condition; it involves, among other things, construction of access or frontage road, excavation and partial lining of drainage channel, and filling of land; substantially same things would have to be done if property were to be developed for residential purposes. Report says that property immediately to the east is in City of La Mesa and zoned "M" for industrial purposes; more commercial zoning exists and is proposed on both north and south sides of Alvarado Freeway within La Mesa along the Freeway. Report says that although petitioner asserts need for rezoning proposed, it is not supported by economic analysis or report by qualified market analyst. It says tentative studies have been made on the property to be used for residential purposes, but have apparently been abandoned; all needs of proposed Medical Center could be permitted in proposed RC-1A zone. It reports that at hearing conducted by Planning Commission there were several protests from property owners in higher land to the south in the residential development, and their objections were that there is already enough commercial zoning in the area along El Cajon Boulevard and proposed in Del Cerro subdivision to the north to satisfy needs of the community, and that proposed C-1A zoning would permit liquor establishments too close to state-owned property to the west, which might be developed for university purposes. It reports that petitioners stated that their main purpose in the rezoning was to establish a complete medical center including among the 24 separate offices,

Meeting convened
134172 (number shown)
Hearing

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such things as medical office buildings, research laboratories, x-ray center, pharmacy supply center, physio-therapy center, medical educational center, children's home society adoption center, etc. It refers to an attached list. The report says that it was the Commission's feeling that the state-owned property to the west should have an R-4 buffer zone between the proposed commercial development and the state-owned property, and that RC-1A zoning would accomplish practically all things proposed to be established in the Medical Center. The communication says that the Planning Commission voted 6-0 to modify the proposed zoning plan by changing most westerly parcel to R-4 rather than RC-1A and by changing C-1A to RC-1A as shown on Drawing C-125.1, subject to filing final subdivision map. It reports that property is now zoned R-1 under Ordinance 4011 NS.

Councilman Schneider asked Harry Haelsig, Planning Director, if there had been any State representation at the hearing.

Mr. Haelsig, and Mr. Burton, replied that there had been none.

Richard Adams, development consultant, stated that he was representing the applicants. He said that this development should not be confused with a shopping center. He showed a picture of the proposed development, which "would be something like the Town and Country". He stated that this has been a problem piece of property. Then, he showed a map, and said that "it looks large". He told of having called State College, and of having been told that they were not concerned. He described the property in detail from the map, as he pointed to the parcels - including a State access road. He pointed out zones on hills which he described as being "beautifully protected", including buffer zone and State College. He referred to the "list on file", and that property was bought based on rezoning. He said he feels that it should be with some C, that he was willing to go ahead on the Planning's recommendation.

Councilman Burgener spoke to Reese, Asst. City Attorney, about Council's right

Mr. Reese replied that the Council can accept, modify, or reject; it can't go less restrictive than provided in the Planning hearing. He pointed out that Planning made some portions more restrictive; the Council can modify, and it can refuse to accept the recommendation, too.

Mr. Burton showed maps of the application and recommendation. He said changes were made because of protests, and projects permitted in other zones. He agreed that most objections were from property that is more than 300 feet away.

Mayor Dail asked why Planning often recommends changes from C to RC.

Mr. Haelsig said that it is getting into areas of development.

Mayor Dail said that it cramps limited uses.

Mr. Haelsig told of differentials between C and R-C. He said there have been variances for service stations, "but not for liquor".

Councilman Schneider spoke to Mr. Haelsig about liquor adjacent to State College.

Mr. Haelsig said that it has to do with type of uses - not necessarily liquor. He said it would not be compatible for uses next to the State park. He continued to explain C-1A to Councilman Schneider, which may be objectionable. He said "there is quite some distance between College Avenue and 70th Street".

The Mayor asked if there were any protests. There were none.

Councilman Burgener said that this would have to be sent back to Planning.

Mr. Reese said that if this were to go as proposed, it would not have to go back.

Councilman Burgener said that R-C provides for no business outside of buildings. He spoke to Mr. Adams about R-C area to which he pointed. Mr. Adams answered questions put to him.

Mr. Haelsig spoke of permitted uses under variances "from the list". He said "C-1A permits a multitude of sins".

Mayor Dail said that there are points on both sides.

Mr. Haelsig pointed out that property can be sold, and then there be new application.

Councilman Burgener said that a bar can be put in an R-4 zone, but that it depends on the operation.

Mr. Adams told the Council that he would accept the recommendation.

Councilman Burgener moved to close the hearing. Motion was seconded by Councilman Schneider.

Councilman Burgener moved to refer the file to the City Attorney to draw a new ordinance on "the original plan". Motion was seconded by Councilman Williams.

Councilman Schneider advocated leaving portion of the property in C-1A.

Councilman Burgener said that the community risk would be less dangerous than continued applications (for variances).

Mayor Dail stated that there is no inconvenience for variances, and that there is no strong request of applications for zone different than recommended.

The Clerk handed the prepared ordinance, as recommended, to Councilman Schneider at his request.

Councilman Kerrigan stated that the ordinance is prepared, and ready for adoption; there is willingness to comply. He spoke to Mr. Adams for need of quickness.

Mr. Adams said that a long delay would not be good. He repeated that he was in accord with Planning request.

Councilman Burgener discussed parking with Mr. Burton.

Councilman Kerrigan contended that the Council should adopt the ordinance, as prepared.

The roll was called, resulting in

RESOLUTION 134173, requesting City Attorney to prepare and present ordinance to rezone portion Lot 67 Rancho Mission of San Diego, from Zone R-1 to R-4; C-1A and RC-1A, in accordance with original petition for the rezoning, Document 534326.

Mr. Reese said that there has to be a new map, to be documented.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Ordinance incorporating Lots A through F Block 246 Horton's Addition into RC Zone, report from Planning Commission was read. It says that petition proposes to rezone 1 block on both sides of 3rd Avenue between Hawthorn and Ivy Streets, which property abuts C zoning on 4th and is otherwise surrounded by R-4. It says that it has been pointed out that several property owners in the vicinity had objected to the proposed rezoning, and that 1 in the area had signed petition of protest after having signed to rezone. It says protestants appeared to be more concerned about increase in traffic and parking on the street, which is predominately residential. It states that the Planning Department pointed out that in C zone existing on 1st, 4th and 5th Avenues from Date to Juniper, 59% of lots are still R-4 in use, and that the department did not recommend the rezoning. It says that the department also pointed out that there are no commercial uses in R-4 zone on 2nd Avenue between Elm and Juniper Streets, but 9 variances had been granted on 3rd in R-4 for parking lots, optometrists, dental laboratories and law offices, involving 12 lots out of 66 between Elm and Juniper. The Commission by 6-0 vote recommended that only easterly side of 3rd: Lots A through F Block 246 Horton's be rezoned RC as shown on Drawing 726.1, B.

No one responded when the Mayor asked if anyone was present to be heard.

On motion of Councilman Kerrigan, seconded by Councilman

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Curran, Ordinance incorporating Lots A through F Block 246 Horton's Addition into RC Zone as defined by Section 101.0409 of San Diego Municipal Code, and repealing Ordinance 12987 insofar as they conflict, was introduced by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on rezoning portions Lots 32, 33 and C La Mesa Colony from R-1 to R-1A, and from RC to C, and from R-1 to R-4 Zones, in vicinity of Montezuma Road and El Cajon Boulevard, report from Planning Commission, signed by P. Q. Burton, was read to the Council. It forwards petitions which propose to enlarge C zone at westerly corner of intersection of Montezuma Road and El Cajon Boulevard - small parcel of RC to C and change approximately 2 acres of R-1 to R-4 - bounded on north by Montezuma Road, on south by El Cajon Boulevard, and on west property runs down into draw or canyon. It reports that most easterly parcel at intersection of Montezuma and El Cajon is occupied by used car lot and office building, and contains about .4 of an acre; next parcel west contains 1 old 2-story house, formerly used as restaurant, but which has not been vacant for over a year. One corner of the building is in C and remainder in proposed C zone. It states that building is not suitable for commercial purposes, and the parcel contains about .6 of an acre. It says that remainder of land proposed to be rezoned contains a little over 3 acres and is now occupied by a sheetmetal shop, a residence and contractor's office, together with 3 or 4 miscellaneous sheds; all area proposed to be rezoned R-4 is vacant. It continues for some length with detailed rezoning at corner of 67th and Montezuma, etc. Report says no protests were received; petitioners were present and discussed proposal and recommendation of the Planning Department with the Planning Commission. It states that the Commission voted 6-0 to recommend that westerly 135 of Wallum property, adjacent to Montezuma Road and in R-1 be deleted from proposed rezoning, and that proposed C zoning be made C-1A on Lee and Wallum properties, and that final subdivision map be filed of record before proposed rezoning becomes effective, and that area now zoned RC be rezoned C, all shown on Drawing B-720.1. It says that petitioners were agreeable to revision of proposed rezoning.

Mr. Burton showed the Council a map.

Mrs. Lee, one of the applicants said that the 2-story building lease is up in December. She stated that Mrs. Wallum could not be here today. She told the Council that the Planning recommendation is agreeable to both.

On motion of Councilman Kerrigan, seconded by Councilman Evenson, Ordinance incorporating portions of Lots 32, 33 and C La Mesa Colony into R-4, C and C-1A Zones; repealing Ordinances 13558 and 5631 (New Series), insofar as they conflict, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

At the request of the Mayor, Resolution authorizing Mayor and City Clerk to execute grant deed to General Dynamics Corporation for land in Rosedale and The Highlands, was presented.

Robert B. Watts, vice president and general counsel of Consolidated-Vultee Aircraft Corporation, said there should be taken up first the ordinance to rezone the property. That ordinance, which was listed as the next item for hearing on the agenda, was considered.

The Mayor asked if anyone was present to be heard on Ordinance incorporating portions of The Highlands and Rosedale into M-1A Zone and repealing conflicting ordinances.

There was no opposition.

On motion of Councilman Kerrigan, seconded by Councilman Williams, ordinance incorporating portions of The Highlands and Rosedale into M-1A Zone as defined by Section 101.0412.1 of the Municipal Code and

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repealing Ordinance 5252 (New Series) and Ordinance 7015 (New Series) insofar as they conflict, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

RESOLUTION 134172, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of, and as act and deed of The City of San Diego, a grant deed conveying to General Dynamics Corporation, a Delaware corporation, portions of Lots 12, 3, 4 and 5 Block 10; Lots 1, 2, 9, 10 Block 9; Lots 2, 3, 4, 5, 6 Block 1; Lots 1, 2, 3 Block 2 Rosedale; portions of Lots 4, 5, 6, 11, 12, 13, 20, 21, 22 of the Highlands - description contained in form of deed filed in office of City Clerk as Document 538134; authorizing and directing City Clerk to deliver deed to Property Supervisor, with instructions to take necessary steps to complete transfer of property, was on motion of Councilman Williams, seconded by Councilman Evenson, adopted.

Resolution says that General Dynamics Corporation is to establish an industrial facility; property is zoned for industrial uses under provisions of San Diego Municipal Code; Council has determined that it would be in best interests of The City and inhabitants to sell the property by negotiation without complying with sale by public auction and publication requirements of San Diego Municipal Code. It says that value of property, determined by last report of City Auditor and Comptroller is \$782,926.70; the City Manager has recommended the sale.

It was pointed out in discussion, that a multi-million dollar facility is to occupy the land.

While newspaper pictures were being taken, Mr. Watts handed the Mayor a check for the property.

Communications from Violet Beck favoring a bridge on 22nd Street between F and G Streets over new freeway, and from Golden Hill Improvement Association requesting that 22nd Street be made a through street over the new freeway between F and G Streets, were taken up at this time at the request of the Mayor - out of order.

Mrs. Wm. F. Walker, president, Golden Hill Improvement Association, and a property owner, appeared.

Mayor Dail said that Council Curran has explained the situation to the Council.

Mrs. Walker told the Council that there is quite a feeling in the south portion that they will be isolated unless the plan is changed. She spoke along the line of the line of the Association letter. She spoke of wanting a through street, and of knowing that it would be expensive.

Mayor Dail discussed with Mrs. Walker the situation at another location.

Mrs. Walker stated that old residents think of 22nd as a through street - including the same view taken by Navy personnel.

Councilman Curran said that the crest of the hill is a factor; 22nd Street would be logical, because of the least cut.

Mrs. Walker said that she understands from Councilman Schneider that there is a need for dirt.

Arthur Hayler, from the State Division of Highways, was recognized by the Mayor. He said that the distance between crossings over the freeway which have been provided is approximately 1/2 mile (apart). He said he could not see putting in another, which would be between \$400,000. and \$500,000. Answering, Mr. Hayler said that pedestrian overpass had been provided for. He stated that 25th Street is a major street; 22nd is not. He said that 18th Street is the location of Highway 101. He spoke of 1-way streets, and of not telling the City what to do on its 1-way street pattern.

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There was discussion between Mayor Dail and Mr. Haeleig Hayler regarding distances between crossings.

Mr. Hayler replied "1/2 mile; it depends upon circumstances".

A woman, who did not give her name or address, told of the thickly populated area between 18th and 25th Streets, with large houses cut up into apartments. She contended that between 16th and 25th is one of the most thickly populated portions of the city; the Catholic school people would be disturbed, and of the numbers of children who attend the school. She repeated that they are "quite disturbed".

There was discussion between Councilman Schneider and the woman.

The woman, answering a question put by Councilman Schneider, said that 19th Street would not be as desirable as 22nd; it would be a bad situation for school children.

Violet Beck identified the Golden Hill area, and told of residents having tried hard to keep the entity. She said that the least that could be done is to give a way to the people to continue as an entity. She said that many officials say "there has to be a crossing at 22nd". She stated that the upper part of Golden Hill would be harmed (if no crossing is granted). She said that if the lower portion becomes a blighted area the schools (Sherman and the Catholic) would have no students. She said that everybody thinks 22nd Street should be bridged.

Councilman Burgener spoke to Mr. Hayler.

Mr. Hayler said, again, that 25th is a major street.

Councilman Curran said that if the Council requests something, the Highway Commission would have to make a determination.

Mr. Hayler said that his department can make a recommendation - if justified. He told of the planned on-and-off ramps. He stated that the traffic is on 25th; ramps have been provided for "off" at 21st and 25th Streets; walkway is proposed at 22nd.

The same woman contended that between 25th and 16th Streets is too much distance, and that 22nd has always been a through street. She said that the area is C zone; business has to have through streets. She said that this is a matter of changing a whole community. She said that she was born at 22nd and Market; "Grandpa Sherman established there in 1866". She filed a petition, and asked about effect of continued circulation of petitions.

Councilman Burgener said "the Council probably knows how the people feel".

Mayor Dail said that filing of petitions would be a gesture.

Councilman Curran pointed out that the subject has been referred to the City Manager and to the City Engineer; that it would be logical to see what the Manager's study and negotiations are.

Councilman Curran moved and Councilman Kerrigan seconded motion to close the discussion.

The 2nd woman speaker referred to cost and bridges plan, and of favoring north-bound traffic at 18th. She said several streets would be eliminated, and the area would be bottled up south of the free-way; there should be a determination.

On motion of Councilman Curran, seconded by Councilman Williams, both communications - and the subject, in general - were referred to the City Manager. By the same motion, petitions filed during the meeting were also referred.

Petition of Henry L. Wells and Alberta C. Wells, 4786 Lucile Drive, requesting removal of sewer easement from portion of Pueblo Lot 308, was presented.

On motion of Councilman Burgener, seconded by Councilman Schneider, it was referred to the City Manager.

Discussion on communication
(informal hearing)

Petition

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Report of Purchasing Agent, approved by City Manager, on 3 low bids for furnishing lawn equipment:

B. Hayman Co. on Items 1 and 3 - total price of \$748.80 terms 2% plus 4% State Sales Tax;

Bob Woll's Motor Mart for Items 2 and 5 - total price of \$453.00 terms net, plus 3% State Sales Tax;

Sessions Lawnmower Sales & Service for Item 4 - \$385.00 terms net, plus 3% State Sales Tax - was presented.

RESOLUTION 134174, accepting bid of Sessions Lawnmower Sales & Service for furnishing Putting Greens Mower; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134175, accepting bid of Bob Woll's Motor Part for furnishing 1 Fairway Aerifier and 1 Greens Fertilizer Spreader; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134176, accepting bid of B. Hayman Co. for furnishing Vertical-cut Lawnmower and Fairway Fertilizer; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on 4 low bids - joint bids received by San Diego Unified School District for furnishing Athletic Supplies to The San Diego Unified School District and The City of San Diego for period commencing June 20, 1956, and ending May 31, 1957, was presented:

Southwest Athletic & School Supply Co.; Stanley Andrews Sport Goods Co.; Jim Fournier Sporting Goods; Higgins & Crosthwaite Sport Supply (items listed in attached resolutions), was approximately 10% savings accomplished by joint bidding.

RESOLUTION 134177, accepting bid of Athletic Supplies - Southwest Athletic & Supply Co. - for furnishing Basketballs, Softballs, Baseballs - \$2,309.96 plus State Sales Tax - awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134178, accepting bid of Stanley Andrews Sport Goods Co. - for furnishing Footballs, Softballs, Tetherballs, Softball Masks - \$1,178.35 plus State Sales Tax - awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract on behalf of The City of San Diego pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134179, accepting bid of Jim Fournier Sporting Good for furnishing Volleyballs, Softball Bases, Basketball Scores Books, St. Pierre Horseshoes, Whistles, Baseball Bats - \$2,346.63 plus State Sales Tax - awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134180, accepting bid of Higgins & Crosthwaite Sport Supply for furnishing Soccerballs, Winzor Major Ping Pong Balls,

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TNB Net Binding, S2B Baseball Scorebooks, G-273 B.B. Shin Guards, G-251 Baseball Masks, 267 - Volleyball Nets, 297 - Badminton Nets, S-936 Basketball Nets, SPP - Pitchers Plates, S7R - Home Plates, JS - Hanna Softball Bats, 28", CSB - Hanna Softball Bats - \$3,150.66 plus State Sales Tax - awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent on 4 bids received June 15, 1956, for furnishing various sizes of Compound Water Meters and Check Valves for the Water Department, was presented. It says that since opening of bids, Director of Water Department has advised that Water Department has been able to salvage a number of large meters which were retired from service because of change-over of Housing Projects. It recommends rejection of bids, and says that upon receipt of new specifications will call for changed requirements.

RESOLUTION 134181, rejecting all bids received June 15, 1956, for furnishing various sizes of Compound Water Meters and Check Valves, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on proposed purchase of Repair Parts for Sparling Water Meters from Squires-Belt Material Company, sole source of supply - \$1,130.48 plus 3% State Sales Tax - 36 items - was presented.

RESOLUTION 134182, authorizing and directing Purchasing Agent to purchase 36 items of Repair Parts for Sparling water meters from Squires-Belt Material Company, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134183, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for constructing reinforced concrete retaining wall on north property line of La Jolla Reservoir near intersection of Exchange Place and Pepita Street, Document 538048; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134184, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Small Water Main Replacements Group 27, Document 538047; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Communication from Purchasing Agent, approved by City Manager, reporting on sale at auction July 7, 1956, of 9 items of used equipment (rubbish truck, sedans, cab and chassis and tractor) for \$2,260., was presented. It says that money received has been deposited with City Treasurer.

On motion of Councilman Williams, seconded by Councilman Curran, it was filed.

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Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Canyon View, subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by City Engineer, was presented.

RESOLUTION 134185, adopting Map of Canyon View Subdivision, a portion of Pueblo Lot 1256; accepting on behalf of the public El Camino Del Teatro, portions of Hartley Drive and LaCumbre Drive, and easements shown on the map; declaring them to be dedicated to public use; accepting all public improvements installed within the subdivision; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that Council has approved the map, and that streets and easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, California, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of Final Map of La Jolla Del Norte Unit 2, subject to posting of adequate bond to insure installation of required improvements, unless they have been completed and approved by City Engineer, was presented.

RESOLUTION 134186, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Blanche E. Rose, Marguerite B. Rose, W. James Rose and Virginia R. Olmstead for installation and completion of unfinished improvements and setting of monuments required for La Jolla Del Norte Unit 2; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 134187, adopting Map of La Jolla Del Norte Unit 2 Subdivision, a subdivision of portion Pueblo Lot 1280; accepting on behalf of the public Vallecitos, Calle del Cielo, Avenida de la Playa, and easements; declaring them to be dedicated to public use; rejecting dedication for public street of portion Lot 25 designated "Reserved for Future Street"; authorizing and directing Clerk to endorse upon the map as and for act of the Council, that map has been approved and that streets and easements are accepted on behalf of the public; that dedication for public streets of portion marked "Reserved for Future Street" is rejected; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of Final Map of Marino Terrace, subject to posting of adequate bond to insure installation of required improvements unless they have been completed and approved by City Engineer, was presented.

RESOLUTION 134188, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Joseph Marino and Fannie Marino, Deo Dia and Josephine Dia, for installation and completion of unfinished improvements and setting of monuments required for Marino Terrace; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 134189, adopting map of Marino Terrace Subdivision, a subdivision of portion Lot 29 La Mesa Colony; accepting on behalf of the public Shane Place and portion of La Dorna Street, and easements; declaring them to be dedicated to public use; rejecting as dedication for public street land shown as "Reserved for Future Street"; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that map has been approved, that streets and easements are accepted on behalf of the public, that Council rejects dedication of portion marked

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"Reserved for Future Street"; directing City Clerk to transmit Map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Powers' Terrace (Resub. Lot 1 Gardena Home Tract), subject to posting of adequate bond to insure installation and completion of required improvements, unless approved by City Engineer, was presented.

RESOLUTION 134190, adopting Map of Powers' Terrace Subdivision a subdivision of Lot 1 Gardena Home Tract; accepting on behalf of the public Gardena Avenue and easements shown for public purposes; declaring them to be dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council that Council has approved the map and that street and easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Jack VanCleave, recommending approval of tentative map for 2-lot resubdivision of portion Lot 1 Block 3 and Block 2 Amalfi - located on Torrey Pines Road adjacent to Princess Street in La Jolla area - subject to 5 conditions, and to suspension of portion Municipal Code, was presented.

RESOLUTION 134191, approving tentative map of Amalfi resubdivision; suspending 2 sections of Municipal Code, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Jack D. VanCleave, recommending approval of revised tentative map of Clairemont Manor Unit 7 - previously approved, excepting for elimination of short cul-de-sac south of Christine Street which was located approximately where Lot 111 is now shown - subject to 13 conditions, and to suspension of portion Municipal Code, was presented.

RESOLUTION 134912, approving tentative map of Clairemont Manor Unit 7, a 146-lot subdivision of portions of Pueblo Lots 1237 and 1238, westerly from Merrimac Avenue at Martha Street; suspending 2 sections of the Municipal Code, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending reapproval of Elliott Gardens, a 2-lot subdivision of portion Pueblo Lot 211 located at end of Elliott Street, northwest of Plumosa Park In Ocean Beach, subject to conditions of Resolution 122801, excepting change in Item 4 thereof, was presented.

RESOLUTION 134193, approving tentative map of Elliott Gardens, subject to conditions of resolution 122801, and change in Item 4, shown on Drawing 26-S-B, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending granting request that Item 1-c of Resolution 133445 for Grove Heights, be eliminated, in that requirement of subdivider to vacate an existing alley between the subdivision and Lomita Village would delay filing of final map - closing to be done afterward, was presented.

RESOLUTION 134194, deleting condition 1 (c) from Resolution

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133445, which approved tentative map of Grove Heights, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending denial of tentative map for 2-lot subdivision of Lot 1 Block L Riviera Villas, located on west side of Osprey Street between Barcelona and Sorrento Drives, was presented. It says proposal to divide corner lot into 2 would leave 1 vacant, containing approximately 5400 square feet; second lot, containing a residence, would have approximately 8700 square feet. Denial is based on assertion that lot sizes did not conform with existing lot sizes in the area.

Accompanying the report was appeal of Jack L. Graham and Frankie C. Graham from the decision, and requesting hearing before the Council, was presented. It says that purpose of hearing is to present additional pertinent data and information for Council consideration re specific improvements incident to the Map filed, written comments of neighbors, and increased valuation based on proposed division. It says that data was not available at time of Planning Commission hearing on tentative map.

The report was read to the Council.

Councilman Curran was excused

Comdr. Graham came to the microphone, and said to the Council that he did not know of neighbors' opposition (there are many signatures in opposition to the proposal in the file). He said that he intended to build a \$20,000 to \$25,000 house (on the lot that would be split out of the original parcel).

Harry C. Haelsig, Planning Director, said that it is a large lot; each of the 2 lots would be smaller than a majority in the area.

Councilman Burgener spoke of the opposite having been done on Foothill Boulevard the other day.

There was discussion between Councilman Burgener and Mr. Haelsig on that action.

Mr. Haelsig identified protests, on a map. He said that there had been no notice of hearing.

Councilman Kerrigan asked if this could be settled in court.

Mr. Reese replied "yes, it can - the case is on another phase".

Comdr. Graham said that this would not be a precedent; 2 others have been split.

H. C. Conrad stated that he had lived in Riviera Villas 9 years, and that no one he approached objected to opposition of the division. He told of house across the street costing \$50,000 to build, and of others of similar values, and more. He said he can't understand why the owner is trying to divide.

Mayor Dail pointed out that "this is not a hearing".

Councilman Kerrigan stated that the owners are faced with a legal situation; there are zoning ordinances to protect large lots; this one is R-1 (5,000 sq. ft.).

Councilman Williams asked if this subject would normally come to the Council.

Mr. Haelsig replied that it would come on a subdivision recommendation; formerly (before subdivision ordinance change) it would have been subject to zone variance; it is "similar to the situation on Gage Lane".

Councilman Williams asked if the Council is acting on the Planning denial, or the request in the Graham letter.

Mr. Reese said that the Code is vague; it tells what the Commission shall do, and of Council action. He stated that the Council act, or set a hearing.

Councilman Williams said that this is "of neighborhood importance".

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Mr. Conrad told the Council that he is ready today (to proceed with hearing).

Councilman Kerrigan said that (Comdr. Graham) has complied with ordinances of the City, and that a court would say that he had complied with the law.

Mayor Dail told the Council that it can act today, or set a hearing.

Councilman Schneider said that many others may want to appear on this subject.

RESOLUTION 134195, setting a hearing for Thursday, August 2, 1956, at 10:00 o'clock A.M. to consider matter of proposed subdivision map on Lot 1 Block L Rivera Villa, west side of Osprey Street between Barcelona and Sorrento Drives, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

There was listed on the agenda a communication from Merchants, Residents and Shoppers, requesting additional crosswalk on University Avenue, between Cartagena intersection and College Avenue intersection. (It was taken out by Councilman Kerrigan, who filed it with the Clerk - so it was not here for the meeting).

On motion of Councilman Schneider, seconded by Councilman Williams, it was referred to the City Manager.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of revised tentative map of Robyn Heights, 18-lot subdivision of portion Lot 2 Pueblo Lot 1209, easterly of Clairemont Vista Unit 2 in Clairemont area, subject to 13 conditions, and to suspension of the Municipal Code, was presented.

RESOLUTION 134196, approving tentative map of Robyn Heights; suspending 1 section of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for redivision of Lot 15 Block 7 Sunnyslope Addition to Encanto Heights, west side of Madera Avenue northerly of Hilger Street, subject to 5 conditions, and to suspension of Municipal Code, was presented.

RESOLUTION 134197, approving tentative map for redivision of Lot 15 Block 7 Sunnyslope Addition to Encanto Heights; suspending 1 section of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for 27-lot subdivision of portion Lot 3 Block 50 Grantville Outlots, located in Allied Gardens area 2 - Twain Heights Unit 3 - subject to 13 conditions, and to suspension of Municipal Code, was presented.

RESOLUTION 134198, approving tentative map of Twain Heights Unit 3; suspending 1 section of Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of 2-lot subdivision of portion Lot 2 Webster's Villa Tract, north side of Ticonderoga Street adjacent to Borrenson Street,

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subject to 6 conditions, and suspension of portion of Municipal Code, was presented.

Resolution was adopted.

Mr. Pearson (not identified further), said that this is the first he has heard of the 6 conditions. He asked what they were.

Action to adopt resolution - which had been done - was reconsidered.

The Clerk read the conditions.

Mr. Pearson said that he was satisfied.

RESOLUTION 134199, approving tentative map of 12-lot subdivision of portion Lot 2 Webster's Villa Tract; suspending portion of Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communications from Violet Beck and from Golden Hill Improvement Association, listed at this point on the agenda, had been acted upon earlier in the meeting.

Communication from Bailey Burdette, 3482 Bayside Walk, dated July 11, 1956, was presented. It tells of a form letter received from the Tax Collector saying there had been information of a new car purchased in Encinatas, and there was sales or use tax under City Sales Tax Ordinance #23.02 S.D. M.C., unless documentary evidence should be shown that tax did not apply. It goes into detail of use of the car, and of having replied. It concludes "As I have been assessed what I consider an unfair tax and have been threatened with a penalty if the tax is not paid is not paid by July 8, plus interest, I would appreciate an answer as to the validity of this assessment as soon as possible".

Motion for reference to the City Manager was made, originally, but changed. On motion of Councilman Schneider, seconded by Councilman Williams, it was referred to the City Attorney.

Communication from Dale A. Worm, president, Grantville Civic Association - 4580 1/2 Twain Ave., San Diego 20, dated July 12, 1956, was presented. It requests "on behalf of the members of the Grantville Civic Association and property owners from within the area, that we be notified by mail of the coming zoning hearing as per petition filed by us. I further request that an acknowledgement of this letter be mailed to me."

Councilman Schneider moved that it be referred to Planning.

Councilman Kerrigan moved to read it.

Councilman Williams moved to refer it to Councilman Kerrigan for proper disposition.

It was read to the Council by the Clerk.

The Planning Director told the Council that the request was not usual.

Mayor Dail said that the area would be posted, and notices published.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was referred to the Planning Commission.

Communication from George A. Lazar, Jr., of Lindley, Lazar & Scales, 825 Bank of America Building, San Diego 1, dated July 13, 1956, was presented. It refers to the Planning Commission's (in connection with numerous suggestions made, and hearing held) re naming freeways for Father Serra and for Admiral Nimitz. It says "certainly neither Wabash nor Wabaska has the merit of a beautiful or impressive which could be shown to Admiral Nimitz or the world with any great civic pride". It concludes "This matter deserves very thoughtful consideration; and in doing honor,

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let us not dishonor ourselves".

On motion of Councilman Burgener, seconded by Councilman Evenson, it was filed.

Councilman Schneider noted that the letter had been published in the San Diego Union.

Communication from B. Peters, dated July 12, 1956 (address not given), setting out suggestions for basing sewer tax on assessed valuation of property, was presented.

On motion of Councilman Schneider, seconded by Councilman Williams, it was filed.

Petition of property owners "in protest of proposed raising of highway level in front of business properties listed below and to the construction of a dividing center island on same; the highway is University Avenue between Winona Avenue and Shiloh Avenue", was presented. In addition to details, it says "we wish to state that we welcome the widening of University Avenue, and are not trying to obstruct progress, but we know this can be done in a manner that will not destroy business and property".

On motion of Councilman Kerrigan, seconded by Councilman Burgener, it was referred to the City Manager.

Communication from San Diego Municipal Employees' Association, Inc., 3110 Goddard Way, San Diego 1, dated June 17, 1956, signed by Mary E. Harvey, executive secretary, was presented. It refers to letter of March 16, 1956, from the Association requesting increases in retirement benefits to employees who retired prior to July 1, 1954. It requests authorization by the Council of necessary studies of the proposal, so the Council will have a report in time for consideration prior to September, when decisions must be made for November ballot.

On motion of Councilman Burgener, seconded by Councilman Schneider, it was referred to the City Attorney.

Communication from Mrs. Olin W. Gillespie, president, San Diego Assembly (of Service Organizations) for the U.N. Way, 3115 Xenophon Street, San Diego, dated July 16, 1956, was presented. It says that the 85 groups that participated in the United Nations Birthday Festival last October desire to retain some kind of organization with the purpose of friendly exchange of information regarding activities and objectives, as well as cooperation in events for progress in San Diego. It requests free use of the Electric Building in Balboa Park on October 20 and 21, 1956.

On motion of Councilman Kerrigan, seconded by Councilman Evenson, it was referred to the City Manager.

Communication from Fred A. Heilbron expressing thanks and appreciation for resolution presented at dedication of San Diego County Water Authority's new headquarters building, 2750 4th Avenue, was presented.

The resolution commended Mr. Heilbron, a former member of the City Council, and a long-time member of the Water Authority, for his interest in bringing water to the City.

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RESOLUTION 134200, repealing Resolution 118027 adopted May 11, 1954 (which declared intersection stop at Aero Drive and Afton Road, affecting westbound traffic on Aero Drive, and eastbound straight ahead traffic on Aero Drive), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134201, declaring through highways:
 A Street, between eastline of India Street and west line of 9th Avenue, excepting intersections with State Street, 1st, 4th, 5th and 6th Avenues;
 Grand Avenue between west line of Pacific Highway and east line of Mission Boulevard excepting intersection with Ingraham Street;
 Declaring intersection stops:
 Paseo del Ocaso and Vallecitos, affecting traffic on Vallecitos;
 Adams Avenue and Park Boulevard, affecting eastbound and southbound traffic;
 authorizing and directing installation of necessary signs and markings to be made on the streets;
 repealing Resolution 126250 adopted May 12, 1955, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 134202, declaring through highways:
 E Street, between east line of India Street and west line of 16th Street, except intersections with State Street and First Avenue;
 F Street between east line of India Street and west line of 16th Street, except intersections with State Street, 1st, 7th, 9th, 12th Avenues;
 G Street between east line of India Street and west line of 16th Street, except at intersections with State Street, 1st, 8th and 12th Avenues;
 28th Street from north line of B Street to south line of Beech Street;
 Beech Street from east line of 28th Street to west line of 30th Street;
 30th Street from north line of Beech Street to south line of Juniper Street;
 declaring intersection stops:
 6th Avenue and Beech Street, affecting Beech Street;
 6th Avenue and Cedar Street, affecting Cedar Street;
 6th Avenue and Juniper Street, affecting Juniper Street;
 C Street and Columbia Street, affecting Columbia Street;
 C Street and Union Street, affecting Union Street;
 C Street and Front Street, affecting Front Street;
 A Street and Second Avenue, affecting Second Avenue;
 A Street and Third Avenue, affecting Third Avenue;
 A Street and Fifth Avenue, affecting A Street;
 Beech Street and 30th Street, affecting northbound and westbound traffic;
 30th Street and Juniper Street, affecting eastbound traffic;
 McKinley Street-Thorn Street and Boundary Street, affecting Boundary Street;
 authorizing and directing installation of necessary signs and markings;
 repealing Resolution 122430, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 134203, establishing parking time limit of 2

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hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:

South side of El Cajon Boulevard between 37th and 39th Streets;
establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 134204, prohibiting parking of automobiles at all times:

Both sides of El Cajon Boulevard, between east line of 54th Street and southerly prolongation of westerly line of Dayton Street; authorizing installation of necessary signs and markings, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 134205, declaring intersection stops:
Lisbon Street and Jamacha Road, affecting eastbound traffic on Jamacha Road;

Detroit Avenue and 65th Street, affecting northbound traffic on 65th Street;

Boundary Street and 33rd Street, affecting traffic on 33rd Street;

Francis Street and Tompkins Street, affecting westbound traffic on Tompkins Street and southbound traffic on Francis Street;

38th Street and Madison Avenue, affecting traffic on Madison Avenue;

Churchward Street and Las Flores Terrace, affecting westbound traffic on Churchward Street;

Date Street and Brookline Street, affecting northbound traffic on Brookline Street;

Orchard Avenue and Cable Street, affecting northbound traffic on Cable Street and eastbound traffic on Orchard Avenue;

Newport Avenue and Cable Street, affecting traffic on Cable Street;

Establishing through highways:

Detroit Avenue from west line of 58th Street to west line of 65th Street;

65th Street from north line of Detroit Avenue to south line of Skyline Drive;

16th Street from north line of "B" Street to south line of 18th Street Road;

Lisbon Street from east line of Imperial Avenue to west line of Jamacha Road;

Jamacha Road from north line of Lisbon Street to east City limits;

Orange Avenue from east line of Euclid Avenue to east line of 51st Street;

Cable Street from north line of Orchard Avenue to south line of Voltaire Street; (except at intersection with Newport Avenue);

26th Street from north line of Main Street to south line of National Avenue;

Sampson Street from south line of Newton Avenue to west line of 28th Street (except at intersection with National Avenue, Logan Avenue and Ocean View Boulevard);

28th Street from south line of Broadway to north line of Main Street (except at intersections with Imperial Avenue, Ocean View Boulevard and National Avenue);

Crosby Street from north line of Main Street to north line of Commercial Street (except at intersection with National Avenue);

Ocean View Boulevard from north line of Commercial Street to

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west line of 47th Street (except at intersections with Wabash Boulevard); authorizing installation of necessary signs and markings; repealing Resolution 128990, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Resolution establishing 2 hour parking time limit between 8:00 a.m. and 6:00 p.m., Sundays excepted, on portion of Pearl Street, was presented.

On motion of Councilman Burgener, seconded by Councilman Schneider, it was referred to the City Manager.

The next item was introduced by unanimous consent, by Councilman Burgener, and numbered at this point.

RESOLUTION 134206, referring to Council Conference the matter of the Architectural Control Ordinance, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134207, declaring intersection stops:
30th Street and Juniper Street, affecting eastbound traffic on Juniper, and southbound traffic on 30th Street;
31st Street and Juniper Street, affecting traffic on 31st Street;

32nd Street and Redwood Street, affecting westbound traffic on Redwood Street and southbound traffic on 32nd Street;
authorizing and directing installation of necessary signs and markings, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134208, prohibiting parking of automobiles at all times:

Both sides of 32nd Street, from Juniper Street to Upas Street;
authorizing installation of necessary signs and markings, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

The Resolution, listed next on the agenda, authorizing execution of deed to General Dynamics, was numbered earlier in the meeting.

RESOLUTION 134209, authorizing and directing City Attorney to act as counsel in defense of suit, entitled, "Olson v. Bernard Jones, et al.," No. 198383, brought in Superior Court of State of California, in and for County of San Diego, and that the fees, costs, and expenses, other than utilitate judgment, if any, involved in such suit are to be a lawful charge against The City of San Diego, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

The Resolution says that Bernard Jones, Charles C. Duschel, Jr., Robert G. Manchester, Francis J. Odom, and William R. Salle, all police officers of The City of San Diego, and other unnamed defendants have been sued by Kenneth Olson and Fern Olson for approximately \$86,000.00 for alleged interference with advantageous business relations. Then, it refers to authority of Government Code relative to action taken good faith and without malice, and that the officers have requested and authorized the City Attorney's office to represent them collectively and individually if any and all litigation which arises as a result of the suit.

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RESOLUTION 134210, authorizing and directing Property Supervisor to advertise for period of at least 5 consecutive days in official newspaper of the City, sale at public auction of Lot 17 and northeasterly 30.00 feet of southwesterly half Lots 15 and 16 Block 79 Ocean Beach; reason for selling is that property is no longer needed for City purposes; value of property as disclosed by appraisal is \$5000.00; minimum amount which Council will consider sale of property is \$5000.00; Council reserves right to reject any and all bids at public auction.

The Resolution says that Eunice J. Carter, through the Beach Realty Company, has petitioned the Council of The City of San Diego to put up portions of property for sale, and has deposited with Property Supervisor \$150.00 to cover all costs pertaining to the sale, including cost of title report, and as guaranty that depositor will at the sale bid minimum amount fixed by the Council, and City Manager has recommended lots be sold.

RESOLUTION 134211, amending paragraph 14 of agreement dated June 20, 1956, between State of California, acting by and through Department of Fish and Game, and the City of San Diego, relating to wildlife recreation facilities afforded by reservoirs at El Capitan, Sutherland and Hodges Dams, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134212, waiving deposit of \$500.00 with City Treasurer to guarantee cleaning and policing of premises, for Multiple Sclerosis Fund Rodco which is being staged at Lane Field August 4 and 5, 1956, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 134213, accepting subordination agreement, executed by Utah Construction Company, a corporation, beneficiary, and Security Title Insurance Company, trustee, July 10, 1956, subordinating all their right, title and interest in and to easement for right of way for public sewer and appurtenances, in portion Pueblo Lot 1214; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134214, accepting deed of Irene Salter Hardage, July 11, 1956, conveying portion Lot 24 Block 445 Duncan's Addition; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134215, accepting deed of Ed Fletcher Company, a corporation, June 20, 1956, conveying portion of Oak's Tract; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134216, accepting deed of Walter M. McKellar and Lauralee McKellar, July 3, 1956, conveying portions of Lots 15 and 17 Block 18 Swan's Addition; authorizing and directing City Clerk to file deed,

together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134217, accepting deed of Ashleigh K. Chamberlain and Helen R. Chamberlain, July 10, 1956, conveying easement for right of way for public street in portions Lots 11 and 12 Block 6 Golden Park; naming land Talbot Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134218, accepting deed of Walter M. McKellar and Lauralee McKellar, July 3, 1956, conveying easement for right of way for public street and incidents in portion Lot 12 Block 6 Golden Park; naming land Talbot Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134219, accepting deed of H. & L. Homes, Inc., a corporation, June 28, 1956, conveying easement for right of way for public sewer in portion Pueblo Lot 1214; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

On motion of Councilman Burgener, seconded by Councilman Evenson, reading of next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7065 (New Series), incorporating portion of Lot 28 Lemon Villa into "C" Zone; repealing Ordinance 184 (New Series), insofar as it conflicts, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Curran.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, reading of next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7066 (New Series), incorporating portions of Lots 54, 62 and 63 Ex Mission Lands into C-1A Zone; repealing Ordinance 78 (New Series), 5646 (New Series) and 6061 (New Series) insofar as they conflict, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Curran.

On motion of Councilman Burgener, seconded by Councilman Evenson, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman

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Evenson, reading in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7067 (New Series), establishing grade of Zion Avenue, between westerly line of 51st Street and a line parallel to and distant 9.14 feet westerly from southerly prolongation of westerly boundary line of Allied Gardens Unit 7, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Curran.

On motion of Councilman Burgener, seconded by Councilman Williams, Ordinance setting aside and dedicating portions of Lots 15, 17 Block 18 Swan's Addition, as and for public street, and naming the land Home Avenue, was introduced, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Curran.

On motion of Councilman Williams, seconded by Councilman Evenson, Ordinance amending Article 4 Chapter VI of San Diego Municipal Code, by adding Sections 64.31, 64.32, 64.33 and 64.34 establishing a Sewer Service Charge, was introduced, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Curran.

The City Manager requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

RESOLUTION 134221, authorizing the Fiesta Del Pacifico to erect and maintain temporary tents to be used as dressing rooms in connection with The California Story:

At 15th Street and Russ Boulevard;

At the Athletes Court;

in accordance with provisions set out in the Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Curran.

The City Manager requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

RESOLUTION 134222, authorizing G. E. Courser, Chief of the Fire Department, to attend the Governor's Conference on Fire Prevention, at Sacramento, California, on July 23, 1956, and incur the necessary expenses, was on motion of Councilman Evenson, adopted.

Councilman Burgener requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

RESOLUTION 134223, reaffirming policy of opposing all restrictive and discriminatory legislation and supports and endorses a "yes" vote on the November 6, 1956, ballot which would repeal the Alien Property Initiative Act of 1920, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

The Resolution states that the Alien Land Laws of California have resulted in unfair hardship and restrictions to Americans of Japanese

7067 N.S.

Ords. introduced

134221 - 134223 - under U.C.

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ancestry; the Alien Land Law of 1931 has been repealed by the California Legislature of 1955; the Alien Property Initiative Act of 1920 has been declared unconstitutional by the California Supreme Court and its application declared unconstitutional by the United States Supreme Court. The Resolution says that the 1920 Act was made inoperative by act of Congress in 1952 which extended eligibility for citizenship to aliens heretofore ineligible for naturalization; California Legislature in 1955 overwhelmingly passed legislation to place the 1920 Act on the November 6, 1956 ballot for repeal by voters of California.

Mayor Dail requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

The Mayor read a letter to the Council, from Mr. John McQuilken, City Auditor, tendering his resignation, in view of appointment as Assessor for County of San Diego, to be effective after July 31, 1956. It says that among many compensations resulting from years of service with the City, none has given him more pleasure than understanding and cooperation experienced in dealing with many fine legislative and administrative officers of the City as well as the many employees who are dedicated to public service. It pledges fullest cooperation to insure orderly transfer of the duties of the office to his successor. It tells of being "eternally grateful for the many trusts that you so frequently demonstrated in me".

RESOLUTION 134224, accepting with regret the resignation of John McQuilken, City Auditor and Comptroller, effective after July 31, 1956, was on motion of Councilman Schneider, seconded by Councilman Burgener adopted.

Mayor Dail, in eulogizing Mr. McQuilken, expressed pleasure in his not going to be far away.

Councilman Kerrigan moved to have prepared a resolution for Mr. McQuilken; and that Councilman Williams be authorized to "arrange for proper recognition". Motion was seconded by Councilman Evenson.

(The Resolution is to be presented at another meeting).

RESOLUTION 134220, setting a hearing for 10:00 o'clock A.M., Thursday, August 2, 1956, to consider proposed amendment to San Diego Municipal Code, regulating Psychologists, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:50 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By 

Deputy

Resignation of City Auditor
& Comptroller

134224 -

134220 (number used out
of order)

7/23/56

SPECIAL MEETING

Chamber of the Council of The City of San Diego,
California, Monday, ^v23, 1956
July

Present--Councilmen Burgener, Schneider, Kerrigan, Evenson, Mayor Dail
Absent--Councilmen Williams, Curran
Clerk---Fred W. Sick

"Notice of Special Meeting of the Council
To Councilmen Burgener, Williams, Schneider, Kerrigan, Curran and Evenson,
members of the Council of The City of San Diego, California.

A Special Meeting of the Council is hereby called to be
held in the Council Chamber in the Administration Building, Civic Center,
San Diego, California, on Monday, the 23rd day of July, 1956, at the hour
of 11:30 o'clock A.M.

Said meeting will be held for the purpose of considering
the appointment of an Acting City Auditor and Comptroller.

Dated July 20, 1956. CHAS. C. DAIL, Mayor"

"Waiver of Notice of Special Meeting

We, the undersigned, being all of the members of the Council
of The City of San Diego, do hereby jointly and severally waive notice of
the Special Meeting of the Council, to be held in the Council Chamber in
the Administration Building, Civic Center in the City of San Diego, California,
on Monday, the 23rd day of July, at the hour of 11:30 o'clock A.M., and hereby
consent to such special meeting.

GEORGE KERRIGAN
FRANK CURRAN
CLAIR W. BURGNER
DUDLEY D. WILLIAMS
CHESTER E. SCHNEIDER
CHAS. C. DAIL
J. C. EVENSON"

The Mayor called the meeting to order at 11:44 o'clock A.M.

RESOLUTION 134225, appointing Ray Geffe as Acting City
Auditor and Comptroller, effective August 1, 1956, was on motion of
Councilman Kerrigan, seconded by Councilman Burgener, adopted.

There being no further business to come before the Council
at this time, the Mayor declared the meeting adjourned at 11:45 o'clock
A.M.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Chas. C. Dail
Mayor of The City of San Diego, California

Special meeting
Convened

134225
Adjourned

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, July 24, 1956

Present-Councilmen Schneider, Kerrigan, Curran, Evenson, Mayor Dail.
Absent--Councilmen Burgener, Williams
Clerk---Fred W. Sick

The meeting was called to order by the Mayor at 10:05 o'clock
A.M.

Mayor Dail presented the Reverend Robert Megler, of St.
Charles Borromeo Academy. Father Megler gave the invocation.
Ordinances and Resolutions are recorded on Microfilm Roll 115
Councilman Burgener entered

A service award was made to Lifeguard Lieutenant Frederick
P. Crowther, Aquatics Division of the Park and Recreation Department -
20 year emblem.

On motion of Councilman Schneider, seconded by Councilman
Kerrigan, minutes of the meetings of July 17, 1956, and of July 19, 1956,
were approved without reading. They were signed by the Mayor.

The Mayor recognized Mr. G. Aubrey Davidson.

The Purchasing Agent reported in writing on 4 bids opened
for improvement of Alley Block 40 Ocean Beach, on July 20, 1956.

On motion of Councilman Kerrigan, seconded by Councilman
Schneider, finding was made that bids had been opened and declared as
reported. By the motion, they were referred to the City Manager and City
Attorney for recommendation.

The Purchasing Agent reported in writing on 4 bids opened
for improvement of Bond Street, Figueroa Boulevard, Magnolia Avenue,
Hornblend Street, and Grand Avenue, on July 20, 1956.

On motion of Councilman Kerrigan, seconded by Councilman
Schneider, finding was made that bids had been opened and declared as
reported. By the motion, they were referred to the City Manager and City
Attorney for recommendation.

The Purchasing Agent reported in writing on 4 bids opened
for improvement of Loring Street and Lamont Street, on July 20, 1956.

On motion of Councilman Kerrigan, seconded by Councilman
Schneider, finding was made that bids had been opened and declared as

Meeting convened
Invocation
Service award
Minutes approved
1911 Act bid reports

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reported. By the motion, they were referred to the City Manager and City Attorney for recommendation.

The hour of 10:00 o'clock A.M. having arrived, the latest time set for receiving bids for electric energy in Five Points Lighting District 1, the Clerk reported 1 bid.

On motion of Councilman Schneider, seconded by Councilman Curran, it was publicly opened and declared.

It was bid of San Diego Gas & Electric Company, accompanied by certified check in amount of \$153.84 written by San Diego Trust and Savings Bank.

On motion of Councilman Schneider, seconded by Councilman Curran, the bid was referred to the City Manager and City Attorney for recommendation.

The hour of 10:00 o'clock A.M. having arrived, the latest time set for receiving bids for electric energy in San Diego Lighting District 4, the Clerk reported 1 bid.

On motion of Councilman Curran, seconded by Councilman Schneider, it was publicly opened and declared.

It was bid of San Diego Gas & Electric Company, accompanied by certified check in amount of \$819.41 written by San Diego Trust and Savings Bank.

On motion of Councilman Schneider, seconded by Councilman Curran, the bid was referred to the City Manager and City Attorney for recommendation.

The hour of 10:00 o'clock A.M. having arrived, the latest time set for receiving bids for electric energy in University Avenue Lighting District 3, the Clerk reported 1 bid.

On motion of Councilman Schneider, seconded by Councilman Curran, it was publicly opened and declared.

It was bid of San Diego Gas & Electric Company, accompanied by certified check in amount of \$340.32 written by San Diego Trust and Savings Bank.

On motion of Councilman Schneider, seconded by Councilman Curran, the bid was referred to the City Manager and City Attorney for recommendation.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 133819, for paving and otherwise improving San Luis Obispo Place, Alleys in Blocks 119, 120, 123, 124, 128, 131, 132, 135, 136, 139, 140, 144 and 148 Mission Beach, the Clerk reported written protests from Edmund Heberlein, and from Harry Woosley, and others.

Mr. Heilman, who identified himself as "representative of the protestants", asked for reading of the Heberlein letter. It was read to the Council by the Clerk. It deals, specifically, with lack of drainage in the area.

The City Engineer reported that it is a 6.7% protest; that Mr. Heilman has been to see him. He said that the complaint was regarding drainage on Mission Boulevard and Bayside Lane. He told of previous report on drainage in Mission Beach. He said to the Council that areas are below high tide. He said "a portion has been corrected". He told of need for pump house. The Engineer told of manually operated valves having been installed. He said "it works in some places". He added that if it rains while the valves are closed, the area still floods. He said

Bids

Hearing

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~~He~~ ~~AAA~~ "that has nothing to do with this". He told of valves being in.

Mr. Heilman said that he agrees with the Engineer about the flooding; he lives there. He said that on May 10, 1956, he was in the Engineer's office. He said the valves were opened; it rained; the water ran over the curb although there was no high tide. He said that a man from the City said that the pipe was not big enough. He said that speaking of the Mission Boulevard portion, there is 63% of the area affected on the objection. He referred to 9 parcels on Kingston Court. He said the City should get the horse before the cart, instead of the cart before the horse. Mr. Heilman stated that he is not objecting to the paving, but the water situation should be taken care of prior to the paving. He told of a suggestion made by Mr. Olson of the City Engineer's office, for use of San Luis Obispo, which has no pipes. He declared that it "is a serious situation; protest is over 63% of the district affected".

Mayor Dail said to Mr. Heilman that the City Engineer advises the Council, and of the various discretions allowed the Engineer.

Mr. Heilman said that he agreed with the Engineer that it is a question of where the money is coming from. He said that he is willing to pay. He referred to 14 months having elapsed since the petition, and of a big turn over of property owners.

Mayor Dail asked Mr. Heilman how it happened that there are no more protests.

Mr. Heilman told of the Council having abandoned the original petition because of inclusion of a "street that was already paved". He said that the City is now bringing back the same petition. He asked the Council to "please abandon this project", and said that he would get another petition - to include drainage.

Councilman Burgener spoke to Mr. Olson.

Mr. Olson said that Mr. Heilman had talked to Mr. Eckenrode.

The City Engineer spoke of relation to proposed work, including drains. He said that the one Mr. Heilman would be affected by "is already in". He told the Council that the drainage engineer (Mr. Eckenrode) says that it is adequate. He pointed out that the drain project had been estimated at \$160,000 - and it has gone up since then. He said that he does not see how the paving of the alleys would be affected.

There was discussion between Councilman Curran and the City Engineer regarding assessment for storm drains.

Next, discussion was held by Councilmen Evenson and Burgener with the Engineer.

The City Engineer told of having been paving streets and alleys in Mission Beach, and agreed that "it would increase the rate of run-off some".

Mr. Heilman told of having called about 4 to 6 inches of water backed up. He contended that statements do not bear out the facts. He said that Mr. Eckenrode made a good suggestion regarding use of San Luis Obispo, an open street. He said that he is "not asking for a big pumping plant, or drainage system".

Mayor Dail said to Mr. Heilman that if he wanted the project abandoned, he should get a petition.

Councilman Kerrigan moved to continue the hearing 1 week, and refer the subject to the City Manager, with Mr. Eckenrode to be here. Motion was seconded by Councilman Curran.

The City Engineer said that he has discussed the subject with Mr. Eckenrode, who says that the drain is big enough.

Mr. Heilman said that he "will give a check for \$1,000", toward the cost of the drain.

RESOLUTION 134226, continuing until 10:00 o'clock A.M., Tuesday, July 31, 1956, hearing on Resolution of Preliminary Determination 133819 for improvement of San Luis Obispo Place, Alleys in Blocks 119, 120, 123, 124, 128, 131, 132, 135, 136, 140, 143, 144 and 148 Mission Beach; referring the subject, including drainage, to the City Manager, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted. (Mr. Eckenrode's presence was not written into the resolution, since he is under the City Manager, and he may direct him to be present if desired).

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The next item was taken up at this time, out of order, to accommodate Mr. G. Aubrey Davidson.

Communication from Planning Commission, by Jack D. VanCleave, submitting tentative map of Braeburn Terrace, a 6-lot subdivision of portions of Lots 110, 111 and 112 Kensington Heights Unit 2 and Lot 23 Rancho Mission - located at end of Braeburn Road on steep hillside above Clairemont Extension, was presented. It says that subdivider proposes to provide access over proposed 40-foot roadway leading from Braeburn Road into the property. It says that at Planning Commission public hearing there were a number of protests; major protest was location of entrance road. The communication says that the owner of Lot 113 felt road would be too close for his residence, and the Commission recommended that roadway be moved 10 feet northerly. The report says that otherwise it was felt that the tentative map conformed with the development of the area and recommended that it be approved, subject to conditions shown on the resolution which it attaches, together with suspension of portions of the Municipal Code.

Mr. Davidson told of existing conditions in the area, and of 20 feet of property taken for the road. He said that his next door neighbors took exception, and wanted 10 feet more from his property. He declared that it would be "no mans'" land. He spoke of undertaking to prevent the subdivision over an extensive area. Mr. Davidson told of action of Planning regarding giving up of another 20 feet - making 50 feet altogether. He said action proposed by Planning would require taking out of a wall, and trees. He said that would be a mistake, and unfair to him. Mr. Davidson said that he can't see why the 10 feet would be necessary. He said that the purpose would be to set aside "another 10 feet for breathing space".

Harry C. Haelsig, Planning Director, said that a hearing had been held, and related the protest of the property owner to the south. He pointed out on a map, at which Councilmen looked. He showed the Commission's recommendation, from the map.

There was discussion between Councilman Schneider and Mr. Haelsig on action of adjoining property owner's building.

There was discussion between Councilmen Kerrigan and Schneider.

Mr. Haelsig said that there would be traffic by the side of the house, and that it is a local street.

Councilman Burgener discussed with Charles W. Christensen, engineer with the firm of Freeland, Peterson and Evenson, regarding conditions - from a map.

There was general discussion.

Mr. Davidson read the protest.

Mr. Haelsig related verbal protest.

Mayor Dail said that "if there is any change, it will have to be referred back to Planning".

Councilman Kerrigan said that "the Council can change it here and now".

Mr. Davidson said to the Council that the petition of protest is signed by people far away.

Councilman Curran moved to accept the original design as submitted, and grant the subdivision. Motion was seconded by Councilman Schneider.

Councilman Evenson discussed with Mr. Haelsig the development, and the cut.

Councilman Curran asked if it would be feasible to make a retaining wall.

Mr. Davidson said that the property is not deep enough to need it.

Mr. Haelsig said that hearings were held; property owners may think that the Council is to hold a hearing.

There was discussion between Councilman Evenson and Mr. Haelsig about the extra 10 feet.

Councilman Kerrigan said that if normal, there would be 10 feet between property line and the subdivision; there will be 7 feet; 5-foot sidewalk. He said that it is just a normal corner lot, with a sidewalk along side.

Mr. Christensen said that it is stipulated in the resolution. Councilman Schneider said that Mr. Davidson has the right to make use of his property.

Mr. Davidson said that there are only 67 lots involved. Councilman Kerrigan asked if the Council would be affected by protests.

Councilman Schneider replied "no". Mayor Dail advocated overruling the objection, and granting Mr. Davidson's request to proceed with the subdivision.

Councilman Kerrigan said "no matter what is done, there is still objection".

Councilman said that it would be feasible to design the sidewalk adjacent to the curb, and to use the other area for hedge.

Councilman Kerrigan told of his understanding of the situation.

Mr. Haelsig, answering Councilman Curran, said that what he proposes would be creating an obstruction within the sidewalk area.

Mayor Dail said that the subject should be re-referred to Planning.

The motion was withdrawn.

RESOLUTION 134227, referring to Planning Commission the proposed tentative map of Braeburn Terrace, to "re-draw the map", was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Mr. Davidson thanked the Council for its courtesy.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2496 made to cover cost and expenses of improving Frost Street, the Clerk reported no appeals.

The Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no appeals were presented.

RESOLUTION 134228, confirming and approving Street Superintendent's Assessment 2496 made to cover cost and expenses of paving and otherwise improving Frost Street, Resolution of Intention 126202; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2497 made to cover cost and expenses of improving Alley Block 36 Fortuna Park, the Clerk reported no appeals.

The Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no appeals were presented.

RESOLUTION 134229, confirming and approving Street Superintendent's Assessment 2497 made to cover cost and expenses of paving and otherwise improving Alley Block 36 Fortuna Park Addition, Resolution of Intention 130564; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2498 made to cover cost and expenses of improving Landis Street, the Clerk reported a communication from Ben B. Walsh, 3376 Dale Street, stating that he has no objection to the assessment, but he has a related matter which he asks be referred to Councilman Schneider for

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action. It says that workmen pried up a block of cement in his driveway; he had called Mr. Schneider about a tree in a parking which is uprooting driveway at 2228 Landis Street, and arrangements had been made to take care of it. It says that a barricade and red lantern were placed on the site, but no work was accomplished; that was 6 weeks ago; barricade and red lantern are still on the job. It says "I would respectfully request that this job be completed, if for no other reason than to save the city's lantern oil." The communication says that it is rental property, the tree is not the writers, the broken cement, barricade and red lantern are eyesores. No one appeared to be heard.

The communication was read to the Council by the clerk.

RESOLUTION 134230, overruling and denying appeal of Ben B. Walsh from Assessment 2498 made to cover costs and expenses of paving and otherwise improving Landis Street, Resolution of Intention 128283; confirming and approving the assessment; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134231, referring to Councilman Schneider, City Mgr., and comments of Ben B. Walsh, 3376 Dale Street, the matter of a block of cement pried up in his driveway in connection with improvements on Landis Street between Mississippi Street and Arizona Street, at 2228 Landis Street, and completion of work relative to tree which is uprooting the driveway, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2499 made to cover cost and expenses of paving and otherwise improving Alley Block 334 Choate's Addition, et al., the Clerk reported no appeals.

The Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no protests were filed.

RESOLUTION 134232, confirming and approving Street Superintendent's Assessment 2499 for paving and otherwise improving Alley Block 334 Choate's Addition, 31st Street, 32nd Street, Public Right of Way, Resolution of Intention 129854; authorizing and directing Street Superintendent to issue it in manner and form provided by law directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2500 made to cover cost and expenses of paving and otherwise improving Alley Block 128 Subdivision of Pueblo Lot 1157 for Mannasse and Schiller and Block 128 San Diego Land and Company's Addition; Resolution of Intention 126627, the Clerk reported no written appeals.

The Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no written appeals were filed.

RESOLUTION 134233, confirming and approving Street Superintendent's Assessment 2500 made to cover cost and expenses of paving and otherwise improving Alley Block 128 Subdivision of Pueblo Lot 1157 for Mannasse and Schiller and Block 128 San Diego Land and Town Company's Addition; Resolution of Intention 126627; authorizing and directing Street Superintendent to issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for

Hearings

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hearing on Assessment 2501 for cost and expenses of paving and otherwise improving Alley Block 332 Choate's Addition and 32nd Street, the Clerk reported no appeals.

George D. Williams asked about payment of assessment. Councilmen Burgener, Kerrigan, and Curran explained it to him.

No one appeared to be heard, and no appeals were filed. RESOLUTION 134234, confirming and approving Street Superintendent's Assessment 2501 made to cover cost and expenses of paving and otherwise improving Alley Block 332 Choate's Addition and 32nd Street; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

Petition of Mrs. P. W. Lytle, 3033 Clay Avenue, San Diego, expressing interest in having the alley between 30th and 31st Streets, Clay and Franklin Avenue, paved as soon as possible, was presented.

On motion of Councilman Curran, seconded by Councilman Kerrigan, it was referred to the City Manager.

Communication from Purchasing Agent, recommending acceptance of low bid of Ets-Hokin & Galvan for construction of Traffic Signal and Safety Lighting Systems at intersection of Cass Street and Grand Avenue, and median strips on Grand Avenue between Bayard Street and Dawes - \$24,720.05; 2 bids - was presented.

RESOLUTION 134235, accepting bid of Ets-Hokin & Galvan for construction of traffic signal and safety lighting systems; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego, contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on bids for furnishing Copper Tubing, Fittings and Valves (for Stores Stock): Mission Pipe & Supply Company, low bidder on Items 1 and 2, totaling \$9,700.80 terms 1/2 of 1%, and co-low bidder for furnishing Items 3 through 17 totaling \$8,509.50 terms 2% - 15th prox., plus State Sales Tax - award on tie-bid determined by lot - was presented. There were 8 bids.

RESOLUTION 134236, accepting bids of Mission Pipe and Supply Company for furnishing Copper Tubing, Fittings and Valves; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent, approved by City Manager, on 2 bids (they are identical) (Crane Co. received after time set for opening) for furnishing 3 items of Asbestos Cement Water Pipe - \$3,737.40 and recommending award to Webb Bros., was presented.

RESOLUTION 134237, accepting bid of Webb Bros. for furnishing Cement Asbestos Water Pipe; authorizing and instructing City Manager to enter into and execute on behalf of the City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Petition
Purchasing reports
134234 - 134237

RESOLUTION 134238, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of curbs and sidewalks and other expense necessary or incidental for Grape Street between Pacific Highway and Harbor Drive, and Harbor Drive, between Grape and Hawthorn Streets; Document 538203; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 134239, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for improving parking lots 6, 7, 8. Shelter Island; Document 538204; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, reporting on 2 bids for Construction of concrete foundation for Power Boat Club Building in Mission Bay Park, and award made by Resolution 133319, was presented. In addition to a detailed report, it recommends that the Council approve deletion of City's requirement for Faithful Performance Bond and withholding of money due to contractor for 35 days after completion.

RESOLUTION 134240, deleting requirement for faithful performance bond in connection with construction of concrete foundation for Power Boat Club Building and requirement for withholding payment to Loftis & White, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Grove Heights Unit 1, located east of Glencoe Drive north of Jamacha Road and north of Lomita Village Unit 5, now being annexed to the City, was presented.

RESOLUTION 134241, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Leonard L. Drogin, Inc., for installation and completion of unfinished improvements and setting of monuments required for Grove Heights Unit 1; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134242, adopting map of Grove Heights Unit 1 subdivision, a portion of Lots 22, 23, all Lot 21 Moody's South Addition to Lemon Grove; accepting on behalf of the public Braddock Street, Brennan Street and portion of Lansing Drive, and easements shown for water, sewer, drainage and public utilities, for public purposes; declaring them to be public streets, portion of public street, and easements and dedicating them to public use; rejecting dedication for public street of land shown as "Reserved for Future Street"; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that Council has approved the subdivision map, that streets and easements are accepted on behalf of the public, and that Council rejects dedication of portion marked "Reserved for Future Street"; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, California, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of Grove Heights Unit 2, located east of

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Glencoe Drive, north of Jamacha Road and north of Lomita Village Unit 5, property now being annexed to the City, subject to posting of adequate bond to insure installation of required improvements, was presented.

RESOLUTION 134243, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Leonard L. Drogin Inc., a corporation for installation and completion of unfinished improvements and setting of monuments required for Grove Heights Unit 2 subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134244, adopting map of Grove Heights Unit 2, a subdivision of portion Lot 22 Moody's South Addition to Lemon Grove; accepting on behalf of the public Braddock Street, Koe Street, and easements shown for sewer, water, drainage and public utilities; declaring them to be public streets and easements and dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council that the Council has approved the subdivision map and that streets and easements are accepted on behalf of the public as stated; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map (revised) of Allied Gardens Unit 12, for 91-lot subdivision of portion of Grantville and Outlots, located in Allied Gardens adjacent to Unit 3 southerly of Zion Avenue, subject to 14 conditions; and suspension of portion of San Diego Municipal Code, was presented.

RESOLUTION 134245, approving revised tentative map of Allied Gardens Unit 12; suspending 4 sections of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

The next item on the agenda, having to do with tentative map of Braeburn Terrace, was taken care of earlier in this meeting.

Communication from Planning Commission, by P. Q. Burton, reporting in detail on hearings held (and returning communications) on the proposal that Wabash Boulevard between Harbor Drive and Landis Street, 40th Street between Landis Street and its termination approximately 350 feet north of Madison Avenue, proposed northerly extension of 40th Street to Ward Road, and Ward Road from last point to the City limits, all be given one of the names "Nimitz Boulevard" or "Serra Boulevard", was presented. The communication goes into the history of the question which originated in November 17, 1955, requesting that Wabash be named after Padre Junipero Serra, OFM. It tells of many subsequent letters advocating name of a boulevard in honor of Fleet Admiral Chester W. Nimitz. It reports that after considerable discussion (at the hearing) the Commission suggested that name of Admiral Nimitz might be applied to Wabaska Drive at such time as it is widened and improved as contemplated in the Major Street Plan. It was pointed out that such renaming would avoid similarity in names of Wabaska Drive and Wabash Boulevard; that Wabaska Drive would terminate at the Naval Training Station, and that it is directly connected to Harbor Drive and only a short distance away from most naval installations. It stated that the suggestion met with no opposition from those advocating use of the name Nimitz. It says that the Commission suggested that Friar's Road might be renamed in honor of Father Serra, and there was no expressed opposition to this thought. The report says that "The Planning Commission thereupon adopted the following motion: That the proposal to rename Wabash Boulevard, 40th Street and

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Ward Road be denied and that the Planning Department should further study the renaming of Wabaska Drive in honor of Admiral Nimitz and the renaming of Friar's Road in honor of Father Junipero Serra, OFM".

Councilman Burgener moved to file the communication.

The recommendation of the Planning Commission was read in its entirety to the Council by the Clerk.

Mayor Dail spoke to Harry C. Haelsig, Planning Director, regarding the recommendation.

Mr. Haelsig said that reports from departments are required; hearings are held along the streets affected. He said there would be involved signs and mapping.

Councilman Burgener said that "similarity of names of Wabash and Wabaska is bad". He stated that Wabaska is in a state of pre-construction.

Mayor Dail said that the Council should indicate a policy. He said that the City does not have the employees to "do these things needlessly". He said that the Council should recognize the report.

Councilman Kerrigan said that the Council should have hearings.

Councilman Kerrigan moved to hold a hearing 1 month from today on recommendation of Planning Commission.

Mr. Haelsig pointed out that it would cost \$3,500. for changing of signs on 1 project.

Mayor Dail said that the Council should concur in the Planning recommendation, and if feasible, there will be re-naming - subject to hearing data.

Councilman Curran said there has already been a hearing.

RESOLUTION 134246, denying proposal to rename Wabash Boulevard, 40th Street and Ward Road, either Nimitz Boulevard or Serra Boulevard, as recommended by City Planning Commission, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION 134247, requesting City Planning Commission to study renaming Wabaska Drive in honor of Admiral Nimitz and renaming of Friar's Road in honor of Father Juniper Serra, OFM, and conduct hearings on the naming and renaming, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted. The motion included request for report on the cost of the proposal.

Mr. Haelsig said that no hearings had been held on the 2 proposed by the Council.

Communication from City Manager, reporting on petition filed for annexation of the northeast one-quarter of Lot 53, northeast one-quarter Lot 54 Ex-Mission Lands, which land forms a portion of the County island in the City, was presented. It recommends that the area be annexed to the City.

RESOLUTION 134248, granting petition of Property Owners, requesting annexation of southeast one-quarter of Lot 53, northeast one-quarter Lot 54 Ex-Mission Lands of San Diego, Document 538242, recommended by City Manager under Document 538243, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Eual R. Harrow, objecting to proposed improvement at private expense of property in front of 3551 Bellingham Street, was presented.

On motion of Councilman Burgener, seconded by Councilman Schneider, it was referred to the City Manager.

Communication from Mrs. Preston MacDiarmid, 4669-1/2 Marlborough Drive, San Diego 16, dated July 18, 1956, "adding protest to that of San Diego Humane Society in filing an injunction suit against the city to prevent the bull fight exhibition planned for August 18th" (in connection with Fiesta del Pacifico), was presented.

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Communication from Mrs. P. W. Murphy, 4423 Brighton Ave., San Diego 7, dated July 14, 1956, opposing installation of a traffic signal at Chatsworth Boulevard and Narragansett Avenue, and making suggestions for traffic improvement, was presented. It is not a "death trap", as has been stated, according to the letter.

On motion of Councilman Kerrigan, seconded by Councilman Burgener, it was referred to the City Manager.

Communication from San Diego Fire Fighters Association, Local Number 145, by B. I. Rogers, Secty., dated July 17, 1956, was presented. It suggests that a proposition to increase the Mayor's salary be placed on the November, 1956 ballot.

On motion of Councilman Schneider, seconded by Councilman Evenson, it was referred to Council Conference by RESOLUTION 134249.

RESOLUTION 134250, directing notice of Filing of Assessment and of time and place of hearing, on Assessment 2515 made to cover costs and expenses of work done upon paving and otherwise improving Grand Avenue, Jewell Street and Avenue, Resolution of Intention 126334, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134251, directing notice of Filing Assessment 2514, and of time and place of hearing, made to cover costs and expenses of work done upon paving and otherwise improving Orange Avenue, Resolution of Intention 129065, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD 134252, accepting bid of Charles E. Milleman and H. A. Jackson, joint-venture, and awarding contract, for installation of Storm drain and appurtenances in 60th Street, University Avenue, Chollas Road and Public Rights of Way, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

City Engineer reported in writing that low bid is 5.0% below the estimate.

RESOLUTION OF AWARD 134253, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract, for paving and otherwise improving Alley Block 17 Normal Heights, and Collier Avenue, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

City Engineer reported in writing that low bid is 2.7% above the estimate.

RESOLUTION OF AWARD 134254, accepting bid of T. B. Penick & Sons, a copartnership, and awarding contract, for paving and otherwise improving Alley Block 14 La Jolla Hermosa and Block 14 Bird Rock City by the Sea, Bird Rock Avenue, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

City Engineer reported in writing that low bid is 0.9% below the estimate.

RESOLUTION OF AWARD 134255, accepting bid of R. E. Hazard

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Contracting Co., and awarding contract, for paving and otherwise improving La Jolla Mesa Drive, Colima Street and Van Nuys Street, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

City Engineer reported in writing that low bid is 1.5% above the estimate.

RESOLUTION ORDERING WORK 134256, for grading and installing sidewalks on Hughes Street, Boren Street, Gayle Street, Rock Street, Nelson Street, and Kerch Street, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING IMPROVEMENT 134257, for furnishing electric energy in La Jolla Shores Lighting District 1, for 1 year from and including September 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134258, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 59 Ocean Beach; approving Plat 2856 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk, upon passage of Resolution of Intention, to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134259, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 23 Bird Rock Addition; approving Plat 2869 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk, upon passage of Resolution of Intention, to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134260, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving 43rd Street, Hilltop Drive; approving Plat 2865 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk, upon passage of Resolution of Intention, to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 134261, for paving and otherwise improving Alley Block 66 City Heights, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION OF INTENTION 134262, for paving and otherwise improving Franklin Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION OF INTENTION 134263, for paving and otherwise

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improving Nogal Street, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION OF INTENTION 134264, for paving and otherwise improving Valle Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION OF INTENTION 134265, for paving and otherwise improving Van Dyke Avenue and Thorn Street, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION OF INTENTION 134266, for paving and otherwise improving West Point Loma Boulevard and Muir Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134267, for paving and otherwise improving Alley Block 23 Bird Rock Addition, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134268, for paving and otherwise improving Alley Block 59 Ocean Beach, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134269, for paving and otherwise improving 43rd Street and Hilltop Drive, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134270, authorizing and directing City Engineer to include 8 street lights in the next proceedings for La Jolla Lighting (La Jolla Shores) District 1, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134271, granting San Diego Gas & Electric Company permission to install sewer main in portion Alley Block 125 University Heights and curbs and sidewalks in portion Howard Avenue by private contract, under Document 537592, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134272, authorizing City Manager to accept work on behalf of The City of San Diego in Amantea Mar Vista Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 134273, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:
Northwesterly side of California Street between Winder Street and Washington Street;
establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134274, establishing parking time limit of 2 hours, between 8:00 a.m., and 6:00 p.m., Sundays excepted:
Both sides of 18th Street between Broadway and E Street;
establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134275, establishing parking time limit of 2 hours, between 8:00 a.m., and 6:00 p.m., Sundays excepted:
Both sides of 42nd Street between University Avenue and Wightman Street;
establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134276, prohibiting parking of automobiles between 2:00 a.m. and 9:00 a.m., Sundays excepted:
Both sides of Yonge Street between Rosecrans and Locust Streets;
authorizing installation of necessary signs and markings, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134277, declaring bid of Mesa Park Development Company, in sum of \$175,736.00 to be the highest bid for sale of portion of Pueblo Lot 1203, at public auction held July 10, 1956, pursuant to Resolution 133576; authorizing and empowering Mayor and City Clerk to execute, for and on behalf of the City a quitclaim deed, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Resolution relates amounts of bids offered, and minimum price set per acre; authorizing payment to Ewart Goodwin of \$8,786.83 as broker's Commission, and directing City Auditor to pay the commission. It directs that all expenses in connection with the sale shall be deducted from proceeds; and authorizes and directs City Clerk to deliver deed to Property Supervisor with instructions to take whatever steps are necessary to complete transaction.

RESOLUTION 134278, authorizing and empowering City Clerk and Mayor to execute, for and on behalf of and as act and deed of The City, a quitclaim deed quitclaiming to Harold La Fleur and Helena La Fleur: Lots 1 and 2 Block 37 Western Addition; Lots 44 and 45 Block 103 Ocean Bay Beach, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Resolution says that City is desirous of obtaining Lots 13 to 24 and Lot 4 H. C. Skinner's Addition, for use in connection with proposed construction of South Chollas drain; owners are willing to deed to

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The City and pay the City \$3,500.00 in exchange for quitclaim for Lots 1 and 2 Block 37 Western Addition and Lots 44 and 45 Block 103 Ocean Bay Beach. It sets out the appraised valuations of the separate prices, and says that City Manager has recommended the exchange.

RESOLUTION 134279, authorizing and directing City Manager, for and on behalf of the City, to make application to Board of Supervisors of County of San Diego, State of California, and to take all necessary steps to acquire from State of California:

Lots 7 to 9 inclusive Block 170 Middletown, except right of way, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134280, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portions of Lots 34, 35, 36, 37, 38 Block "E" Boulevard Heights, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134281, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion Lot 19 Catalina Terrace, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134282, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion of Lots 6 and 7 Country Paradise, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134283, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion of west one-half of Lot 11 and all of Lots 12 and 13 Block 420 Duncan's Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134284, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion Lot 13 Block G La Jolla Country Club Heights 2, together with all penalties and other expenses in connection there, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134285, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion Lot 8 Block 11 La Jolla Strand, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134286, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portions of Lot 6 Lemon Villa, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134287, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion Acre Lot 50 Pacific Beach, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134288, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion Acre Lot 50 Pacific Beach, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134289, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion Pueblo Lot 256, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary

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to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134290, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against strip of land 10.00 feet wide in Lot A Rolando Park Unit 4, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134291, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion Lot 8 Block D Starkey's Prospect Park, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134292, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion Lot 8 Block D Starkey's Prospect Park, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134293, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion Lot 16 Block 2 Weeks' Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134294, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portions Lots 15 and 16 Block 3 Weeks' Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 134295, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion Lot 32 Block 2 Week's Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134296, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion Lot 10 Block 1 Weeks' Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134297, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that all taxes against portion Lots 13, 14, 15 Block 1 Western Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Resolution authorizing and empowering City Manager to enter into contract retaining Charles Shatto, an independent contractor to perform organ recitals for 1 year commencing July 1, 1956, was presented.

On motion of Councilman Curran, seconded by Councilman Kerrigan, it was continued 1 week.

Resolution authorizing and empowering City Manager to enter into agreement with Leonard L. Dowling to keep and maintain Spreckels organ in Balboa Park in proper operating condition, for 1 year commencing July 1, 1956, was presented.

On motion of Councilman Curran, seconded by Councilman Kerrigan, it was continued 1 week.

RESOLUTION 134298, approving request of Automatic Irrigation Company, July 19, 1956, Change Order 1 for extension of 65 days to and including September 27, 1956, Contract Document 538417, in which to complete contract for sprinkler system in Plaza de Panama, Balboa Park, Contract Document 535829, and extending time of completion, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

(Extension is to avoid conflict with Fiesta del Pacifico, and summer planting in the Park).

RESOLUTION 134299, granting petition of Broadway Credit Jewelers, Document 537209, for extension on "Going Out of Business" sale, 246 Broadway; extending the time 30 days from and after July 17, 1956, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

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RESOLUTION 134300, granting permission to Jewish War Veterans of the United States, Ladies' Auxiliary of San Diego Post 185, to conduct annual sale of poppies on City streets, Tuesday, August 14, 1956, for raising funds for charitable work in behalf of veterans in tuberculosis wards of United States Naval Hospital, San Diego, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 134301, granting Carlos Tavares (Prospect Realty Co.) 1150 Silverado, San Diego, to install 2-inch tributary floor drains connecting to 1 4" main floor drain, in connection of Roy's Market, 4360 Moraga Street: Lot 3386 Clairemont Unit 16, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 134302, granting revocable permit to Associated Construction Corp. for sewer laterals. and paving, was adopted.

RESOLUTION 134303, granting revocable permit to Benton Plating Service Inc., 5690 Kearny Villa Road, San Diego, to install and maintain 87' b 14' temporary paving for use and benefit of owner's property over Kearny Villa Road in front of owner's property, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

In connection with the next item, Aaron Reese, Asst. City Attorney, explained the proposal to Council Curran at his request.

RESOLUTION 134304, authorizing City Attorney to compromise City's claim against W. V. Hutchison in total amount of \$682.55, covering Water Department invoices dated March 26, 1956:

Invoice W-07326 in amount of \$234.04

Invoice W-07327 in amount of \$448.51,

for repairs to damages water main caused by alleged defective work in laying water mains on Delta Street, between 45th and 46th Streets; the City to accept \$341.78 in full settlement of claims, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, reading in full prior to adoption was dispensed with by not less than 4 votes. Written or printed copies were available for consideration of each member of the Council prior to day of passage.

ORDINANCE 7068 (New Series), appropriating \$27,000.00 out of Capital Outlay Fund for constructing traffic signal and safety lighting systems and median strips in Pacific Beach (details in ordinance), was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams

On motion of Councilman Kerrigan, seconded by Councilman Burgener, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, reading in full prior to adoption was dispensed with by not less than 4 members of the Council. Written or printed copies were available for each member of the Council prior to day of passage.

ORDINANCE 7069 (New Series), establishing grade of Alley Block

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134 City Heights, between southerly line of Redwood Street and line parallel and distant 155.00 feet therefrom, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams.

On motion of Councilman Kerrigan, seconded by Councilman Burgener, the next ordinance was introduced.

On motion of Councilman Kerrigan, seconded by Councilman Burgener, reading in full prior to adoption was dispensed with by not less than 4 members of the Council. Written or printed copies were available for each member of the Council prior to day of passage.

ORDINANCE 7070 (New Series), establishing grade of Alleys Blocks 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221 Mission Beach, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams.

On motion of Councilman Kerrigan, seconded by Councilman Burgener, the next ordinance was introduced.

On motion of Councilman Kerrigan, seconded by Councilman Burgener, reading in full prior to adoption was dispensed with by not less than 4 members of the Council. Written or printed copies were available for each member of the Council prior to day of passage.

ORDINANCE 7071 (New Series), establishing grade of Alley Block 18 North Shore Highlands, between easterly line of Everts and westerly line of Fanuel Streets, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams.

On motion of Councilman Kerrigan, seconded by Councilman Burgener, the next ordinance was introduced.

On motion of Councilman Kerrigan, seconded by Councilman Burgener, reading in full prior to adoption was dispensed with by not less than 4 members of the Council. There was written or printed copy available for each member of the Council prior to day of passage.

ORDINANCE 7072 (New Series), establishing grade of Alley 2 Ocean Front, between easterly line of Bayard Street and westerly line of Cass Street, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams.

On motion of Councilman Kerrigan, seconded by Councilman Burgener, the next ordinance was introduced.

On motion of Councilman Kerrigan, seconded by Councilman Burgener, reading in full prior to adoption was dispensed with by not less than 4 members of the Council. There was written or printed copy available for each member of the Council prior to day of passage.

ORDINANCE 7073 (New Series), establishing grade of Alley Block 58 University Heights, between southerly line of Madison Avenue and northerly line of Monroe Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen

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Curran,
Burgener, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams.

Continuation of San. Williams

On motion of Councilman Kerrigan, seconded by Councilman Burgener, the next ordinance was introduced.

On motion of Councilman Kerrigan, seconded by Councilman Burgener, reading in full prior to adoption was dispensed with by not less than 4 members of the Council. There was written or printed copy available for each member of the Council prior to day of passage.

ORDINANCE 7074 (New Series), establishing grade of 45th Street, between south line of University Avenue and line parallel to and distant 400.00 feet south from south line of University Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams. Schneider, Curran,

On motion of Councilman Burgener, seconded by Councilman Kerrigan, ordinance creating position of Chief Deputy City Attorney in Unclassified Service of San Diego, and establishing schedule of compensation, was introduced, by following vote: Yeas-Councilmen Burgener, Kerrigan, Evenson, Schneider, Mayor Dail.

Ordinance dedicating right of way for public street across Pueblo Lot 276 and naming it Kurtz Street, was presented.

Acting City Manager Blom asked that the ordinance be continued 1 week, and be referred back to Manager's office.

Harry C. Haelsig, Planning Director, said to the Council that he understands "it was cleared".

On motion of Councilman Evenson, seconded by Councilman Curran, it was referred to the City Manager.

Councilman Curran requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

RESOLUTION 134305, authorizing City Manager to sign on behalf of the City of San Diego agreement between City and County of San Diego, amending agreement of September 20, 1955, Document 521563, concerning musical program for year beginning July 1, 1956, copy filed as Document 538439; stating that resolution shall be of no force or effect unless and until Board of Supervisors of County of San Diego adopts a resolution similar in force and effect, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

The Acting City Manager said to the Council that City Attorney J. F. DuPaul had telephoned from San Francisco in connection with Colorado River litigation, and asked that the Water Department Director and City Auditor be authorized to attend a conference.

RESOLUTION 134306, authorizing Paul Beermann, Water Director, and John McQuilkin, City Auditor, to travel to San Francisco, for purpose of attending conference in connection with Colorado River Litigation, to be held July 28, 1956, and incur necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

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The Acting City Manager requested, and was granted, unanimous consent to present the next item, not listed on the agenda: RESOLUTION OF INTENTION 134307, for closing Alley Block 125 University Heights, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Mayor Dail read a letter from San Diego City-County Band & Orchestra Commission, signed by Cletus W. Gardner, secretary, requesting approval of events set out, covering period from July 4, 1956, to and including November 18, 1956, specifying the events, and type of music, for 13 events.

RESOLUTION 134308, approving music program submitted by City-County Band and Orchestra Commission, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Councilman Schneider said there was a man in the audience who wanted to be heard.

The Mayor asked if Mr. Schneider was asking for unanimous consent. The reply was "no"; he had told the man to speak for himself, and he said that complaint would undoubtedly be sent to the City Manager for a report from the Police Department.

The man came to the microphone, and identified himself as Earl Rippee, and a resident of Tarzana, in the San Fernando Valley. He read to the Council a letter relating experiences. (Letterhead gives the address: 12069 Ventura Place, Studio City, California). It is dated July 23, 1956. He read a letter, addressed to Councilman Chester Schneider, to the Council. The writer relates owning an insurance business which has operations throughout the State; last Tuesday he was making business calls in San Diego and stopped at office of Public Finance Corporation, 4152 30th Street. He was told the Manager would be back in an hour, so he drove to North Park shopping center to make a business call and purchased a shirt, tie, and sash, for San Diego's Fiesta del Pacifico (which he was wearing). After return, he found he had no nickels or pennies to put in the meter, and went to the Public Finance office for change. It tells of treatment received from police officer upon returning to car to make the deposit. He says, in the letter, "As I accepted the citation I remarked to both of the officers to the effect that I did not think this was a nice way to treat a visitor during the Fiesta del Pacifico". It relates arrest, being searched with hands up in the air; being taken to police station, booked for disorderly conduct. The communication tells of refusal to permit use of the telephone, being fingerprinted, and being jailed incommunicado for 2½ hours. It relates conversation with other prisoners who were found to have been there for several days and not able to telephone anyone; one case a 19 year old kid who had not been able to call his family and tell them where he was. It concludes "Since I am a law abiding citizen, a respected business man, home owner with family including 3 children, an officer in the U.S. Naval Reserve and a member of many civic improvement organizations, I feel that I was treated most unfairly and I intend to do everything in my power to see if this can be rectified or at least try to prevent it from happening to another innocent citizen".

Mr. Rippee told the Council that he is not concerned with the \$1.00 ticket, but the treatment. He said he was not disorderly, or loud. He said case is pending in court. Mr. Rippee said that officers may have misunderstood his comment on "dastardly treatment", and related instances in law regarding statements made during times of pressure.

Mayor Dail said that the item will be referred to City Manager regarding conduct of the police officer.

On motion of Councilman Evenson, seconded by Councilman Schneider, it was referred to the City Manager.

The Mayor said report will be before the Council on Tuesday.

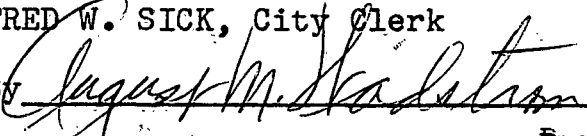
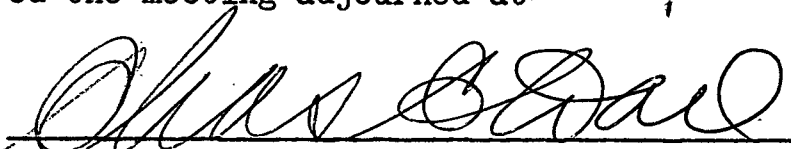
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There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:40 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By


Deputy
Mayor of The City of San Diego,
California

7/24/26 Meeting adjourned

7/25/56

SPECIAL MEETING

Chamber of the Council of The City of San Diego,
California, Wednesday, July
25, 1956

Present--Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor
Dail
Absent--Councilman Burgener
Clerk---Fred W. Sick

Resolution for this meeting is recorded on Microfilm Roll 116

"NOTICE OF SPECIAL MEETING OF THE COUNCIL

To City Councilmen Burgener, Kerrigan, Curran, Schneider,
Williams and Evenson, members of the Council of The City of San Diego,
California.

A SPECIAL MEETING of the Council is hereby called to be
held in the Council Chamber in the Administration Building, Civic Center,
San Diego, California, on Wednesday the 25th day of July at the hour of
10:00 o'clock a.m.

Said meeting will be held for the purpose of considering in
detail Dr. Pfiffner's report on the possible coordination of the Civil
Service activities of the City of San Diego and the County of San Diego.

Dated July 18, 1956.

CHAS. C. DAIL, Mayor".

"WAIVER OF NOTICE OF SPECIAL MEETING

We, the undersigned, being all of the members of the
Council of The City of San Diego, do hereby jointly and severally waive
notice of the Special Meeting of the Council, to be held in the Council
Chamber in the Administration Building, Civic Center, in the City of San
Diego, California, on Wednesday, the 25th day of July, 1956, at the hour
of 10:00 o'clock A.M., and hereby consent to such special meeting.

J. C. EVENSON

CLAIR W. BURGNER

DUDLEY D. WILLIAMS

GEORGE KERRIGAN

FRANK CURRAN

CHESTER E. SCHNEIDER

CHAS C. DAIL"

Mayor Dail said that this meeting had been set to consider
the Pfiffner report regarding Civil Service. He said that Dr. Pfiffner had
pointed out (in his "A report relative to the possible coordination of
Civil Service activities between The City and County of San Diego") the
changes that should made.

Councilman Burgener entered

Mayor Dail continued to review the report, and referred to
the Charter Review Committee's recommendations. He said that "a Civil
Service expert was called to San Diego, and there was a cursory report".
He said that Dr. Pfiffner was then retained. He pointed out that this
meeting is not for a full hearing, but to make known recommendations.
He said everyone wants to keep in mind improvements. He invited Councilmen
to speak. None did.

Councilman Schneider said to the Mayor that there are people
here for comments.

Councilman Kerrigan said that the Charter controls Civil
Service of today.

Mayor Dail said that most changes would need charter amend-
ment. He told of desire to increase commission membership number. He
said there is indication that rule 10 should be modified.

Meeting convened

Notice of special meeting & waiver quoted

Hearing

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The City Manager said that "the Charter spells out the duties of the Civil Service".

Councilman Kerrigan said that if nothing is disturbed, other than the number of Commission members, there would be requirement for a Charter amendment.

Aaron Reese, Asst. City Attorney, agreed.

Councilman Kerrigan said that change, to provide for a contract with the County, would require a charter change.

Mr. Reese said "yes; the Civil Service is set out in detail in the Charter".

John Leppert, San Diego Taxpayers Association manager, spoke of having been interested for some time. He said that Dr. Pfiffner has projected 2 plans. He said there are questions he would like to ask Dr. Pfiffner. He said that the Association would be interested in the Civil Service and Manager's Department reaction to plans 1 and 2 of Dr. Pfiffner. He said that it is important for the Council to get reactions on the report.

Councilman Kerrigan said that it is an important report and an important subject. He reviewed the 2 plans. He spoke of having to change the City and the County charters, if the plan is pursued. He said that is not what was envisioned.

Mayor Dail spoke of there being not a request to concur.

Mildred Perry Waite, member of the City Civil Service Commission, and Raymond Krah, Personnel Director, said that the Civil Service had not been interviewed.

Councilman Schneider pointed out that this would be a radical change. He said he would like to hear from the Civil Service, City employees, and the Taxpayers' Association. He said that if the plan would not cut costs and curb routine, and provide improvement, he was not in favor of it.

Mayor Dail said that "the Council is responsible for the final determination". He spoke of appointment of the Charter Review Committee, and said that was excellent. He said that the Review Committee (a portion thereof, he added) had pointed out possible pitfalls. He said "the City is overdue in improvement".

Mrs. Waite stated that there is a lot in the report on which Civil Service would agree. She referred to item on page 18 of the report "The City Manager's Personnel Job". She said that much can be done right now - as much as management can carry out. She said that Team Spirit, and Training are functions of the Manager. Mrs. Waite said that Maintenance is under Manager before coming to Civil Service. She said the same is true regarding disciplinary actions. She said that Dr. Pfiffner must have misunderstood what he had been told. She said that Pay, on page 21 is not correct. Mrs. Waite read it to the Council. She said "it is done, now, regarding salaries". She said that there is always liaison between Civil Service and Administrative Management. She said that reorganization is no surprise. She referred to page 18. She said it is the same on rule changes and rule making. Mrs. Waite said she does not understand what Dr. Pfiffner is talking about. She read from the report. She said it always has been done on rule changes; 3 members of the Commission, and the City Manager had 2 meetings. Mrs. Waite said to the Council that she refers to "Management" when talking about the City Manager. She said that in the independent departments (not under the City Manager) the same difficulties are not found. She said "it can be carried out right now". She told about present procedure, before starting recruitment. Mrs. Waite said she was sorry that Dr. Pfiffner did not talk to members of the Civil Service Commission. She said the report gives the impression that certain things had not been done; the statements are untrue. She said that Dr. Pfiffner had, however, talked to County Civil Service.

Mr. Krah said that Dr. Pfiffner had talked, but not in detail, to him.

Mayor Dail said "that question always comes up". He said that Dr. Pfiffner would be asked to whom he talked. He asked "what is the difference"?

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6 Mrs. Waite contended that "every city operates differently". She stated "Donovan listed recommendations on Civil Service savings and efficiency". She said that alternative 4 held the most hope, and she agrees. She said that the Commission does not "always know who to cooperate with". She spoke of willingness to do that from the beginning, so there will be efficiency in line management in the City. She spoke of not having to adopt, but of there being just a cooperative spirit.

Councilman Schneider stated that the desire of management has merit, in the control of personnel. He said he "does not know if the City should jump into it with both feet".

Mrs. Waite said that Civil Service recruits, classifies and certifies; then turns over to management (selection of personnel). Mrs. Waite said that Civil Service controls sick leaves, and keeps records in the Civil Service office.

Councilman Schneider spoke to Mrs. Waite about personnel direction being turned over.

Mrs. Waite said that there be an independent body to go to, after channels, is important. She said that Civil Service is not supervisorial; they do not know if an employee is good or bad, except from progress reports. She said that the reports are used as a guide. She told of checking back on reports, in connection with letters of refusal to accept employees. She said that letters and reports "do not necessarily agree". She referred to situation on page 18 and on as being definitely part of management. She spoke of Civil Service not having to do with that.

Mayor Dail discussed with Mrs. Waite the question of ratings. He said that probably the system should be changed. He said that there are "employees who have checked the reports themselves".

Mrs. Waite said that "people in personnel and management admit that it is difficult to draw up criteria". She said there is a need to sit down with supervisors.

Councilman Curran spoke to Mrs. Waite about there being 2 functions.

Mrs. Waite said that functioning is important.

Councilman Curran that that there are separate functions.

Mrs. Waite said that as set up now is as it is intended to be. She said power exists under the charter. She said that this is not changing anything; it is just emphasizing the issue. She said that Civil Service does the final reports on records. She said that sick leaves and absences come before management first. Mrs. Waite said that if there is a violation of the rule, it is gone into. She said that the City does not pay for private cases, but does where they arise on City jobs. She said she does not know what would be gained by adoption of the report. She said that as far as the Manager's office goes, it could be handled there, but not for the independent departments.

Mayor Dail spoke to Mrs. Waite about personnel manager at Convair, and said that it is not much different there.

Charles E. Salik (new member of the Civil Service Commission) said that he had been to only 2 Commission meetings. He told of having called a friend in the Chrysler corporation. He was told that at 1 time there had been 1 central personnel division for the various branches of the corporation; that did not work too well because of different views. Mr. Salik said that it had been broken up into 5 autonomous personnel divisions. He said that General Atomics has no inter-relation with personnel at Convair. He said that in the first recommendation there would be joint City-County commissions - reporting to 2 jurisdictions. On that subject, Mr. Salik said "imagine the problem that would arise between 2 major elected jurisdictions." He said that on the 2nd there would be administration of City personnel under a contractual arrangement. He said that in that case City employees would have to appeal to the County. Mr. Salik said that this would be a case of "the tail wagging the dog". He said that only "watch dog functions" are left in plan 2. He said that there are important elements; problems of this fast-growing city functions would be defeating the purpose of the Commission.

Mr. Salik said that manage has extremely important function in personnel management. He told of need for personnel director and supervisors working together. He told of the military system, which is similar to the function of Civil Service. Mr. Salik said that to put it into management would be a mistake; it would be unfair to the supervisors. He said that a member of the Manager's department could sit in Civil Service meetings - for direct liaison.

Councilman Kerrigan asked Mr. Salik about inclusion of the City Manager's office in appointment to the Civil Service Commission.

Mr. Salik said "no; only as ex-officio" - as in the case of the Planning Commission where the City Attorney and City Engineer are represented, but have no vote. (Mr. Salik has been a member of the Planning Commission until recently - when he was appointed to the Civil Service Commission).

Councilman Kerrigan pointed out that nobody should feel on the defensive. He spoke about being here in the interest of improvement, and to gather information.

Mayor Dail said there should be comment from the City Manager about liaison.

The City Manager replied that he had "not much to comment on this morning". He said that Dr. Pfiffner was to review between the 2 Civil Service activities. He said that Dr. Pfiffner did review, and has said that it would be feasible. He said that recommendation was against 1; it would be feasible under 2. He said he does not know what Mrs. Waite is referring to.

Mrs. Waite replied that she wants the City Manager to say "this man is the liaison officer". She referred to an individual in the City Manager's office being unaware of 2 recent actions.

The City Manager said that in general it is Tom Fletcher.

There was discussion between the Mayor and the City Manager.

The City Manager said that Mr. Fletcher usually handles the subject; the Manager's office does not maintain a personnel setup.

Mayor Dail said that a point ought to be cleared up on the 2 incidents.

Mrs. Waite said they were regarding "firing of the architect", and "the arrangement for hiring young boys to patrol the beaches on clean up". She said Civil Service had a list for that.

The City Manager said that Mr. Fletcher would not know. The City Manager said that he had a meeting on the general problem, and that the litter on the beaches had been brought up. He said that suggestion on it had been to hire college boys.

Mrs. Waite said that there evidently had been a mix-up there; the boys were under 16, not college boys. He said that there is a list of aides for temporary work; there was no attempt made to call Civil Service. She said that was an easy problem to solve.

Mr. Salik said that for a liaison officer to sit with the Civil Service Commission would be important and valuable; "it would be a direct line to the Manager". He said it is a question of the present system, or changing over to the City Manager. He said that would end up with independent personnel men. He wondered if it would save money and be efficient, but thinks it would be more costly and be less efficient. He said that he can't question Dr. Pfiffner.

Mayor Dail said that this was whipped up in a hurry, and is not a full scale hearing. He said that Dr. Pfiffner would be here at a later date, if necessary.

Mary Harvey, executive secretary of San Diego Municipal Employees Association, said that she had not had the opportunity to take up the question in meetings. She said that as a result, MEA cannot make a statement, but that she does have questions. She spoke of there being implied criticism. Miss Harvey told of having received improved cooperation from the City Manager - especially since Mr. Fletcher has been on the job. She said that "MEA plays a triangle as to who shall be called, that usually all 3 are called. She told of suspension notice received for a man who was dying of cancer, and of having "someone backstopping actions".

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Miss Harvey said that she had 4 specific questions to ask.

1. Is San Diego County interested in this proposal? She said that appears to be unilateral.

2. What specific problems are being talked about that should be performed management, instead of Civil Service? She said that specifics need to be thrashed out. Miss Harvey said there is need for frank answers on stumbling blocks. She said that problems should be aired.

3. Independent departments. What authority would remain so there would not be many separate sets of rules? She told of a policy that had been set in the Harbor Department of 3 days off, where Civil Service allows 5 days off, on deaths. She said that all are bound by the same rules.

4. Where will employees get information if they are eligible for examination? Then, she asked where the authority is, and the recourse.

Otto Hahn, business representative for Local 127, was heard next. He told of liking part of the report, and read from page 15 "More and more they have been banding together into organizations to look after their own interests. The employees of the City of San Diego have a number of such organizations". He told of action taken Friday night instructing him to come down and listen and report. He told of a 24 page report (by Dr. Pfiffner), and of there being some problems. He said that the organization stayed neutral, and asked for time on this, for the November ballot. He told of not getting to page 24 regarding the summary and recommendations. Mr. Hahn said "there is quite a bit of merit for 1 place, instead of 2." He said that residence requirements are outmoded. He read the section entitled Residence Rule - page 9. He said that in dealings with Civil Service and the City Manager's office, "all wonder about jurisdiction". He told of having wonderful cooperation, but not being defined regarding responsibility. He said that Mr. Fletcher does not have the authority recommended by Dr. Pfiffner. He advocated being definite on things. He spoke of need to have something to say on rules and conditions. He asked "who would know better than the City Manager about beach cleaning?" He said that in reference to contracting with the County, the County is contracting with cities, now, and could contract with the City of San Diego. He said he does not like the idea of taking over the wage surveys. He said "Civil Service should not have the say on wages". He said that employees did not have anything to say; the County should not have that power. Mr. Hahn said that any contractual arrangement should be for a specified term. He spoke of there being no official report, but of knowing of the real reason for this study. He said "there is friction between the Civil Service and the City Manager's office". He said that problems have not been too bad. He said he has been told at conventions of San Diego having good officials and conditions. He said it has been possible to solve problems. He said there is need for "more say" by employees. He said that 1 man was denied 1-day sick leave, because he wife was going to the hospital for a baby, although he had an outstanding record. He said that morale can be improved in the field of discrimination. Mr. Hahn told of need for time to study on this question.

Councilman Curran said it would be agreeable if the Council were to get disinterested people to appear, to get their expressions.

Mayor Dail said this could be set for a later date - say 30 days - and have Dr. Pfiffner here. He said that it would be well to give out copies of the report.

Councilman Curran said that 30 days would be close timing (for the next election). He said that one facet can be put on the ballot: the increasing of membership in the Commission to 5.

Miss Harvey asked if it would be possible to have tentative drafts of charter amendment proposals. She said there would not be time to take action for November election.

Councilman Schneider moved to continue the matter 3 weeks; have Dr. Pfiffner here if possible; and put out information. Motion was seconded by Councilman Williams.

Councilman Williams said that invitation should be extended to the County people involved.

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Councilman Curran said that this could be on a contractual basis (with the County).

Mr. Reese said that the City already has the general authority.

Councilman Williams expressed interest in a good, workable program. He said he does not know if the County is interested.

Mayor Dail said that can be checked; it is not a Pfiffner problem.

RESOLUTION 134309, continuing for 3 weeks - approximately - hearing on report relative to possible coordination of Civil Service activities between the City and County of San Diego presented to the Council and City Manager by Dr. John M. Pfiffner under Document 538172; requesting that Dr. Pfiffner be present if possible; providing for "putting out information", was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:30 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Chas. B. Dail
Mayor of The City of San Diego,
California

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REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, July 26,
1956.

Present--Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson
Absent--Mayor Dail
Clerk---Fred W. Sick

In the absence of the Mayor, Vice Mayor Dudley D. Williams presided. He called the meeting to order at 10:05 o'clock A.M.

The Vice Mayor recognized Dr. Richmond Barbour, prominent San Diego psychologist. He told of having seen Dr. Barbour at a service club meeting "out of proper Fiesta attire", and directed him to appear today, properly attired.

Members of the Council agreed that the spirit of gala event in San Diego had been complied with by the "recalcitrant".

On motion of Councilman Burgener, seconded by Councilman Schneider, Dr. Barbour was sentenced to continued usefulness, and life in San Diego.

Ordinances and Resolutions for this meeting are recorded on Microfilm Roll 116.

Report of Purchasing Agent on low bids for furnishing Lumber for Public Works, Buildings Division:

- a - Dixie Lumber Company - \$57.00 plus \$1.00 cartage, plus 3% State Sales Tax, Terms 2%
- bb - Airline Lumber Co. - \$92.00 plus \$2.40 cartage, plus 3% State Sales Tax, Terms 2%
- c - Frost Hardwood Lumber - \$975.00 plus \$3.00 cartage, plus 3% State Sales Tax, Terms 2%
- d - American Products, Inc. - \$325.00 (delivered) plus 3% State Sales Tax, Terms 2%
- e - Sullivan Hardwood - \$361.50 plus \$3.00 cartage, plus 3% State Sales Tax, Terms 2%
- f - Western Lumber Co. - \$148.00 (delivered) plus 3% State Sales Tax, terms 2%
- g - United States Plywood - \$376.24 (delivered) plus 3% State Sales Tax, terms 2%

(low bids) - was presented.

RESOLUTION 134310 accepting bid of Dixie Lumber Company for furnishing 200 Bd. Ft. 4/4" R.W.L. Clear Unsurfaced Redwood; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134311, accepting bid of Airline Lumber Company for furnishing 300 Bd. Ft. 1x2" Douglas Fir S4S; 500 Bd. Ft. 2x2" Douglas Fir; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134312, accepting bid of Frost Hardwood Lumber Company for furnishing 4,000 Bd. Ft. 1x12" Ponderosa Pine S4S; 500 Bd. Ft.

Meeting convened
Fiesta fun
Purchasing Report
134310 - 134312

4/4" R.W.L. Philippine Mahogany; 500 Bd. Ft. 6/4" R.W.L. Philippine Mahogany; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134313, accepting bid of American Products, Inc., for furnishing 1,000 Bd. Ft. 1x6" R.L. Douglas Fir S4S; 1,000 Bd. Ft. 2x4" R.L. Douglas Fir; 1,000 Bd. Ft. 2x6" R.L. Douglas Fir S4S; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract with Sullivan Hardwood Lumber Company, pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134315, accepting bid of Western Lumber Company for furnishing 500 Bd. Ft. 2x12x16 Select Clear Douglas Fir S4S; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134316, accepting bid of United States Plywood Corporation, and awarding contract for furnishing 20 Pcs. 1/4x48x96" Plywood; 20 Pcs. 3/8x48x96" Plywood; 10 Pcs. 1/2x48/96" Plywood; 10 Pcs. 3/4x48x120 Plywood; 8 Pcs. 1/4x48x120 Plywood; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on bid of Los Angeles Chemical Company at \$16.38 per cwt., approximately 2% higher than bid of Medford Chemical Company of Los Angeles, the low bidder, was presented. It says that the Los Angeles Chemical Company maintains a branch 2196 Kurtz Street, and has certified that the Copper Sulphate is regularly stocked, handled, and sold at its San Diego location and requests preference to local bidder as provided in the Charter. It recommends granting the request; addition cost to The City will be \$56.00 over bid of the actual low bidder - 3 bids.

RESOLUTION 134317, accepting bid of Los Angeles Chemical Company, and awarding contract, for furnishing 10 tons Copper Sulphate; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of the Purchasing Agent, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent on low bid of Harry Muns, contractor, for construction of Storm Drain Unit 2, 10th Avenue Marine Terminal - \$7,375.00; 7 bids - was presented.

RESOLUTION 134318, accepting bid of Harry Muns, contractor, for construction of Storm Drain Unit 2, 10th Avenue Marine Terminal, for the Harbor Department; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134319, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing City of San Diego with 2 3 1/2 Cu. Yd. Transit Type Concrete Mixers, Document 538384, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 134320, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 4 Cabs and Chassis, Document 538426, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard. L. Weiser, recommending reapproval of Tentative Map of Silvergate Terrace (formerly Matchinske Subdivision), originally approved by Resolution 1183693 and reapproved by Resolution 126904, subject to 9 conditions, and suspension of portion of the Municipal Code, was presented.

RESOLUTION 134321, reapproving tentative map of Silvergate Terrace; suspending portion of the Municipal Code, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by P. Q. Burton, reporting that Planning Commission voted 7-0 to recommend emergency regulations in portion Lot 22 Moody's South Addition to Lemon Grove (Grove Heights Units 1, 2, 3) recently annexed as Foster's Annexation No. 1 (R-1 and R-2 zones), was presented.

RESOLUTION 134322, requesting City Attorney to prepare and present ordinance to place Foster's Annexation 1 under interim zoning R-1 and R-2, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Application of Norman and Lena Lockrey for a Class "A" Dine & Dance License at 630 Market Street, was presented, together with recommendations for approval from interested City Departments.

RESOLUTION 134323, granting application of Norman Lockrey and Lena Lockrey for Class "A" Dine & Dance License at "Club Boomerang" 630 Market Street, on premises where intoxicating liquor is sold, subject to compliance with existing ordinances and regulations, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Application of Henry M. Younger, Arthur R. Younger and Harold C. Johnson for Class "A" Dine & Dance license at "Harold's Trading Post", 3130 Main Street, was presented, together with recommendations for approval from interested City Departments.

RESOLUTION 134324, granting application of Henry M. Younger, Arthur R. Younger and Harold C. Johnson, for Class "A" Dine & Dance license at "Harold's Trading Post" 3130 Main Street, on premises where intoxicating liquor is sold, subject to compliance with existing ordinances and regulations, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Application of Max Zemen, Sam Zemen, Robert Cheron, for Class "C" Dine & Dance License at "Judy's Hi Fi Club", 3596 University Avenue, was presented, together with recommendations for approval from interested City Departments.

RESOLUTION 134325, granting application of Max Zemen, Sam Zemen, Robert Cheron for Class "C" Dine & Dance License at Judy's Hi Fi Club, on premises where intoxicating liquor is sold, subject to compliance with existing ordinances and regulations, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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Communication from City of Coronado, signed by A. A. Mathewson, City Clerk, dated July 20, 1956, submitting a Resolution 2742, adopted July 17, 1956, by the City Council, protesting establishment of Civilian Airport on North Island, was presented.

On motion of Councilman Curran, seconded by Councilman Schneider, it was filed.

Communication from Wallace F. Hamilton, 612 Carla Way, La Jolla, dated July 13, 1956, was presented.

Communications from Art J. Higgins, 3765 Utah Street, San Diego, dated July 20, 56; Roy D. Lowell, 3981 La Cresta Dr., San Diego, dated July 25, 1956; both making suggestions relative to the new proposed sewer service charge, were presented.

Mr. Lowell came to the microphone, and told the Council of his letter, which he read.

Councilman Schneider spoke to Mr. Lowell, and there was a discussion between them.

Councilman Schneider said that "arrangements are being made for adjustments".

Alan Firestone, Deputy City Attorney, stated that a separate meter, for yard work, can be a method of computing the adjustment. He said that then the "adjustment would be set up for once and all".

Discussion between Councilman Schneider and Mr. Lowell continued.

Mr. Lowell said that the sewer service charge has to do with the use of water.

There was discussion between Aaron Reese, Asst. City Attorney, and Mr. Lowell, regarding permission to put in a separate meter.

Councilman Kerrigan spoke to Mr. Lowell about use of an extra meter.

E. W. Blom, Asst. City Manager, said that "30% applies only on commercial and industrial".

Councilman Kerrigan and Mr. Blom held a discussion about use of meter. Mr. Blom said that is provided for in the ordinance. As many meters as are wanted by a resident can be had.

Councilman Curran said to Mr. Lowell that the Council is to discuss the subject listed on today's agenda as item 121.

Mr. Lowell related having talked to a number of people, and said "there has been a lot of talk".

On motion of Councilman Schneider, seconded by Councilman Burgener, the letters were filed.

Communication from Shoreline Planning Association of California, Incorporated, 506 Santa Monica Boulevard, Santa Monica, California, dated July 16, 1956, signed by Carl P. Staal, president, was presented.

It announces a meeting to be held in Villa Hotel at San Mateo, November 15, 16, 17, tells of interesting meeting planned for a large attendance, and urges representation. It says that regular letter of invitation giving complete details will be received at a later date.

On motion of Councilman Burgener, seconded by Councilman Schneider, it was filed.

Communication from Harbor Commission, by John Bate, dated 25 July 1956, was presented.

It submits form of lease with American Products, Inc., for

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approval by the Council. It says that lease covers premises at Foot of 7th Street and replaces a 15-year lease which recently expired; the new lease establishes rental on premises at 5¢ per square foot per year and contains provisions in conformance with latest policies of the Harbor Commission.

RESOLUTION 134326, ratifying, confirming and approving lease, copy filed as Document 538403, with American Products, Inc., a corporation for period of 5 years on tidelands, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Harbor Commission, by John Bate, was presented for approval by the Council. It says that lease is a form of sublease to be entered into between High Seas Tuna Packing Company, Inc., sublessor, and Eichenlaub Yacht & Marine Service, as sublessee, for term of 2 years, replacing sublease which recently expired. It identifies property as a 20-foot strip between Eichenlaub and High Seas leases on north side of Byron Street. It says sublease was entered into in order to provide Eichenlaub with a sideyard as required by Building Code; rental is in accord with rentals in the area.

RESOLUTION 134327, ratifying, confirming and approving sublease, copy filed as Document 538406, between High Seas Tuna Packing Company, Inc., as Sublessor, and Eichenlaub Yacht & Marine Service, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Harbor Commission, by John Bate, was presented for approval by the Council. It says lease is with Kelco Company covering premises on Belt Street, north of Sampson; it replaces an existing Kelco Company lease with 4 amendments, and the M. H. Golden Company lease with 1 amendment; Kelco is acquiring the Golden property by purchase rather than assign and amendment the Golden lease, it was felt advisable to simplify agreement between Kelco and the City by drafting a new lease. It says lease is for term of 10 years with 8 5-year options to renew; rental is fixed at 4½¢ per sq ft per yr on land and \$135 per mo on water for first 10 years of lease; rental will be subject to review prior to commencement of each 5-year term. It states that lease, as agreed upon, contains 1 provision not contained in other Harbor Department leases. It says the condition permits lessee to cancel upon 6 months' notice upon payment of \$5,000 to the City if it cannot continue in business due to passage of legislation affecting harvesting of kelp.

RESOLUTION 134328, ratifying, confirming and approving lease, copy filed as Document 538409, between The City of San Diego, acting by and through Harbor Commission, as Lessor, and Kelco Company, a corporation, as Lessee, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Harbor Commission, by John Bate, was presented for approval by the Council. It says that agreement of lease Point Loma Anchorage wishes to enter into with Cubic Corporation is 2½ months covering rooms and storage space in the Anchorage Building; rental established at \$130 per month. It says that during time sublease is in effect, lessees must pay \$10 per month additional rental to Harbor Department.

RESOLUTION 134329, ratifying, confirming and approving sublease, copy filed as Document 538377, between Herbert Sinnhoffer, an individual, doing business under name and style of Point Loma Anchorage, Sublessor, and Cubic Corporation, Sublessee, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Harbor Commission, by John Bate, submitting for Council approval, form of sublease to be entered into between San Diego Marine Exchange, as sublessor, and George Henderson, doing business as Hendy's Two Way Radio Service, sublessee, was presented. It says area covered by sublease is approximately 360 square feet plus display space in building owned by San Diego Marine Exchange; rental is \$50 per month, which is approximately 14¢ per sq. ft. per mo; premises to be used primarily for repair of marine radio equipment.

RESOLUTION 134330, ratifying, confirming and approving sublease, copy filed as Document 538380, between San Diego Marine Exchange, sublessor, and George Henderson, sublessee, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134331, congratulating John McQuilken upon his appointment to position of County Assessor of County of San Diego; recognizing efficient, capable organization of the Auditor's Office of The City of San Diego under his administration, with resulting honor and prestige to him, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Resolution says that Mr. McQuilken started his career as an employee with The City of San Diego on May 18, 1936, as Assistant Bail Clerk of the Police Court and was soon promoted to position of Senior Clerk (Account); was transferred to Auditor's Office February 21, 1938, and appointed Chief Deputy City Auditor on August 22, 1940, and City Auditor on February 1, 1945, which position he has efficiently, ably and with great credit to himself, filled to this day. The resolution tells of prestige to himself and his office during which time he has held offices. It mentions his appointment as County Assessor of County of San Diego, effective August 1, 1956.

RESOLUTION 134332, determining and declaring that public interest, convenience, and necessity of The City of San Diego require construction, operation and maintenance of a public road and slopes, across portions of Lots 6 and 7 Lemon Villa; determining and declaring that public interest, convenience, and necessity of The City of San Diego demand acquisition of fee title to the public road and easements for slopes through, along and across property to be used by the City for construction of public road and slopes; declaring intention of The City of San Diego to acquire fee title and easements under Eminent Domain Proceedings; directing City Attorney to commence action in Superior Court of The State of California, in and for County of San Diego, for purpose of condemning property and acquiring fee title and easement, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted. (The resolution does not state the purpose. It is for 54th Street, according to Attorney's office)

RESOLUTION 134333, authorizing and empowering City Manager to do all work in connection with installation of a 4" water service and meter and supply the Del Mar Terrace Public Utility District, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134334, authorizing and empowering City Manager to enter into agreement, for and on behalf of the City, with Fred W. Friend, as consulting hydraulic engineer, to prepare and deliver to City in writing a study of flood control of San Diego River from Morena Boulevard to point near Zion Avenue in Grantville, under Document 538496, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 134335, approving claim of Arnold J. Wendt, Document 537200, in amount of \$119.00; authorizing City Auditor & Comptroller to draw warrant in favor of Arnold J. Wendt, 1484 Marline, El Cajon, California, in full payment of the claim, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134336, accepting subordination agreement, executed by O. Howard Caya and Kathleen S. Caya, beneficiaries, and Union Title and Insurance and Trust Company, trustee, July 6, 1956, subordinating all their right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances, in portion Lot 11 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to file subordination agreement, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134337, accepting deed of Brown & Woolery, Inc., a California Corporation, July 5, 1956, conveying easement and right of way for drainage purposes in portion Lot 11 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134338, accepting deed of Elsa Marie Elliott, July 9, 1956, conveying easement and right of way for sewer purposes in portion Lots 6, 7, 8 Block 99 Morena; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134339, ~~accepting deed~~ authorizing and empowering Mayor and City Clerk to execute, for and on behalf of and as act and deed of The City of San Diego, easement deed in favor of Julian C. Parker and Sue H. Parker, of permanent easement and right of way for access road and underground utilities pipes and conduits, in portions Lots 120 and 121 La Mesa Colony, described in form under Document 538499, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

On motion of Councilman Schneider, seconded by Councilman Burgener, reading of next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7075 (New Series), incorporating Lots A through F Block 246 Horton's Addition into RC Zone and repealing Ordinance 12987, insofar as it conflicts, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Nays-None. Absent-Mayor Dail.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, reading of next ordinance in full prior to final passage was

dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7076 (New Series), incorporating portions of Lots 32, 33 and C La Mesa Colony, into R-4, C and C-1A Zones; repealing Ordinance 5631 (New Series) insofar as it conflicts, and Ordinance 13558 insofar as it conflicts, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-None. Absent-Mayor Dail.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, reading of next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7077 (New Series), incorporating portions of The Highlands and Rosedale into M-1A Zone; repealing Ordinance 5252 (New Series) and Ordinance 7015 (New Series), insofar as they conflict, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-None. Absent-Mayor Dail.

On motion of Councilman Curran, seconded by Councilman Schneider, reading of next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7078 (New Series), setting aside and dedicating portions of Lots 15 and 17 Block 18 Swan's Addition as and for public street, and naming it Home Avenue, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-None. Absent-Mayor Dail.

On motion of Councilman Schneider, seconded by Councilman Curran, reading of next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council - after having been introduced by the same motion. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7079 (New Series), appropriating \$3,500.00 out of Unappropriated Balance Fund for payment for services of Fred F. Friend, consulting hydraulic engineer, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-None. Absent-Mayor Dail.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, reading of next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council - after having been introduced by the same motion. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

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ORDINANCE 7080 (New Series), appropriating \$3,500.00 out of Unappropriated Balance Fund, for expenses in conjunction with recruitment of City employees, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-None. Absent-Mayor Dail.

On motion of Councilman Curran, seconded by Councilman Kerrigan, reading of next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council - after having been introduced by the same motion. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7081 (New Series), appropriating \$2,000.00 out of Unappropriated Balance Fund for City's share of costs of displays and tour of Southern California Industrial Development program to San Diego Chamber of Commerce, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson. Nays-None. Absent-Mayor Dail.

Ordinance amending San Diego Municipal Code by adding new sections, was brought before the Council. (An ordinance on the same subject - establishing Sewer Service Charge - had been introduced July 19, 1956).

Communication signed by Alan M. Firestone, Deputy City Attorney, approved by Aaron W. Reese, Assistant City Attorney, was presented. The communication, dated July 23, 1956, goes into the subject of levying sewer service charge as a tax, at length. It concludes "In view of the foregoing, it is the opinion of this office that the charges for the use of the City sewer system cannot be established as a tax under the provisions of Section 90.2 of the Charter of The City of San Diego, and this office strongly recommends against the establishment of such a tax as an interim until the effect date of the Charter section".

Mr. Firestone told the Council that he had a call from Mr. Beebe in Los Angeles (Mr. Beebe, whom the City had engaged in connection with charter amendment proceedings election), who objected on a technicality. He suggested a 1 week delay. He reviewed newly-presented ordinance, and told of each change, and reason for each. He said that the Manager has to have the approval of the Council.

Mayor Dail entered the meeting, and took the chair.

He said that clarification is provided, by the new Ordinance, and that no appeal to the Council is provided.

Councilman Schneider spoke to Mr. Firestone about a fire line.

E. W. Blom, Asst. City Manager, said that a "detector meter" is required. He continued with explanation of changes, Mr. Beebe's recommendation of specific date for effective date.

On motion of Councilman Curran, seconded by Councilman Schneider, the ordinance which had been introduced July 19, 1956, was filed.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, ordinance amending Article 4 Chapter VI of The San Diego Municipal Code by adding Sections 64.31, 64.32, 64.33 and 64.34 establishing a sewer service charge - including "Section 2. That the billing for the sewer service charge and the collection thereof shall commence on and after September 3, 1956", was introduced, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

7080 N.S. - 7081 N.S.

Discussion on service charge

Ord. filed

Ord. introduced

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Asst. City Manager E. W. Blom explained the next ordinance to the Council.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, Ordinance Amending Article 1 Chapter IX of The San Diego Municipal Code by adding a new section - 91.02.1 - amending Section 4703 of The Uniform Building Code, was introduced, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Curran, seconded by Councilman Schneider, the next ordinance was introduced.

Councilman Kerrigan said that Councilman Evenson had a question.

Action to introduce was reconsidered.

Councilman Evenson said that people have not had the opportunity to appear; there is only 1 change. (A hearing was held, and the recommendation of the Planning Commission was overruled, and plan as presented by petitioners was proposed by the Council).

Councilmen Kerrigan and Schneider reviewed the change made by the Council.

Councilman Schneider said that notice had been posted on the original Planning hearing. He said that "a last minute appeal has no justice". He said there would be no reason to hold up action. He said that it amounts to a conflict of interests, rather than poor zoning.

Councilman Curran asked if any good purpose would be served by continuance.

Aaron Reese, Asst. City Attorney, said the Council would only introduce the ordinance today; adoption would come after 1 week.

On motion of Councilman Schneider, seconded by Councilman Evenson, Ordinance incorporating portion of Lot 67 Rancho Mission into R-4, RC-1A and C-1A Zones, as defined by Sections 101.0408, 101.0409.2 and 101.0411.1 of The San Diego Municipal Code, and repealing Ordinance 4011 (New Series) insofar as it conflicts, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Mayor Dail recognized Dr. Erast, with the State of California, and Dr. J. B. Askew, City-County Health Director. He said that a conference had been scheduled, following this meeting, having to do with rehabilitation of alcoholics.

The Asst. City Manager requested, and was granted, unanimous consent the next item, not listed on the agenda:

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of La Jolla Capri, subject to minor corrections shown, final checking by the City Engineer and posting of adequate bond to insure installation of required improvements, was presented.

RESOLUTION 134340, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with Lionel Mayell and Dorothy Mayell and L. C. Anderson Co. for installation and completion of unfinished improvements and setting of monuments required for La Jolla Capri Aire subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134341, adopting Map of La Jolla Capri Aire Subdivision, a subdivision of portion Lot 1 Partition of Pueblo Lot 1783; accepting portion of an alley and easements shown for public purposes; declaring them to be portion of an alley and easements dedicated to public

Ords. intr.
Visitors recognized
Communication - Res.
134340-1 under U.C.

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use; directing Clerk of the City to endorse upon the map, as and for act of the Council, that the Council has approved the subdivision map and that portion of alley and easements shown are accepted on behalf of the public as stated; directing the City Clerk to transmit the map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Communication from Purchasing Agent, stating that 8 manually operated typewriters were approved for various offices for purchase from the current budget; he has been advised that increase in price of \$20.00 per typewriter will be put into effect August 1, 1956. He said all standard make machines carry identical prices; certain makes are more desirable for use in various City offices due to differing features; it recommends authorization to purchase 8 standard make manually operated typewriters - total cost approximately \$1,500.00.

RESOLUTION 134342, authorizing and directing Purchasing Agent to purchase without bids 8 Standard Make Manually Operated Typewriters of various makes as required by City departments, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Communication from San Diego City-County Band & Orchestra Commission for approval of 26-pc. marching band to be used at flag raising and dedication of historical marker, was presented.

RESOLUTION 134343, approving music program for July 29, 1956, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 134314, accepting bid of Sullivan Hardwood Lumber Company for furnishing 6 Pcs. 3/8x48/96 Upson Board; 1,000 Bd. Ft. 4/4" R.W.L. Select Unsurfaced Pine; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted. This resolution was adopted earlier in the meeting; but shown at this point in these minutes.

Councilman Curran asked the Asst. City Attorney about changing a word in the water charge ordinance.

Mr. Reese replied "it is in".

Mr. Curran wants to exclude the word "commercial", he said.

Mr. Reese said that is a Council policy matter.

RESOLUTION 134344, asking the City Manager if it would be feasible to take out the word "commercial" from the water use ordinance, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 10:40 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Kadstrom
Deputy

Charles D. Dale
Mayor of The City of San Diego,
California

Communications
134342 - 134344 - 134314
Discussion

Meeting adjourned

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REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, July
31, 1956

Present--Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail
Absent--Councilman Burgener
Clerk---Fred W. Sick

The Mayor presented Mr. Roy E. Wilson, of the Downtown Church of Christ, who gave the invocation.

Ordinances and Resolutions are recorded on Microfilm Roll 116.

The Minutes of the Meetings of July 23, 24, 25, 26, 1956, were approved on motion of Councilman Kerrigan, seconded by Councilman Williams - after which they were signed by the Mayor.

Councilman Burgener entered

The Purchasing Agent reported in writing that 4 bids had been opened July 27, 1956, for improvement of Alley Block 61 Park Villas, under 1911 Act.

On motion of Councilman Schneider, seconded by Councilman Curran, finding was made that bids had been opened as reported. By the same motion, they were referred to City Manager and City Attorney for recommendation.

The Purchasing Agent reported in writing that 4 bids had been opened July 27, 1956, for improvement of Opal Street, under 1911 Act.

On motion of Councilman Schneider, seconded by Councilman Curran, finding was made that bids had been opened as reported. By the same motion, they were referred to City Manager and City Attorney for recommendation.

The Purchasing Agent reported in writing that 4 bids had been opened July 27, 1956, for improvement of 39th Street and Logan Avenue, under 1911 Act.

On motion of Councilman Schneider, seconded by Councilman Curran, finding was made that bids had been opened as reported. By the same motion, they were referred to City Manager and City Attorney for recommendation.

The hour of 10:00 o'clock A.M. having arrived, time set for opening bids for furnishing electric energy and maintenance in Mission Beach Lighting District No. 2, for 1 year from and including August 1, 1956, the Clerk reported 1 bid.

On motion made and seconded, bid was publicly opened and declared.

Bid was as follows:

Meeting Convened
Invocation
Reports on 1911 Act bids
Bids for electric energy

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San Diego Gas & Electric Company, accompanied by certified check in sum of \$144.00 written by San Diego Trust and Savings Bank.

On motion of Councilman Schneider, seconded by Councilman Curran, it was referred to City Manager and City Attorney for recommendation.

The hour of 10:00 o'clock A.M. having arrived, time set for opening bids for furnishing electric energy ~~and maintenance~~ in Ocean Beach Lighting District No. 1, for 1 year from and including August 1, 1956, the Clerk reported 1 bid.

On motion made and seconded, bid was publicly opened and declared.

Bid was as follows:

San Diego Gas & Electric Company, accompanied by certified check in sum of \$147.06 written by San Diego Trust and Savings Bank.

On motion of Councilman Schneider, seconded by Councilman Evenson, it was referred to City Manager and City Attorney for recommendation.

The hour of 10:00 o'clock A.M. having arrived, time set for opening bids for furnishing electric energy in Pacific Beach Lighting District No. 1, for 1 year from and including September 1, 1956, the Clerk reported 1 bid.

On motion made and seconded, bid was publicly opened and declared.

Bid was as follows:

Bid of San Diego Gas & Electric Company, accompanied by certified check in sum of \$343.02 written by San Diego Trust and Savings Bank.

On motion of Councilman Schneider, seconded by Councilman Williams, it was referred to City Manager and City Attorney for recommendation.

The hour of 10:00 o'clock A.M. having arrived, time set for opening bids for furnishing electric energy in University Avenue Lighting District No. 1, for 1 year from and including August 1, 1956, the Clerk reported 1 bid.

On motion made and seconded, bid was publicly opened and declared.

Bid was as follows:

San Diego Gas & Electric Company, accompanied by certified check in sum of \$348.12 written by San Diego Trust and Savings Bank.

On motion of Councilman Schneider, seconded by Councilman Williams, it was referred to City Manager and City Attorney for recommendation.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 133816, made to cover cost and expenses of paving and otherwise improving Alley Block 331 Choate's. Addition, the Clerk reported written protest from Ruby G. Boone. It was read to the Council by the Clerk.

The City Engineer reported a written 16.7% protest.

The Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no additional protests were filed.

RESOLUTION 134345, overruling and denying protest of Ruby G.

Bids

Hearing

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Boone, against proposed improvement of Alley Block 331 Choates Addition, Resolution of Intention 133816; overruling and denying all other protests, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

On motion of Councilman Curran, seconded by Councilman Williams, proceedings were referred to the City Attorney for resolution ordering work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 133814 for paving and otherwise improving Kendall Street, the Clerk reported no protests.

No one appeared to be heard.

On motion of Councilman Williams, seconded by Councilman Curran, proceedings were referred to the City Attorney for resolution ordering work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 133815, written protest of Lawrence O'Connell was presented; together with other protests, for other work.

The City Engineer reported a majority protest: 70.8%

Councilman Burgener said that there were people who want to see the map.

The City Engineer laid out a map, which he explained.

There was discussion between Councilman Burgener and the City Engineer about combined petitions.

The City Engineer said that "either way (combined, or not) the figure is a majority protest".

Councilman Burgener spoke of tremendous traffic on account of Morena Boulevard, and said there is an unsatisfactory situation.

The City Engineer explained, further, to Councilmen Burgener and Kerrigan.

Mr. Koon told the Council that no part of the cost of paving Frankfort would be his. He said there are 16 families living in the block; 5 families use the alley. He said there was an oiled surface, which needs repair. Mr. Koon said that the improvement as proposed would be too much expenditure. He said that Frankfort is another problem, and that later it will be considered as an artery to Clairemont. He said that residents on Frankfort want the paving.

Mayor Dail said that would call for abandonment; then there could be petition for Frankfort.

Willard Olson, of the City Engineer's Office, said that on Frankfort there is a trailer park with over 50% frontage, and that can't go through by itself.

Mr. Koon said that the Langlois' property is walled off and that would have no use for the alley - neither would he. He said "8 people in the block would favor".

Councilman Williams spoke to the City Engineer about the percentage on the "original petition".

The City Engineer replied that the first petition in 1953 for Frankfort did not have enough signatures. He said that the next petition, in 1955, was for the alley. He said that in April 1955 petition was for alley; 32 out of 38 signed for the alley. He said "the trailer court had not come into the picture". He said petitions were apparently combined; 65% of property frontage, gained by combining them.

Councilman Kerrigan said there would be opposition to paving.

A man, connected with the trailer park, but who did not give his name, said when he was asked that there are 90 trailer spaces. James W. Evans, circulator of the petition, said he had

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was now representing the new owner. He said that "both were included to get the necessary percentage". He said that they are now afraid of the cost. He contended that the Council would do them a favor to ignore their protest.

The Mayor pointed out that it is a community choice.

Mr. Evans read a letter from Mrs. Catherine White, 1331 Frankfort Street, favoring the paving of both. He told of having talked to Mrs. Langlois last night, and that she did not know of a letter of protest. He asked the Council to postpone hearing 1 week, and let him talk to people on Nashville. He stated that the improvement would cost him \$1,000., but he wanted the work done.

Councilman Schneider moved to continue the hearing 1 week.

Mr. Koon said that he signed the petition for the alley, in order to help Frankfort Street. He said that Mr. Evans is paying on Nashville Street; he could not afford the improvement.

The unidentified man, connected with the trailer park, said he had a letter from Mr. O'Connell. He told of entrance being from the street, and of having "given 25 feet".

Councilman Williams pointed out that the use of the trailer park is contributing to the discomfort of the other people.

Councilman Burgener said that the Council could continue the hearing; abandon the alley and pave Frankfort; and overrule the protest.

The trailer park owner's representative said that the entrance is paved; maybe he could convince Mr. O'Connell to go along with the improvement.

Councilman Williams moved to continue the hearing 1 week.

Councilman Burgener asked about the delay if abandoned and reinstated.

The City Engineer said "about 4 months".

Councilman Burgener seconded the motion, resulting in RESOLUTION 134346, continuing hearing on Resolution of Intention 133815 on proposed improvement of Frankfort Street and Alleys Block 3 Corella Tract, to 10:00 o'clock A.M., Tuesday, August 7, 1956, was adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on Resolution 133819 of preliminary determination, for paving and otherwise improving San Luis Obispo Place, Alleys Blocks 119, 120, 123, 124, 128, 131, et al., Mission Beach, the City Engineer told of having had conferences with Mr. Heilman. (Mr. Heilman had represented property owners in protest in connection with drainage, and had made a personal offer of \$1,000. toward remedying the drainage).

Mr. Heilman said that when the Engineer "cuts the island out in front of 2 alleys, it will throw the water onto other people". He made no further comments.

RESOLUTION 134347, overruling and denying protests against proposed improvement of San Luis Obispo Place, Alleys in Blocks 119, 120, 123, 124, 128, 131, 132, 135, 136, 140, 143, 144, 148 Mission Beach; Resolution of Preliminary Determination 133819, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134348, determining that improvement of San Luis Obispo Place, Alleys in Blocks 119, 120, 123, 124, 128, 131, 132, 135, 136, 140, 143, 144, 148 Mission Beach, Resolution of Preliminary Determination 133819, is feasible and that lands to be assessed will be able to carry burden of proposed assessment; also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 133949 of Preliminary Determination for paving and otherwise improving Estudillo Street, the Clerk reported no protests. No one responded when the Mayor asked if anyone was present to be heard.

RESOLUTION 134349, determining that proposed improvement of Estudillo Street, Resolution 133949 of Preliminary Determination, is feasible and that lands to be assessed therefor will be able to carry burden of proposed assessment; also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 133950 of Preliminary Determination for paving and otherwise improving Alley Block 22 Ocean Beach Park, the Clerk reported no protests.

No one responded when the Mayor asked if anyone was present to be heard.

RESOLUTION 134350, determining that proposed improvement of Alley Block 22 Ocean Beach Park, Resolution 133950 of Preliminary Determination, is feasible and that lands to be assessed will be able to carry burden of proposed assessment; also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 133951 of Preliminary Determination for sewers in Avenida de La Playa, and Public Rights of Way in Pueblo Lot 1280, the Clerk reported no protests.

When the Mayor inquired if anyone was present to be heard, Mr. Sperry, of 2465 Avenida de la Playa, asked if he would be assessed for the sewer.

Willard Olson, of the City Engineer's office, stated that Mr. Sperry's property is outside the district.

RESOLUTION 134351, determining that improvement of Avenida de la Playa, and Public Rights of Way in Pueblo Lot 1280, Resolution 133951 of Preliminary Determination, is feasible and that lands to be assessed therefor will be able to carry burden of proposed assessment; also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment, Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2502 made to cover cost and expenses of paving and otherwise improving T Street, the Clerk reported no appeals.

When the Mayor inquired if anyone was present to be heard, no one responded.

RESOLUTION 134352, confirming and approving Street Superintendent's Assessment 2502 made to cover cost and expenses of paving and otherwise improving T Street, Resolution of Intention 127276; authorizing and directing Street Superintendent to attach his warrant and

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issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2503 made to cover costs and expenses of paving and otherwise improving San Fernando Street, the Clerk reported written appeal from Grace B. Conner. The appeal refers to the assessment as being excessive, and of rough pavement causing a distinct jolt where it joins Kellogg.

When the Mayor inquired if anyone was present to be heard, Edwin Starke said that since the paving has been done at the intersection with Kellogg it has buckled.

The City Engineer referred to this as being on a previously-paved street.

The Mayor said that is a matter of maintenance.

RESOLUTION 134353, confirming and approving Street Superintendent's Assessment 2503 made to cover cost and expenses of work of paving and otherwise improving San Fernando Street, under Resolution of Intention 129187 - also overruling appeal of Grace B. Conner - authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134354, referring to City Manager matter of paving at intersection of Kellogg Street and San Fernando Street, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2504 made to cover cost and expenses of paving and otherwise improving Gaines Street, the Clerk reported no appeals.

When the Mayor inquired if anyone was present to be heard, no one responded.

RESOLUTION 134355, confirming and approving Street Superintendent's Assessment 2504 made to cover cost and expenses of paving and otherwise improving Gaines Street, Resolution of Intention 127368; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2505 made to cover cost and expenses of paving and otherwise improving Pyncheon Street, the Clerk reported no appeals.

When the Mayor inquired if anyone was present to be heard, no one responded.

RESOLUTION 134356, confirming and approving Street Superintendent's Assessment 2505 made to cover cost and expenses of paving and otherwise improving Pyncheon Street, Resolution of Intention 126335; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for

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hearing on Assessment 2506 made to cover cost and expenses of paving and otherwise improving Newton Avenue, the Clerk reported no appeals.

When the Mayor inquired if anyone was present to be heard, no one responded.

On motion of Councilman Curran, seconded by Councilman Schneider, the assessment was confirmed.

Then, Mr. Martinez, of 3530 Newton Avenue, came to the microphone and said that he "had a bill that says it is not a bill". He asked about the amount of his assessment.

Mayor Dail explained it.

Mr. Martinez said he could pay it if he had 60 days.

Mayor Dail said that assessment goes to Bond if not paid within 30 days.

Mr. Martinez said that he paid for the water pipe, but the neighbors did not.

Mr. Olson said that is handled by the Water Department, and suggested to Mr. Martinez that he make inquiries on the 6th Floor Water Department.

RESOLUTION 134357, confirming and approving Assessment 2506 made to cover cost and expenses of paving and otherwise improving Newton Avenue, Resolution of Intention 129855; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing Street Superintendent to record in the office of Street Superintendent the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Airline Lumber Company, 4009 Rosecrans St., P.O. Box 275 Old San Diego 10, dated July 24, 1956, signed by Robert M. Stillson, president, was presented. It requests temporary, revocable permit to close Congress Street from the north curb line of Wallace Street. It tells of the street being unimproved, that it drops several feet down rather abruptly, has a drainage problem and is generally more a hazard than an asset.

On motion of Councilman Schneider, seconded by Councilman Evenson, it was referred to the City Manager.

Application of A. W. Coltrain for Certificate of Necessity and Convenience to operate 10 long-term lease cars, doing business as ABC Service, was presented.

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

Report of Purchasing Agent, approved by E. W. Blom, on low bid of D & M Sprinkler Company and Jack's Sprinkler Company, a joint venture, for installation of sprinkler system in Torrey Pines Mesa Golf Course located at Torrey Pines Mesa - \$239,744.00; 5 bids - was presented.

RESOLUTION 134358, accepting bid of D & Sprinkler Company and Jack's Sprinkler Company, a joint venture, for installation of sprinkler system in Torrey Pines Mesa Golf Course; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of the City a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication
Application
Purchasing report
134358

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Report of Purchasing Agent, approved by E. W. Blom, on low bid of H. W. Grizzle for construction of addition to Club Building in Balboa Park on 6th Avenue east of Redwood Street - \$6,350.00; 3 bids - was presented. It says the low bid exceeds estimate by \$1,150; it is second time job has been put to bid, and low bid is considered to be reasonable.

RESOLUTION 134359, accepting bid of H. W. Grizzle for construction of addition to Club Building in Balboa Park; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications and plans on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by E. W. Blom, on low bid of E. P. Watson for furnishing and installing portion of Dulzura Conduit - \$43,882.36; 7 bids - was presented.

RESOLUTION 134360, accepting bid of E. P. Watson for furnishing and installing portion of Dulzura Conduit; authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego, a contract, pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by E. W. Blom on bid of Harron, Rickard & McCone Co. of Southern California for furnishing 1 - 3/8 Cu. Yd. Truck Mounted Trench How (Additions to motive equipment - Water Fund), was presented. It gives detailed report why low bid of Santa Fe Equipment Company was not recommended for acceptance.

RESOLUTION 124361, accepting bid of Harron, Rickard & McCone Co. of Southern California for furnishing Truck Mounted Trench Hoe at price of \$18,668.00 plus State Sales Tax, less trade-in allowance on 1 1944 Trencher at \$1,000.00 and 1948 Trencher at \$8,800.00 or a total net price of \$8,868.00 plus State Sales Tax; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Resolution for accepting bid of Mission Pipe and Supply Company (sole source of supply) for furnishing repair parts for Rockwell Water Meters in accordance with attached list - 56 items at total of \$2,539.89 plus 3% State Sales Tax, was presented.

RESOLUTION 134362, accepting bid of Mission Pipe & Supply Company for furnishing repair parts for Rockwell Meters; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract with Mission Pipe & Supply Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Resolution for accepting bid of National Steel and Shipbuilding Corporation (sole source of supply) for furnishing repair parts for GSG-6 Enterprise Engines in accordance with attached list - total price of \$2,724.55 plus 3% State Sales Tax, terms net (for Sewage Treatment Plant), was presented.

RESOLUTION 134363, accepting bid of National Steel and Shipbuilding Corporation for furnishing repair parts for GSG-6 Enterprise

Engines; awarding contract for furnishing repair parts for GSG-6 Enterprise Engines, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 134364, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing approximately 7,200 lineal feet of Fire Hose, Document 538561, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134365, authorizing and directing Purchasing Agent to occasionally rent a heavy dozer at \$50.00 per day for various periods as needed, during period July 1, 1956 to June 30, 1957, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

In connection with the next resolution, Councilman Kerrigan said he had a question.

The City Manager explained it; he said it had been recommended, but then had been found to be not required.

RESOLUTION 134366, authorizing and directing Purchasing Agent to advertise for sale and sell approximately 3,000# of cold rolled annealed copper sheet (.001" thick and 6" wide), located at Alvarado Filtration Plant, no longer desirable for use or retention by the City, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Del Cerro Unit 6 - northerly of Alvarado Freeway at College Avenue - subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 134367, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with The Vinley Corporation, a corporation, for installation and completion of unfinished improvements and setting of monuments required for Del Cerro Unit 6 subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134368, adopting Map of Del Cerro Unit 6, a subdivision of portion Lot 67 Rancho Mission of San Diego; accepting on behalf of the public College Avenue, Del Cerro Boulevard, Lambda Drive, Marne Avenue, Rockhurst Drive, Rockhurst Court and Vinley Place, together with any and all abutters' rights of access in and to College Avenue, adjacent to and contiguous to Lots 385, 386, 387, 388, 389 and 401; also in and to Del Cerro Boulevard adjacent and contiguous to Lot 385; also, in and to Lambda Drive, adjacent and contiguous to Lot 389, for public use; declaring them to be dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that Council has approved the subdivision map and that public streets and easements shown within the subdivision, together with any and all abutters' rights of access are accepted on behalf of the public as stated; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Kerrigan, seconded by Councilman Kerrigan, adopted.

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Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of La Jolla Farms - located northerly of Scripps Estates Associates subdivision and La Jolla Shores Drive, between former West Boulevard in Camp Callan and the Pacific Ocean - subject to posting of adequate bond to insure installation of required improvements, was presented.

RESOLUTION 134369, authorizing and directing City Manager, for and on behalf of The City of San Diego, to execute contract with The Stanmar Corporation, a corporation, for installation and completion of unfinished improvement and setting of monuments required for La Jolla Farms subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134370, adopting Map of La Jolla Farms Subdivision, a portion of Pueblo Lots 1312 and 1313; accepting on behalf of the public La Jolla Farms Road, Black Gold Road, Greentree Lane, Brookmead Lane, Idle Hour Lane, Crown Crest Lane, portions of La Jolla Shores Drive and Whitecliff Drive, easements shown for sewer, water, drainage and public utilities together with any and all abutters' Rights of Access in and to La Jolla Shores Drive, adjacent and contiguous to Lots 30, 31, 32; declaring then to be accepted on behalf of the public; rejecting as a dedication for public street land shown thereon and marked "Reserved for Future Street"; authorizing and directing Clerk of the City to endorse upon the map as and for act of the Council that Council has approved the map and that streets, easements together with abutters' rights of access are dedicated to the Public; and that Council rejects portion marked "Reserved for Future Street"; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Melissa Park, located southerly of Home Avenue, northeasterly of Gateway Drive, subject to posting of adequate bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 134371, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Brown & Woolery, Inc., a corporation, for installation and completion of unfinished improvements and setting of monuments required for Melissa Park Subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134372, adopting Map of Melissa Park Subdivision, being a portion of Lot 11 Ex-Mission Lands of San Diego (Horton's Purchase); accepting on behalf of the public Spillman Drive, Stanton Road, Darnall Road, 42nd Street, portion of 43rd Street, portion of Home Avenue, the walk, easements for utilities, etc., together with any and all abutters' rights of access in and to 43rd Street, adjacent and contiguous to Lots 16 to 26 shown for public purposes; declaring to be dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map as and for act of the Council that Council has approved the map and that streets, walk, and easements, together with all abutters' rights are accepted on behalf of the public; and directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval and acceptance of Record of Survey in lieu of final subdivision map, of Lots 159 & 160 Empire Addition to Encanto Heights - located immediately south of Fulmar and easterly of

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Weaver Street in Encanto Heights area, was presented.

RESOLUTION 134373, approving filing of Record of Survey tentative map of Lots 159 and 160 Empire Addition to Encanto Heights Map 1254, in lieu of Final Subdivision Map pursuant to Section 102.02.1 of San Diego Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of revised tentative map of Mission Village, a 314-lot subdivision located on Kearny Mesa, easterly of Sandrocks Road, adjacent to Cabrillo Heights Housing Project, approved by Resolution 134073, was presented. It provides for amendment to include Mission Village Annex, a 7-lot subdivision; making a total of 321 lots.

RESOLUTION 134374, amending Resolution 134073 approving tentative map of Mission Village, to include tentative map of Mission Village; revised tentative map to be subject to all conditions set forth in the above-numbered resolution, was on motion of Councilman Williams, seconded by Councilman Evenson, adopted.

Communication from E. W. Blom, Acting City Manager, returning communication from Earl F. Rippee regarding his arrest by the Police Department on July 17, and attaching copy of (Police) Chief Jansen's report on the incident. The report is addressed to the City Manager, and sets out in detail the episode from the time police officers saw the car parked at a meter until his release on bail. It refutes statements made by Mr. Rippee about refusal to permit telephone calls, and of jailers being anxious to have as many prisoners bail out as quickly as possible in order to clear records and keep feeding and care at a minimum. The Chief's report concludes: "I am of the opinion that Mr. Rippee was unreasonable in his attitude and demeanor and was guilty of disorderly conduct in calling the officers the names they say he did". The report is a 2-page document.

The Mayor told of having a report from the City Manager on the complaint made to the Council on July 24, 1956.

The Clerk read to the Council the letters from the Acting City Manager and the Chief of Police.

The City Manager passed around to members of the Council the Chief's report.

The Mayor said to Mr. Rippee that the Council is not in a position to try the case; the subject had been referred to the Chief. He pointed out that Mr. Rippee has a case pending in court, and that it is up to him to bring these things up in court, if he wishes. The Mayor said that "both sides have been laid before the Council".

Mr. Rippee said to the Council that he is entitled to be heard, when he had heard the reading of the grossly inaccurate false report. He said "it's 90% false", and that he would be a fool if he had not told the truth. He said that "car was there (at the "violation" meter) not over 60 or 90 seconds". He said that the prosecutor offered to have him sign a form, and that it would then be charged.

The Mayor answered the last statement by saying that is routine.

Mr. Rippee said that after hearing the report, he is almost ready to sue the City, the Chief of Police and the police officers.

The Mayor repeated that the Council is not in a position to try the case. He said that the Chief has taken disciplinary measures where cases warrant such action.

Councilman Burgener said to Mr. Rippee that he does not know the police officers, but that he has confidence in the Police. He said, too, that Mr. Rippee could go to court.

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City Manager said that in view of differences of opinion he would be happy to have Mr. Rippee meet with the Chief of Police and the officers involved. He said "it sounds like a relatively unimportant item".

Mr. Rippee said that he would want to talk with his attorney about that.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the documents were filed.

Communication from Mrs. M. Bruns, 1744 1st Ave., San Diego, dated 7-29-56, advocating washing of sidewalks once a week, was presented. It says that "Heaven on Earth" should certainly include clean streets, and that it took a ridiculous act of an arrest of a man for throwing a paper cup out of a car to make her write. She says "it is humiliating to walk the streets in San Diego - especially Sunday and Monday mornings after week-end reveleries".

Communication from Clairemont Town Council, submitting photostat of a petition "signed by practically all residents of the area concerned in its subject matter", was presented. It tells of traffic hazard on Chicasaw, Chinook and Carib Courts and Winnebago Avenue, and asks for enforcement of 15 M.P.H. speed limit, and marking of crosswalks as specified.

On motion of Councilman Kerrigan, seconded by Councilman Curran, it was referred to the City Manager.

Communication from the Psychology Commission, signed by Dr. Wallace V. Lockwood, chairman, dated July 27, 1956, was presented. It says that the Commission has reviewed proposed revision of ordinance regulating independent practice of psychology, as drafted July 17, 1956. It requests "careful consideration of modification of the proposed draft", and makes specific suggestions. It concludes "The more adequate the ordinance is in its conception of the education, training and functioning of the professional psychologist, the more adequately and equitably the Commission can function in assuring the citizens of San Diego that the community of licensed professional psychologists possess nationally recognized standards of professional training and competence".

On motion of Councilman Williams, seconded by Councilman Curran, it was referred to the hearing to be conducted by the Council on Thursday, August 2, 1956.

Communication from Amy L. Nelson (Mrs. N.C.), 5261 Olvera Ave., San Diego 14, California, dated July 25, 1956, was presented. It encloses copy of letter written to Department of Health regarding drainage ditch across from her home and next to 5252 Olvera Ave.

On motion of Councilman Curran, seconded by Councilman Kerrigan, it was referred to the City Manager.

Copy of communication from San Diego County Safety Council, 528 Land Title Building, signed by Ronald T. Strong, president, dated July 26, 1956, addressed to Governor Goodwin J. Knight, was presented. It is relative to traffic accidents in San Diego County, and asks for measures to curb situation on a number of highways listed.

On motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

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RESOLUTION OF AWARD 134375, accepting bid of John B. Henry, Inc., a Corporation, and awarding contract, for paving and otherwise improving Alley Block 40 Ocean Beach, Resolution of Intention 132783, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

City Engineer reported in writing that low bid is 1.6% below estimate.

RESOLUTION OF AWARD 134376, accepting bid of Griffith Company, and awarding contract for paving and otherwise improving Bond Street, Figueroa Boulevard, Magnolia Avenue, Hornblend Street and Grand Avenue, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

City Engineer reported in writing that low bid is 11.3% below estimate.

RESOLUTION OF AWARD 134377, accepting bid of Griffith Company, and awarding contract for paving and otherwise improving Loring Street and Lamont Street, was on motion of Councilman William, seconded by Councilman Schneider, adopted.

City Engineer reported in writing that low bid is 7.0% below estimate.

RESOLUTION 134378, directing notice inviting sealed proposals for furnishing electric energy in La Jolla Shores Lighting District 1, for 1 year from and including September 1, 1956, was on motion of Councilman Williams, seconded by Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134379, approving diagram of property affected or benefited by work of improvement to be done on Alley northerly of and contiguous to Lots 21 to 40 Block 187 Pacific Beach, Resolution of Intention 131565, and to be assessed to pay expenses thereof; directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134380, approving diagram of property affected or benefited by work of improvement to be done on Northerly and Southerly Alley Block 192 Pacific Beach, Resolution of Intention 131566, and to be assessed to pay expenses thereof; directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134381, approving diagram of property affected or benefited by work of improvement to be done on Noyes Street, Beryl Street, Law Street, Academy Street, Diamond Street and Missouri Street, Resolution of Intention 129454, and to be assessed to pay expenses thereof;

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directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

directing City Engineer to furnish
RESOLUTION 134382, ~~approving~~ diagram of property affected or benefited by work of improvement to be done on Montalvo Street, Clovis Street, Camulor Street, West Point Loma Boulevard, Valeta Street, Famosa Boulevard, Soto Street and Mentone Street, Resolution of Intention 132011 and to be assessed to pay expenses thereof, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134383, directing City Engineer to furnish diagram of property affected or benefited by work of improvement to be done on Poe Street, Resolution of Intention 131056 and to be assessed to pay expenses, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134384, directing City Engineer to furnish diagram of property affected or benefited by work of improvement to be done on 33rd Street, Resolution of Intention 131891 and to be assessed to pay expenses, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134385, directing City Engineer to furnish diagram of property affected or benefited by work of improvement to be done on 33rd Street, Resolution of Intention 131889 and to be assessed to pay expenses, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134386, directing City Engineer to furnish diagram of property affected or benefited by work of improvement to be done on Vista Grande Drive, Racine Road, Marlowe Drive and Celia Vista Drive, Resolution of Intention 132282 and to be assessed to pay expenses, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134387, adopting recommendation of City Engineer, Document 538269; authorizing City Engineer to amend proceedings for improvement of Alley between Block D Belmont and Block J Montecello, in accordance with his recommendation, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134388, adopting recommendation of City Engineer, Document 538467; authorizing City Engineer to amend proceedings for improvement of Alleys Blocks 127 and 134 City Heights, in accordance with his recommendation, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134389, adopting recommendation of City Engineer, Document 538267; authorizing City Engineer to amend proceedings for improvement of Alley Block 190 City Heights, in accordance with his recommendation, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134390, adopting recommendation of City Engineer, Document 538266; authorizing City Engineer to amend proceedings for improvement of Alleys Blocks 208 through 221 Mission Beach, in accordance with his recommendation, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134391, adopting recommendation of City Engineer, Document 538468; authorizing City Engineer to amend proceedings for improvement of portions of Chalcedony Street, Law Street, Beryl Street, et al., in accordance with his recommendation, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134392, adopting recommendation of City Engineer, Document 538268; authorizing City Engineer to amend proceedings for improvement of portion of Rosecroft Lane, in accordance with his recommendation, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134393, granting petition, Document 535898, for paving and otherwise improving Alley Block 13 La Jolla Strand; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134394, granting petition, Document 535277, for paving and otherwise improving Alley Block 197 City Heights; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134395, granting petition of Clairemont Town Council, Document 535054, for installation of ornamental street lighting system along Clairemont Drive and Clairemont Mesa Boulevard; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses of installation along Clairemont Mesa Boulevard, Clairemont Drive and Huxley Street, all easterly of Pacific Highway, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134396, granting petition, Document 534838, for paving and otherwise improving Commercial Street, between 31st and 32nd Streets; directing City Engineer to furnish description of assessment district, and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages

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and expenses, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134397, granting petition, Document 537735, for paving and otherwise improving Myrtle Avenue, between Cherokee and 37th Streets; directing City Engineer to furnish description of assessment district, and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134398, granting petition, Document 536793, for paving and otherwise improving Riley Street, between Kurtz Street and Hancock Street; paving and otherwise improving Alley in Resubdivision of Block 340 Old San Diego; directing City Engineer to furnish description of land to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Kerrigan, seconded by Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134399, granting petition, Document 534836, for paving and otherwise improving "T" Street, between Pynchon and 47th Streets; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to pay costs, damages and expenses, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134400, granting petition, Document 537544, for paving and otherwise improving 37th Street, between Ocean View Boulevard and Imperial Avenue; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The next item had been continued.

RESOLUTION 134401, authorizing and empowering City Manager to enter into contract retaining Charles Shatto, as independent contractor to perform organ recitals, for 1 year commencing July 1, 1956, at monthly rate of \$269.00 and under terms and conditions set out in Document 538741, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

After adoption of the Resolution, the City Manager spoke of payment each month, ~~of~~ it being not clear. He said contract covers events on a fee schedule.

Councilman Curran said "he sent a bill regarding a Mothers' Day program" (it was not clear if Mr. Curran referred to the Resolution just adopted, or to the following one).

The City Manager said that it was not clear in the previous contract.

Councilman Curran spoke of wanting to discuss replacement. He told of having had a lot of criticism.

Councilman Kerrigan said he had about 50 letters.

The City Manager said "there are protests both ways".

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Councilman Kerrigan said that about 3 years ago there was a great uproar about re-writing. He said the continuance is best. Councilman Curran said that he was talking about the individual. Councilman Schneider said he was there and found 3 people, one day. Mayor Dail said there is "as much support on the other wise; it is a matter of personal prejudice".

RESOLUTION 134402, authorizing and empowering City Manager to enter into agreement with Leonard L. Dowling, to keep and maintain Spreckels Organ, in Balboa Park in proper operating condition, and to receive monthly compensation of \$164.00 effective July 1, 1956, for 1 year, under Document 538742, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134403, authorizing City Manager to accept work on behalf of The City of San Diego in Clairemont Unit 14 Subdivision, and to execute Notice of Completion and have it recorded, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

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RESOLUTION 134405, prohibiting parking of automobiles at all times:

Northwesterly side of Andrews Street, between India Street and Linwood Street; authorizing installation of necessary signs and markings, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

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RESOLUTION 134404, authorizing City Manager to accept work on behalf of The City of San Diego in Rolando Shopping Center Subdivision, and to execute Notice of Completion and have it recorded, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134405, prohibiting parking of automobiles at all times:

Northwesterly side of Andrews Street, between India Street and Linwood Street; authorizing installation of necessary signs and markings was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134406, prohibiting parking of automobiles at all times:

South side of Island Avenue between Front Street and First Avenue; authorizing installation of necessary signs and markings was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134407, prohibiting parking of automobiles at more than 2 hours between 8:00 a.m. and 6:00 p.m., Sundays excepted: Northerly side of Pearl Street between Herschel Avenue and alley west of Herschel Avenue; authorizing installation of necessary signs and markings, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

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RESOLUTION 134408, authorizing and directing San Diego Gas & Electric Company to install a 6000 lumen overhead street light at each of 12 locations, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 134409, accepting offer of Beach T. B. Penick & Sons, to do work in North and South Alley Block 192 Pacific outside of the 1911 Act Improvement - for \$99.00; authorizing City Manager to employ the contractor at not to exceed \$99.00, payable from Ordinance 5341 (New Series), was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 134410, authorizing City Manager on behalf of The City of San Diego to enter into agreement with Tuttle Engineering Co. Inc., a corporation, to make field surveys, prepare and submit to the City, plans and specifications and other pertinent data for improvement of Home Avenue Branch of Chollas Creek at Euclid Avenue Assessment District (Drainage Channel Design, Delta Heights Annex Unit 3), for total sum of \$750.00, in accordance with form Document 538746, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 134411, authorizing and empowering City Manager to execute, for and on behalf of the City, amendment to lease agreement between the City and Benjamin L. Hansen, Dean H. Hansen and Algie Hopfe, lease agreement filed as Document 438382 as amended, for building on Santa Clara Point in Mission Bay, for operating restaurant and snack bar, amendment extending period of lease to and including October 31, 1956, Document 538747, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 134412, authorizing and empowering City Manager to execute, for and on behalf of the City, amendment to lease between the City and John G. Simons, dba Simons Restaurant, Document 516748, for operation of restaurant at Montgomery Airport, Document 538748, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 134413, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against North 50 feet of Lots 1, 2, 3 of Resubdivision Block 68 Arnold and Choates Addition, requesting also cancellation of all penalties and other expenses in connection therewith, on North 50 feet Lots 1, 2, 3 of Resubdivision of the property; and that all deeds to The State of California for delinquent taxes be cancelled; and authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 134414, granting permission to H. M. Cubberley, president of Canada Dry Bottling Co. of San Diego, 5330 Linda Vista Road, San Diego 10, to disconnect existing septic tanks and install 4" cast iron sewer line from points of disconnection to existing 6" cast iron sewer line on the property, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

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Councilman Curran said that he had a question in connection with the next Resolution. The City Manager explained the item to him.

RESOLUTION 134415, granting permission to Harry Golub, doing business as Cavalcade of Western Sports, to hold rodeo at Lane Field, August 4 and 5, 1956, for benefit of Multiple Sclerosis Fund, was

General discussion between members of the Council was entered into re attendance at the baseball games, Lane Field.

RESOLUTION 134416, granting revocable permit to Kearney Mesa Little League, Margaret E. Mosley, president and owner: 6758 Roeblin Court, San Diego, to install and maintain 600 feet of 4" G.I. Water Line for use and benefit of owner's property over, under and across Artillery Drive, to City Water Main in Artillery Drive, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134417, granting J. R. Shattuck, Building Contractor, 3909 El Cajon Boulevard, San Diego, to install 2 2" drum traps due to structural difficulties at 2957 54th Street: Lot 4 Furlow Heights Unit 3, was on motion of Councilman Schneider, seconded by Councilman Schneider, adopted.

Councilman Schneider asked about the next Resolution.

Mayor Dail said that it was explained in conference.

The City Manager explained the item to him.

RESOLUTION 134418, waiving portion of penalty for negligence assessed against Solar Aircraft Company in Sales and Use Tax redetermination No. 874, dated July 23, 1956, in amount of \$157.80; directing City Treasurer to reduce the amount in the amount of \$157.80, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134419, directing City Auditor and Comptroller to draw warrant in favor of Surplus Line Adjusting Co., 530 Broadway, San Diego 1, in amount of \$250.00, which is deductible portion of costs incurred in case of Hubbell v. City of San Diego, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134420, authorizing City Attorney to accept \$33.72 on behalf of The City of San Diego, in full settlement of claim of the City against M. H. Golden Construction Company, for damages to City water services in Kellogg Park, as invoiced April 25, 1956 - Invoice #42172 - in amount of \$67.44; authorizing City Auditor and Comptroller to execute release to M. H. Golden Construction Company, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134421, authorizing City Attorney to settle \$35.50 claim of Arthur S. Erickson, Document 534689 for \$20.00; directing City Auditor & Comptroller to draw warrant in favor of Arthur S. Erickson, 5351 East Palisades Rd. in amount of \$20.00; rescinding Resolution 133364, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134422, approving claim of James A. and Virginia Batsell, 3334 Ticonderoga Street, Document 537708, in amount of \$40.00; authorizing City Auditor & Comptroller to draw his warrant in favor of James Batsell, in full payment of claim, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134423, denying claim of Marvin L. Bengsten, 1352 - 30th St., Document 537543, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134424, denying claim of Arthur C. Eilbert, 4584 Kensington Drive, Document 537206, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134425, denying claim of Frances L. Figlar, Document 536528, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134426, denying claim of Herman E. Hanson, 712 Diamond Street, Document 536491, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134427, denying claim of R. E. Hart and All State Insurance Co., Document 536145, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134428, denying claim of H. Donald Haworth, 5545 Beaumont St., Document 537379, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134429, denying claim of Motors Insurance Corp. (R.D. McDonald), Document 537273, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134430, authorizing Al Keith, Superintendent of Electrical Division, and Edward Simon, Radio Engineer, to attend annual conference of American Police Communication Officers Association, in Los Angeles, August 1 through August 5, 1956, and incur necessary expenses, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134431, accepting quitclaim deed of Clinton D. McKinnon and Lucille McKinnon, as to undivided one-half interest; Vernon E. Taylor, as his sole and separate property, and Erma Taylor O'Brien, as tenants in common, as to undivided one-half interest, July 16, 1956, quitclaiming to the City property lying bayward or below the

mean high tide of Mission Bay as therein described; authorizing and directing City Clerk to file deed for record in office of County Recorder of San Diego County, California, together with certified copy of resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134432, accepting quitclaim deed of Jeanne W. Richardson, W. C. Rockefeller and Verna M. Rockefeller, 7752 Ivanhoe Way, La Jolla, April 24, 1956, quitclaiming to The City of San Diego, all water mains and appurtenant structures constructed for its use, located in public streets, rights of way, highways and public places, either within or without subdivision named Canyon View, being portion of Pueblo Lot 1256; authorizing City Clerk to file deed together with certified copy of Resolution for record in office of County Recorder, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134433, accepting quitclaim deed of The Vinley Corporation, ~~accepting-quitclaim-deed-~~ July 12, 1956, quitclaiming water mains and appurtenant structures constructed for its use, located in public streets, rights of way, highway and public places, either within or without subdivision named Del Cerro Unit 1, being subdivision of portion Lot 67 of Rancho Mission; authorizing and directing City Clerk to file deed together with certified copy of resolution for record in office of County Recorder, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, reading of the next ordinance was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage written or printed copy.

ORDINANCE 7082 (New Series) creating position of Chief Deputy City Attorney in Unclassified Service of The City of San Diego and establishing schedule of compensation, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilman Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-Councilman Curran. Absent-None.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, reading was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage written or printed copy.

ORDINANCE 7083 (New Series) appropriating \$23,377.00 out of Unappropriated Balance Fund and transferring same to Building Inspection Department Fund, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman

Kerrigan, reading was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage written or printed copy.

ORDINANCE 7084 (New Series), appropriating \$7,200.00 out of Capital Outlay Fund for construction of addition to Shuffle-Board Club Building in Balboa Park, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilman Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

There was listed on the agenda for introduction an ordinance dedicating right of way for public street across Pueblo Lot 276, and naming land Kurtz Street.

On motion of Councilman Kerrigan, seconded by Councilman Kerrigan, it was referred to the City Manager. (At the meeting of July 24, 1956, it had been referred to the City Manager and continued to this date).

L. C. Anderson, contractor, was recognized by the Mayor who presented him to the Council.

Mr. Anderson, in turn, presented Lionel Mayell. He told of cooperative apartments which he has built elsewhere, and of coming into La Jolla. He thanked San Diego for its cooperation, and identified location of the new apartments as being on La Jolla Boulevard. He said that it is "a business thrill and a personal pleasure" to enter the field in this area. He told of constructing \$5,000 in projects in various places, and enumerated them. He thanked the Council. He said that in coming to San Diego something different was being done, in that local materials are being purchased, and construction is being turned over to a local contractor. He asked associates to join the Mayor and members of the Council for photographs, which were taken.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:23 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadston
Deputy

Charles D. Dail
Mayor of The City of San Diego,
California