

REGULAR MEETING

Chamber of The Council of The City of
San Diego, California, Thursday,
August 2, 1956

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

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Rezoning Lots 13, 14 Block 9; Lots 23, 24 Block 24; La Mesa Colony; Lots 11 to 20 inclusive, Blethen's Subdivision - from R-2 to R-4 - in the vicinity of 70th Street, between Colony and Amherst Streets, Councilman Kerrigan said that this had been discussed, and that "Haelsig (Harry C. Haelsig, Planning Director) has ideas".

Mr. Haelsig laid out a map for the Council.

Arthur J. Tracey, 4834 - 70th Street, came to the microphone.

Mr. Haelsig explained the matter, and pointed out conditions as well as proposals.

There was discussion between Councilman Schneider and Mr. Haelsig regarding apartment houses.

Mr. Tracey asked for a zone variance in January, he said; then appealed to the Council. He told of a survey being made - and his property left out.

Councilman Burgener entered

Councilman Kerrigan said that Mr. Haelsig's recommendation is sound; variances should be granted "across the street".

Mayor Dail said that it can be extended on zoning without a new map.

RESOLUTION 134434, requesting the drawing of a new map; to include lots on the west side of the street, and a new ordinance in connection with changing of zoning from R-2 to R-4 in vicinity of 70th Street between Colony Road and Amherst Street, on which hearing was held this date, was on motion of Councilman Kerrigan, seconded by Councilman Schneider.

Mr. Haelsig said a new ordinance would be needed. That was included in the resolution, although not covered in the motion.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Rezoning of Lots 1 to 3 Cabrillo Heights Business Center from C and CP to C-1A Zone - in vicinity of Sandrock Road and Greyling Drive north of Larkdale Avenue - the Clerk reported no protests.

No one responded to the Mayor's invitation for any interested persons to be heard.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, Ordinance incorporating Lots 1, 2, 3 Cabrillo Heights Business Center into C-1A Zone as defined by Section 101.0411.1 of The San Diego Municipal Code, and repealing Ordinance 5353 (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.

The hour of 10:00 o'clock A.M. having arrived, time set for appeal of Jack L. and Frankie C. Graham from the denial by the Planning Commission of a tentative map for redivision of Lot 1 Block L Riviera Villas - on the west side of Osprey Street between Barcelona and Sorrento Drives,

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134434
Ord. introduced

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Harry C. Haelsig, Planning Director, laid down maps showing views of property owners, and the request for lot split, including sizes of parcels. He said "the department report is not too complete". He said this is the type of split which would formerly have been handled by zone variance. Mr. Haelsig told the Council that the Commission takes into consideration the compatibility of the area, in its action on a subdivision map. He said that this one "does not conform to existing lot sizes" in the general area. He said there was also taken into consideration the street widths, which he pointed out. He referred to a minimum of 50-foot right of way, with 30-foot roadway, standards to serve. He said there is also the matter of setback along Sorrento. He said this map "would establish a 15-foot setback from Sorrento, whereas the average of the residences is 35 feet".

Councilman Williams and Mr. Haelsig discussed "being in keeping with other residences in the area".

Mr. Haelsig said that he doubts it, and pointed out that a subdivider can establish a lesser setback (than otherwise exists) on a new map.

Councilman Schneider discussed with Mr. Haelsig regarding directions the houses face.

Commander Graham came to the microphone and said that he appreciates the opportunity to come before the Mayor and Council, whom he realizes to be busy men. He said that he appreciates protection of the rights of the individual on a small proposition, as well as those on large projects. He thanked the Council for such a view. Then, Comdr. Graham showed a series of maps and drawings, which were set up on an easel. He explained them, and said that streets and sidewalks are in. He spoke of the property on the corner as being an eyesore, with a frontage of 115 feet. He said that he is going to retire in San Diego, and that his house is too small so he wants to build a house as shown on a colored picture. He said that in connection with the property division there are 4 questions: Does it lower values? Does the division conform to standards in the area? Is this a precedent case? He said that 99% of the people here in opposition worry about the area; they are not objecting to this split perse, but a precedent. He proceeded with questions. He asked what do other department heads say. He asked if it would be legal. The Commander said that he took his answers from records and from recommendations. He showed charts setting out values. He said that median value is \$5365.; average in the area is \$5905; his house is going to cost \$25,000. He said that the proposed house "would be in the top third". He said that on the chart of values in the area, the median is not 1/2 of the top value; the lowest value is \$3,700. He said it is not the lot size, but what is put on the lot which establishes the value. He then showed a chart of 102 lots in the area, and asked how many could meet the sizes. He explained several, regarding sizes, from a map. He said "the Council is here to protect people who can't meet legal standards". The Comdr. told of being interested in living within the law, and of not doing anything that would not be good for the area. Then he showed pictures of the property, and stated that property values went up where splits had been made. He said that he does not need suspensions; is asking only for a record of survey map to be filed. He read from the San Diego Municipal Code regarding lot sizes, and said that the 2 would exceed minimums. He pointed out that department heads have no objections to the split. He said that talk here is about a legal point, and that he has spent his life defending principles. He asked if he was not asking only for what the law provides. He said that there would be 1800 sq. ft. in the house, which is above the standards in the area.

Mayor Dail asked about the vote by the Planning Commission. (The report does not state).

Mr. Haelsig stated that he did not know (but he went out to get the information).

Mayor Dail said that information is not in the record; but recommendation to the Council by the Commission was for denial.

Bob Oversmith said to the Council that his property is

slightly outside the 300-foot radius, with 2 pieces of real estate in the area. He stated that a mortgage company has said that division of the lot would not be injurious; it might increase values.

C. J. Holloway, who lives on Barcelona, across the street, stated that he signed the petition (in behalf of the Holloways). He said that he looks at the vacant lot which is a weed patch; proposal would improve its appearance, and would not lower values. He said he is "for it 100%, and that he signed the petition last night, "for this, but against dividing lots generally in the area". He said this would improve the property. He said that the little spot would never be improved, otherwise.

Councilman Kerrigan spoke to Mr. Holloway about the lot across the street

Mr. Holloway discussed it with him and said the house is 2 stories on that side, and looks down.

Then Mr. Graham handed in a petition which was made part of the file. Answering a question, he stated that he had owned the property 2 years.

Councilman Burgener spoke to Mr. Haelsig about the commander being not obliged to build, if the property is split.

Louis Karp, attorney, appeared. When asked whom he represented, Mr. Karp asked his clients to stand. A large group did, but did not identify themselves. He presented a petition of protest signed by "all except 5, who are interested in splitting their properties. He challenged the statement about backing down if it deteriorates. He said that Mr. Woodward owns property next door. He pointed to other proposal on a picture, and said that the back yard (of proposed Graham house) would be 7 feet from the front stairway, and 20 feet from the front window. He passed around photos, and said that putting a house on the corner would create a traffic problem. He showed other photos. Mr. Karp contended that "the assessors" chart is misleading, in that assessed values (not actual values) are shown. He said that he is considering the right of the Council on police powers; the proposal would destroy the neighborhood. He said that many millions of dollars have been invested in the area. He stated that "legal rights are not absolute"; the ordinance providing for 5,000 sq. ft. is only the minimum. He said there can be several considerations. He said it would not conform with the existing building site. He pointed out that the average setback is 35 feet, and that the owner would have to continue (if granted) to ask for variances; it would be a damage to the area. He asked the Council to consider the recommendation, and approve the denial of the Planning Commission for the split.

Mr. Haelsig, who had gone out to check, reported back to the Council that the commission's vote to deny the split was 7-0.

Councilman Kerrigan said that the proposed house could be left tomorrow.

Aaron Reese, Asst. City Attorney, said that the tentative map shows a 15-foot setback; and that it would be established at that. He said if the Council adopted the map, there would be a 15-foot setback; there is no requirement for a house.

Councilman Williams said that the minimums setup "does not apply to all properties". He said it does not mean compliance with the Code because of compliance with established minimums.

Councilman Schneider said to Comdr. Graham that he may not be here next year; someone else could build to cause damage to the area. He said that if changed, it would become a pawn to the whole neighborhood.

Councilman Burgener moved to close the hearing. Motion was seconded by Councilman Williams.

Comdr. Graham said he understands that 300 feet is the general practice for consultation on neighbors' wishes. He stated that 6 splits have already been approved. He said that the house next door is on Barcelona; the Gross house faces the opposite direction; he could have only a 1-family house. He said there is more than lot size involved.

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The roll was called on the motion, and the hearing closed.

Councilman Burgener congratulated Comdr. Graham on his presentation, and said he felt the "council was back in the airport hearing". He talked to the Comdr. about his 4 points raised. He said that when added it would come up with 11,000 sq. ft., which could not conform to the area. He said that "morally, it is all wrong".

Councilman Williams said that the law is permissive; the proposal would not comply with the area.

RESOLUTION 134435, denying the appeal of Jack L. and Frankie C. Graham from decision of the Planning Commission in denying a tentative map for redivision of Lot 1 Block L Riviera Villas, located on the west side of Osprey Street between Barcelona and Sorrento Drives; sustaining the decision of the Planning Commission, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

The hour of 10:00 o'clock A.M. having arrived, ordinance amending Sections 33.2103, 33.2104, 33.2105 of The San Diego Municipal Code, regulating Psychologists, was presented. Also shown on the agenda was a notation that 25 letters of protest against the proposed amendment had been received (up to the time the agenda was prepared).

At the request of the Mayor, the proposed Ordinance was read to the Council by the Clerk.

The Mayor said that there are quite a few people here who are not in support of the proposed ordinance; there is no support of the ordinance proposed, but there are objections.

Councilman Burgener said that the Council should take the time to hear the suggestions; take the subject to conference; leave the ordinance as is, or revise it.

Councilman Williams asked if there was general consent, or agreement to the suggested changes.

Mayor Dail said that there is a letter from an association; not all are filed.

A tremendous number of notes were taken on the lengthy hearing. They will not be shown in these minutes, since they will be a part of the file. The names of the speakers will be shown.

Dr. Daniel H. Harris.

Mayor Dail said that there had been 1 amendment, 2 or 3 years ago; the subject has been discussed in conference.

Councilman Burgener spoke to Dr. Harris about where one gets experience.

Councilman Schneider spoke to Dr. Harris about a stand.

Councilman Curran spoke to Dr. Harris about legal standards.

Councilman Kerrigan discussed "watchmaker standards".

Mayor Dail discussed with Dr. Harris standards in California.

Councilman Schneider discussed with Dr. Worthington the case of Dr. Worthington (on which a hearing had been held by the Council).

Councilman spoke to Dr. Harris about the 36 individuals he represents, and asked if he has a doctorate in psychology, and if the others have.

Dr. Worthington.

Councilman Burgener spoke of there having been not more than 1 type of license for psychologists.

Councilman Kerrigan discussed with Dr. Harris the question of the Commission, as drafted in the proposed ordinance.

Councilman Schneider spoke to Dr. Harris about licensed people.

Dr. Robert Kaplan.

Dr. Wallace Lockwood, chairman of the Psychology Commission.

Councilman Williams spoke to Dr. Lockwood about industrial psychology, and asked how psychologists in that field would get training for the supervised period.

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Councilman Kerrigan spoke to Dr. Lockwood regarding psychology, generally.

Councilman Schneider discussed with Dr. Lockwood the question of a doctor's in psychology.

Councilman Curran said that at 12:00 noon, the Council should recess until 2:00 p.m.

The Mayor said that several members of the Council had luncheon appointments.

Irving Stone.

During Mr. Stone's (he had told the Council he did not have a doctor's degree) presentation, Mayor Dail said that the Council would have to recess.

Councilman Burgener said that there would probably be no action taken today.

Mayor Dail said there would be no action taken today to introduce an ordinance. He said, further, that the hearing would be resumed this afternoon.

A man, dressed in Mexican charro fiesta clothes, appeared. He did not give his name. The senor extended invitation in English and in Spanish to attend a street dance, on behalf of the Southeastern Chamber of Commerce, to be held on Tuesday, August 7, at 8:00 o'clock in the 2100 block on Logan Avenue.

The Mayor thanked him, briefly, in a few words of English and Spanish.

The Mayor declared at 12:00 o'clock that the Council would take a recess until 2:00 o'clock, this date.

Upon reconvening, at 2:01 o'clock P.M., the roll call showed:
Present--Councilmen Schneider, Kerrigan, Curran, Evenson, Mayor Dail
Absent--Councilmen Burgener, Williams
Clerk---Fred W. Sick

Mayor Dail turned the gavel over to mayor-protem George Kerrigan, and left the meeting

Vice Mayor Williams entered

Councilman Kerrigan relinquished the Chair to the Vice Mayor.

Councilman Schneider spoke to Mr. Stone about a medium type between groups. He said that he wanted to protect citizens of San Diego, yet not make it exclusive. He said that the existing ordinance had been in effect 8 years. He said there had been only 1 case where it had been appealed to the Council. He said that "psychology has grown" - it has changed from theory and teaching. He said that it is growing in 3 fields. He said it is recognized that there is need for a satisfactory entrance requirement. Mr. Schneider said that a form of State legislation is needed. He said that New York State has given psychology a boost. He said that a psychology commission has a place, with a definite function. He said it provides for a check on training, experience, hearing and appeal; there is an appeal in New York. He said the San Diego Psychologists are not so divided; there is need indicated for experience; a broad need. He said wording of the New York State act is good. He said he hates to see the ordinance changed to weaken it; rather it should be strengthened.

There was discussion between Councilman Schneider and Mr. Stone.

Hearing
Recess
Invitation
Reconvened

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Councilman Schneider spoke to Mr. Stone about license for industrial, counseling and clinical. He spoke of wanting to segregate, and asked if it would be possible. Then, Mr. Schneider talked with Mr. Stone about master's degree, and psychology minor.

Councilman Williams spoke to Mr. Stone about appeal in New York, and of trying to have an appeal before a qualified board.

Councilman Kerrigan asked if the Council, by magic, could produce an ordinance to license and not have a commission, except for appeal, how it would work. He spoke about the commission being a figurehead.

There was discussion between Councilman Kerrigan and Mr. Stone about there being an administrative department instead of a commission. Mr. Kerrigan talked about the commission being an appeal board, "with rules being almost inflexible".

Councilman Kerrigan said that such a board would have the right to deny, as well as grant. He said that he has ideas regarding other professions, attorneys' applications are interviewed; there is no internship. He asked how that would differentiate. He said that a specialist on diabetes he knows in Massachusetts can't practice medicine in California.

There was continued discussion between the 2, not reported. Councilman Kerrigan said that it "hinges around supervised training".

Councilman Curran said that if he understands Mr. Stone correctly, he is arguing against himself against the "grandfather clause". He referred to a doctor and supervised training.

Councilman Burgener entered

There was discussion between Councilman Curran, Mr. Stone, regarding training; doctors or masters degree plus experience.

There was discussion between Councilman Schneider and Mr. Stone about segregation between the fields. He said that his daughter (Councilman Schneider said) and her husband who are both M.D.'S are in segregated fields.

Mayor Dail entered the meeting and assumed chairmanship

Councilman Curran said that either he, or Mr. Stone, does not understand the ordinance.

Councilman Burgener read from Dr. Lockwood's letter.

Councilman Curran referred to the ordinance regarding "equivalent training".

There was discussion between Councilman Williams and Mr. Stone about courses for a doctorate.

Dr. Worthington.

Councilman Williams spoke about psychology, generally, with Dr. Worthington.

Mr. Wessels (Comdr., USN, ret).

There was discussion between Councilmen Burgener, Schneider, and Mr. Wessels, regarding the 1 phase of psychology: alcoholism.

Lt. Richard Parson, USN.

Claude Townsend, secretary (executive) of the Mental Hygiene Association.

On motion of Councilman Kerrigan, seconded by Councilman Williams, the hearing was closed.

RESOLUTION 134436, referring to Council Conference the proposed ordinance amending Sections 33.2103, 33.2104 and 33.2105 of San Diego Municipal Code, regulating Psychologists, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

The Mayor thanked the individuals interested in this hearing.

The next item was taken out of order.

There was no hearing - ordinance was introduced July 26, 1956, after hearing that day.

ORDINANCE 7085 (New Series), 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 on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Prior to adoption, reading in full was dispensed with by not less than 4 members of the Council, on motion of Councilman Kerrigan, seconded by Councilman Williams. Written or printed copies were available for each member of the Council prior to day of adoption.

Report of Purchasing Agent on low bid of Crofton Truck & Tractor Co. for furnishing 1 21,000 lbs. GVW Cab and Chassis - \$4,390.59 plus State Sales Tax, was presented. There were 2 bids.

RESOLUTION 134437, accepting bid of Crofton Truck & Tractor Co. for furnishing Cab and Chassis; authorizing and directing majority of members of 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 Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent on sole bid of Win Ward Company of San Diego for furnishing 1 Aerial Platform, Ladder and Special Body - \$9,390.00 for platform ladder installed, together with optional equipment consisting of Special Body @ \$2,050.; Cab Protector @ \$275.00; Air Compressor @ \$425.00; Automatic Hydraulic Drive for air compressor, including power take-off pump, oil motor, universal joints, drive line and all controls @ \$645.00; Air Line with 4 outlets for air tools (2 at baskets and 2 at ground) including lubricators and moisture separator @ \$245.00 - all installed on City-owned truck; total price of \$13,030.00 plus State Sales Tax, was presented.

RESOLUTION 134438, accepting bid of Win Ward Company of San Diego for furnishing Powers American Sky Master Aerial Platform Ladder, installed, together with optional equipment; 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 specifications on file in office of City Clerk, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on bid of Econolite Corporation, sole source of supply, for furnishing 3 items of electromatic traffic signal equipment, for maintenance of inter-connected signals - \$1,938.00 plus 4% Sales Tax, was presented.

RESOLUTION 134439, accepting bid of Econolite Corporation for furnishing 3 items of electromatic traffic signal equipment; 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.

Report of Purchasing Agent, approved by City Manager, on low bid of W. V. Hutchison Co., Inc. for construction of Storm Drain in Hawk Street and in Block 343 C. C. Seaman's Subdivision of Part of East 1/2 of P.L. 1122 - \$5,420.00; 7 bids - was presented.

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RESOLUTION 134440, accepting bid of W. V. Hutchison Co., Inc. 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; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of City of San Diego, contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on bid of May Nash Anderson for furnishing 15 Periodical Racks for the Public Library - total price of \$2,700.00 plus 4% Sales Tax plus approx \$30.00 shipping charges, was presented. It says that the single bid was considered excessive; revised quotation was furnished.

RESOLUTION 134441, accepting bid of May Nash Anderson for furnishing Periodical Racks; 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 Kerrigan, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of J. N. Ceazan Co. for furnishing 30 Apartment Size Gas Ranges for Municipal Housing - \$1,650.00 plus State Sales Tax; 3 bids - was presented.

RESOLUTION 134442, accepting bid of J. N. Ceazan Co. for furnishing 4-burner type gas ranges; 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 Kerrigan, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent recommending bids for furnishing 8 13" electromatic typewriters; 13" machines @ \$395.00 each; 15" machines @ \$425.00 each, was presented. (Quotations have been received, at prices shown; identical for the various makes).

RESOLUTION 134443, authorizing and directing Purchasing to purchase from Underwood Corporation 1 15" Electromatic Typewriter @ \$425.00 plus State Sales Tax, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134444, authorizing and directing Purchasing Agent to purchase from Remington Rand Division of Sperry Rand Corporation 1 13" Electromatic Typewriter @ \$395.00; 2 15" Electromatic Typewriters @ \$425.00 each, plus State Sales Tax, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134445, authorizing and directing Purchasing Agent to purchase from International Business Machines Corporation 4 13" Electromatic Typewriters @ \$395.00 each (plus \$9.00 for 3 special keys on 1 typewriter) plus State Sales Tax, 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 Storm Drain in Lot 22 La Mesa Colony (Henry Clay Elementary School) - \$2,062.00; 6 bids; low bid 23.6% below estimate, was presented.

RESOLUTION 134446, accepting bid of V. R. Dennis Construction Co. for construction of storm drain in Lot 22 La Mesa Colony (Henry

Clay Elementary School); 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.

Report of Purchasing Agent on low bid of American Bitumuls & Asphalt Company for application of Bituminous Seal to Asphaltic Concrete Surfaces at Lindbergh Field - \$4896.00 plus hourly rental of distributor truck and trailer fully operated when required in excess of 2 hours for each delivery at \$11.57 per hour - 2 bids, was presented.

RESOLUTION 134447, accepting bid of American Bitumuls & Asphalt Company for application of bituminous seal to asphaltic concrete surfaces at Lindbergh Field for Harbor Department; awarding contract, authorizing and instructing majority of members of Harbor Commission 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 Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Purchasing Agent, approved by City Manager, recommending rejection of all bids received (there were 3) by Purchasing Agent for construction of 2 Tennis Courts at Pacific Beach Community Center, Diamond and Gresham Streets, was presented. It reports that low bid is 15.3% above estimate, and City Engineer recommends rejection, and that job be redesigned and re-bid.

RESOLUTION 134448, rejecting all bids received July 3, 1956, for construction of 2 Tennis Courts at Pacific Beach Community Center, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Purchasing Agent, approved by City Manager, recommending rejection of sole bid for construction of Storm Drain in Qualtrough Street, between San Elijo and Rosecrans Streets, was presented. Bid of B.D.K. Corporation was \$1,885.00; Public Works Department estimates that it can do the work for \$1,047.78.

RESOLUTION 134449, rejecting bids received June 22, 1956, for construction of storm drain in Qualtrough Street, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134450, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for construction of Earl Thomas Reservoir, Document 538735; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134451, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for improvement of Coast Boulevard between Jenner Street and Girard Avenue (including grading, preparing sub-grade, paving, construction of curb and sidewalk and removal of existing curb and sidewalk; Document 538736; authorizing and directing Purchasing

Agent to publish in accordance with law, notice to contractors calling for bids, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134452, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for improvement of La Jolla Mesa Drive from Turquoise Street to Linda Rosa Avenue (including grading, paving, surfacing and construction of curb, cross gutters and sidewalk); Document 538737; authorizing and directing Purchasing Agent to publish in accordance with law, notice to contractors calling for bids, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134453, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of safety lighting system at Wabash Boulevard and Nile Street connection; Document 538738; authorizing and directing Purchasing Agent to publish in accordance with law, notice to contractors calling for bids, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Communication from Purchasing Agent, approved by City Manager, reporting on sale of miscellaneous used equipment (discarded pumps, motors, meters, pipe, etc.) for \$17,309.69, and deposit of funds with the City Treasurer was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of final map of O. D. Arnold's Bonnieview Unit 3, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 134454, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with O. D. Arnold & Sons, a co-partnership, for installation and completion of unfinished improvements and setting of monuments required for O. D. Arnold's Bonnieview Unit 3 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 134455, adopting map of O. D. Arnold's Bonnieview Unit 3 subdivision, a portion of Lots 62 & 63 of Map of portion of Ex-Mission Lands of San Diego, commonly known as 'Horton's Purchase'; accepting on behalf of the public 49th Street, Ozark Street, Solola Avenue, 48th Street, Gloria Street, portion of Euclid Avenue, 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 the 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 Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser,

recommending approval of tentative map of Archer Vourt, a 5-lot subdivision in Pacific Beach area on north side of Archer Street approximately 400 feet east of Dawes Street, subject to 13 conditions, and suspending portion of Municipal Code, was presented.

RESOLUTION 134456, approving tentative map of Archer Court; suspending portion of the Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, reporting on tentative map of Bayview Knolls, a 5-lot subdivision of portion Acre Lot 122 of Morena, located at southeast corner of Milton and Hartford Streets in Morena area, was presented. It says that the department has recommended adjustment of boundary line between Lots 4 and 5; otherwise map is in essential accordance with Municipal Code and development of area, and is recommended for approval, subject to corrections, 13 conditions, and suspension of portion Municipal Code.

RESOLUTION 134457, approving tentative map of Bayview Knolls; suspending Section 102.17-c of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Bellaire Terrace, a 172-lot subdivision of portion Pueblo Lots 1241 and 1242, north of Clairemont area, north of Clairemont Manor Unit 4, east of Cole Street and north of Clairemont Mesa Drive, subject to 13 conditions, and suspension of portion Municipal Code, was presented.

RESOLUTION 134458, approving tentative map of Bellaire Terrace; subject to conditions; suspending Sections 102.11-2, 102.11-1, 102.17-c of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, submitting for reapproval and amendment the tentative map of College Ranch Units 4 and 5. It was continued to the meeting of Tuesday, August 7, 1956.

Communication from Planning Commission, by Richard L. Weiser, reporting on request for amendment to approval of requirement of dedication on Buckingham Drive in Muirlands Acres Unit 3, from 60 to 30 feet, was presented.

RESOLUTION 134459, amending Item 1 of Resolution 132450 for tentative map of Muirlands Acres Unit 3, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of North Bonita Hills (formerly Manos Heights), a 225-lot subdivision of portion of Quarter Section 82 Rancho De La Nacion, easterly of Reo Drive, northerly of Tonawanda Drive, in Paradise Hills area, subject to 17 conditions, and suspension of portion of Municipal Code, was presented.

RESOLUTION 134460, approving tentative map of North Bonita Hills (formerly Manos Heights); suspending Sections 102.09-1 and 102.17-c of the Municipal Code, was on motion of Councilman Williams, second by Councilman Williams, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Ocean Beach, Lots 58 through 28 Block 38, lot subdivision located on west side of Ebers Street, south of Coronado Avenue, in Ocean Beach area, subject to 3 conditions and suspension of portion of the Municipal Code, was presented.

RESOLUTION 134461, approving tentative map of subdivision of Lots 25 through 28 Block 38 Ocean Beach; suspending Sections 102.12-4, 102.07-4, 102.17-c of the Municipal Code, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, recommending approval of tentative map for 2-lot subdivision of Lots 1 and 2 Block 50 Roseville, located on east side of Plum Street, approximately 100 feet south of Fenlon Street, in Point Loma Area, on the bay side, subject to conditions (3) and suspension of portion of Municipal Code, was presented.

RESOLUTION 134462, approving tentative map of Roseville, 2-lot resubdivision of Lots 1 and 2 Block 50; suspending Section 102.17-c of the Municipal Code, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from Harbor Department, by John Bate, recommending approval of Assignment of Lease entered into between High Seas Tuna Packing Company, Inc., as assignor, and Star-Kist Foods, Inc., was presented.

RESOLUTION 134463, approving Assignment of Lease, copy filed as Document 538639, entered into between High Seas Tuna Packing Company, Inc., a corporation, as Assignor, and Star-Kist Foods, Inc., a corporation, as Assignee, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from San Diego Assembly (of service groups) for the U.N. Way., by Mrs. Olin W. Gillespie, president, 3115 Xenophon St., San Diego, dated July 16, 1956, was presented.

It petitions the Council for approval of financial estimate of exhibits of service achievement to be held in The Electric Building, Balboa Park, October 20 and 21 (\$500.00 - broken down in the communication). It expresses hope of the Council's underwriting any deficit that might be incurred, and asks if that would be possible.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was filed.

(At the request of the Mayor's secretary, it was sent to the Mayor for reply).

Postal Card from D. Thomas (no address), suggesting sewer charge "if you want to be fair", based on assessed property values, was presented.

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

Communication from former City Auditor and Comptroller (he was the auditor at date of the letter), notifying the Council of appointment of Lester D. Pendarvis to fill vacancy of position of Auditing Division Supervisor, was presented.

On motion of Councilman Schneider, seconded by Councilman

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Schneider, seconded by Councilman Burgener, it was filed.
Burgener

Communication from Clairemont Town Council, dated July 30, 1956, signed by Henry W. Rosley, secretary, was presented. It submits 2 resolutions passed July 23 at the board meeting supporting a community recreation in the Tecolote Canyon site; and urging installation of ornamental lighting on Clairemont Drive and Clairemont Mesa Boulevard, under pending plan as presented to the Town Council on July 23, 1956.

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

Communication from Mrs. W. W. Goodman, 5651 Taft Ave., La Jolla, "objecting to noise from airplanes at Lindbergh Field" (many miles away from the correspondent's address), was presented.

On motion of Councilman Kerrigan, seconded by Councilman Williams, filed.

Communication from Edward L. Hurst, 211 Altamont Road, San Diego 19, dated July 31, 1956, protesting closing of portion of 34th St. by a Mr. Galvan, was presented.

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

Communication from La Jolla Town Council, Inc., 7923 Herschel Ave., La Jolla, dated July 25, 1956, by Sibley Sellw, chairman of the board, was presented. After dealing with the subject, generally, it concludes "We urge that the City Council and the City Administration take appropriate steps to inform the Navy and the Marine Corps of the importance to San Diego's future development, and to research for the National Defense, of ultimate removal of Camp Matthews from its present site.

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

RESOLUTION 134464, prohibiting parking of ~~PROHIBITING PARKING~~ of automobiles; for duration of 30th Street improvement:

Northwesterly side of McKinley Street between Boundary and Thorn Streets;

North side of Thorn Street from McKinley Street westerly to point 50 feet west of McKinley Street;

South side of Thorn Street from McKinley Street westerly to point 30 feet east of Gregory Street;

Southeasterly side of McKinley Street from Boundary Street to westerly to point 100 feet west of Boundary Street;

authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134465, prohibiting parking of automobiles at all times:

Easterly side of State Street (lower level) between Vine

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Street and Upas Street;
authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134466, approving request of California Electric Works, July 18, 1956; Change Order 1, for extension of 60 days to and including September 19, 1956, Document 538779, in which to complete contract for signals and lights at Richmond & University, 7th and E., etc., Contract Document 532461; approving the extension, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134467, authorizing City Manager to execute, on behalf of the City a contract with San Diego Symphony Orchestra Association for musical concerts during year 1956; for \$7500.00; Document 538927, was on motion of Councilman Schneider, seconded by Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134468, granting permission to Division of Highways to remove sandy material from portion of Lot 35 Ex-Mission Partition (up to maximum of 4,000 cubic yds. in Mission Valley) to be paid to the City at 15 cents per cubic yard, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134469, ratifying action of City Manager in traveling to Los Angeles on July 23 and 24, 1956, for conferring with officials of Los Angeles Chamber of Commerce regarding Southern California Industrial Development program and tour; approving expenses, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 134470, accepting deed of Hotel Kingman Operating Co., July 24, 1956, conveying easement and right of way for sewer and drainage purposes in strip of land 8.00 feet wide in Lot 21 Partition 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 Recorder of San Diego County, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 134471, accepting deed of Harry E. Dunn and Hazel E. Dunn, July 23, 1956, conveying portion Lot 10 Trojan 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 Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 134472, accepting deed of Orlena R. Kreutzkamp and Eugene L. Burnett, July 16, 1956, conveying easement and right of way for street purposes in southerly 4.00 feet of Lots 159 and 160 Empire Addition to Encanto Heights; naming land Fulmar Street and Weaver Avenue; 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 Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 134473, accepting deed of LaSalle Hotel Co., July 20, 1956, conveying easement and right of way for drainage purposes, in portion Lot 117 College View Estates Unit 3; 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 Burgener, adopted.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, 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 7086 (New Series), amending Article 1 Chapter IX of San Diego Municipal Code by adding Section 91.02.1 amending Section 4703 of Uniform Building Code (has to do with lathing), 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 Burgener, seconded by Councilman Kerrigan, 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, 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 7087 (New Series), amending Article 4 Chapter VI of the San Diego Municipal Code, by adding thereto Sections 64.31, 64.32, 64.33 and 64.34 establishing Sewer Service Charge, was on motion of Councilman Burgener, 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 Kerrigan, seconded by Councilman Burgener, Ordinance setting aside and dedicating portion of Colina del Sol, a public park, for street purposes and name it 54th Street (portions of Lots 16 and 17 in Lemon Villa), was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

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 North Clairemont Plaza - in the Clairemont area, between Clairemont Mesa Boulevard and Clairemont Drive, consisting of 3 parcels of business property, was presented. It makes the map subject to posting of bond in amount to insure installation of required improvements.

RESOLUTION 134474, authorizing and directing City Manager to

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execute, for and on behalf of The City of San Diego, a contract with Mid City Heights, Inc., a corporation and North Clairemont Shopping Center, a partnership, for installation and completion of unfinished improvements and setting of monuments required for North Clairemont Plaza subdivision; and directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 134475, adopting Map of North Clairemont Plaza Subdivision, a subdivision of portion of C. C. C. Tatum's Bay Hills Mesa; accepting on behalf of the public 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 easements shown on the map 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 Curran, adopted.

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

RESOLUTION 134476, authorizing Robert Ely, Master Mechanic of the Fire Department, to attend the Society of Automotive Engineers' West Coast Meeting to be held at San Francisco, California, August 6, 7, 8, 1956, and to incur necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

The next document was returned by the Council Secretary, and was filed by the Clerk:

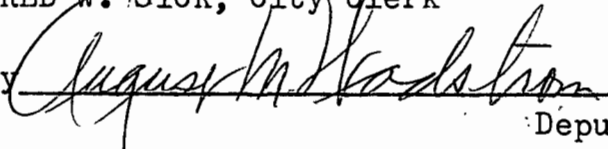
Communication from San Diego Fire Fighters Assn. suggesting proposition to increase mayor's salary - on Nov., 1956 ballot.

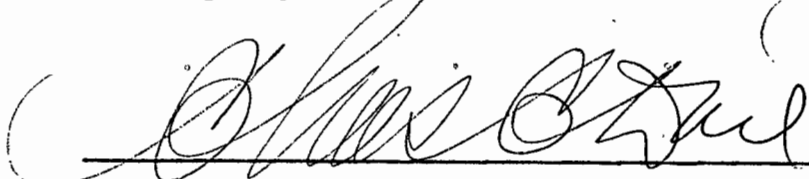
There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 3:24 o'clock P.M.

ATTEST:

FRED W. SICK, City Clerk

By


Deputy


Mayor of The City of San Diego,
California

134475 - 134476
Conf. item return filed
Meeting adjourned

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REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, August 7, 1956

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

The Mayor called the meeting to order at 10:00 o'clock A.M.

Ordinances and Resolutions are recorded on Microfilm Roll 116

The Mayor presented Rabbi Monroe Levens, of Tifereth Israel Synagogue. Rabbi Levens gave the invocation.

Councilman Burgener entered

On motion of Councilman Burgener, seconded by Councilman Schneider, the Minutes of the Regular Council Meetings of Tuesday, July 31, 1958, and of Thursday, August 2, 1956, were approved without reading - after which they were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 134053 of Preliminary Determination for paving and otherwise improving Alley Block 2 Tract No. 1352 Wilshire Place, and Meade Avenue, 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.

RESOLUTION 134477, determining that improvement of Alley Block 2 Tract 1382 Wilshire Place, and Meade Avenue; Resolution 134053 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 Kerrigan, seconded by Councilman Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 134054 of Preliminary Determination for paving and otherwise improving Alley Block 20 Swan's Addition, Fairmount Avenue, 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.

RESOLUTION 134478, determining that improvement of Alley Block 20 Swan's Addition, and Fairmount Avenue; Resolution 134054 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 Burgener, seconded by Councilman Schneider, adopted.

Meeting convened
Invocation
Minutes approved
Hearings
134477 - 134478

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 134055 of Preliminary Determination for paving and otherwise improving Alleys in Catalina Terrace, 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.

RESOLUTION 134479, determining that improvement of Alleys in Catalina Terrace; Resolution 134055 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 Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set continued hearing on Resolution of Intention 133815, for paving and otherwise improving Frankfort Street, and Alleys in Block 3 Corella Tract, the Mayor invited interested persons to be heard.

Councilman Burgener said that Mr. Mendenhall who had spoken for Mr. O'Connell, owner of the trailer park, was heard. Mr. Mendenhall said that he had received a letter from Mr. O'Connell, which he read. It says that the owner is willing to go to \$2500. for assessment, but curb should be cut out of the job.

The Mayor pointed out that the cost for assessment against the O'Connell property, would run considerably higher than offer to pay. He said that Mr. O'Connell puts a limit, and says that he would not withdraw his protest.

Councilman Kerrigan said that if the improvement goes in, the trailer court would have the right to use it; he would not vary procedure.

Mayor Dail said there would be no effect, except as a guide to the Council. He said there is no guide; the Council can overrule the protest.

Asked for a report, the City Engineer said there was a 70.8% protest.

Councilman Burgener said that if the proceedings were abandoned, he would suggest that the Council initiate proceedings for Frankfort, alone - and overrule the protests.

A man who had spoken at the first hearing, but who did not give his name, said that the street is used by hundreds; "the alley is unreasonable".

Councilman Burgener moved to abandon the proceedings.

Willard Olson, of the City Engineer's office, said that if the street is put through, the trailer park has 69% of the property.

Motion was seconded by Councilman Schneider.

Resolution abandoning proceedings was adopted (but not numbered, on account of subsequent action)..

Councilman Burgener moved that the City initiate paving for Frankfort Street alone.

Mr. Olson said that 69% street protest would be on Frankfort Street (because of the trailer park owner who has large holding, but who opposes the project).

Councilman Schneider said that there "might be a less protest".

An unidentified man said that if the Council were to divorce the alley, the Council would find that a large percentage would pay \$300 or \$400. for the alley to get the street paved.

The Mayor asked if it would be necessary to re-petition, and if there would be any better assurance of work going in.

Councilman Burgener said that "it amounts to the same; it would mean qualifying a minority petition".

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Mrs. Lampe told of having had a petition; it was thrown out; the alley had to be put in. She said that if property owners were to petition for Frankfort Street improvement, there would be the same situation.

Councilman Burgener said that it might be best to reconsider, and overrule the present protest.

Councilman Williams pointed out that the trailer park people will receive benefit.

Councilman Curran spoke to the City Engineer who said that "it is paved at each end; is flat, low; should be paved".

Mr. Stewart, 1363 Frankfort, said that he is in favor of the street and alley. He said he has not signed the petition, but he will move if not paved. He said that "it will become a slum, if it remains unpaved".

Mayor Dail said that the Engineer tried; now it is up to the people of the neighborhood; up to the people.

The action to abandon was reconsidered under motion made by Councilman Burgener, seconded by Councilman Williams.

Motion was made by Councilman Burgener, seconded by Councilman Williams to overrule the protest.

Aaron Reese, Asst. City Attorney, said that the Council would need to make a finding that there is a majority protest.

RESOLUTION 134480, determining that protests of property owners against proposed improvement of Frankfort Street and Alleys in Block 3 Corella Tract, under Resolution of Intention 133815 adopted June 26, 1956, constitute a majority protest of owners of property in the area to be assessed, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 134481, overruling and denying protests of Lawrence O'Connell, Lawrence O'Connell (a second one), Property Owners, John L. Allen and Mrs. John L. Allen, against improvement of Frankfort Street and Alleys in Block 3 Corella Tract, under Resolution of Intention 133815, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

(The rolls were called later, but resolutions were numbered here - where the motions were made and seconded).

Councilman Kerrigan said that this is going to end up with a "mortgage, where people don't want it".

Councilman Burgener said that the property owners are not in majority on property (but property involved is). He said it would be a delay of 6 months, and it would not be known if the improvement goes in.

Mr. Reese came back to the meeting from having checked, and said that it would take at least 5 members of the Council to overrule a majority protest.

The Mayor said "6 votes".

Councilman Williams said that it is important to know what the vote has to be.

The hearing was held up, waiting for further report from Mr. Reese.

The hearing was resumed, and roll called on the majority protest finding, numbered above.

Asked for a further report, the City Engineer said there was a 65% request for the improvement.

Roll was called on overruling the protest, numbered above.

Councilman Kerrigan said that on overruling of this majority protest would mean the Council having to overrule other majority protests.

Councilman Schneider pointed out that property is controlled by 1 person in the neighborhood.

Councilman Williams said that willingness to cooperate has been shown, and that intent is still the same - to develop.

The Mayor said there would be different circumstances. He said if there were no improvements it would be different.

Councilman Schneider told of paving having been forced in on the street in front of the Quintard Hospital, despite the hospital's protest.

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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 Assessment 2507 made to cover cost of installation of sewers in Quince, 45th Streets, Menlo Avenue, 47th Street, et al, the Clerk reported written appeals from Helen Piorkowski, Charles R. Johnson and Marie D. Johnson, K. R. Dewar, Olin M. Callahan and Mae B. Callahan, Mrs. Alice Andersen.

Mr. Sandahl, 2626 Menlo, told the Council that he can't use sewer, which passes above the property 100 feet. He told of contractor having left dirt, which causes damage to the property.

The Mayor said that the dirt problem would be referred to the City Manager.

The City Engineer asked for a report, said there is a 2.1% protest regarding septic tanks, and of 1 having bought without knowing of the improvement.

Councilman Schneider moved to overrule the appeals.

Mr. Sandahl, asked by the Mayor if he filed a protest, said that he did not. He said his assessment is \$145.12.

Willard Olson, of the City Engineer's Office, said that a heavy discount had been given. He said that assessment on the 5 lots would have been \$155.20 each; property was not very good so was discounted, and assessment is low on each parcel.

Asked for a report on how long he had owned the property, Mr. Sandahl said since 1939; 5 lots are bare.

Mr. Olson said that property is vacant, and that Mr. Sandahl lives elsewhere.

Mr. Sandahl said the house is there - at 2626 Menlo.

Mr. Olson said that Mr. Sandahl's sewer is elsewhere.

Mr. Sandahl said that the sewer can't be of advantage to his property.

Mr. Olson said that was taken into consideration when assessment was levied. He said the normal assessment would be about \$800, but it is nominal.

Councilman Williams said to Mr. Sandahl that it is a token assessment, and spoke to him about the dirt.

Mr. Roman came to the microphone and spoke about a drop on the lots - 35, 36, 37, 38, which "are deep".

Mr. Olson said that the assessment was cut on those, also.

Mr. Roman asked why he was responsible for the assessment when he cannot use the sewer.

There was discussion between Mr. Olson and Mr. Roman

Councilman Kerrigan pointed out that the Health Department can force discontinuance of the septic tank.

The City Engineer said that "there is a measure of benefit".

Mr. Sandahl contended that his property is damaged.

Mr. Olson said that there is 30 or 40 feet difference (in elevation) between the street and the alley.

Councilman Kerrigan had a discussion with Mr. Olson about the levels.

Mayor Dail said "it is the same as others".

RESOLUTION 134482, overruling and denying appeals of Roman Piorkowski and Helen Piorkowski, Charles R. Johnson and Marie D. Johnson, K. R. Dewar, Olin M. Callahan and Mae B. Callahan, Mrs. Alice Andersen, from Assessment 2507 made to cover costs and expenses of work of installing sewers in Quince Street, 45th Street, 46th Street, Menlo Avenue, 47th Street, Home Avenue, Thorn Street, Redwood Street, Olive Street, Maple Street, Alleys in Blocks 4 and 8 Clifton Addition to City Heights; Alleys in Blocks 9, 16, 7, 11, Bungalow Park Addition; Alleys in Blocks 5, 10, and 17 Swan's Addition; public Rights of Way, under Resolution of Intention

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125826; overruling and denying all other appeals; confirming and approving Street Superintendent's Assessment 2507; 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.

RESOLUTION 134483, referring to City Manager for report, the matter of dirt left in connection with installation of sewers in Quince Street, 45th Street, 46th Street, et al., as reported by Mr. Sandahl, 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 Assessment 2508 made to cover costs and expenses of paving and otherwise improving Alley Block K Montecello, Resolution of Intention 129452, 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 filed.

RESOLUTION 134484, confirming and approving Street Superintendent's Assessment 2508; 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 2509 made to cover costs and expenses of installation of sidewalks in Vale Way, Bernardine Place, Sharron Place, Trojan Avenue, Orange Avenue and 54th Street, Resolution of Intention 127127, 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 filed.

RESOLUTION 134485, confirming and approving Street Superintendent's Assessment 2509; 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 2510 made to cover costs and expenses of paving and otherwise improving Saranac Street and 67th Street, Resolution of Intention 128156, 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 filed.

RESOLUTION 134486, confirming and approving Street Superintendent's Assessment 2510; 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 Williams, adopted.

Application of William L. Sale, 1762 Westinghouse, for permit to operate 5 Taxicabs, under the name of Radio Cab Co., was presented.

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

Communication from Tuttle Engineering Co., Inc., by Bruce S. Whitehead, business manager, dated August 2, 1956, was presented.

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

Action was reconsidered, on motion of Councilman Schneider, seconded by Councilman Kerrigan.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Attorney was requested to prepare the necessary resolution to accept portion of Alvarado shown as "Reserved for Future Street" on map No. 2789 lying wholly within Lot 4 and being the westerly 30 feet of the reservations.

The communication says that the portion of street is to be improved in accordance with Resolution 131095 which approved the map of the tract.

Communication from Broadway Credit Jewelers, Broadway at 3rd Ave., by J. C. Beverley, dated August 3, 1956, was presented.

It requests a 30 day extension for "Going Out of Business" sale (1 has been granted). It says that sale has not gone over as anticipated, and there is still a considerable amount of merchandise to be sold.

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

Report of Purchasing Agent, approved by City Manager, on low bid of Pace Construction Company for construction of Storm Drain at Torrey Pines Golf Courses - \$2,198.00, was presented.

It says that information was furnished to 3 prospective bidders; at bid opening August 1, 1956, sole bid was that of Pace; prior to issuing call for bids information quotation was received July 19, 1956, from Cameron Brothers at \$2,300. It says that cost of pipe will be approximately \$3,400.00.

RESOLUTION 134487, accepting bid of Pace Construction Company for construction of Storm Drain at Torrey Pines Mesa Golf Courses; 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 V. R. Dennis Construction Co. for improvement of Reo Drive from Alleghany Street to Winchester Street (including grading, paving and resurfacing) - \$10,533.08; 4 bids - was presented.

RESOLUTION 134488, accepting bid of V. R. Dennis Construction Co. for improvement of Reo Drive; awarding contract, authorizing 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 plans and specifications on file in office of City Clerk, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

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Report of Purchasing Agent on low bid of Weir Bros. for construction of Adobe Walls around Public Memorial Park, Old Town - \$4,190.45; 3 bids, was presented. It says that low bid is 27% above the estimate.

RESOLUTION 134489, accepting bid of Weir Bros. for construction of Adobe Walls around the Public Memorial Park, Old Town; 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 on low bid of A. R. Kingaard for construction of curb return cutbacks at various downtown intersections - \$6,064.51; 3 bids, was presented.

RESOLUTION 134490, accepting bid of A. R. Kingaard for construction of curb return cutbacks; 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 Schneider, adopted.

Report of Purchasing Agent on low bid of Sim J. Harris Co. for installation of Sprinklers, Driveway, and A.C. Paving at Pacific Beach Community Center, Diamond and Gresham Streets (without the alternate) - \$8,616.35; 2 bids, was presented.

RESOLUTION 134491, accepting bid of Sim J. Harris Co. for installation of sprinklers, driveway, and A.C. paving at Pacific Beach Community Center; 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 Schneider, adopted.

Report of Purchasing Agent on low bid of Atlas Iron & Wire Works for furnishing and installation of Chain Link Wire Fencing at existing tennis courts on Boulevard (Park) in Balboa Park - \$4,389.00; 2 bids, was presented.

RESOLUTION 134492, accepting bid of Atlas Iron Works for furnishing and installing chain link wire fencing at tennis courts on Park Boulevard 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 plans and specifications on file in office of City Clerk, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent on bid of Maloney Specialties, Inc. for furnishing repair parts for Harbor Department Pier Rolling Doors - \$1,539.56 plus State Sales Tax, plus freight from Oakland, approx. \$80.00 (no. of bids not shown), was presented.

RESOLUTION 134493, accepting bid of Maloney Specialties, Inc. for furnishing Repair Parts (details in the resolution) for Harbor Department pier rolling doors; 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 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, recommending acceptance of bid of Morton Company, for furnishing 5 items of steel Desks and Tables for various departments - \$3,789.45 plus State Sales Tax, terms 2% 10 days; 7 bids, was presented.

It analyzes bids, and gives reason for not award to low bidder on 2 items.

RESOLUTION 134494, accepting bid of Morton Equipment Company for furnishing 29 desks and 2 tables; 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 134495, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing approximately 10,863 ft. Cable in accordance with Document 538992, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.
(Cable is for the Fire Department)

RESOLUTION 134496, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for installation of sprinkler system in South Clairemont Park; Document 538904; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Clairemont Terrace Unit 4, a 77-lot subdivision of portion Pueblo Lots 1178, 1191 and 1192, located in southwest portion of Clairemont, north of Milton Street on Garfield Road, southerly of Jellett Street, north of Western Hills Units 1 and 2 and west of Clairemont Terrace Unit 1 - on 14 conditions, and subject to suspension of portion of Municipal Code, was presented.

RESOLUTION 134497, approving tentative map of Clairemont Terrace Unit 4; suspending 4 sections of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

A communication from Planning Commission - continued from a previous meeting of the Council - submitting resolution reapproving and amending tentative map of College Ranch Units 4 and 5, was listed on the agenda.

By common consent, it was agreed that this would be considered in conference today. (Action taken following the conference held later, will be shown in these Minutes).

Communication from Planning Commission, by Richard L. Weiser, recommending denial of proposed subdivision of Soledad Manor, for 2 lots located in Pacific Beach area, fronting on Archer Street south of Soledad Gardens Subdivision in R-1C Zone, was presented. It reports that resulting lots would be below minimum shown in the area, and well below average lot sizes in the neighborhood; lot was not shown on community plan of area as resultant lots were recognized to be below standard required in R-1B Zone.

RESOLUTION 134498, denying tentative map for division into

2 lots of portion Pueblo Lot 1785, Soledad Manor, in that it does not conform to development of the area, nor does property resulting from the subdivision have sufficient area to meet requirements of R-1B Zone, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Street Superintendent, approved by Assistant City Manager, recommending denial of petition to close "Reservation for Future Street adjacent to Lots 3 and 4 Alvarado Subdivision, was presented. In addition to a detailed report, the communication says that a water main exists in the proposed closing and the Water Department objects to the closing unless suitable provisions are made for easment for the water main. Petition was signed by Norman L. Oliver. A request from Tuttle Engineering Company, Inc., requesting acceptance by the City was listed on the same agenda. The latter was referred to the City Attorney for preparation of the necessary papers.

RESOLUTION 134499, denying request for closing "Reservation for Future Street" adjacent to Lots 3 and 4 Alvarado Subdivision, as recommended by the Street Superintendent, was on Schneider, seconded by Councilman Curran, adopted.

David

Communication from Mr. & Mrs. Daniel Barker, 4426 Morrell Street, requesting change of the alley entrance at Morrell Street and Balboa Avenue, to Balboa Avenue, at City expense "as it is a hazard the way it stands now", was presented. It says "you made it a one way alley which means absolutely nothing".

Councilman Burgener said that this was checked by the City Attorney. He said the Attorney should write to Mrs. Barker and say why the request would be illegal.

Councilman Schneider moved to refer the item to the City Manager and City Attorney. It was seconded by Councilman Kerrigan.

Councilman Burgener moved to refer it to Conference, also. It was seconded by Councilman Schneider.

RESOLUTION 134500, referring communication from Mr. and David Barker to the City Manager, City Attorney and to Council Conference, was adopted.

Communication from Los Angeles Stage Lighting Co., Ltd., by C. Chas. Stevens, dated July 30, 1956, addressed to "Secy-City Council" was presented. It encloses correspondence with Wayne Dailard, manager and producer of the California Story, of the Fiesta del Pacifico. It says "No reply was received by us to the letter dated April 16th and therefor no denial of its contents".

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

Communication from the Metropolitan Water District of Southern California, 306 West 3rd Street, Los Angeles 13, California, dated Aug 2 1956, signed by Charles C. Cooper, Jr., Assistant General Council, was presented.

The communication, addressed to the City Clerk, calls attention to election of method of paying District taxes, on or before August 25, 1956.

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

RESOLUTION 134501, directing notice of filing assessment and of time and place of hearing thereof, No. 2516, made to cover costs and expenses of work done upon paving and otherwise improving Garnet Street and Pendleton Street, Resolution of Intention 127631, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD 134502, accepting bid of Daley Corporation, a corporation, and awarding contract for paving and otherwise improving Opal Street, Resolution of Intention 133055, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.
City Engineer reported low bid 3.1% below estimate.

RESOLUTION OF AWARD 134503, accepting bid of V. R. Dennis Construction Co., a California Corporation, and awarding contract for paving and otherwise improving 39th Street and Logan Avenue, was on motion of Councilman Schneider adopted - Resolution of Intention 133056.
City Engineer reported low bid is 7.2% below estimate.

RESOLUTION OF AWARD 134504, accepting bid of San Diego Gas & Electric Co. for furnishing electric energy in Five Points Lighting District 1, for 1 year from and after August 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD 134505, accepting bid of San Diego Gas & Electric Co. for furnishing electric energy in Mission Beach Lighting District 2, for 1 year from and including August 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.
Maintenance of appliances is provided for in this contract.

RESOLUTION OF AWARD 134506, accepting bid of San Diego Gas & Electric Co. 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.

RESOLUTION OF AWARD 134507, accepting bid of San Diego Gas & Electric Co. for furnishing electric energy in Pacific Beach Lighting District 2, for 1 year from and including August 31, 1957, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD 134508, accepting bid of San Diego Gas & Electric Co. 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 OF AWARD 134509, accepting bid of San Diego Gas & Electric Co. for furnishing electric energy in University Avenue 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 OF AWARD 134510, accepting bid of San Diego Gas & Electric Co. 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 ORDERING WORK 134511, for paving and otherwise improving Alley Block 331 Choate's Addition, Resolution of Intention 133816, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK 134512, for paving and otherwise improving Kendall Street, Resolution of Intention 133814, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134513, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley lying westerly of and contiguous to Lots 1 to 27 inclusive, Block U Montecello; Monroe Avenue; approving Plat 2860 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134514, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 81 Pacific Beach; approving Plat 2866 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134515, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 190 City Heights, and improvements in right of way; approving Plat 2863 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134516, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 22 Ocean Beach Park, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134517, ascertaining and declaring wage scale for paving and otherwise improving Avenida De La Playa, between northerly prolongation of easterly line of Sycamore Terrace and easterly termination of Avenida de La Playa in Pueblo Lot 1280, and in Public Rights of Way in Pueblo Lot 1280, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134518, ascertaining and declaring wage scale for paving and otherwise improving Estudillo Street, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134519, ascertaining and declaring wage scale 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 and 148 Mission Beach, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134520, for paving and otherwise improving Alley Block J Montecello and Monroe Avenue, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134521, ~~ascertaining and declaring wage scale~~, for paving and otherwise improving Alley Block 81 Pacific Beach, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134522, for paving Alley Block 190 City Heights, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 134523, for furnishing electric energy in Roseville Lighting District Number One, for 1 year from and including October 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134524, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Morena Boulevard, Paul Jones Avenue, Ethan Allen Avenue, Princeton Avenue, Moultrie Avenue, Trenton Avenue, Ticonderoga Street, Bunker Hill Street, Brandywine Street; Alleys in Blocks 2, 3, 4, 8, 9, 10 American Park Addition; ~~American Park Addition~~ Public rights of way in Lot 5 partition of Pueblo Lot 1209 and Lot 22 Block 5 American Park Addition; Resolution of Intention 129064, and to be assessed to pay expenses, diagram made by City Engineer, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 124525, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alleys in Blocks 49 and 49½ University Heights, Resolution of Intention 130034, and to be assessed to pay expenses, diagram made by City Engineer, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 124526, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise

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improving Alleys Blocks 29 and 30 Ocean Beach, Resolution of Intention 130461, and to be assessed to pay expenses, diagram made by City Engineer, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134527, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Howard Avenue, Resolution of Intention 131462, and to be assessed to pay expenses, diagram made by City Engineer, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134528, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving High Avenue, Resolution of Intention 131461, and to be assessed to pay expenses, diagram made by City Engineer, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134529, approving directing City Engineer to furnish diagram of property affected and benefited by work and improvement on installation of sanitary sewer main in Amherst Street, 68th Street; and Public Rights of Way in Lots C, H, and I La Mesa Colony, and in Lots 3 and 4 Colony Estates; Resolution of Intention 130462 and to be assessed to pay expenses, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 134530, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on installation of sanitary sewer main in El Cajon Boulevard, Pearson Drive, Rolando Boulevard, Campo Drive, Alleys in Metropolitan Center and Public Rights of Way; Resolution of Intention 131890 and to be assessed to pay expenses, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 134531, authorizing and directing Property Supervisor to advertise for at least 5 consecutive days in the official newspaper the sale at public auction of portions of Lots 1 to 8 inclusive Block 32 Marilou Park, lying northwesterly of Home Avenue, reason for selling is that it is no longer needed for City purposes, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

Resolution says that James W. Morgan has requested property be put up for sale, and has deposited with Property Supervisor \$200.00 to cover costs, including cost of title report and as guarantee that depositor will bid minimum fixed by the Council (which amount is \$1,500.00). It reserves right to reject any and all bids at the public auction.

Councilman Schneider asked the City Manager about the next item. It was explained to Mr. Schneider.

RESOLUTION 134532, authorizing and empowering City Manager to execute for and on behalf of The City of San Diego amendment to lease agreement with Balboa Tennis Club covering repair and payment of fence surrounding tennis courts in Balboa Park, Document 539172, was on motion of Councilman

Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134533, authorizing and empowering City Manager to execute, for and on behalf of the City, a lease with Foster and Kleiser Co. for portion of Block 6 Haffenden's Sunnydale (about 8500 square feet at intersection of 33rd, F, and Federal Blvd.), for construction, etc. of maximum of 3 unilluminated signboards for 3 years at yearly rental of \$120.00 beginning on date of execution of agreement; property has value of \$4500.00; leased for reason that City will derive revenue not otherwise obtainable; Document 539174, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134534, transferring 11 4000 lumen lights in Riverlawn Dormitory Area from the Federal Housing Lighting Area, now carried on Account M23, to General Street Lighting Control, in accordance with recommendation of City Manager under Document 539177, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134535, granting revocable permit to Jack H. Barbee, 3351 Grim Avenue, San Diego, to install and maintain 50 feet of 3/4" G.I. Water Service Line for use of owner's property under Collingwood Drive: 4920 Collingwood, Lot 151 Congress Heights, to City water main in Malden Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134536, granting revocable permit to Betty Snow, 2544 Galveston Street, San Diego, California, to install and maintain 50 feet of 3/4" G.I. Water line for use and benefit of owner's property under Ollie Street: 3224 Ollie Street, Lot 12 Block 10 Drucker's Addn. to City water main at Liberty Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134537, granting revocable permit to A. Alvarez, 4770 Imperial Avenue, San Diego, to install and maintain 14-foot concrete driveway over Imperial Avenue in front of Lots 20 and 21 Sunshine Gardens, to provide safe access to the property, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134538, granting revocable permit to San Diego Unified School District of San Diego County, to install and maintain retaining wall or curb of 0' to 1' for use and benefit of owner's property over Fulton Street at Comstock Street: Lot 1 Block 32 Linda Vist-a Unit 5, for Montgomery Junior High School, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134539, granting revocable permit to Max L. Perlatti, 4636 Coronado, San Diego, to install and maintain 60 feet of 1-1/2" G.I. water line for use and benefit of owner's property under Oliphant Street

Lot 11 Block 121 Roseville, to City water main in Willow Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134540, granting revocable permit to Loma Supply Corporation, 2380 Main Street, San Diego, to install and maintain 1' 2" power conduit for use and benefit of owner's property: Lots 19 and 20 Block 98 San Diego Land & Town under Alley Block 98, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134541, granting revocable permit to Mrs. Mary J. Carter, 3264 Durant Street, San Diego, to install and maintain 40 feet of 4" sewer line for benefit of Lot 1 Block A Home Gardens, under Durant Street; 50 feet west of west line of Payne Street at 132 South Payne Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134542, granting revocable permit to John P. Harrison, 1639 Felton Street, to install and maintain 20 feet of 1" G.I. water line,, and 10 feet of 1" G.I. water line across easement Lot 39 for use and benefit of 3236 A Street Block 122 Choates Addition, in Block 122, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134543, granting revocable permit to Clifford G. Trembley, 2227 Bolinas, San Diego, to install and maintain 15 feet of 4" sewer lateral for use and benefit of owner's property under Alley Block 16 Loma Alta Sub. to easement in Lot 11 Block 16 Loma Alta, was on motion of Councilman Schneider, seconded by Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134544, granting revocable permit to Edgar F. Hastings, 889 Armada Terrace, San Diego, to install and maintain 80 feet of 3/4" G.I. water line for use and benefit of owner's property under Bessemer Street from southerly portion of Lots 1 and 2 and 20-feet of 3 Block 5 Irontown, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134545, granting revocable permit to George William Miller, 3589 Curlew, San Diego, to install and maintain 80 by 25-foot parking area in Brant Street, for use and benefit of owner's property, over Brant Street: Lots 33, 34, 35 El Paso Street, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134546, authorizing Geo. H. Kerrigan to attend a meeting of Feather River Association to be held in San Jose, California, August 10 and 11, 1956, and to incur necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134547, authorizing representative of Police Department and representative of Civil Service Department to travel to Chicago during month of August, 1956, for not to exceed 2 weeks, for purpose of recruiting personnel for Police Department, and to incur necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134548, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all penalties and other expenses in connection therewith - portion Pueblo Lot 1260 - 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 Burgener, adopted.

RESOLUTION 134549, accepting deed of San Diego Unified School District of San Diego County; July 17, 1956, conveying easement and right of way for street purposes in portions of Lots 10 and 19 Lemon Villa; setting aside and dedicating land to public use as and for public street; naming land 55th Street, Sharron Place, Trojan Avenue, Spartan Drive; 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 134550, accepting deed of The Vinley Corporation, July 19, 1956, conveying easement and right of way for sewer purposes, in portion Lot 67 Partition 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 Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134551, accepting subordination agreement, Union Title Insurance & Trust Company, beneficiary, and Union Title Insurance & Trust Company, trustee, July 24, 1956, subordinating all right, title and interest in and to easement for right of way for public sewer in portion Lot 67 Partition of Rancho Mission of San Diego; 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 Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134552, accepting deed of The State of California, June 28, 1956, conveying easement and right of way for sewer purposes, in portion Westerly 508 feet of Easterly 1,924 feet Lot 17 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 Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

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RESOLUTION 134553, accepting deed of John Hamilton, July 23, 1956, conveying easement and right of way for sewer, water, drainage and public utilities purposes in portion of Unnumbered Lot lying northerly of Surfton Place, now Fern Glenn, westerly of Vista Del Mar shown on Map of First Addition to South La Jolla, and portion Vista Del Mar closed; 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 134554, accepting deed of Kathleen H. and Jesse Carl Canale, July 5, 1956, conveying easement and right of way for drainage purposes in portion Lots 3 and 4 Pueblo Lot 1782; authorizing and directing City Clerk to file deed, together with certified copy of resolution, in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134555, accepting deed of Orlena R. Kreutzkamp and Eugene L. Burnett, July 16, 1956, conveying easement and right of way for sewer, water, drainage and public utilities purposes in southerly 4.00 feet of Lots 159 and 160 Empire Addition to Encanto 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 Williams, adopted.

RESOLUTION 134556, accepting deed of Minnie Lee Leberman and W. C. Leberman, Jr., June 14, 1956, conveying easement and right of way for street purposes in portion of northeasterly 5.00 feet of Lot 4 Block P. Riviera Villas; 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 names the land Cornish Drive.

RESOLUTION 134557, accepting deed of Edward P. Krask and Anna Krask, July 19, 1956, conveying easement and right of way for street purposes in southerly 5.00 feet of westerly 1/2 Lot 19 Soledad Terrace; the 5.00 feet being measured at right angles from southerly line Lot 19; naming land Los Altos Road; authorizing and directing City Clerk to file deed, together with certified copy of resolution, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134558, accepting deed of Minnie Lee Leberman and W. C. Leberman, Jr., June 14, 1956, conveying easement for alley purposes in portions of Lot 4 Block P Riviera Villas; dedicating the land as and 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 Williams, adopted.

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RESOLUTION 134559, accepting deed of Minnie Lee Leberman and W. C. Leberman, Jr., June 14, 1956, conveying easement and right of way for sewer, water, drainage and public utilities purposes in strip of land 8.00 feet wide in Lot 4 Block P Riviera Villas; authorizing and directing City Clerk to file deed, together with certified copy of resolution in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134560, accepting subordination agreement, executed by The Prudential Insurance Company of America, beneficiary, and Security Title Insurance Company, trustee, July 2, 1956, subordinating all their right, title and interest in and to easement for right of way for street purposes in northeasterly 5.00 feet Lot 4 Block P Riviera Villas; 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 Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134561, accepting subordination agreement, executed by The Prudential Insurance Company of America, beneficiary, and Security Title Insurance Company, trustee, July 2, 1956, subordinating all their right, title and interest in and to easement for right of way for alley purposes in portions of Lot 4 Block P Riviera Villas; 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 Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134562, accepting subordination agreement, executed by The Prudential Insurance Company of America, beneficiary, and Security Title Insurance Company, trustee, July 2, 1956, subordinating all their right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances, in strip of land 8.00 feet wide in Lot 4 Block P Riviera Villas; 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 Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134563, accepting subordination agreement, executed by A. W. Withers and Rubye S. Withers and E. J. Sommers, beneficiaries, and Security Title Insurance Company, trustee, June 21, 1956, subordinating all their right, title and interest in and to easement for right of way for street purposes in northeasterly 5.00 feet of Lot 4 Block P Riviera Villas; 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 Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134564, accepting subordination agreement, executed by A. W. Withers, Rubye S. Withers, and E. J. Sommers, beneficiaries, and Security Title Insurance Company, trustee, June 21, 1956, subordinating all their right, title and interest in and to easement for right of way for sewer, water, drainage and public utilities purposes in strip of land 8.00 feet wide in Lot 4 Block P Riviera Villas; authorizing and directing

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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 Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134564, accepting subordination agreement, executed by A. W. Withers, Rubye S. Withers, and E. J. Sommers, beneficiaries, and Security Title Insurance Company, trustee, June 21, 1956, subordinating all their right, title and interest in and to easement for right of way for sewer, water, drainage and public utilities purposes, in strip of land 8.00 feet wide in Lot 4 Block P Riviera Villas; 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 Schneider, seconded by Councilman Williams, adopted.

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RESOLUTION 13465, accepting subordination agreement, executed by A. W. Withers, Rubye S. Withers and E. J. Sommers, beneficiaries, and Security Title Insurance Company, trustee, July 6, 1956, subordinating all their right, title and interest in and to easement for right of way for alley purposes, in portions of Lot 4 Block P Riviera Villas; 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 Schneider, seconded by Councilman Williams, adopted.

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 written or printed copy available for consideration of each member of the Council prior to day of reading.

ORDINANCE 7088 (New Series), appropriating \$11,600.00 out of Capital Outlay Fund of The City of San Diego for widening portion of Reo Drive, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilman Evenson.

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 written or printed copy available for consideration of each member of the Council prior to day of reading.

ORDINANCE 7089 (New Series), appropriating \$9,500.00 out of Capital Outlay Fund, for installing sprinklers, driveway and asphaltic concrete pavement at Pacific Beach Community Center, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilman Evenson.

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 written or printed copy available for consideration of each member of the Council prior to day of reading.

ORDINANCE 7090 (New Series), appropriating \$6,700.00 out of Capital Outlay Fund for reconstructing downtown curb returns, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilman Evenson.

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 written or printed copy available for consideration of each member of the Council prior to day of reading.

ORDINANCE 7091 (New Series) appropriating \$4,800.00 out of Capital Outlay Fund for replacement of fence at Balboa Park Tennis Club Courts, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilman Evenson.

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 written or printed copy available for consideration of each member of the Council prior to day of reading.

ORDINANCE 7092 (New Series) appropriating \$4,700.00 out of Capital Outlay Fund, for restoration of Adobe Wall at El Campo Santo (Old San Diego cemetery), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilman Evenson.

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 written or printed copy available for consideration of each member of the Council prior to day of reading.

ORDINANCE 7093 (New Series), appropriating \$2,900.00 out of Capital Outlay Fund for purchasing portion Lot 3 Block 463 Old San Diego, for highway purposes, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilman Evenson.

Councilman Schneider asked about the next item, which the City Manager explained. It had been agreed, he said, that reimbursement would be made if property was sold.

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 written or printed copy available for consideration of each member of the Council prior to day of reading.

ORDINANCE 7094 (New Series) appropriating \$1,033.67 out

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of Capital Outlay Fund for reimbursing United States Government For Federal Funds expended in conjunction with The City in acquisition of Land - Lots 2 and 3 Block 2 Rosedale Subdivision, 9.46 acres; Lot 4 The Highlands Subdivision, 17.34 acres; Lot 13 The Highlands Subdivision, 16.44 acres; portion Lot 20 The Highlands Subdivision, 4.84 acres - funds expended under Federal Aid Airport Project as contribution of cost of acquisition by The City of land; upon condition that United States Government releases The City of San Diego from all agreements between the City and the United States Government insofar as they affect the land - was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilman Evenson.

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 a written or printed copy.

ORDINANCE 7095 (New Series), establishing regulations governing use of land in Foster's Annexation No. 1 - designated "R-1" on Planning Commission Zone Map Drawing B-737, Document 538312 - was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilman Evenson.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, Ordinance amending Section 101.0703 of San Diego Municipal Code, pertaining to powers and duties of Board of Architectural Review, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilman Evenson.

(This item had been referred to Council Conference on December 6, 1955, in connection with eliminating necessity of Board of Architectural Review passing upon signs in "C" and "M" zones).

The City Manager was asked about the next item. He explained that the position is provided for in the charter, but has not been filled since 1950. He said the former occupant has been in the Marines, and is coming back. He said that the position has not been filled because the City Chief of Police does not want a woman as confidential secretary.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, 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 the classified service for the fiscal year beginning July 1, 1956" - establishing position of Confidential Secretary to Chief of Police and Standard Rate No. 18 - was ~~on motion of Councilman~~ introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilman Evenson.

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

7095 N.S.
Ords. introduced

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RESOLUTION 134566, confirming appointment by the Mayor of Mrs. Frank E. Marcy to succeed herself as a member of the Park and Recreation Commission, for term of 4 years from and after July 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134567, confirming appointment by the Mayor of H. K. Raymenton (who is to replace Elwood Bailey) as a member of the Park and Recreation Commission, for a term of 4 years from and after July 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

At the hour of 10:53 o'clock A.M., the Mayor declared a recess until 11:00 o'clock this date.

Upon reconvening at 11:28 o'clock A.M., the roll call showed the following:

Present--Councilmen Burgener, Williams, Schneider, Kerrigan, Curran,
Mayor Dail
Absent--Councilman Evenson.

The item which had been held over and considered in Conference in regard to request of subdivider's engineer for reapproval of tentative map, with amendment, of College Ranch Unit 4 as revised, and Unit 5, was brought up by the Council again. Original consideration by the Council had been on August 2, and held until this meeting.

On motion of Councilman Schneider, seconded by Councilman Williams, there was referred to the City Manager the report of the Asst. Planning Director, on College Ranch 4 as revised and Unit 5 for re-approval, subject to conditions in previously-adopted resolution, with exception of revision and addition contained in resolution attached to the file.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:35 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadstone
Deputy

Oliver Dail
Mayor of The City of San Diego,
California

134566 - 134567 under U.C.
Meeting recessed & reconvened
1 Planning item, on a subdivision ref to Mgr

REGULAR MEETING

Chamber of The Council of The City of
San Diego, California, Thursday,
August 9, 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 10:04
o'clock A.M.

Ordinances and Resolutions for this meeting are recorded
on Microfilm Roll 116.

The hour of 10:00 o'clock A.M. having arrived, time set
for hearing on rezoning of 32 lots, now in R-2 to R-4, in Cleveland Heights,
having arrived, time set for consideration by the Council, communication
from Planning Commission, by P. Q. Burton, was presented. It identifies
property as being along both sides of Front Street, north and south of
Pennsylvania Avenue, most of Front Street being in a canyon and hardly
possible of improvement. It says that only access to property proposed to
be rezoned is along portion of Front Street now improved about 200 feet
south of Robinson Avenue, and by way of alleys between Front and First.
The report says that alley between Pennsylvania and Robinson is paved;
alley south of Pennsylvania is not improved, and dead-ends at a canyon
approximately 200 feet south of Pennsylvania. It recites several letters and
petition of protest. It states that protests allege that traffic congestion
and noise would be increased to an objectionable point, and that only
access to much of the property is through 15-foot alleys, and it is
alleged that access is entirely inadequate for apartment house zoning and
development, and that traffic congestion and noise would interfere with
enjoyment of property and decrease value of holdings. The report says that
the Commission recommended that only those portions of area accessible from
improved or usable streets should be rezoned to R-4; those areas abutting
R-4 either across lot lines or across a 15-foot alley. It reports that the
Commission voted 6-0 to recommend that Lots 3, 4, 5 Block 5, Lots 20, 21, 22
Block, and Lots 1, 2, 3, 4 Block 12 be rezoned R-4; that the ordinance
rezoning, as it applies to Lots 1, 2, 3, 4 Block 12 Cleveland Heights be
not effective until a final subdivision map is filed of record on the 4 lots.
The report continues with recitation of prevailing conditions.

The report was read to the Council by the Clerk.

Councilman Burgener entered during reading of the report.

A plat was passed around to members of the Council by the
Planning Director.

Councilman Evenson entered

Councilman Evenson asked for continuance of this hearing
until August 20, based upon such request made to him.

(Colonel) Frank Seifert told the Council that he has to
go on active duty, and that he would not be here to defend the requested
rezoning.

The Mayor stated that the Council could hear a portion from
1 side; then continue the hearing until later, for a decision.

Meeting convened
Hearing

8/9/56

A woman, who did not give her name, but who was identified later as Mrs. Karns, carried on a discussion with Councilman Evenson, about Lot 21 Block 6.

Councilman Burgener said to Mrs. Karns that it is customary to grant 1 continuance, where requested. He said that could be done until both sides could be here.

Mr. Seifert says "it has now been 2 months".

Councilman Evenson stated that objectors are out of the city.

Mayor Dail said that it would be continued on the hearings.

Mrs. Norman Karns said that this is not a wholly residential neighborhood. She identified existing improvements. She said that it would be advisable to build 4 apartments, but not a single-family residence.

Mr. Seifert said to the Council that he is the owner of the property sought to be rezoned. He said that the out of town objector (Carter) had been represented by an attorney at the Planning Commission's hearing. He told of trees that encroach on the alley, and of the boat trailer which has been parked in front of his residence. He passed around pictures, showing where one resident has blocked off the alley with a fence. He told the Council that he has 120 ft x 300, and has no objection to the Planning Commission's proposal. He declared that there can't be only R-1 and R-2 zones, near the Hillcrest zoning. He said that Mr. Carter has left the boat trailer in the same place for 9 months. He told of there being a 98% petition to rezone. He said that Mr. Carter had time to be here; his attorney was before the Planning Commission at the hearing. He pointed out that "2 or 3 property owners already have R-4. He said, in reference to the trailer again, that it has not been moved since November. Mr. Seifert said that this is not a through street, and there is no traffic hazard.

Councilman Evenson read to the Council the letter addressed to him, requesting the continuance.

Mr. Seifert said that "all 3 would be R-4, but had asked to be excluded. He said that he would like to see more R-4.

W. C. Brown, across the alley to the east of Col. Seifert, spoke. He said "transportation is insufficient for further development". He added that "the alley now sounds like drag races".

The Mayor spoke to Mr. Brown about the trees in the picture.

Harry C. Haelsig, Planning Director, asked for a report, said that the Commission had voted 6-0, as recommended.

Councilman Burgener expressed himself as being in favor of the rezoning.

Councilman Evenson said "Mr. Carter probably has some suggestion".

Councilman Evenson moved to continue the hearing until Tuesday, August 21, 1956.

Councilman Williams pointed out that this is getting into the vacation periods, and that several members of the Council will be away.

Councilman Kerrigan said that there is a condition attached to the zoning, calling for filing of a tentative map.

Councilman Schneider declared that it would be unfair to hold up the item for 4 or 5 weeks.

Mr. Haelsig said that the Planning recommendation is different from the map.

The Mayor stated that Mr. Carter has a written protest in the file.

The Clerk read to the Council the Carter protest.

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

On motion of Councilman Burgener, seconded by Councilman Curran, ordinance incorporating Lots 3, 4, 5 Block 5; Lots 20, 21, 22 Block 6; Lots 1, 2, 3, 4 Block 12 Cleveland Heights into R-4 Zone, as defined by Section 101.0408 of San Diego Municipal Code, and repealing

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Ordinance 12988 insofar as it conflicts, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail, Councilman Curran. Nays-Councilman Evenson. Absent-None.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on permanent zoning of Allied Gardens Units 8, 9, 10 into R-1 Zone (it is in an "interim zone" now), the Clerk reported no protests. No one appeared to protest, and no protests were filed. Councilman Burgener moved to introduce the ordinance. Motion was seconded by Councilman Evenson. Councilman Curran said that there is "always a request for a church in Allied Gardens". He wondered if provision had been made. The Planning Director said that there is a church site in an R-1 Zone.

P. Q. Burton, of the Planning Department said "there is a conditional use for church; they are not satisfied; they plan to petition for a zone change".

The roll was called on the motion, resulting in Introduction of Ordinance incorporating portions of Allied Gardens Units Nos. 8, 9, 10 into R-1 Zone as defined by Section 101.0405 San Diego Municipal Code, repealing Interim Ordinance 7004 (New Series), insofar as it conflicts, 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 permanent zoning of Allied Gardens Unit 7 and portion Unit 8 into R-1 Zone (it is in an "interim zone" now), the Clerk reported no protests.

No one appeared to protest, and no protests were filed. Councilman Burgener moved to introduce the ordinance. Motion was seconded by Councilman Curran.

The roll was called on the motion, resulting in Introduction of Ordinance incorporating Allied Gardens Unit 7 and portion Allied Gardens Unit 8 into R-1 Zone as defined by Section 101.0405 of the San Diego Municipal Code, and repealing interim ordinance 7005 (New Series) insofar as it conflicts, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Petitions of residents in the vicinity of the Lincoln Sr. High School, 49th Street and Franklin Avenue, requesting that flying of model aeroplanes be specified at the school grounds, and at other specified places, were presented.

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

Report of Purchasing Agent, approved by City Manager, on low bid of Atlas Powder Co. of Wilmington, Delaware, for furnishing approximately 40,000 lbs. Powdered Activated Carbon @ \$0.0946 per lb., - total of \$3,784.00 plus State Sales Tax (for Water Dept. - Production Div. - Alvarado Filter Plant); 5 bids - was presented.

RESOLUTION 134568, accepting bid of Atlas Powder Co. for furnishing Powdered Activated Carbon; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City

Hearings
Ords. intr.
Petitions
Purchasing Report
134568

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of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of San Diego Liquid Gas & Appliance, Inc. for furnishing 7,750 Gal. Butane-Propane Gas @ \$0.079 per gal., plus \$0.06 per gal. Fuel Tax (Standby Fuel for Sewer Treatment Plant - \$1,077.25; 3 bids - was presented.

RESOLUTION 134569, accepting bid of San Diego Liquid Gas & Appliance, Inc. for furnishing Butane-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 Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 134570, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing approximately 800,000 lbs. Girder Groove Rails, Joint Bars and Tie Plates for 10th Avenue Pier Area, Document 539135, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 134571, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 12 items of Fire Fighting Equipment, Document 539137, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of 2-lot subdivision of Beverly Heights, in La Jolla area between Miramar and Cabrillo Avenues, south of Pearl Street, subject to 3 conditions and suspension of portion of the Municipal Code, was presented.

RESOLUTION 134572, approving tentative map of Beverly Heights, 2-lot subdivision of Lot 3; suspending Section 102.17-c of the Municipal Code, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

The next item had been continued from the meeting of July 24.

Communication from Planning Commission, by Harry C. Haelsig, submitting drawing indicating revision of proposed entrance road to subdivision of Braeburn Terrace, a 6-lot subdivision of portion Lots 110, 111 and 112 Kensington Heights Unit 2, and Lot 23 Rancho Mission, was presented. It says dedicating of right of way remains as originally shown on tentative map; roadway has been relocated westerly so that south-easterly curb line will be approximately 19 feet from existing residence, immediately to southeast. It says that by relocating roadway it will eliminate as far as possible some of the objectionable features and still permit right of way for street adjacent to south line of Mr. Davidson's (G. Aubrey) property.

The Planning Director told of there being a plat, and of roadway having been shifted 8 feet to the north.

Asked by the Mayor how he felt about it, Mr. Davidson replied "it is all right now".

Councilman Curran said that Mr. Davidson is contented, but not satisfied.

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RESOLUTION 134573, approving tentative map of Bzaeburn Terrace, revised, a 6-lot subdivision of portions of Lots 110, 111 and 112. Kensington Heights Unit 2 and Lot 23 Rancho Mission; suspending Sections 102.07-2, 102.09-1, 102.17-c of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from League of California Cities, dated August 2, 1956, informing the Council that Mr. Campbell (O. W. Campbell, City Manager, and President of the League) presented to the Board of Directors on July 26 the subject matter of Ordinance 5541N.S. regulating Psychologists and Social Workers, was presented. It says that after a discussion, the entire matter was referred by action of the Board to Municipal Public Health Policy Committee for study.

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

Communication from Wolcott C. Treat, licensed psychologist, of Psychology Associates, 2548 Fifth Avenue, San Diego 3, dated August 7, 1956, was presented.

It urges the Council to retain the existing ordinance with Section 33.2105 (f) amended.

On motion of Councilman Schneider, seconded by Councilman Williams, it was filed.

Communication from Leetha Troxel, 2823 State Street, San Diego 1, dated August 5, 1956, was presented.

It expresses opposition to enactment of ordinance on which hearing was held, and favors retaining the existing ordinance provided that section 33.2105 (f) be amended.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was filed.

RESOLUTION 134574, granting petitions, Documents 535286 and 535287 for paving and otherwise improving 50th Street and Wightman 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 Winona Avenue, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134575, granting petition, Document 534837, for paving and otherwise improving Winchester Street and Calle Gaviota; 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 Roanoke Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134576, granting petition, Document 537685; 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 Curran, seconded by Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134577, granting petition, Document 537733, for paving and otherwise improving Newton Avenue, Boston Avenue, Goodyear Avenue; ; directing City Engineer to furnish description of assessment district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses; directing City Engineer to consolidate assessment with assessment district heretofore ordered by Resolution 121556 for improvement of 36th Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134578, granting petition, Document 537545, for paving and otherwise improving Frankfort 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; directing City Engineer to consolidate assessment district with assessment district heretofore ordered by Resolution 126484 for improvement of Erie Street, Frankfort Street, Kane Street, Lister Street, Jellett Street and Galveston Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134579, granting petition, Document 533229, for paving and otherwise improving Alley Block 263 Pacific Beach; 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; directing City Engineer to consolidate assessment district with assessment district heretofore ordered by Resolution 131200 for improvement of Alley Block 258 Pacific Beach, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 134580, granting petition, Document 537815, for paving and otherwise improving Sherman 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 Williams, seconded by Councilman Curran, adopted.

RESOLUTION 134581, granting petition, Document 533987, for paving and otherwise improving Dickens 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 Williams, seconded by Councilman Curran, adopted.

RESOLUTION 134582, granting petition, Document 534840, for paving and otherwise improving Herbert Street and Herbert Place; 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 Curran, adopted.

RESOLUTION 134583, granting petition, Document 537609, for paving and otherwise improving Highview 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 - including portion of Bancroft Street, if necessary, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 134584, granting petition, Document 535899, for paving and otherwise improving Alley Block 12 La Mesa Colony, sidewalks on Amherst 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 Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 134585, granting petition, Document 537734, for paving and otherwise improving Alley Block 329 Choates Addition; 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 134586, granting petition, Document 536790, for paving and otherwise improving Alley Block 67 W. P. Herbert's Subdivision; 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 134587, granting petition, Document 534839, for paving and otherwise improving Alley Block 248 Pacific Beach; 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 134588, granting petition, Document 536794, for paving and otherwise improving Alley Block 26 Fairmount Addition; 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 134589, granting petition, Document 523970, for paving and otherwise improving Alley Block 43 Tract 1368; 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 Schneider, adopted.

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RESOLUTION 134590, granting petition, Document 536793, for installation of sidewalks on Hyatt Street; 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, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134591, granting petition, Document 536792, for paving and otherwise improving La Playa 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 - including sidewalks on Haines Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134592, declaring Intersection stop:
27th Street and "K" Street, affecting traffic on 27th Street;
authorizing and directing installation of necessary signs and markings, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134593, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:
Southerly side of Kline Street between Fay Avenue and Girard Avenue;
authorizing installation of necessary signs and markings, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134594, authorizing and empowering City Manager to extend for 1 year, beginning July 1, 1956, agreement between cities of San Diego and La Mesa for summer recreation program at Rolando Elementary School, under Document 518799, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134595, authorizing and empowering City Manager, for and on behalf of the City, a lease agreement with The House of Pacific Relations for occupancy of Houses of Pacific Relations, Balboa Park, for 3 years beginning May 31, 1956, at rental of 5 dollars per month per cottage, for purpose of civic and cultural activities, Document 539236, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134596, approving request of Raymond A. Whitwer, July 26, 1956, Change Order 1, for extension of 45 days to and including September 9, 1956, filed as Document 539147, in which to complete contract for construction at Linda Vista Recreation Building, Document 534285, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Williams asked about the next item.
The City Manager explained it to him.

RESOLUTION 134597, authorizing and directing City Manager to execute and forward to Department of Public Works, State of California, agreement entitled "Freeway Agreement" containing 4 provisions in connection with closing City streets relocation of City streets and other construction affecting City Streets, shown on maps attached, marked Exhibits 'A' and 'B' between Fairmount Avenue and East City limits of San Diego (Dist. XI-SD-12-SD); authorizing and directing City Clerk to forward certified copy of resolution to Secretary of California Highway Commission of the State of California, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134598, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portion of Lot 100 Boulevard Gardens, together with 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 Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 134599, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portion of Lots 25 to 30 to 30 Block 420 Duncans Addition; portion of Lots 25 to 28 Block 420 Duncans Addition, together with 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 Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 134600, approving Change Order 1, July 30, 1956, Document 339106, issued in connection with contract between The City of San Diego and M. H. Golden Construction Co. for construction of cyclopean concrete quay wall - 10th Avenue Marine Terminal, Document 523233; changes amounting to increase in contract price of \$8,808.00, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Councilman Kerrigan moved to refer the next item to the City Manager. Motion was seconded by Councilman Schneider.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the previous action was reconsidered.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Attorney was directed to prepare the Resolution necessary, in connection with the Street.

(The Resolution was prepared before this item was reached on writing the minutes, so it is shown here, as adopted).

RESOLUTION 134601, accepting and dedicating portion of Lot 4 - being the westerly 30 feet - Alvarado Subdivision; dedicating land and naming it Armin Way; 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 Curran, adopted.

(Request for this action had been made by Tuttle Engineering Co. Inc.)

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RESOLUTION 134602, authorizing City Manager to accept work on behalf of The City of San Diego in Canyon View Subdivision and execute Notice of Completion and have it recorded, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 134603, authorizing City Manager to accept work on behalf of The City of San Diego in Marine View Terrace Subdivision, and execute notice of completion and have it recorded, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134604, accepting quitclaim deed of Campanile Corporation, a California corporation, 6610 El Cajon Boulevard, San Diego, executed on 16th day of July, 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 Campanile Terrace Unit 1; 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 Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134605, accepting deed of Clairemont Business Properties and Worlton, Inc., for street purposes in Acre Lot 3 Morena; 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 134606, accepting deed of Clóyce D. Snider, August 1, 1956, August 1, 1956, conveying easement and right of way for street purposes in portion Lot 19 Block 42 Normal Heights; naming easement Madison 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 Curran, seconded by Councilman Schneider, adopted.

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

ORDINANCE 7096 (New Series), incorporating Lots 1, 2, 3 Cabrillo Heights Business Center, into C-1A Zone as defined by Section 101.0411.1 of San Diego Municipal Code, and repealing Ordinance 5353 (New Series) adopted October 21, 1952 insofar as it conflicts, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Schneider, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Curran, seconded by Councilman Evenson, reading of next ordinance in full was dispensed with by not less than 4 members of the Council. There was available for each member

of the Council prior to day of adoption a written or printed copy for consideration of the Council.

ORDINANCE 7097 (New Series), setting aside and dedicating portion of Colima Del Sol, a public park, as and for a public street, and naming it 54th Street (portions of Lots 16 and 17 Lemon Villa), 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-Councilmen None.

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 adoption 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 written or printed copy prior to day of adoption.

ORDINANCE 7098 (New Series), establishing grade of Alley adjacent of westerly of Block 14 Belleview Heights Unit 4; between southerly line of Trojan Avenue and southerly termination of said Alley at southeasterly line of Vale Way, 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-Councilmen None.

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 adoption 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 written or printed copy prior to day of adoption.

ORDINANCE 7099 (New Series), establishing grade of Sharron Place, between easterly prolongation of northerly line of Vale Way and southerly termination of Sharron Place at 55th Street, 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 Burgener, seconded by Councilman Williams, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Williams, reading in full prior to adoption 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 written or printed copy prior to day of adoption.

ORDINANCE 7100 (New Series), establishing grade of 58th Street, between southerly line of Meade Avenue and northerly line of Trojan Avenue, 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 Burgener, seconded by Councilman Williams, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Williams, reading in full prior to adoption was dispensed with by vote of not less than 4 members of the Council. There was available for con-

sideration of each member of the Council written or printed copy prior to day of adoption.

ORDINANCE 7101 (New Series), establishing grade of Trojan Avenue, between easterly line of Richmond Hills and easterly line of 58th Street, 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 Burgener, seconded by Councilman Williams, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Williams, reading in full prior to adoption 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 written or printed copy prior to day of adoption.

ORDINANCE 7102 (New Series), establishing grade of Alley Block 215 Pacific Beach, between easterly line of Kendall Street and westerly line of Lamont Street, 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 Burgener, seconded by Councilman Williams, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Williams, reading in full prior to adoption 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 written or printed copy prior to day of adoption.

ORDINANCE 7103 (New Series), establishing grade of Sea Breeze Drive, between (I) southerly line of Alleghany Street and a line parallel to and distant 333.10 feet northerly from southerly line of Alleghany Street; (II) northerly line of Potomac Street and line parallel to and distant 60 feet southerly from easterly prolongation southerly line of Lauder Street, 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 Burgener, seconded by Councilman Williams, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Williams, reading in full prior to adoption 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 written or printed copy prior to day of adoption.

ORDINANCE 7104 (New Series), establishing grade of Home Avenue between northwesterly prolongation of northeasterly line of Valle Granado, and line parallel to and distant 293.64 feet northeasterly from said northwesterly prolongation, 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.

In connection with the next item, Mayor Dail said that the hearing had been closed, the item considered in conference, and the Council is taking into consideration the testimony given.

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Councilman Burgener stated that there is no need for (another) hearing; he feels strongly about the 2-year experience feature.

Mayor Dail said that the hearing has been closed, but the Council can re-open it, but saw no need unless there is something radically new. He read a letter from Richard Worthington (psychologist), signed "Dick Worthington".

The Worthington letter said that when he appeared before the Council last week, he was not in opposition to the great majority of San Diego psychologists represented by Dr. Daniel Harris and Irving Stone. It says "I simply felt their proposal did not go far enough". It says that the old ordinance would still stand as a reasonably good one if only 2 small revisions were made in Section 33.2105 (and it lists paragraphs e and f as proposed). It concludes "I will be deeply grateful if you will give favorable consideration to this proposal".

Councilman Williams said that the Council is regulating supposedly-trained people. He said there seems to be unanimity of opinion by psychologists regarding supervision. He advocated re-opening the hearing, and allowing 15 minutes - if there is something new.

Councilman Burgener said that the "Council honestly has the facts"; this has been continued for the Council's benefit. He expressed himself in favor of the 2-year experience provision. He said he did not want to re-open the hearing.

Councilman Schneider said he feels that the 2 items brought up by Dr. Worthington are not acceptable to the Council. He said that "many who protest (the proposed ordinance) have not even these qualifications". He declared that it is being a little unfair. He said that if there is at least the chance of modification, they would be happy.

Councilman Curran said there is misapprehension regarding the 2-year experience. He said that psychologists had brought up that the 2-year experience would be included in the doctorate.

Councilman Curran moved to introduce the ordinance. Motion was seconded by Councilman Kerrigan.

Councilman Burgener pointed out that there are qualified people who have masters' degrees. He said there are guarantees in the ordinance in connection with the Psychology Commission waiving provisions.

Councilman Williams said he feels that it is not necessary to have the 2-year experience in the ordinance.

Councilman Curran said that there are deviations provided under the Psychology Commission's powers - as policing power.

The roll was called, resulting in introduction of Ordinance Amending Section 33.2103, 33.2104 and 33.2105 of San Diego Municipal Code, Regulating Psychologists, by the following vote: Yeas-Councilmen Williams, Kerrigan, Curran, Evenson, Mayor Dail. Nays-Councilmen Burgener, Schneider. Absent-None.

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

Councilman Curran said that the purpose of the proposed annexation is "for construction of a machinists' Union Hall (within the City)".

Councilman Kerrigan pointed out that there is no zoning on property when it comes into the City.

Mayor Dail said that this had been with Haelsig (Harry Haelsig, Planning Director).

Councilman Curran said that it is for 10 acres - including parking.

Councilman Kerrigan stated that he wants no complications regarding annexation. He repeated that he "wants no complications".

Aaron Reese, Asst. City Attorney, said that the City would not annex on conditions.

The City Manager said that there are no problems.

RESOLUTION 134607, giving notice of proposed annexation to

Ord re psychology (& discussion)
134607 & discussion U.C.

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The City of San Diego of portions of Lots 53 and 54 Ex Mission Lands of San Diego (Horton's Purchase), to be known and designated as "San Diego Machinists Building Association Tract", was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

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

RESOLUTION 134608, expressing deep appreciation to Elwood P. Bailey who has served as a member of the Park and Recreation from July 1, 1957, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

The Resolution speaks of Mr. Bailey's years as energetic and popular Chairman of the Convention Bureau of the Chamber of Commerce, and of his generosity of personal time and professional knowledge to render parks of the City ever increasingly beautiful.

RESOLUTION 134609, authorizing and directing Mayor Charles C. Dail and Councilman Frank E. Curran to represent The City of San Diego at the VIth Meeting of the Inter-American Congress of Municipalities, in Panaman from August 17 to 24, 1956; authorizing incurring of all necessary expenses in connection therewith, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

This item was not listed on the agenda, but its preparation by the City Attorney had been directed at a previous meeting.

Leo Demers came before the Council on the next item, not listed on the agenda.

Mr. Demers said that since 1952 he has been attempting to have property at Euclid Avenue and 54th Street annexed to the City. He said he was told to "prepare the proper petition".

Councilman Kerrigan was excused

Mr. Demers identified the O. D. Arnold shopping center - under C Zone. He told of Planning Commission having turned down the request, and the Council granting R-C. He said that Mr. Arnold rented 1 store for liquor sale, and that other stores have liquor. He told the Council that Mr. Arnold wanted to trade with Mr. Demers; the trade was made, and it is desired to take the property into the City - plus property across the street. He stated that "Arnold charged \$450. for a signature". He said the Manager had told him it would be better not to take the property into the City right now, on account of the drain. He said that since 1952 he has waited. He told of having arranged with Richfield for a lease; a small building was built next to Arnold. He said he came to the City regarding permission for a septic tank. He told of time before finishing the shopping center. Mr. Demers said he wants the property annexed now, to bring in a sewer line. He told of having brought in a petition, which presented to Tom Fletcher, Asst. City Manager. He complimented Mr. Fletcher, and said Mr. Fletcher had told him it would be a couple of weeks; it has been months, now. He told the Council that road is going in now, and he wants to build a clinic for his son-in-law. He said he called the City Manager, and he and the Asst. Mgr. Blom came out. He said they suggested a route for a road. He said map was drawn by the Engineer, and he thought it was over the hump.

Councilman Kerrigan returned

Mr. Demers told of a new petition, to which Mr. Arnold was hostile. He said that Arnold sold, and petition was recorded. He said he

had a new petition, which Arnold would not sign. He said he went to Mr. Campbell regarding building the sewer, and was told by the Manager that he would take it up with the Council. Mr. Demers said he was told the Council would not take property into the City by piece-meal. He said the property has to come into the City.

Mayor Dail said that the subject has been presented to the Council by the City Manager.

Mr. Demers said the City Manager agreed that he could take this before the Council. He said "this stagnates". He stated that he and his children want additional income (from property that would be annexed). He said Mr. Fletcher was optimistic, and he thought this was at an end.

Councilman Burgener said that there was some objection. He looked at a Demers' map on "property to be annexed". Mr. Demers explained it to Councilmen Burgener and Williams.

Councilman Burgener said there would be a liquor store in RC. Mayor Dail said it was not recommended to the Council by the City Manager.

Mr. Demers said that the City Manager encouraged him. Mayor Dail said that it is the Council's policy to hear both sides. He said it would be a good idea to hear Mr. Demers and Mr. Arnold in conference. He said it "has not been recommended at any time".

The City Manager said he did not recommend until various problems were resolved; there is no reason to comment until resolved. He said this should be discussed in conference with both.

Mayor Dail said that Mr. Arnold rejected it regarding zoning, too.

Mr. Demers said he would like to see Mr. Arnold in, too. Mayor Dail said that it is not a function of the Council to negotiate.

Mr. Demers said he would be glad to meet at any time. Councilman Schneider moved to refer to Council Conference the question of annexation of property, and have Messrs Demers and Arnold present - at the earliest time. He included the first week in September.

Mr. Demers told the Council that Mr. Arnold says he can do nothing now because of transfer of property to his sons.

RESOLUTION 134610, referring to Council Conference the question of annexation of property as presented by Leo Demers, to which Mr. Demers and O. D. Arnold shall be present - at the earliest time - probably in the first week of September, 1956, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

A large file of documents having to do with the proposed ordinance regulating Psychologists was "filed" by the Clerk.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:07 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By 
Deputy

Annexation of Demers property discussed
134610

Psychology Ord. papers filed

Meeting adjourned

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, August 14, 1956

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

Mayor Dail presented the Rev. Vlad P. Benko, St. Peter's
By The Sea Lutheran Church. Rev. Benko gave the invocation

Ordinances and Resolutions for this meeting are recorded
on Microfilm Roll 116.

On motion of Councilman Burgener, seconded by Councilman
Kerrigan, minutes of the meetings of Tuesday, ~~July 31, 1956~~, and Thursday,
August 9, 1956, were approved without reading. August 7, 1956
They were signed by the Mayor.

Report of the Purchasing Agent on bids (3) opened August
10, 1956, for improvement of Gardena Avenue, Gardena Place, et al., was
presented.

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

Report of the Purchasing Agent on bids (6) opened August
10, 1956, for improvement of Hillside Drive, Lookout Drive, Primrose
Drive, was presented.

On motion of Councilman Burgener, seconded by Councilman
Kerrigan, finding was made that bids had been opened as reported. By the
same motion, they 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 134052 for paving and otherwise
improving 52nd Street, Orange Avenue and 54th Street, the Clerk reported
no protests.

The Mayor inquired if anyone was present to be heard.
Mr. Thayer (Nathaniel), 5390 Orange Avenue, said "the
road will be cut down 3 feet below the driveway; the City agrees to
restore the driveways".

The Mayor said that is in the plan.

The City Engineer said, also, that is in the plan.

Willard Olson, from the City Engineer's office, reviewed the
plans, and said that what is proposed by Mr. Thayer is usually negotiated
by the property owner with the contractor.

On motion of Councilman Burgener, seconded by Councilman
Curran, proceedings were referred to the City Manager for Resolution Order-
ing Work.

Meeting convened
Invocation
Minutes approved
Purchasing Agent reports on 1911 Act Bids
Hearing

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The hour of 10:00 o'clock ~~e-ee~~ A.M. having arrived, time set for hearing on Resolution of Intention 134048, for paving and otherwise improving Alley Block 2 Normal Heights, North Mountain View Drive, and Arthur Avenue, 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 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 134049, for paving and otherwise improving Alley Block 302 Pacific Beach, the Clerk reported written protest of F. F. Oster. It mentions being owner of Lots 34, 35, 36. Asked by the Mayor if he had filed a protest, he said he had. He told of wanting the pavement of the alley "even with the ramps to the garages". He said "that would be in keeping with everybody". He said proposed paving would be 6" higher than the ramp.

The City Engineer laid out a profile which he explained. He said that if what Mr. Oster wanted were to be done, "there would be a series of steps". He discussed grades with Councilmen who looked at his plat. He said the City doesn't want a series of steps, and that he thinks the grade can't be changed. He discussed the subject with Mr. Oster who came up and looked at the profile with the Engineer.

There was discussion by Mr. Oster with the Engineer and members of the Council.

The City Engineer, answering a Council question, said that there has been no established grade. He told of trying to meet the existing grades as nearly as he can.

Councilman Schneider commented "After all, they are paying for the work".

Councilman Kerrigan asked the City Engineer if it would be necessary to change the plans to meet the grade.

The City Engineer replied that sometimes they (property owners) put in a piece of asphalt.

The Mayor said that this would be taken up and an effort made to work it out. He said this can be worked out between the property owner and the City Engineer; the Engineer knows that the Council would like to have it worked out.

RESOLUTION 134611, overruling and denying protest of F. F. Oster against proposed improvement of Alley Block 302 Subdivision of Acre Lots 64-1/2, 65 and 66 Pacific Beach, under Resolution of Intention 134049; overruling and denying all other protests, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, 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 hearing on Resolution of Intention 134050 for paving and otherwise improving Alley Block 64 University Heights, the Clerk reported written protest from John V. McConnell.

The letter from Mr. McConnell tells of his having signed the petition and of being much in favor of the work, as it will benefit him as much as anyone in the block - but protests the rate of interest (which is set by State law).

The Mayor inquired if anyone was present to be heard.

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

The City Engineer, asked for a report, said that the protest is 4.2%, with objection to the interest.

RESOLUTION 134612, overruling and denying protest of John V. McConnell against improvements of Alley Block 64 University Heights, Resolution of Intention 134050; overruling and denying all other protests, was on motion of Councilman Burgener, 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 134051, ~~time-set-for~~ - paving and otherwise improving Cumberland Street, Potomac Street, Calle Tres Lomas, et al., the Clerk reported written protests from E. M. Ackert and Mrs. L. M. Ackert, Mrs. Doris E. Anderson, Alan W. Burnett, Rose Mary F. Burnett, Harvey E. Kline, Woodrow Jones and Virginia Jones, Walter B. Naumann, Mildred Naumann; Larry M. Ackert, Hazel M. Chupp, Jeanette L. Ackert; Woodrow Jones et al.

Councilman Curran filed a written protest from Mrs. Anderson (like one in the Clerk's file).

The City Engineer, asked for a report, said there was a 7.2% protest.

The Mayor inquired if anyone was present to be heard.

Woodrow Jones, 6185 Cumberland Street, acting as spokesman for a group, said that protest is being made on the basis of the storm drains. He said "the drainage is out of the area; one drain was blocked on a subdivision".

Mayor Dail spoke to the City Engineer about being charged to the subdivision.

The City Engineer said he did not know what Mr. Jones was talking about.

Mr. Jones spoke of 3 drains, and said that the cost should be borne by the subdivider - "not the people".

Mayor Dail discussed the issue with the City Engineer.

The Engineer identified the area, and said that it is undeveloped. He pointed it out on the plans.

Allen Burnett 6201 Cumberland, said that the subdivision referred to is not fully developed. He said there must be more development in the subdivision which he then identified as North Knolls.

The City Engineer said that it is just rough graded.

Mr. Burnett said that the cost of the drain should go to the subdivider.

The Mayor asked if Palmer Connor was present. He was.

Mr. Connor said that improvements to be put in by the subdivider in North Knolls are to be paid for by the subdivider. He said property is not in the assessment area - except for drains. He said that the drain is a requirement of the City. Mr. Connor said that the area assessed by the drain is set by the Engineer - not the subdivider. He said that people in the drainage area are called on to pay a portion. He declared that the drain is not caused by fills; it is caused by natural drainage. He said the channel was changed. He said the drain runs in an area not subdivided - under Palomar. He said this is "no doing of the subdivider".

The Mayor said that the Engineer writes in the specifications for standard improvements; it is not the responsibility of Mr. Connor.

Councilman Kerrigan asked if it was set up by petition. There was discussion between Councilman Kerrigan and

Mr. Jones.

Mr. Jones contended that this should be amended.

The Mayor said that would be a matter for State legislation, under which the City operates on public proceedings.

The City Engineer continued to show his files.

Mildred Naumann, on Cumberland, said she had already paid for the street, drains and sewers - the drains are 200 feet away from Cumberland. She said she paid a couple of years ago for drains. Mrs. Naumann said she paid a couple of years ago with no sidewalks; and she is "behind by 2 years". Again, she said it is 200 feet away from Cumberland - way over.

Mayor Dail discussed with Mrs. Naumann regarding a district in Paradise Hills. He asked the City Engineer if the drains are not adequate.

The City Engineer replied that "it goes off in another direction".

There was discussion between the Mayor and the Engineer.

The City Engineer said to the Council that he does not have a record here of the old drain.

Mrs. Naumann continued a general discussion with members of the Council and the City Engineer.

The City Engineer pointed out the work on a map. He said drain could be left out "except for a portion". He said his people had been working with the property owners.

Mr. Connor said it would be all right to leave them out.

Mayor Dail spoke of shooting in the dark, and that the Engineer has to study this. He recommended continuance for 1 week for correction of information.

Councilman Curran said that there are 2 basic problems: creation of subdivision has changed the water; and property owners have paid previously.

Councilman Curran moved to continue the hearing 1 week, and refer the subject to the City Engineer. Motion was seconded by Councilman Schneider.

Mr. Connor said that Mrs. Naumann's property is not in the drain assessment.

Motion was called, resulting in

RESOLUTION 134613, continuing until 10:00 o'clock A.M., Tuesday, August 21, 1956, hearing on proposed improvement of Cumberland Street, Calle Tres Lomas, Calle Quebrada, Potomac Street, Calle Canado, Alleghany Street and Public Right of Way, Resolution of Intention 134051; referring to the City Engineer the matter of storm drain in the improvement district, was adopted on motion shown above.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2511 made to cover cost and expenses of sewers in Inspiration Drive, 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 134614, confirming and approving Street Superintendent's Assessment 2511 for installation of sanitary sewer main in Inspiration Drive, Resolution of Intention 130566; authorizing and directing Street Superintendent to attach 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 Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2512 made to cover cost and expenses of paving

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and otherwise improving Alley Block 281 Pacific Beach, Resolution of Intention 128746, 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 134615, confirming and approving Street Superintendent's Assessment 2512 made to cover cost and expenses of paving and otherwise improving Alley Block 281 Pacific Beach; 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 hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2513 made to cover costs and expenses of paving and otherwise improving Valle Avenue, the Clerk reported no written appeals.

The Mayor inquired if anyone was present to be heard.

Frank Hodge, owner of Lots 27 and 28, 29, 30 Block 2 Hunter's Addition, told the Council that he had been in the hospital 18 months, and that he did not know the street had been paved.

The City Engineer reported that the improvement came about as result of a 60% petition.

The Mayor pointed out that it requires a 60% petition to start proceedings.

Councilman Schneider carried on a discussion with Mr. Hodge.

Councilman Burgener discussed the project, also, and said to Mr. Hodge that the job is done. He told of the reason for this hearing.

Councilman Schneider said to Mr. Hodge that it had been done under State law.

Mr. Hodge said that he has a pension of \$66.00 per month, and is on total disability. He asked how he was going to pay.

RESOLUTION 134616, overruling and denying appeal of Frank Hodge from Street Superintendent's Assessment 2513 made to cover cost and expenses of paving and otherwise improving Valle Avenue, Resolution of Intention; overruling and denying all other appeals; confirming and approving the Assessment, 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 Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on furnishing current in Adams Avenue Lighting District 1 for 1 year from and including October 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 protests were filed.

RESOLUTION 134617, confirming and adopting as a whole "Engineer's Report and Assessment for Adams Avenue Lighting District No. 1", 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 current in Midway Drive Lighting District 1 for 1 year from and including October 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 protests were filed.

RESOLUTION 134618, confirming and adopting as a whole "Engineer's Report and Assessment for Midway Drive Lighting District No. 1", was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

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Communication from Purchasing Agent, approved by City Manager, reporting on bids for furnishing Decomposed Granite; recommending rejection of bids and advertising for bids on revised specifications, was presented.

Councilman Schneider asked if this was for a specific project.

The City Manager replied that it was for a stock for 1 year, and that it is proposed to get alternates on bids, rather than on the 1 method of delivery specified first.

RESOLUTION 134619, rejecting all bids received by Purchasing Agent on June 19, 1956, for furnishing Decomposed Granite, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134620, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Decomposed Granite for period from September 1, 1956, through June 30, 1957, Document 539289, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Harry Muns Contractor for construction of Reinforced Concrete Retaining Wall on north property line of La Jolla Reservoir property - \$19,831.00; 6 bids - was presented.

RESOLUTION 134621, accepting bid of Harry Muns, contractor, for constructing reinforced concrete retaining wall on north property line of La Jolla Reservoir Property; 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 Burgener, seconded by Councilman Williams, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of M. J. Baxter Contractor for furnishing and installing Cast Iron Water Main Replacements, Group 103 - \$72,236.20; 5 bids, was presented.

RESOLUTION 134622, accepting bid of M. J. Baxter Contractor for furnishing and installing cast iron water main replacements, Group 103; 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 Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of V. R. Dennis Construction Co. for reconstruction of existing drainage facilities in Market Street between Front and Columbia Streets - \$14,994.70; 5 bids, was presented.

RESOLUTION 134623, accepting bid of V. R. Dennis Construction Co. for reconstruction of existing drainage facilities in Market Street; 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 Williams, adopted.

RESOLUTION 134624, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary for installation of sprinkler system in Colina Del Sol Park; Document 539243; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, 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 Neptune Estates, subject to posting of adequate bond to insure installation of required improvements, was presented.

Note on the communication reads: "Improvements have been accepted by the City. R. E. Coburn 8/9/56".

RESOLUTION 134625, adopting Map of Neptune Estates Subdivision and accepting public street - Vista Del Mar Avenue - and easements shown for public purposes; being portion of unnumbered trace of land lying south of Sea Lane, West of Monte Vista Avenue and North of Arenas Street, formerly Playa de las Arenas Avenue, known as Playa de las Arenas, and portion of unnumbered tract lying south of Arenas Street, formerly Playa de la Arenas Avenue and West of Monte Vista Avenue, known as Fern Glen, situated in First Addition to South La Jolla; 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 subdivision map and that street and easements, together with improvements, 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.

Application of Lewis Lipton for Cabaret License at 1065 4th Ave., was presented, together with recommendations from City departments for granting.

RESOLUTION 134626, granting permission to Lewis Lipton to conduct cabaret with paid entertainment at 1065 4th Avenue, where liquor is sold; subject to regular license fee, and to compliance with existing regulations, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

Communication from D. R. Grable, 4801 El Cajon Blvd., dated Aug. 10, 1956, was presented. It requests the Council to review requirements set up in Ord. 7065 NS with respect to rezoning property located adjacent to southeast corner of 54th Street and University Avenue from R-1 to C, and requests that the section of the ordinance requiring filing of a subdivision map as a condition of the rezoning be waived.

The Mayor recognized Mr. Grable, and asked if he would like to be heard.

Mr. Grable said he wanted to be heard by the Council for the waiving of the subdivision requirement in Ordinance 7065 N.S. He said the City wants to widen the intersection. He spoke of petitioning Planning and Council for ordinance to rezone; the provision regarding subdivision map was inserted. Mr. Grable pointed out to the Council that the sewer line is in on 54th Street. He said that in appraisal for the City there was a statement that the City would rezone. He told of having come to a point where he is in accord with City Properties Division. He said that the ordinance had not been considered regarding subdivision and services. He said that Planning has made a motion to study the situation. Mr. Grable said there is now the matter of filing the subdivision map.....and there is the relocating of a tenant. He declared that there is no point in filing a subdivision map.

Councilman Burgener asked Mr. Grable about cost.

Mr. Grable said there would be cost -cost and agreement; no purpose is served.

Mayor Dail asked Harry Haelsig, Planning Director, why the map filing was required in the rezoning.

Mr. Haelsig replied that "it is the custom to require a map - 'for the requirements'." He spoke of having been in trouble years ago on this. He said it is necessary, on commercial property.

Mr. Grable said that "it is all (improvements) in".

Mr. Haelsig said that a map would be required, but improvements would not.

Mayor Dail said that portion of the requirement could be suspended.

Mr. Grable asked to have that waived in the ordinance.

Councilman Kerrigan said that what Mr. Grable wants is an amendment to the ordinance.

Mr. Haelsig said that maps are required on divisions of large lots. He said that it is rezoning which permits commercial activities; the department and the Council reviewed the use of the land.

Councilman Schneider discussed the proposition with Mr. Haelsig.

Mr. Haelsig said that it is not known at the time of the C. zone request what conditions would be.

Mr. Grable identified property as 11,500 square feet; replacement of a portion to be taken by the City. He said that the taking will take "free access". He said he owns the adjoining property, and that there is a plat of the property.

Mr. Haelsig read an earlier Planning letter copy. He showed members of the Council a map. There was discussion between Councilman Curran, and the City Manager. The Manager said that the City had agreed to the purchase.

Mr. Grable told of waiting on the Property Division; there is no fuss with the arrangements; "it is all set". He said that requirement for filing of a map because of the rezoning, is unwarranted - because of the existing sewers. He said utilities are there; there is nothing to wait for; he has been waiting for 5 years.

Councilman Schneider spoke to Mr. Haelsig.

Mr. Grable said that the subject of map did not come up; he was never furnished a copy of the ordinance.

Councilman Schneider moved to waive the requirement for the subdivision in the ordinance, and amend the ordinance. Motion was seconded by Councilman Kerrigan.

Councilman Curran said he would rather waive the fees (in connection with the map), than the map.

Mr. Grable said that City plans are complete; "the plans are in the picture". He spoke of hope to get under way in September. He added that "it can be settled in an easy manner".

The roll was called on the motion, resulting
RESOLUTION 134627, requesting City Attorney to prepare and present amendment to Ordinance 7065 New Series, waiving condition requiring filing of subdivision map, adopted by motion shown above.

Communication from Eli H. Levenson, for Levenson, Levenson & Block, 835 Bank of America Building, 625 Broadway, San Diego 1, dated August 8, 1956, was presented. It states that Norman L. Oliver and Lillian M. Oliver, owners of Lot 4 Alvarado Estates, filed petition to close reservation for street purposes on northerly 50 feet of the lot. It says it was referred to Planning Commission through office of City Manager, and on July 25, 1956, the Commission recommended denial. It tells of not being notified in advance, but that the City Clerk's office advised by telephone that it had been denied. It says that copy of letter from City Engineer under signature of Mr. Hall, was not received. It asks for reopening of the matter in order that parties interested may be heard. Mr. Levenson said that this comes up on petition of the Olivers. He pointed that there is a reservation of 50 feet for street shown on map. He said his clients

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petition the Council to waive the reservation, to permit building upon a portion. He said easement would be granted. He said he thought it would come under vacation, but went before Planning as closing, and was denied. Mr. Levenson pointed out that he was not advised, when it came before the Council last week.

Mayor Dail said that the Council cannot reconsider its action, after the meeting has been adjourned.

Aaron Reese, Asst. City Atty. said that the petition is a new one.

Mr. Levenson identified the property as being in Alvarado Estates, which run acre and up. He said some lots are from 2 to 3 acres, at \$11,000 per acre. He told of there being restrictions on house sizes of 1,500 sq. ft. - none are less than 2,000 sq. ft. He said that the Alvarado planning board felt that use of the 50 feet would be an eyesore - for a street. Mr. Levenson said that the Olivers are aware of the restriction. He said a new subdivision to the west has been filed, and it is contemplated that access road will be provided. He said that later there would be a new subdivision with a new street to connect with Mesquite Rd. He contended that there will be ample access; cutting through the 50 ft would be merely a short cut. He said there are 7 lots off Santa Yerba. He showed a map, and said that road would lead to a dead-end. He said it would be better to make a dead-end at Lots 3, 4, 5. He said "the map is laid out that way". He said that if owners are compelled to reserve the land it will mean moving the house to the canyon area and add expense. He said the expense is unnecessary. Mr. Levenson said the City should indicate if the street is a necessity. He said it is not well to provide short cut and compel extensive easements. He had a copy of letter from Superintendent of Streets, Mr. Levenson said, whereas the matter should have been thrown open to vacation proceedings.

The Clerk read the letter from the City Engineer (Supt. of Sts.)

Councilman Kerrigan asked if the Council is in a position to re-institute proceedings to close.

Mayor Dail said that Mr. Oliver would have to file a new petition.

Mr. Levenson said that Planning has indicated that as a policy it would not entertain a closing. He said there are no objections to granting easements. He said the entire 50 feet would not be used for building.

Councilman Kerrigan moved to refer the subject to Planning.

The City Manager said that it goes through several departments.

Mr. Levenson said that it has gone through; this is only on the reservation. He said the City might decide not to go ahead and have a street for 10 years. He said the Olivers are in the process of improvement, on what is perhaps the last lot in the area.

Harry C. Haelsig, Planning Director, discussed over a map questions asked by the Council.

Mr. Levenson said that the dedication belongs to the lot.

Mr. Haelsig spoke of large lots which might be resubdivided when all the deed restrictions run out. He said the proposed future street is to provide for circulation. He told the Council that large plots in La Jolla are being subdivided, and pointed out details on his map.

Mr. Levenson spoke of acting in good faith, and said that a doctor wanted 25 feet if closed.

Mayor Dail asked if the Council wanted to introduce proceedings to institute closing.

Several members of the Council said "no".

Councilman Curran spoke to Mr. Haelsig from a map.

Mr. Levenson said this just holds up development.

Councilman Kerrigan asked when opened who pays, and what.

Mr. Haelsig replied that "it is a Council determination".

The Mayor asked if the Council wants to refer this to conference, file it, or institute proceedings.

Mr. Levenson told of plans to build now, and described property as 275 ft. on 1 side; also 236 ft. and 205 ft.

Mr. Oliver came to the microphone and said there is a deed restriction against dividing the lots for 10 years, and then a renewal. He said they "can never subdivide the lot".

Councilman Burgener said there was no deed restriction on the La Jolla lots which are being re-divided.

RESOLUTION 134628, referring communication from Eli H. Levenson requesting consideration to reopening of matter of closing a reservation for street purposes on northerly 50 feet Lot 4 Alvarado Estates Map 2789 to Conference, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The Mayor agreed that Mr. Levenson was to be advised of conference.

(A subsequent letter from Mr. Levenson on this subject was sent to conference, also).

Mayor Dail left the meeting. Councilman Williams, Vice Mayor, took the Chair.

Communication from Peggy C. Smith, 216 Beech St., Apt. 9. San Diego 1, dated Aug. 7, 1956, expressing views on location of Civic Auditorium, and suggesting that vote from citizens be made on site before bond issue, was presented.

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

Communication from Corps of Engineers, U.S. Army Board of Engineers for Rivers and Harbors, relating to Multipurpose Tunnel through Laguna Mountains, was presented.

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

Communication from San Diego City-County Band & Orchestra Commission requesting approval for music events on 8-10-56, 8-17-56, 9-3-56, was presented.

RESOLUTION 134629, approving 3 music events, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Harbor Department, by John Bate, submitting for approval form of sublease to be entered into between San Diego Lumber Company, sublessor, and Harbor Transfer Company, sublessee, was presented. It covers warehouse, garage and yard space for 2 years commencing 1 October 1956, at monthly rental of \$437.63; sublease to pay City \$58 in additional rental. It says sublease is identical to one originally entered into for term commencing May 1, 1949 which has been renewed from time to time.

RESOLUTION 134630, ratifying, confirming and approving sublease, copy filed as Document 539346, between San Diego Lumber Company and Harbor Transfer Company, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 134631, directing notice of filing of Assessment

2517 made to cover costs and expenses of work done upon paving and otherwise improving 37th Street, Logan Avenue, Newton Avenue, Z Street and Boston Avenue, Resolution of Intention 126727, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK 134632, for paving and otherwise improving Frankfort Street and Alleys Block 3 Corella Tract, Resolution of Intention 133815, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134633, approving plans, drawings, typical cross-sections, profiles and specifications for installation of ornamental street lighting system on 3rd Avenue, 4th Avenue, 5th Avenue, 6th Avenue, E Street, F Street, G Street, Planz in Horton's Addition; approving Plat 2713; directing City Clerk to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134634, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Rosecroft Lane; approving Plat 2859; directing City Clerk to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 124635, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Chalcedony Street, Law Street, Beryl Street, Geranium Street, Gladiola Street, et al; approving Plat 2828; directing City Clerk to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134636, approving wage scale for paving and otherwise improving Alleys in Catalina Terrace, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134637, approving wage scale for paving and otherwise improving Alley Block 20 Swan's Addition, and Fairmount Avenue, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134638, for lights in 3rd Avenue, 4th Avenue, 5th Avenue, 6th Avenue, E Street, F Street, G Street, and Plaza in Horton's Addition, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134639, for paving and otherwise improving Rosecroft Lane, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134640, for paving and otherwise improving Chalcedony Street, Law Street, Beryl Street, Geranium Street, Gladiola Street, et al., was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 134641, for sewers in Avenida de la Playa, and Public Rights of Way in Pueblo Lot 1280, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 134642, for paving and otherwise improving Estudillo Street, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 134643, 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 and 148 Mission Beach, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 134644, for paving and otherwise improving Alley Block 22 Ocean Beach Park, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134645, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving 63rd Street; Resolution of Intention 128396; directing Clerk of the City to certify fact and date of approval and deliver it certified to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134646, approving diagram of property affected or benefited by work of improvement to be done 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; directing Clerk of the City to certify fact and date of approval and deliver it to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134647, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving 33rd Street, Ash Street, A Street; Resolution of Intention 131889; directing Clerk of the City to certify fact and date of approval and deliver it to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134648, approving diagram of property affected or benefited by work of improvement to be done on installing sidewalks in Vista Grande Drive, Racine Road, Marlowe Drive and Celia Vista Drive, Resolution

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of Intention 132282; directing Clerk of the City to certify fact and date of approval and deliver it to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134649, directing City Engineer to furnish diagram of property affected and benefited by work of improvement on installation of sewer in Alley Block 8 Clifton Addition to City Heights; Chamoune Avenue, Quince Street, and Public Rights of Way, Resolution of Intention 130033, and to be assessed to pay expenses, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134650, granting petition, Document 536013, for installation of Sidewalks on Albemarle Street between Sea Breeze Drive and Calle Serena; 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, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134651, authorizing City Manager to employ A. R. Kingaard to remove, prepare subgrade and repave with 5" Portland cement concrete area of 475 square ft at termination of Alley Block 49 University Heights, at Mission Avenue; cost of work not to exceed \$285.00, payable from Ordinance 5341 (New Series), was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134652, authorizing City Manager to employ Daley Corporation to perform extra work for paving and otherwise improving Howard Avenue between Iowa and 32nd Streets; cost of work not to exceed \$998.75, payable from Ordinance 5341 (New Series), was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134653, authorizing City Manager to employ V. R. Dennis Construction Co. to perform extra work on paving and otherwise improving 63rd Street, between Choctaw Drive and El Cajon Boulevard; cost of work not to exceed \$976.97, payable from Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134654, authorizing City Manager to employ Daley Corporation for paving and otherwise improving Celia Vista Drive, under 1911 Street Improvement Act proceedings; cost of work not to exceed \$677.42, payable from Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134655, authorizing City Manager to employ Griffith Company for paving and otherwise improving High Avenue, between Torrey Pines Road and Virginia Way, under a 1911 Street Improvement Act proceeding; cost not to exceed \$477.64, payable from Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

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RESOLUTION 134656, favoring granting authority to San Diego Transit System to extend Route "V" line from intersection of Homewood Drive and Linda Vista Road north to intersection of Baltic Street and Linda Vista Road; directing City Clerk to forward certified copy of resolution to secretary of Public Utilities Commission, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134657, granting revocable permit to Gladys Storey to use for purposes of access road and underground utility pipes and conduits portion of abandoned railway right of way in Lot 67 El Cajon Valley Company's Lands, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134658, 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, quitclaim deed quitclaiming to John B. Quinci and Rachel Quinci, portions of Lots 20 and 21 Block 6 Drucker's Subdivision, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Property was sold at auction on bid of \$1,750.00; Council had fixed \$1,250.00 as minimum price; City Manager recommended the acceptance.

Resolution authorizes City Clerk to deliver deed to Property Supervisor with instructions that it be deposited in escrow opened for purpose of completing sale; all expenses in connection with the sale to be deducted from proceeds.

RESOLUTION 134659, authorizing and empowering City Clerk and Mayor to execute, for and on behalf of City of San Diego, quitclaim deed to Hamilton Cattle Co., a New Mexico corporation, easement across portions of First Addition to South La Jolla and portion of Vista Del Mar lying northerly of Fern Glen, form of deed Document 539419; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions that it be delivered to grantees upon receipt by City of deed conveying property required by the City, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Resolution says that The City is desirous of acquiring easement for sewer purposes; Hamilton Cattle Co., owners of the land, is willing to deed land to the City in exchange for quitclaim deed from the City; value of both parcels is \$1.00; City Manager has recommended exchange.

Councilman Schneider said he had a question in connection with the next item.

The City Manager replied that "it is the same form as the organist".

RESOLUTION 134660, authorizing and empowering City Manager to execute, for and on behalf of the City, amendment to agreement between the City and Leonard L. Dowling for tuning and keeping in proper operation condition the Spreckels Organ in Balboa Park; Document 538744; under terms and conditions of Document 539422, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Schneider asked about the Helix Irrigation District on the next item.

The City Manager said that the district owns the Murray

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Reservoir; the City has rights to space for storage of City water.

RESOLUTION 134661, authorizing and empowering City Manager to execute, for and on behalf of the City, lease with Helix Irrigation District, for installation and operation of concession stand for sale of food, bait, fishing tackle in connection with hunting and fishing in Murray Reservoir, for 10 years beginning August 1, 1956, at rental of \$50.00 per year on portion of Lots 155 and 156 La Mesa Colony; real value of property as disclosed by report of last appraisal made by Auditor and Comptroller is \$2,500.00; leased for reason that City will derive revenue not otherwise obtainable; Document 539424, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134662, authorizing and empowering City Manager to execute, for and on behalf of the City, revocable license agreement from Regents of University of California, granting to the City a license to construct and maintain water main or mains in portion of Pueblo Lots 1298, 1299 and 1311; conditions in Document 539433, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134663, revocable permit to La Jolla Highlands Inc., P.O. Box 1122, La Jolla, to install and maintain 4'x4' steps for use and benefit of owner's property: southeast corner of Bordeaux Street; Lot 38 La Jolla Highlands #2 over Glenclift Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134664, authorizing Mayor Chas. C. Dail, City Manager O. W. Campbell, and Harry Silke, Industrial Development Coordinator, to travel to New York and Washington, D.C., September 13 to 21 incl., 1956, in attendance with Southern California Industrial Development tour, and to incur necessary expenses, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

There was listed on the agenda Resolution authorizing City Manager to execute agreement with State Highway Department, for State Route 94. (This is the State freeway extending easterly from 18th St.)

Councilman Schneider said that there were people present on this item.

Councilman Curran said that people in the area request holding the item 2 weeks.

Councilman Curran moved to continue it 2 weeks.

Mr. Hayler, from the Division of Highways Office, told the Council that he hopes that it will not be held longer than 2 weeks; the department is anxious to get going.

Councilman Williams spoke of "information for clearing (of the property)". He said there will be a hearing.

The City Manager said that the request is for a hearing in 2 weeks.

RESOLUTION 134665, setting for 10:00 o'clock A.M. of August 28, 1956, hearing to consider matter of authorizing City Manager to execute agreement with State Highway Department from 19th St. and 0.1 mile west of Home Avenue, for freeway in the City of San Diego, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Councilman Curran requested the City Attorney's office to advise the Council if there is any cost (apparently for a crossing on 22nd Street). There was no motion made.

RESOLUTION 134666, authorizing and empowering the Auditor and Comptroller to destroy records in the office of the City Auditor and Comptroller, which are more than 5 years old and have served their purpose and are no longer required - listed in the resolution - was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134667, 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 Pueblo Lot 284, together with 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 Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134668, 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 12 Block 2 Homedale, together with 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 Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134669, 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 12 Block 2 Homedale, together with 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 Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134670, 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 116 City Heights, together with 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 Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134671, 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 29 Lemon Villa, together with penalties and other expenses in connection therewith, be cancelled; and that deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever

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steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134672, 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 15 Block 18 Swan's Addition, and portion Lot 17 Block 18 Swan's Addition, together with penalties and other expenses in connection therewith, be cancelled; and that 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 Curran, seconded by Councilman Kerrigan, adopted.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, reading of the next ordinance 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 adoption a written or printed copy.

ORDINANCE 7105 (New Series), amending Section 101.0703 of San Diego Municipal Code, pertaining to powers and duties of Board of Architectural Review, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran. Nays-None. Absent-Councilman Evenson, Mayor Dail.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, reading of the next ordinance 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 adoption a written or printed copy.

ORDINANCE 7106 (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 Classified Service for Fiscal Year beginning July 1, 1956", adopted May 31, 1956, by amending Exhibit "C" thereof (re Confidential Secretary to Chief of Police), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Councilmen Burgener, Williams, Schneider, Kerrigan, Curran. Nays-None. Absent-Councilmen Evenson, Dail.

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

On motion of Councilman Burgener, seconded by Councilman Schneider, 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 adoption a written or printed copy.

ORDINANCE 7107 (New Series), appropriating \$16,500.00 out of Capital Outlay Fund for extending Market Street Storm Drain Facilities, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran. Nays-None. Absent-Councilmen Evenson, Dail.

On motion of Councilman Burgener, seconded by Councilman Schneider, Ordinance changing name of Taos Avenue to Taos Drive, was introduced, by following vote: Councilmen Burgener, Williams, Schneider, Kerrigan, Curran. Nays-None. Absent-Councilmen Evenson, Dail.

The City Manager requested, and was granted, unanimous consent to present the next 2 items, not listed on the agenda:

RESOLUTION 134673, authorizing City Attorney to employ the law firm of Higgs, Fletcher and Mack as special counsel in connection with pension litigation involving retired policemen and firemen, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION 134674, declaring that The City of San Diego will co-sponsor with the Navy Relief Association and the Civic Light Opera Association a performance of the show called "Hit the Deck" on Monday, August 13, 1956, in Balboa Park, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

The Mayor announced that the hearing to be held tomorrow by the Council will be a special meeting.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:39 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadistion
Deputy

Charles B. Dail
Mayor of The City of San Diego, California

8/15/56

SPECIAL MEETING

Chamber of the Council of The City of San Diego,
California, Wednesday, August 15
1956

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

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

"NOTICE OF SPECIAL MEETING OF THE COUNCIL

To Councilmen Clair W. Burgener, Dudley D. Williams,
Chester E. Schneider, George Kerrigan, Frank E. Curran, Justan 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 Wednesday, the 15th day of August, 1956, at the
hour of 10:00 o'clock A.M.

Said meeting will be held for the purpose of considering
The report of John M. Pfiffner relative to the possible coordination of
civil service activities between the City and County of San Diego; and
any other business that may come before the meeting.

Dated August 3, 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 15th of August, 1956 at the hour of
10:00 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

FRANK CURRAN

JUSTIN C. EVENSON"

Resolutions for this meeting are recorded on Microfilm Roll
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Dr. John M. Pfiffner, professor, School of Public Adminis-
tration, 3518 University Avenue, Los Angeles 7;

Mildred Perry Waite, Dr. Walter Hepner, Charles E. Salik,
members of the Civil Service Commission; Raymond Krah, Personnel
Director;

were also present for the hearing which had been set for the hour of 10:00
o'clock A.M. Representatives of the Municipal Employees' Association, and
State, County & Municipal Employees' local 127 A.F.L. attended, also.

Mayor Dail said that this time had been set aside in official
meeting to consider Dr. Pfiffner's report (entitled "A Report Relative To
The Possible Coordination Of Civil Service Activities Between The City And
County of San Diego - Presented To The Council and City Manager By John M.
Pfiffner - San Diego, California, July, 1956". The report was filed in

Meeting convened
Present persons listed
Mayor's comments

the office of the City Clerk as Document 538172 on July 20, 1956. He said that questions were to be submitted. (The Mayor wrote to Dr. Pfiffner August 3, 1956, and submitted a list of questions: 5 under Plan I; 14 under Plan II; and 3 under "General". The Mayor said that it would be well to point out as a reminder, that in 1952-53 the City had a committee to study charter amendments; some items were put on the ballot, but the Council did not act on the Civil Service matter. He said the subject has been discussed over a period of years - from year to year. He said that the new Council authorized the City Manager to retain an authority - Dr. Pfiffner was retained. He said that this is in the public interest, and of the public of San Diego. He said "the Council is not going to digress from constructive efforts". He said he deplored that this question had been thrown into a controversy. He said it should all be objective.

The City Manager passed around copies of the Pfiffner report to members of the Council, and to others.

Dr. Pfiffner told of there being a philosophy of personnel management; the functions are a phase of management. He said that public personnel in the United States has been separated from management. He said there was a reform movement to get away from the spoils system, so personnel was put away from management. He said that the City had decided to get away from the old political management, and has a new and proper management. He said it has employed a servant: the City Manager. Dr. Pfiffner said that managers have found out that they were handicapped in personnel because of unnatural situations. He said steps should be taken to recruit personnel management with general management. He said that the questions are fair and sensible; he submitted only a master plan. He said that some questions are to be answered in negotiation, conferences, and working out details, as they apply to San Diego; they should be worked out on needs. He said he is not recommending plan 1; there is an alternative. He said there would need to be joint City-County action. He said the chief argument was uniformity between the City and County. Dr. Pfiffner stated that the purpose of uniformity would be defeated as proposed. He said that the principal personnel man is the first line supervisor; 2nd and 3rd levels - basic to the whole approach. He said that personnel function is training on the job; make the employees happy; be on time; provide discipline, motivation. He said it has been found that in order to get work out of people there has to be team work: a group spirit. He said that has to come from the top, down. He said it has been found that where the bosses believe and impress, it goes all the way down. He said that public personnel is stilted because of building up bailiwicks and pay scales. He said that recruiting procedures under Plan 2 would be collaborated between the County and the Manager's department. Dr. Pfiffner said that Plan 1 is feasible, but that he prefers Plan 2. Then, Dr. Pfiffner proceeded to analyze the Plan 2 as presented in his written report. Notes will be in the file, rather than placing the quantity of observations, questions and answers in these minutes.

Mayor Dail read a letter from County Civil Service, answering questions put by 3 groups.

There was discussion between Councilman Schneider and Dr. Pfiffner about employees in the Harbor Department, an independent department, Mrs. Waite and Mr. Salik, Commissioners, carried on a discussion with Dr. Pfiffner.

The Mayor said that it is hoped that the best can be picked out of the recommendation.

Dr. Pfiffner apologized for argumentative answers to Mr. Salik.

Otto Hahn, representing Local 127, said that he has a report on behalf of the local union. He filed it. The report was entitled "A Review of a Report on Possible Coordination of Civil Service Activities between the City and County of San Diego", and was signed by A. E. Garey, Civil Service Counsel, Department of Research and Service, American Federation of State, County and Municipal Employees, dated 10 August 1956. The report was read to the Council by the Clerk.

The Mayor thanked Dr. Pfiffner, who asked to be excused because of suffering from hypertension.

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Mayor Dail spoke to Mr. Hahn about the letter and question it propounded.

Councilman Schneider moved to close the hearing.

Mary Harvey, representing the Municipal Employees' Association, said that the Association has had a meeting, and may submit more questions. He said the Association would like to see how the Manager feels, and there is the question of independent departments, and the equalizing of City-County salaries, as well as Civil Service rules.

The Mayor asked Miss Harvey if she had a letter. She replied "no"; she was here to hear.

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

RESOLUTION 134675, referring to Council Conference the matter of the report of John M. Pfiffner relative to possible coordination of Civil Service activities between the City and County of San Diego; Document 538172, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

After the resolution was adopted, the Mayor said that this question has been discussed since 1953.

Communication from the County Clerk's office, on behalf of the Board of Supervisors, sending communication from Anita Brook, Lemon Grove, recommending that the old greenhouse in Balboa Park be restored and put in proper condition, was presented.

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

Communication from Central Labor Council of San Diego County, dated August 10, 1956, signed by John W. Quimby, secretary, was presented. It urges support of request to place on November ballot a charter amendment which would provide for maximum contribution to City Employees Retirement System by safety members (Firemen and Policemen) of 8% of their salaries, was presented.

RESOLUTION 134676, referring to Council Conference the communication from Central Labor Council of San Diego County, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from State of California, Department of Public Health, 2151 Berkeley Way, Berkeley 4, California, dated August 9, 1956, signed by Malcolm H. Merrill, M.D., Director of Public Health, was presented. It refers to plan of the Harbor Commission for proposed water-ski meet during period August 17 through August 19, 1956 which contemplates competitive events in waters close to shore within present warning area along Harbor Drive (in connection with "Harbor Days" celebration). In addition to a detailed communication, it says "We regret that our findings make it impossible to remove this zone from the warning area, but we most strongly urge that the City reconsider its plan to carry out the water-ski event within this zone of water. From a bacteriological point of view other waters within San Diego Bay not within areas marked by warning signs, namely, the vicinity of Shelter Island, are suitable for aquatic sports and would not present a disease risk to the competitors in the ski meet."

Councilman Williams stated that the "paper stated it was to come before the Council regarding events on San Diego Bay".

Mayor Dail said that Harbor Department felt it should not make a policy, because of the State Health Dept. statement.

Councilman Williams said that it could not understand how the Council got tied in.

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

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Communication Nicolaus J. Haering, 2525 Jackson St., San Diego 10, expressing views on elimination of traffic congestion, was presented.

Communication from A. F. Paul, 4127 Iowa Street, San Diego, Aug. 13, 1956, relative to San Diego Transit Company's removal private cars from City streets, was presented.

Communication from Mrs. Chas. E. Frazier re high cost of fares of San Diego Transit System, etc. - address 3777 Florida, was presented.

Communication from Marian Cavan, 444 Onandaga Ave., stating that San Diego Transit Company's request for concessions would result in infringement of our individual rights, was presented.

Communication from Ralph P. Scholink, 2943 Naugatuck, San Diego, requesting denial of San Diego Transit Company's recent proposal re traffic lanes, etc., was presented.

RESOLUTION 134677, referring communications from Nicholas J. Haering, A. F. Paul, Mrs. Chas. E. Frazier, Marian Canavan, Ralph P. Scholink, re congestion of traffic, removal of private cars from City streets, etc., to Council conference, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Carbon copy of communication from G. C. Weldin, Capt. USN-ret., Rancho Santa Fe, California, was presented. It expresses danger of honoring living persons (through street naming etc.), and cost thereof.

Councilman Williams said that Planning had held a hearing. Mayor Dail said that change of name was favored - if it can be worked out.

Councilman said that hearing was not on Wabaska (it was on changing name on Wabash Freeway).

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

Communication from Eugene P. Plus, 740 Beacon Dr., San Diego 14, was presented. Letter dated August 11, 1956, requests that city maps show improvements adjoining his property.

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

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

RESOLUTION 134678, authorizing and directing Councilman Clair W. Burgener (instead of Mayor Dail) and Councilman Frank E. Curran to represent The City of San Diego at the VIth Meeting of the Inter-American Congress of Municipalities, in Panama, from August 17 to 24, 1956; authorizing incurring of all necessary expenses, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

The Resolution mentions the important economic, commercial, social and cultural ties that exist between San Diego and our Latin American neighbors; that it is in the best interests of The City of San Diego to continue and expand relations; participation by The City of San Diego will strengthen American relationships and cooperation.

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There was returned from Council Conference the communication - Document 525880 - by the president of the Border Cities Conference on delegation from San Diego on goodwill tour to Mexico City, etc.

It was filed by the Clerk. (This is not the one authorized under Resolution 134678; it was held January 24 to January 21, 1956, and was attended by the Mayor).

There was returned from Council Conference petition previously referred to the City Manager, relative to improvement of 54th Street with Gas Tax Funds.

It was filed by the Clerk.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:28 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadstone
Deputy

Charles B. Dine
Mayor of The City of San Diego,
California

8/16/56

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, August 16,
1956

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

Ordinances and resolutions for this meeting are recorded
on Microfilm Roll 116.

The next item was brought up under unanimous consent at
the end of the meeting - but numbered at this point, out of order -in order
to get it sent by air to Panama.

"RESOLUTION 134680

WHEREAS, the Inter-American Congress of Municipalities has
made invaluable contributions to the development of economic, commercial,
social, and cultural relationships between the countries of North, Central,
and South America; and

WHEREAS, the City of San Diego and the citizens thereof
encourage the continuation and further development of our common heritage,
everlasting friendship and Inter-American goodwill; and

WHEREAS, the citizens of the City of San Diego desire to
make greater contributions to the cause of Inter-American relationships,
NOW THEREFORE,

BE IT RESOLVED, by the Mayor and Council of the City of San
Diego, that the greetings of the citizens of the City of San Diego be
extended to the members of the Inter-American Congress of Municipalities;
and

BE IT FURTHER RESOLVED that the Inter-American Congress of
Municipalities is hereby invited to hold its 1958 meeting in the City of San
Diego.

Presented by Chas. C. Dail, Mayor

Approved as to Form

and Legality by Aaron W. Reese, Assistant City Attorney",
was on motion of Councilman Burgener, seconded by Councilman Schneider,
adopted.

The next item was brought up under unanimous consent at
the end of the meeting - but numbered here out of order.

RESOLUTION 134679, requesting the City Attorney to prepare
a resolution commending Ewart Goodwin in connection with the Fiesta Del
Pacífico (which is about to conclude, and which has been determined to be
a huge success), was on motion of Councilman Williams, seconded by Councilman
Curran, adopted.

RESOLUTION 134681, approving plans and specifications for
furnishing all material, labor, tools, equipment, transportation and other
expense necessary or incidental for construction of a storm drain in Island
Avenue between 27th and 28th Streets, under Document 539403; authorizing and
directing Purchasing Agent to publish notice to contractors calling for bids,

Meeting convened
134679 - 134681 -

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

Report of Purchasing Agent, approved by City Manager, reporting on low-tie for furnishing Detector Check Valves - \$2959.30; 4 bids, was presented. It says that 3 low bids were identical, and award by lot to Balboa Pipe & Supply Co. was determined.

RESOLUTION 134682, accepting bid of Balboa Pipe & Supply Co. for furnishing 8 6" Detector Check Valves @ \$300.00 each, and 1 8" Detector Check Valve @ \$530.00, all plus tax, terms 2% - 30 days; 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 Williams, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Graybar Electric Co. for furnishing various items of Pole Line Hardware and Wire for Fire Department - \$1,332.01 plus State Sales Tax; 4 bids - was presented.

RESOLUTION 134683, accepting bid of Graybar Electric Company, Inc. for furnishing Pole Line Hardware and 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 office of Purchasing Agent, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, rejecting all bids received by Purchasing Agent on August 2, 1956, from 4 bidders, for construction of Storm Drain in P/L 1782 near La Jolla Mesa Drive and Torrano Road, was presented. It says that low bid is 31.6% above the estimates, that City Engineer recommends bids be rejected and job be made part of a larger drain job being planned for the area.

RESOLUTION 134684, rejecting all bids for construction of Storm Drain in P/L 1782, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, rejecting all bids received by Purchasing Agent on July 18, 1956, from 2 bidders for construction of 9 Cross Gutters at various locations (Group 1), was presented. It says that low bid is 39.7% above estimate, that City Engineer recommends rejection and that work be added to second group of cross gutters on which plans are nearly complete.

RESOLUTION 134685, rejecting all bids received for construction of 9 cross gutters (Group 1), was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by P. W. Burton, reporting on petition for rezoning of portions of Pueblo lots 1328, 1357 and 1361 (Sorrento Valley) filed February 24, 1955 - proposing that most of the M-2 in Sorrento Valley be rezoned R-1A - was presented. It tells of communication requesting indefinite postponement. It says that in view of industrial development which seems to be starting in Sorrento Valley and that no further communication has been received from the petitioners, the Commission believes that the landowners are no longer interested in the rezoning, and recommended by 4-0 vote that petition be filed.

RESOLUTION 134686, filing petition to rezone portions of Pueblo Lots 1328, 1357 and 1361 in Sorrento Valley, from Zone R-1 and R-1A, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Wieser, recommending approval of tentative map of Amos Acres, a revision of previously-filed tentative map - a 12-lot subdivision, located between 53rd and 54th Streets south of Furlow Heights Unit 1, north of Hazelwood Heights Unit 1, adjacent to Dennstedt Shopping Center - subject to 12 conditions, and suspension of portion of San Diego Municipal Code, was presented.

RESOLUTION 134687, approving revised tentative map of Amos Acres; suspending Section 102.17-c of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending granting request of subdivider of Fleetridge Unit 7 to change requirement for setback on Fleetridge Drive to 12 feet, with curb to curb width of 36th Street, was presented. It provides for revision to Item 5 of Resolution 133991 which approved the tentative map.

RESOLUTION 134688, approving tentative map of Fleetridge Unit 7 revision to Item 5 of Resolution 133991, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for 2-lot subdivision of La Huerta, located at southwest corner of Winchester Street and Calle Gaviota in Paradise Hills area to reorient Lots 16 and 17 Block 3 now facing Calle Gaviota to face on Winchester - subject to 5 conditions, and suspension of portion of the Municipal Code, was presented.

RESOLUTION 134689, approving resubdivision of Lots 16 and 17 Block 3 La Huerta; suspending Section 102.17-c of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Tentative Map of La Jolla Corona Estates Unit 2, for 147-lot subdivision, located south of Muirlands area, between La Jolla Mesa Drive and La Jolla Hermosa area - subject to 17 conditions, and suspension of portion of the Municipal Code, was presented.

RESOLUTION 134690, approving tentative map of La Jolla Corona Estates Unit 2, in portion of Pueblo Lot 1773; suspending Sections 102.09-2 and 102.17-c of the Municipal Code, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval and acceptance of Record of Survey for Resubdivision of Lots 7 & 8 Block G La Jolla Country Club Heights Unit 2, into 2 parcels in lieu of final subdivision map - located between Mimulus Way and Country Club Drive in La Jolla area, was presented.

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RESOLUTION 134691, approving filing of Record of Survey Map in lieu of Final Subdivision Map under Section 102.02.1 of San Diego Municipal Code for tentative map of Record of Survey in Lots 7 and 8 Block G La Jolla Country Club Heights Unit 2, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative Map of La Mesa Colony, portion Lot 29, for division of a large 100 ft. x 140 ft. parcel into 2 lots, on east side of La Dorna Street, northerly of El Cajon Boulevard, subject to 3 conditions, and suspension of portion of Municipal Code, was presented.

RESOLUTION 134692, approving tentative map of La Mesa Colony, 2-lot subdivision of portion Lot 29 (Scozzafava); suspending Section 102.17-c of the Municipal Code, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Montezuma Manor, a portion of Lots 33, 32 and C La Mesa Colony, for redivision of large triangular area between Montezuma Road and El Cajon Boulevard, just easterly of intersection of the 2 streets, into 4 lots, subject to 4 conditions, and suspension of portion Municipal Code, was presented.

RESOLUTION 134693, approving tentative map of Montezuma Manor; suspending Section 102.17-c of the Municipal Code, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for 2-lot subdivision of Normal Heights Lot 7 Block 54, located between 35th Street and 35th Place north of Monroe Avenue, in Normal Heights, subject to 6 conditions, and suspension of portion Municipal Code, was presented.

RESOLUTION 134694, approving tentative map for subdivision of Lot 7 Block 54 Normal Heights; suspending Section 102.17-c of the Municipal Code, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for resubdivision of Lots 45 through 48 Block 35 Ocean Beach, located on southwest corner of intersection of Del Monte Avenue and Sunset Cliffs Boulevard in Pacific Beach area, was presented. It says lots now fact Del Monte and it is proposed to fact lots on Sunset Cliffs. Approval is subject to 5 conditions, and suspension of portion of Municipal Code.

RESOLUTION 134695, approving tentative map of Ocean Beach, 2-lot resubdivision of Lots 45 through 48 Block 36; suspending Section 102.17-c of the Municipal Code, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Reynard Hills, resubdivision of Lots 60 and 61, located on east side of Reynard Way, with frontage on Eagle Street also, southerly of Redwood Street (for a 1-lot subdivision) = subject to 5 conditions, and to suspension of portion of Municipal Code.

RESOLUTION 134696, approving tentative map of Reynard Hills 1-lot subdivision of Lots 60 & 61, subject to 5 conditions; suspending Sections 102.07-5 and 102.17-c of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Western Hills Unit 4, a 97-lot subdivision situated westerly of Clairemont Unit 3, southerly of Clairemont Drive, between Illion and Fairfield Streets, in South Clairemont area, was presented. It makes approval subject to 17 conditions, and to suspension of portion of the Municipal Code.

RESOLUTION 134697, approving revised tentative map of Western Hills Unit 4; suspending Sections 102.09-1, 102.11-2, 102.11-1, 102.17-c, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Curran entered

Communication from Albert C. Boyer, attorney, 293 Third Avenue, Chula Vista, dated August 14, 1956, was presented. It is on behalf of Mr. and Mrs. Harlan J. Dwiere, who reside at 6040 Tonawanda Drive, San Diego, who have had conversations with Alan M. Firestone, Assistant City Attorney, who has suggested this letter to the Council. It refers to land having annexed as Rancho Hills South; property was zoned R-1, whereas they had been assured that it would be changed to M-1, at no expense to Mr. and Mrs. Dwiere. It says that the Dwiere's will be pleased to appear.

Councilman Schneider spoke to the City Manager, who replied. On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was referred to Planning.

Communication from Old San Diego Chamber of Commerce, dated 7th August 1956, signed by A. W. O'Neal, president, was presented. It requests reduction in rent on the City-owned building at 3960 Mason Street in Old San Diego from the present \$75.00 per month to a figure that will allow for more continued civic endeavor. It invites attention to some of the activities, and tells of a new bill for unsecured property taxes received from the County Tax Collector.

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

Communication from San Diego Chamber of Commerce, dated August 13, 1956, signed by R. T. Blair, Jr., expressing appreciation for opportunity to review proposed changes in 1955 UBC Fire Zone No. 2 requirements. It says that the Fire Prevention Committee has reviewed and approved proposed changes outlined in report to Board of Appeals and Advisors, dated June 29, 1956.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, it was filed.

Communication from La Jolla Town Council, Inc., 7923 Herschel Avenue, was presented. It requests installation of public rest rooms at Windansea Surf Club beach area, located at foot of Nautilus Street where surfboarders participate.

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

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RESOLUTION 134698, prohibiting parking of automobiles at all times:
South side of University Avenue between 50th and 52nd Streets;
authorizing installation of necessary signs and markings, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134699, granting application of San Diego Jr. Chamber of Commerce and James J. Peluso, doing business as San Diego Fireworks Display Co. for permission to conduct public display of fireworks from a harbor barge located in San Diego Bay, August 18, 1956, from 10:00 P.M. to 10:30 P.M., was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134700, co-sponsoring with the San Diego Assembly for the U.N. Way a public program in Balboa Park in the Electric Building, October 20 and 21, 1956, featuring activities and plans of 85 groups that participated in the United Nations Birthday Festival held last October, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134701, authorizing and empowering City Manager to execute agreement between The City of San Diego and San Diego Veterans' War Memorial Building, Inc., covering use and operation of the Building located in Balboa Park, during period from July 1, 1956 to and including June 30, 1957, under terms of Document 539503, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134702, authorizing and empowering City Manager to execute, for and on behalf of the City, an agreement between the City and Clarence A. Winder, Public Utilities Consultant, for such consulting services on public utility matters as may be required by the City, under terms and conditions of Document 539434, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134703, granting revocable permit to Holy Cross Lutheran Church, 3450 Clairemont Drive, San Diego, to install and maintain underground power conduit across 8 feet of sidewalk area, Clairemont Drive, for use and benefit of owner's property: Lot 978 Clairemont Unit 6, under Clairemont Drive, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134704, authorizing and directing San Diego Gas & Electric Company to install a 6000 lumen overhead street light at each of 18 locations and 1 20,000 lumen overhead street light, shown in the Resolution, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 134705, authorizing not to exceed 25 representatives

from The City of San Diego to attend the League of California Cities Conference to be held in Los Angeles, California, October 29 through 31, 1956, and to incur all necessary expenses, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 134706, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Northeasterly 5.0 feet of Lot 8 Block 98 Roseville, 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 Williams, seconded by Councilman Curran, adopted.

RESOLUTION 134707, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against southwesterly 5.0 feet of Lot 5 Block 107 Roseville, 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 Williams, seconded by Councilman Curran, adopted.

RESOLUTION 134708, 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 to Edith Grus, John Grus, Dorothy Grus, each as to an undivided 1/3 interest, in the northeasterly 100.0 feet of portion of Lot 264 of Pueblo Lot described in Document 539443; authorizing and directing City Clerk to deliver deed to Property Supervisor of the City with instructions that it be placed in escrow opened for the purpose of effecting exchange, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

Resolution says that City is desirous of acquiring portion of Pueblo Lot 264 for widening Knoxville Street between Morena Boulevard and point easterly of Tonopah Street; owners are willing to deed land to the City in exchange for quitclaim deed from the City, quitclaiming portion of Pueblo Lot 264; value of property to be granted to the City as determined by appraisal is equivalent to value of property to be quitclaimed by the City, or \$2,600.00; City Manager has recommended the exchange.

RESOLUTION 134709, accepting deed of Kenneth G. Hale and Elaine Claire Hale, July 27, 1956, conveying easement and right of way for drainage purposes in portion of southwest rly 6.00 ft of northeasterly 12.00 ft. of northwesterly 100.00 ft of southeasterly 150.00 ft. of Lot 95 Oak Park Annex; 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 Curran, adopted.

RESOLUTION 134710, accepting deed of Rose Marie Saunders, June 14, 1956, conveying easement and right of way for drainage purposes

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in westerly 3.00 feet Lot 30 Block 248 Pacific 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 Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134711, accepting deed of Union Title Insurance and Trust Company, August 6, 1956, conveying easement and right of way for street purposes in portion Westerly 30.0 feet of Lot 32 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 134712, accepting quitclaim deed of Clairemont Shopping Center, Inc., formerly known as South Center Properties, Inc., a corporation, 904, West Broadway, 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 Clairemont Plaza, being subdivision of Pueblo Lots 1194, 1195, 1206 and 1207, known as 'The Morrow Tract'; 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 Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134713, accepting quitclaim deed of Solomon Building Company, a corporation, 1034 Eighth Avenue, San Diego, August 8, 1956, quitclaiming all water mains and appurtenant structures constructed for its use, located in public places, streets, rights of way and highways, either within or without subdivision named Sears Heights being a subdivision of portion Lot 64 Ex-Mission Lands of San Diego, known as Horton's Purchase; 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.

RESOLUTION 134714, accepting subordination agreement, Central Federal Savings and Loan Association of San Diego, beneficiary, and Union Title Insurance and Trust Company, trustee, July 18, 1956, subordinating all their right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances, in westerly 3.00 feet of Lot 30 Block 248 Pacific Beach; 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 Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134715, accepting subordination agreement, Harbor Insurance Company, beneficiary, and Union Title Insurance and Trust Company, trustee, August 2, 1956, subordinating all their right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances in southwesterly 6.00 feet of northeasterly 12.00 feet of the northwesterly 100.00 of southeasterly 150.00 feet Lot 95 Oak Park Annex; 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 Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134716, accepting subordination agreement, Edith B. Scott, beneficiary, and Land Title Insurance Company, trustee, August 3, 1956, subordinating all their right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances, in westerly 3.00 feet Lot 30 Block 248 Pacific Beach; 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 Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134717, setting aside easement for right of way for public sewer and appurtenances for public purposes, portion Lot 14 San Diego Property Union; directing City Clerk to file certified copy of resolution in Office of County Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134718, vacating easements for right of way for sewer purposes in portion of Pueblo Lot 308, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Resolution says that by deed dated July 24, 1929, the City acquired easements for sewer purposes; since acquisition, easements have not been used, nor have easements been used for purpose for which acquired for 5 consecutive years next preceding proposed vacation; easements are unnecessary for present or prospective public use. It directs and authorizes 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.

In connection with the next ordinance, an unidentified man indicated that he wanted to be heard. The Mayor pointed out that scheduled hearing had been conducted; ordinance had been introduced; other persons who believed the hearing was closed are not present. He asked if the Council desired to re-open the hearing. The Council made no motion to reopen the hearing.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, reading of the next item 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 date of adoption, a written or printed copy.

ORDINANCE 7108 (New Series), incorporating Lots 3, 4, 5 Block 5; Lots 20, 21, 22 Block 6; Lots 1, 2, 3, 4 Block 12 Cleveland Heights into R-4 Zone; repealing Ordinance 12988 insofar as it conflicts, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Evenson.

On motion of Councilman Curran, seconded by Councilman Schneider, reading of the next ordinance 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 date of adoption, a written or printed copy.

ORDINANCE 7109 (New Series), incorporating Allied Gardens Unit 7 and portion Allied Gardens Unit 8 (Allied Gardens Tract No. 1 Annexation), into R-1 Zone as defined by Section 101.0405 of San Diego Municipal Code, and repealing Interim Ordinance 7005 (New Series), insofar as it conflicts, was on motion of Councilman Curran, seconded by

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Councilman Schneider, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Evenson.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, reading of the next ordinance in full prior to adoption, 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 7110 (New Series) incorporating portions of Allied Gardens Units 8, 9, 10 into R-1 Zone as defined by Section 101.0405 of San Diego Municipal Code, and repealing interim ordinance 7004 (New Series) adopted May 15, 1956, insofar as it conflicts, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Evenson.

On motion of Councilman Kerrigan, seconded by Councilman Williams, reading of the next ordinance in full (at this meeting; it had been read previously) 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 7111 (New Series) amending Sections 33.2103, 33.2104, 33.2105 of San Diego Municipal Code, regulating Psychologists, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Evenson.

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 prior to adoption, 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 7112 (New Series), appropriating \$5,500.00 out of Unappropriated Balance Fund of The City of San Diego for providing funds for defraying expenses of maintenance and operation of Veterans' War Memorial Building, was adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Evenson - on motion of Councilman Schneider, seconded by Councilman Williams.

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

On motion of Councilman Schneider, seconded by Councilman Williams, reading in full prior to adoption, 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 7113 (New Series), appropriating \$40,165.00 out of Unappropriated Balance Fund of The City of San Diego and transferring same to Financial Services Department, was on motion of Councilman

Schneider, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Burgener, Evenson.

On motion of Councilman Curran, seconded by Councilman Williams, Ordinance amending Section 64.32 of the San Diego Municipal Code regulating Sewer Service Charge, was introduced, by the following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Evenson.

Councilman Burgener entered

On motion of Councilman Williams, seconded by Councilman Schneider, Ordinance amending Division 5 of Article 1 of Chapter X of San Diego Municipal Code, by amending Section 101.0505 thereof and by adding thereto a new section to be known as and numbered Section 101.0505.1, relating to Conditional Use Permits, was introduced, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Burgener, Mayor Dail. Nays-None. Absent-Councilmen ~~Burgener~~, Evenson.

Burgener

The City Manager requested, and was granted unanimous consent to present the next item - and 1 numbered at beginning of the meeting.

RESOLUTION 134719, granting revocable permit to Kesling Modern Structures Inc., 7522 Girard Avenue, La Jolla, to install and maintain 2" U.G. power service, for use and benefit of owner's property at 1515 El Paseo Real, from owner's property to power vault in Muirlands Drive, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Mayor Dail asked if application for South Spring Valley Tract annexation was ready. He asked, also, if there would be a quorum here next week. He mentioned the possibility of the area being voted into the ~~Lemon~~-La Mesa, Lemon Grove, Spring Valley Irrigation District. There was no action.

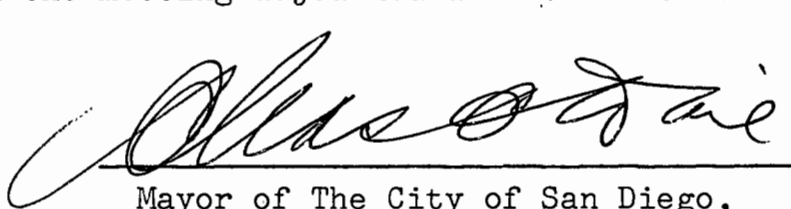
Aaron Reese, Asst. City Atty. said that there will come before the Council the matter of taxes to be paid to the Metropolitan Water District.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 10:20 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By


Deputy


Mayor of The City of San Diego,
California

Ords introduced
134719 - U.C. (and other
numbered earlier)
Discussions with no actions
Meeting adjourned

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, August
21, 1956

Present-Councilman Williams (D. D. Williams, Vice Mayor)
Absent--Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson,
Mayor Dail
Clerk---Fred W. Sick

The Vice Mayor appeared at the proposed meeting at 10:05 o'clock A.M. He announced that there would be no quorum present, and that it would be necessary to adjourn the meeting until Thursday, August 23, 1956. The Vice Mayor explained to those present the reason for the lack of quorum.

The opening of bids for furnishing electric current in 2 lighting districts was continued until August 23, 1956, by the Vice Mayor.

The hearings on 1911 Act Street Proceedings, set for this date and time - 6 of them - were continued until August 23, 1956, by the Vice Mayor.

Adjournment until Thursday, August 23, 1956, was declared (by the Vice Mayor

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadstein
Deputy

Oliver Dail
Mayor of The City of San Diego,
California

Meeting not held
Bids and hearings continued
by the Vice Mayor
Meeting adjourned

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, August
23, 1956

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

The meeting was called to order by the Mayor at the hour
of 10:02 o'clock A.M.

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 116.

On motion of Councilman Williams, seconded by Councilman
Kerrigan, Minutes for Tuesday, August 14, 1956; Thursday, August 16, 1956;
Tuesday, August 21, 1956, were approved without reading. They were signed
by the Mayor.

The Purchasing Agent reported in writing on 4 bids opened
August 17, 1956, for improvement of Hughes Street, Boren Street, Gayle
Street, et al.

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

All items on the agenda for the meeting of Tuesday, August
21, 1956, had been continued until today for lack of a quorum.

The hour of 10:00 o'clock A.M. having arrived, time to which
opening of bids for furnishing electric energy in La Jolla Shores Lighting
District No. 1, for 1 year from and including September 1, 1956, the Clerk
reported 1 bid. On motion made and seconded, it was publicly opened and
declared.

It was the bid of San Diego Gas & Electric Company, accom-
panied by certified check in sum of \$121.80 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 report and
recommendation.

The hour of 10:00 o'clock A.M. having arrived, time set for
continued hearing on Assessment 2514 made to cover cost and expenses of
paying and otherwise improving Orange Avenue, Resolution of Intention 129065,...

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the Clerk reported written appeals from Frank and Rose Piscopo, Christian Reformed Church of S.D., E. O. Dypvik, Mary E. Chilton .

No one appeared to be heard when the Mayor inquired if anyone was present to be heard.

RESOLUTION 134720, overruling and denying appeals of Frank Piscopo and Rose Piscopo, Christian Reformed Church of S.D., E. O. Dypvik, John H. Amick and Edna L. Amick, Mary E. Chilton from Assessment 2514 made to cover cost of paving and otherwise improving Orange Avenue, Resolution of Intention 129065; 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 Schneider, seconded by Councilman Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on Assessment 2515 for paving and otherwise improving Grand Avenue, Jewell Street, Balboa Avenue, the Clerk reported appeals from Full Gospel Temple, Sadie Thomas; (change of ownership mentioned by the next ((former)) property owner: Mary Ann Dover); Mr. & Mrs. William Casteel; Watson K. and Dorothea Seaman. Also reported was letter from the Street Superintendent requesting order for modification of Assessment 6 and continuance of hearing.

Willard Olson, of the City Engineer's office reported an appeal of 119%.

The Street Superintendent's letter was presented at this time.

Watson K. Seaman asked how close the bill would be to the statement.

Mr. Olson said it would be the same.

Mr. Seaman told of properties having been billed separately and mentioned their amounts.

Mr. Olson explained the assessment.

Mr. Seaman said that the driveway had been messed up.

Councilman Williams moved to refer that subject to the City Manager.

Councilman Williams moved, Councilman Schneider seconded overruling of appeals.

The Street Superintendent's recommendation for continuance was adopted.

RESOLUTION 134721, adopting recommendation of Street Superintendent to modify and correct Assessment 2515 made to cover costs and expenses of paving and otherwise improving Grand Avenue, Jewell Street and Balboa Avenue, Resolution of Intention 126334; continuing until 10:00 o'clock A.M., Tuesday, August 28, 1956, the hearing, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Mr. Seaman stated that he was not protesting. (Note was sent to the City Manager, by the Clerk's office, on presentation of Mr. Seaman about the driveway).

The City Attorney's office pointed out that resolutions of feasibility for the next 3 proceedings would need 6 votes for adoption:

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on Resolution 134267 of Preliminary Determination for paving and otherwise improving Alley Block 23 Bird Rock Addition, the Clerk reported protests of Wyllys Smith et al and from Wyllys P. Smith.

RESOLUTION 134722, continuing hearing on proposed improvement of Alley Block 23 Bird Rock Addition, Resolution of Preliminary Determination 134267, until 10:00 o'clock A.M., August 28, 1956, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing continued on Resolution 134268 of Preliminary Determination for paving and otherwise improving Alley Block 59 Ocean Beach, the Clerk reported no protests.

RESOLUTION 134723, continuing hearing on Resolution 134268 of Preliminary Determination for improvement of Alley Block 59 Ocean Beach until 10:00 o'clock A.M., August 28, 1956, 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 continued to this date on Resolution 134269 of Preliminary Determination for paving and otherwise improving 43rd Street and Hilltop Drive, the Clerk reported no protests.

RESOLUTION 134724, continuing hearing on Resolution 134269 for paving and otherwise improving 43rd Street and Hilltop Drive until 10:00 o'clock A.M. of August 28, 1956, 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 134051 for paving and otherwise improving Cumberland Street, Potomac Street, Calle Tres Lomas, et al, (continued from meeting of August 14 until this date), the Clerk reported previously-filed protests. The City Manager told the Council that he had advised interested property owners that hearing would be continued for 1 week from last Tuesday.

RESOLUTION 134725, continuing until 10:00 o'clock A.M., Tuesday, August 28, 1956, hearing on proposed improvement of Cumberland Street, Calle Tres Lomas, Calle Quebrada, Potomac Street, Calle Canado Alleghany Street and Public Right of Way, Resolution of Intention 134051, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Report of Purchasing Agent, approved by City Manager on low bid of Kenneth H. Golden Co., Inc. for improvement of Olivetas Avenue - \$3,047.96; 6 bids - was presented.

RESOLUTION 134726, accepting bid of Kenneth H. Golden, Inc. for improvement of Olivetas Avenue, between Marine Street and northerly line of P.L.; 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 Schneider, adopted.

Report of Purchasing Agent, approved by City Manager on low bid of Acme Pipe Co. for furnishing 20,000 Lbs. Caulking Lead, for Storeroom Stock @ \$16.625 per cwt - total of \$3,325.00 net 30 days, plus State Sales Tax; 9 bids - was presented.

RESOLUTION 134727, accepting bid of Acme Pipe Co. 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 contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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Grantville zoning was discussed, but no action taken by the Council.

Then, Leo Price came to the microphone and said he supposed he would come here on the 30th of August to learn if the Council is to continue the hearing set for that date.

Councilman Kerrigan said that it is the recommendation of the Planning Commission that the ordinance be prepared; some property owners have objections to the proposal. He said he thinks it would be agreeable to continue the hearing.

The Clerk read to the Council a portion of letter from Bertrand L. Comparet, dated Aug. 21, 1956 (which requested continuance beyond September 20 when absences of Councilmen due to vacations should be completed.

Councilman Kerrigan pointed out that it would take 5 votes of the Council to adopt the ordinance, because it would in effect overrule the Commission.

Councilman Schneider asked that the hearing be set for September 27.

Mayor Dail said that it would be in order to set a hearing on the 30th of this month (hearing previously set) for September 27).

There was no action, it being agreed informally that action would be taken on the hearing date for continuance until September 27.

Report of Purchasing Agent, approved by City Manager, on low bid of Schafer & Stowers for Small Water Main Replacements, Group 27 - \$62,535.00; 4 bids - was presented.

RESOLUTION 134728, accepting bid of Schafer & Stowers for Small Water Main Replacements, Group 27; 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 Williams, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Albert Dryer Furniture for furnishing 56 Beds and Springs for the Fire Department - \$1,554.00, plus State Sales Tax; 4 bids - was presented.

RESOLUTION 134729, accepting bid of Albert Dryer Furniture for furnishing 56 Beds and Springs; 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 Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134730, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 2 Dual Drive Street Sweepers, in accordance with Document 539531, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134731, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for installation of automatic sprinkler system Unit III - Shelter Island; Document 539529; authorizing and directing Purchasing Agent to publish notice to contractors calling for

Grantville zoning discussion
& informal decision re future hearings
Purchasing reports
134728 - 134731

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

RESOLUTION 134732, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Resurfacing Broadway between Pacific Highway and Third Avenue, and between Seventh and Twelfth Avenues; Document 539530; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134733, authorizing and directing Purchasing Agent to advertise for sale and sell City-owned dwelling furniture located at Project Warehouse, 3350 Vultee Street (listed in the Resolution), and deduction of all costs in connection with sale from proceeds, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by H. C. Haelsig, recommending approval of final map of Bayberry Unit 3, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 134734, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Rice Construction Co., a corporation, for installation and completion of unfinished improvements and setting of monuments required for Bayberry Unit 3 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 134735, adopting Map of Bayberry Unit 3 subdivision, subdivision of portion Lot 151 of Morena; accepting on behalf of the public, Cessna Street, Chicago Street, Donley Street, Dawes Way, Aeronca Avenue, Bonanza Avenue, portion of Crete Street; easements shown for public purposes; declaring them to be dedicated to public use; directing Clerk of the City to endorse upon the map, as act of the Council, that the Council has approved the subdivision map, that streets, portion of street and easements shown 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.

Communication from Planning Commission, by H. C. Haelsig, recommending approval of Record of Survey Map for resub of Lots 46, 47, 48 Block 33 Fairmount Addition to City Heights, in lieu of final subdivision map, was presented.

RESOLUTION 134736, approving filing of Record of Survey Map in lieu of final subdivision map under Section 102.02.1, on Lots 46, 47, 48 Block 33 Fairmount Addition to City Heights, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by P. Q. Burton, recommending amendment to legal description of Trailer Park District 1 and Grus-O'Connell Trailer Park, was presented. It gives details of recommendation for denial in Tecolote Valley, overruled by the Council with land added.

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The report concludes "The Planning Department recommended, as did the Planning Commission by a 4-0 vote, that the legal description of Trailer Park District No. 1 and the Grus-O'Connell property be amended to permit construction of the trailer park adjacent to Knoxville Street, rather than 93 feet southeasterly therefrom, as the present resolutions read".

Councilman Schneider moved to adopt resolution.

City Manager, asked for a report, said that the City is trading land, etc.

On motion of Councilman Kerrigan, seconded by Councilman Williams, papers were referred to the City Attorney for preparation of Resolution in accordance with recommendation.

Communication from Street Superintendent, approved by Assistant City Manager, recommending closing 30 feet of Thorn Street as requested, under "Street Vacation Act of 1941", was presented.

RESOLUTION 134737, granting petition to close portion Thorn Street; instituting proceedings, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

Communication from Street Superintendent, approved by Assistant City Manager, recommending denial of petition for closing portions of Bellingham Avenue between 36th Street and Cherokee Avenue, was presented. It says that if closing were made as requested, it would necessitate reconstruction of existing improvements in intersection of Bellingham and Cherokee; and that if closing were made as requested it would necessitate reconstruction of existing improvements as well as probable need for fill slopes when Bellingham is improved.

RESOLUTION 134738, denying petition to close 15 feet on both sides of Bellingham Avenue, as recommended in Document 539639, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from Municipal Employees' Association, Inc., dated August 17, 1956, signed by Mary E. Harvey, Executive Secretary, was presented. It poses a series of questions relative to the Pfiffner Report re possible contract with the County to take over civil service activities, etc. - in addition to questions which had been asked earlier.

The subject was not discussed.

Councilman Schneider moved "to adopt".

RESOLUTION 134739, referring to Council Conference request of San Diego Municipal Employees Association, Inc., submitting questions relative to the Pfiffner Report, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication Richard W. Carey, Research psychologist, Camp Elliott, U.S. Naval Retraining Command, San Diego, dated August 2, 1956, was presented. (The ordinance to which reference was made as a proposed ordinance, has been adopted).

On motion of Councilman Schneider, seconded by Councilman Williams, it was filed.

Communication from Point Loma Pharmacy and Loma Portal Pharmacy submitting 2 applications for refund on City Sales & Use Tax (which had been denied), was presented.

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

RESOLUTION 134740, directing notice of filing assessment and of time and place of hearing thereof, on Assessment 2518 made to cover costs and expenses of work done upon paving and otherwise improving Alley Block 6, Chester Park Addition, Resolution of Intention 130563, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134741, directing notice of filing assessment and of time and place of hearing thereof, on Assessment 2519 made to cover costs and expenses of work done upon paving and otherwise improving Worden Street, Resolution of Intention 129067, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134742, directing notice of filing assessment and of time and place of hearing thereof, on Assessment 2520 made to cover costs and expenses of work done upon installation of sidewalks on Nipoma Street and Amaryllis Drive, Resolution of Intention 130670, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134743, directing notice of filing assessment and of time and place of hearing thereof, on Assessment 2521 made to cover costs and expenses of work done upon paving and otherwise improving Grape Street, Resolution of Intention 131054, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134744, directing notice of filing assessment and of time and place of hearing thereof, on Assessment 2522 made to cover costs and expenses of work done upon installation of sewers in Country Club Drive, Mimulus Way, Mint Canyon Path, Lobelia Path, Public Rights of Way in Lots 2, 9, 11, 12, 13, 14, 18, 19, 20 and 21 Block G La Jolla Country Club 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 of Intention 129453, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION OF AWARD 134745, accepting bid of Al E. Riley, Inc., and awarding contract, for paving and otherwise improving Alley Block 61 Park Villas, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD 134746, accepting bid of Daley Corporation, a corporation, 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 Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD 134747, accepting bid of W. V. Hutchison Co., Inc., a California Corporation, 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,

Resolution of Intention 133345, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK 134748, for paving and otherwise improving Alley Block 64 University Heights, and Meade Avenue, Resolution of Intention 134050, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK 134749, for paving and otherwise improving Alley Block 2 Normal Heights, North Mountain View Drive and Arthur Avenue, Resolution of Intention 134048, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK 134750, for paving and otherwise improving Alley Block 302 Subdivision of Acre Lots 64-1/2, 65 and 66 Pacific Beach, Resolution of Intention 134049, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK 134751, for paving and otherwise improving 52nd Street, Orange Avenue and 54th Street, Resolution of Intention 134052, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134752, approving plans, drawings, typical cross-sections, profiles and specifications, for paving and otherwise improving Manzanita Drive,; approving Plat 2870 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 Schneider, adopted.

RESOLUTION 134753, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 2 Tract 1382 Wilshire Place, and Meade Avenue, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134754, for paving and otherwise improving Manzanita Drive, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 134755, for paving and otherwise improving Alleys in Catalina Terrace, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 134756; for paving and otherwise improving Alley Block 20 Swan's Addition, Fairmount Avenue, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134757, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Shasta Street and Crown Point Drive, Resolution of Intention 131057, and to be assessed to pay expenses thereof, diagram made by City Engineer; directing City Clerk at time of approval to certify fact and date thereof and immediately deliver it certified to Superintendent of Streets, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134758, approving diagram of property affected or benefited by work of improvement to be done 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 thereof, diagram made by City Engineer; directing City Clerk at time of approval to certify fact and date thereof and immediately deliver it certified to Superintendent of Streets, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134759, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 12 Point Loma Heights, Resolution of Intention 131175 and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134760, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alleys Blocks 13, 14, 16 Ocean Beach and in Blocks 97 and 98 Point Loma Heights, and Guizot Street, Resolution of Intention 130668 and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134761, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 50 Park Villas, Resolution of Intention 130669 and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134762, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 23 Ocean Beach Park, Resolution of Intention 129189 and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134763, authorizing Street Superintendent to grant Taylor & Sloan, Inc., a 30-day extension of time for completion of contract for improvements in Quince Street, 47th Street, Home Avenue, et al., Document 539218, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134764, directing City Engineer to furnish grade

elevations and/or map for change of grade of Stern Street between southeasterly line of Willow Street and northwesterly line of Evergreen Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134765, directing City Engineer to furnish grade elevations and/or map for change of grade of 30th Street, between southerly line of Olive Street and point 91.97 feet northerly from southerly line of Laurel Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134766, directing City Engineer to include in San Diego Lighting District 2 the property on both sides of 3rd and 6th Avenues, between Ash and A Streets, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Harbor Commission, by John Bate, recommending authorizing work by appropriate City forces, was presented.

RESOLUTION 134767, authorizing and empowering Port Director to do all work in connection with excavation of material (topsoil & dredged fill) from parking lot areas, spreading topsoil in areas to be landscaped, complete construction of dyke northeast corner yacht basin with dredged material for future fill, import base material in preparation for paving and construction of parking lots on Shelter Island by City forces, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134768, establishing parking time limit of 1 hour, between 8:00 a.m. and 6:00 p.m., Sundays excepted:

Both sides of Mission Boulevard between Santa Clara Place and Tangiers Court; authorizing installation of parking meter zones, establishing parking meter zones and marking of parking meter spaces; authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134769, declaring bid of J. R. Shattuck for sale of portion Pueblo Lot 1240 to be the highest bid received at Auction held August 7, 1956; accepting bid for \$192,552.00, and selling property; authorizing and empowering Mayor and City Clerk to execute for and on behalf of and as act and deed of City of San Diego, quitclaim deed to J. R. Shattuck in accordance with Document 539670; authorizing and empowering City Auditor and Comptroller to refund to Harry Summers \$250.00 which was deposited by him prior to auction sale; refund to Clairemont Realty the sum of \$6,000.; refund to John O. VanKeuren the sum of \$6,000; refund to Warren D. Pierce the sum of \$5,650.; Refund to Glenn Rick the sum of \$5,650.; refund to James L. Lambert sum of \$5,650; stating that John O. VanKeuren is entitled to receive broker's commission of \$9,627.60 as broker for successful bidder; directing City Auditor and Comptroller to pay the money out of funds received for the purchase of the property sold; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions to take whatever steps are necessary to complete transaction; expenses in connection with sale shall be deducted from proceeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134770, vacating easement for right of way for storm drain, or drains and appurtenances, in easterly 4 feet of westerly 208 feet of southerly 250.20 feet Lot 28 Lemon Villa, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Resolution says that by deed dated October 6, 1954, easement was acquired; it has not been used for purpose for which acquired to present time; the City has no present or prospective use for easement and City Manager recommends that City abandon its interests. It authorizes and directs City Clerk to cause certified copy of resolution, attested under seal, to be recorded in office of County Recorder of San Diego County.

RESOLUTION 134771, 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 quitclaim deed to Louis Stein and Ruth Naomi Stein of north-easterly 30 feet of southwesterly half Lots 15 and 16 and all Lot 17 Block 79 Ocean Beach, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Resolution declares that bid at auction held August 14, 1956, was the highest bid - minimum price fixed was \$5,000.00 - City Manager has recommended acceptance; and it sells the property. The resolution authorizes and empowers City Auditor and Comptroller to refund to Beach Realty Company \$150.00 deposited; refund to Beach Realty Company \$250.00; refund to Siegel Realty Company \$250.00 deposited prior to sale. It states that Siegel Realty is entitled to broker's commission of \$310.00 as representative of successful bidder, and directs City Auditor and Comptroller to pay the sum. Resolution authorizes and directs City Clerk to deliver deed to Property Supervisor with instructions to complete transaction; all expenses in connection with sale to be deducted from proceeds.

RESOLUTION 134772, stating that the City of San Diego shall reimburse C. P. Sikes and Garrick O'Brien for dredging of channel entrance to Quivera Basin in sum not to exceed \$2,700.00; authorizing and empowering City Auditor and Comptroller to offset any and or all of amount expended by them in dredging against money due and owing to the City from said persons on September 1, 1956, upon submission of proof of expenditure and upon certification by City Engineer that work has been satisfactorily completed.

(Sikes and O'Brien are lessees from the City on Quivera Basin in Mission Bay Recreational area for sport fishing headquarters, under Document 516032).

RESOLUTION 134773, authorizing and empowering City Manager to do work of altering office layout of south wing on first floor of Civic Center, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134774, authorizing City Manager to employ R. E. Hazard Contracting Co. to perform extra work in connection with improvement of Missouri Street; \$885.53 is to be payable from Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134775, authorizing City Manager to employ R. E.

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Hazard Contracting Co. to perform extra work in connection with improvement of Goshen Street, Lauretta Street, Fresno Street et al; \$999.00 shall be payable from Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134776, authorizing and empowering City Manager to do all work in connection with alterations to Food and Beverage Building, Balboa Park, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

(The Building is to be occupied by some City departments which are moving from the Civic Center).

RESOLUTION 134777, authorizing and empowering City Manager to do all work in connection with installation of improved boat washing facilities at San Vicente Dam, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134778, authorizing and empowering City Manager to execute for and on behalf of the City, agreement with J. C. LaForce, employing him as consultant and agricultural adviser to the City for 1 year from and after July 1, 1956, under Document 539691, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134779, authorizing City Manager to sign in behalf of The City of San Diego, agreement between the City and County of San Diego and Musicians Club of San Diego, amending agreement dated October 25, 1955, Document 523140, concerning musical program for year beginning July 1, 1956; resolution to be of no force or effect unless and until Board of Supervisors of County of San Diego adopts resolution of similar force and effect, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Resolution authorizing City Manager to execute lease with Bernard de Selm for operating automobile parking concession for Stadium, etc., in vicinity of Balboa Stadium, for 1 year beginning August 1, 1956, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was continued 1 week - to August 30, 1956.

RESOLUTION 134780, authorizing City Manager to execute and forward to Department of Public Works, State of California, agreement entitled "Amendment to Utilities Agreement No. 6330 (XI-SD-200-SD), Document - between Wabash Freeway and 0.6 Mile East of Euclid Avenue - authorizing and directing City Clerk to forward certified copy of resolution to Secretary of California Highway Commission of State of California, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134781, authorizing and empowering City Manager to

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execute agreement between The City of San Diego and J. C. Hendricks, doing business as Business Extension Bureau, whereby the City shall daily make available to the Bureau City records during period beginning July 1, 1956 and ending June 30, 1957, under Document 539702, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134782, authorizing City Manager to execute agreement between The City of San Diego and the County of San Diego, covering operation of Governmental Reference Library during period beginning July 1, 1956, and ending June 30, 1961, under Document 539700, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134783, authorizing and empowering City Manager to do all of work in connection with construction and installation of 2 floating piers at San Vicente Reservoir by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134784, granting revocable permit to O. B. Wetzell, 7786 Sierra Mar Avenue, to install and maintain 80 feet of 4" C.I. sewer line for use and benefit of owner's property: under Amalfi Street, portion of Lot 1285 Pueblo Lands, to south side of Amalfi Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134785, granting revocable permit to Leonard Zlotoff, 2838 University Avenue, to install and maintain underground telephone conduit for use and benefit of owner's property: Lots 25, 26, 27, Blk 204 University Heights, over, under and across alley west of Utah Street running south from University Avenue, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134786, granting revocable permit to Jane D. Patrick, High Avenue at Bluebird Lane, to install and maintain 80 feet of 3/4" G.I. Water line for use and benefit of owner's property: northerly 67 feet of Lots 21, 22, 23 Block 26 La Jolla Park, under Virginia Way, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134787, granting revocable permit to John P. Cannon, 419 San Elijo Street, San Diego, to install and maintain 100 feet of 4" C.I. sewer line, for use and benefit of owner's property: in southerly 100 feet Lot 1 Block 133 La Playa to sewer main in Lawrence Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134788, granting revocable permit to Armond Fitzer, 1214-1/2 North Gower, Los Angeles 38, to install and maintain 80 feet of 3/4" water line for use and benefit of owner's property: Lots 12 to 16 Block 237 University Heights, under Albert Street, to city water main at westerly line of Albert Street, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

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RESOLUTION 134789, granting revocable permit to Arne C. Royland, 2743 - 44th Street, San Diego, to install and maintain 75 feet of 4" sewer lateral and 200 feet of 4" sewer lateral, for use and benefit of owner's property: 2737-2739 44th Street, under 50 feet in 44th Street and 150 feet in Olive Street; also additional 75 feet in Olive Street, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134790, granting Bratcher & Russo Corp. 6147 El Cajon Boulevard, revocable permit to install and maintain 400 feet of 3" A.C. water main for use and benefit of Lot 1 Rose Terrace under Highway 101 by-pass to City water main, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134791, granting Roberto Lantto, 3915 Dwight Street, San Diego, to install and maintain 80 feet of 3/4" G.I. water main for use and benefit of owner's property: 3679 Bellingham, Lots 8 and 9 Block 119 City Heights, to city main in Alley Block 119 City Heights, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134792, granting request of Ets-Hokin and Galvan, August 6, 1956, Change Order 1, for extension of 45 days to and including September 30, 1956, Document 539723, to complete contract for signals and lights, Linda Vista Road and Genesse Avenue, contract Document 533722; extending time to September 30, 1956, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134793, approving claim of Mrs. Melvina Kasitz, Document 538371; \$46.05; authorizing City Auditor & Comptroller to draw warrant in favor of Mrs. Kasitz in full payment of the claim, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134794, approving claim of Don Luscomb, Document 538360; \$6.66; authorizing City Auditor & Comptroller to draw warrant in favor of Don Luscomb in full amount of claim, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134795, authorizing City Attorney to settle \$100.00 claim of Mrs. Josephine Robbins, Document 537500, for \$35.00; directing City Auditor & Comptroller to draw warrant in favor of Mrs. Robbins in sum of \$35.00, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134796, authorizing City Attorney to settle claim of Eugene W. Brown, Document 538717 - \$50.00 for \$46.43; directing City Auditor & Comptroller to draw warrant in favor of Mr. Brown in amount of \$46.43 in full settlement of the claim, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

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RESOLUTION 134797, authorizing Edward M. Hall, Transportation Research Director, and Frank Julian, of the City Engineer's Office, to attend Institute of Transportation and Traffic Engineering to be held in Berkeley, California, August 27 through 31, 1956, and incur all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134798, authorizing a representative of the Water Department to make not to exceed 10 trips to Los Angeles for purpose of inspecting construction of pipe for Murray Second Pipe Line, and incur all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134799, approving request of Rogers Construction Company, July 25, 1956, Change Order 3, for extension of 30 days to and including August 13, 1956, filed as Document 539732, in which to complete contract for Sunset Point Pump Station and Sewers, contract Document 524723; extending time of completion of contract to August 13, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

On motion of Councilman Schneider, seconded by Councilman Williams, 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 a written or printed copy, prior to day of adoption.

ORDINANCE 7114 (N.S.), changing name of Taos Avenue to Taos Drive, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Curran, 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 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, prior to day of adoption.

ORDINANCE 7115 (New Series), appropriating \$8,620.00 out of Capital Outlay Fund for purchase of land for extension of Fay Avenue (por. Ls 17 & 18 Miramar Terrace), was on motion of Councilman Williams, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Curran, Evenson.

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, prior to day of adoption.

ORDINANCE 7116 (New Series), appropriating \$3,400.00 out of Capital Outlay Fund for widening portion of Olivetas Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted,

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by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Curran, Evenson.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, ordinance incorporating portion of Lot 28 Lemon Villa into "C" Zone and repealing Ordinance 184 (New Series) insofar as it conflicts, repealing Ordinance 7065 (New Series), was introduced by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Curran, Evenson.

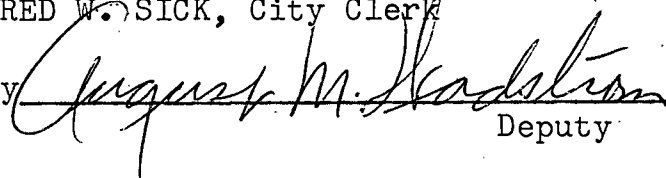
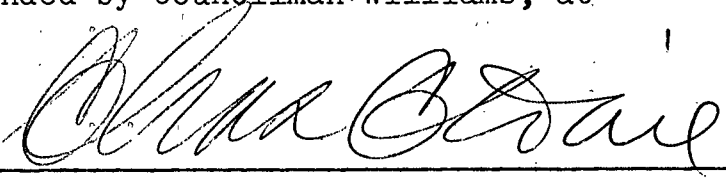
On motion of Councilman Schneider, seconded by Councilman Kerrigan, ordinance incorporating Lots 13 and 14 Block 9, Lots 23 and 24 Block 12, and portion Lot "L" La Mesa Colony and Lots 11 to 20 inclusive Blethen Subdivision into R-4 Zone as defined by the Municipal Code, and repealing Ordinance 13558 adopted July 5, 1932, and Ordinance 3681 (New Series) adopted March 9, 1948, insofar as they conflict, was introduced, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Curran, Evenson.

There being no further business to come before the Council, the meeting (held this date instead of August 21, 1956), was adjourned on motion of Councilman Schneider, seconded by Councilman Williams, at 10:15 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By


Deputy
Mayor of The City of San Diego,
California

Ords intr.
Meeting adjourned

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REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, August 23,
1956

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

Mayor Dail called the meeting to order at 10:15 o'clock
A.M. - immediately upon adjournment of the meeting which had just been
held on the items listed on the agenda for August 21, 1956 (the 21st
meeting not held).

The next item was numbered out of order, because of urgency.

RESOLUTION 134800 - A Resolution and Order of The City Council
of The City of San Diego electing to pay out of municipal funds all of the
amount of tax which would otherwise be levied upon property within said City
of San Diego by and for the Metropolitan Water District of Southern California,
for the Fiscal Year beginning July 1, 1956, and ending June 30, 1957, and
providing for the payment thereof, was on motion of Councilman Schneider,
seconded by Councilman Kerrigan.

(Details are contained in the original resolution).

Report of Purchasing Agent, approved by City Manager, on
low bid of Westerlund & Lange for furnishing Electrical Testing Equipment
for Replacement of Shop Equipment, was presented. It reports low bid
received at \$1,997.20; due to revised prices of accessories made effective
by the manufacturer, low bid was reduced to a total of \$1,796.40 less \$55.00
on old equipment. There were 3 bids.

RESOLUTION 134801, accepting bid of Westerlund & Lange for
furnishing Electrical Testing Equipment; 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 Purchas-
ing Agent, was on motion of Councilman Schneider, seconded by Councilman
Williams, adopted.

Report of Purchasing Agent, approved by City Harbor Department
(in effect), on low bid of Griffith Company for improvement of Parking Lots
6, 7, 8 Shelter Island - \$18,998.95; 6 bids - was presented. (It says that
estimated cost was \$21,500.00).

RESOLUTION 134802, accepting bid of Griffith Company for
improvement of parking lots; 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 City Clerk, was on motion of Councilman Schneider, seconded
by Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent on low bid of T. B. Penick & Sons

Meeting convened
134800 - 134802
Purchasing Reports

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for Construction of Curbs and Sidewalks for Grape Street between Pacific Highway and Harbor Drive and Harbor Drive between Grape and Hawthorn Streets - \$3,079.41; 4 bids - was presented.

RESOLUTION 134803, accepting bid of T. B. Penick & Sons for construction of curbs and sidewalks on Grape Street and on Harbor Drive; 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 City Clerk, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Pace Construction Co. for Construction of Storm Drain at Warrington and Whittier Streets - \$1,972.40; 2 bids - was presented.

RESOLUTION 134804, accepting bid of Pace Construction Company for construction of storm drain at Warrington and Whittier 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 Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134805, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 2 Small Six-Wheel Tandem Drive Motor Graders, Document 539771, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134806, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Cast Iron Fittings, Document 539772, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Purchasing Agent, reporting advertisement and sale of 1 Steel Industrial Building to H. G. Fenton Material Co. - 8 bids; \$5,000.00 credited to Harbor Department Fund 718 - was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was filed.

Communication from Planning Commission, by Richard L. Weiser, recommending granting petition for amendment to Resolutions 125920 and 125921 which approved tentative map of La Jolla Valley Vista Unit 2, and reapproved by Resolution 132879, be amended to allow setback lines on certain lots to be changed from 10 to 7 feet, was presented.

RESOLUTION 134807, correcting tentative map of La Jolla Vista Unit 2 re setbacks; approving renumbering of lots in La Jolla Valley Vista Unit 2 to the numbering in La Jolla Vista Unit 1, as shown by improvement plans for Unit 2, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Clairemont Plaza Unit 4, on northerly side of Clairemont Drive opposite Burgener Blvd. and Field St., consisting 6 lots, was presented.

RESOLUTION 134808, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with Claire-

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mont Business Properties, and Worlton, Incorporated, for installation and completion of unfinished improvements and setting of monuments required for Clairemont Plaza Unit 4 subdivision; directing City Engineer to present ordinance establishing official grades of streets within the subdivision, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134809, adopting Map of Clairemont Plaza Unit 2 Subdivision, a subdivision of portion Lots 139, 140, 141, 142, 143, 144, 147 Morena; accepting easements; declaring easements and abutters' rights except as shown on the map in and to Clairemont Drive, adjacent to and contiguous to Lots 11 to 16 inclusive to Lots 11 to 16 include to be dedicated to public use; authorizing and directing Clerk of the City, as and for act of the Council, to endorse upon the map that easements shown together with abutters' rights 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 Schneider, adopted.

Communication from Planning Commission, signed by Richard L. Weiser, recommending reapproval for resubdivision of Lots 7&8 Block 11 La Jolla Strand, into 2 parcels, was presented. It identifies property as located at southeast corner of Kolmar Avenue and Vista del Mar, in La Jolla area; in lieu of final subdivision map, was

RESOLUTION 134810, 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 Schneider, seconded by Councilman Williams, adopted.

Communication from Planning Commission, signed by Richard L. Weiser, recommending approval of Final Map of La Jolla Valley Vista Unit 2 heretofore approved, amended and reapproved, in the Pacific Beach area northerly of Van Nuys Street and westerly of northerly extension of Bayard Street, subject to posting ~~to-posting~~ bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 134811, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with L. B. Butterfield and Edna L. Butterfield for installation and completion of unfinished improvements and setting of monuments required for La Jolla Valley Vista 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 Kerrigan, adopted.

RESOLUTION 134812, adopting map of La Jolla Valley Vista Unit 2 Subdivision, being subdivision of portion Lot 1 of Pueblo Lot 1782, portions of Lots 3 and 4 Block 28 and portion of vacated alley adjoining the Block on the south, of Bird Rock Addition, etc.; accepting on behalf of the public Bayard Place, portion of Bayard Street, portion of alley, easements shown within the subdivision; declaring them to be public street and portion of street, portion of alley and easements dedicated to 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 and that easements, etc., 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 Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending granting approval of revised tentative map of Mission Village (including Mission Village Annex), was presented.

RESOLUTION 134813, amending Resolutions 134073 and 134374, approving revised tentative map of Mission Village, which included Mission

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Valley Annex, by addition of 3 conditions, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by H. C. Haelsig, recommending approval of Record of Survey on resubdivision of portions Lots 19 & 20 Block 42 Normal Heights, at 36th Street and Madison Avenue, consisting of 2 lots, in lieu of final subdivision map, was presented.

RESOLUTION 134814, approving filing of ~~revised~~ Record of Survey Map 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 Kerrigan, adopted.

Communication from Planning Commission, by H. C. Haelsig, recommending approval of Record of Survey on resubdivision of Lot 8 Block D Starkey's Prospect Park, into 2 parcels, on east side of Draper Street and south of Nautilus Street in La Jolla, in lieu of final subdivision map, was presented.

RESOLUTION 134815, 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134816, approving music program by City-County Band and Orchestra Commission, for 8-26-56, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Feather River Project Association, 210 West 7th Street, Los Angeles 14, dated August 15, 1956, by Wendell Thayer, Executive Manager, was presented. It encloses copy of House Resolution H.R. 12366 introduced by Congressman Craig Hosmer on July 23, 1956 - identical bill, H.R. 12371 introduced by Congressman James R. Utt was presented.

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

Communication from Civil Service Commission, dated August 8, 1956, signed by Mildred Perry Waite, president, was presented. It requests information on report of Doctor John M. Pfiffner re possible coordination of Civil Service activities between the City and County.

RESOLUTION 134817, referring to Council Conference communication from Civil Service Commission, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The next item listed on the agenda, having to do with Tax levy by The Metropolitan Water District of Southern California for fiscal year beginning July 1, 1956, was numbered out of order at beginning of these Minutes.

RESOLUTION 134818, authorizing and directing City Treasurer to purchase up to \$10,000,000 United States Treasury Bills, due within 91 days, offering interest return of not less than 2%, to be purchased from

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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 of 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.

RESOLUTION 134819, vacating portion Lot 117 College View Estates Unit 3, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Resolution says that subdivision established unnamed easement across portions of Lot 117, et al; that they have not been used since date of acquisition to present time, nor has the City any present or prospective use for easement, and City Manager recommends that City abandon its interests. 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; and 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.

RESOLUTION 134820, granting application of Land Title Insurance Company for refund of \$27.75 for filing fees for subdivision map of Bonillo Square; authorizing and directing City Auditor and Comptroller to draw warrant payable to Land Title Insurance Company for partial reimbursement of filing fees (\$43.05 paid on Receipt 7520), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134821, authorizing and empowering City Manager to enter into contract for and on behalf of The City of San Diego with Point Loma Holding Company, 2150 Chatsworth Boulevard, providing for installation of additional pavement and curb construction on Varona Street between Catalina Street and Liggett Drive for installation of improvements in Fleetridge Unit 7, and reimbursement in sum of \$2950. in accordance with Document 539792, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134822, authorizing and empowering City Manager to execute for and on behalf of the City of San Diego agreement with Ryan Aeronautical Company, wherein the City agrees to let contract for installation of traffic signals and safety lighting at Harbor Drive and Ryan Aeronautical Company's main gate, and company agrees to pay 50% of City Electrical Engineer's estimated cost of approximately \$4,300.00, all in accordance with Document 539795, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134823, granting revocable permit to Mrs. Frances E. Ozenne, 3237 Ivy Street, San Diego, to install and maintain 95 feet of 1" water line for use and benefit of owner's property: 929 - 931 29th Street - south 40' Lots 21 to 24 Block 86 E. W. Morse Subdivision, under 29th Street, from owner's property to City main in Broadway, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

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RESOLUTION 134824, granting revocable permit to Herbert C. Kelly, 515 Land Title Building, San Diego 1, to install and maintain fire escape for use and benefit of owner's property: Lot H Block 192 Horton's Addition, over Fifth Avenue, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134825, granting revocable permit to Allen E. Rose, 4210 Poplar Street, San Diego 5, to install and maintain 20 feet of 3/4" water line for use and benefit of owner's property: 4480 Maple Street, Lots 25, 26, 27, 28 Block 12 Swan's Addition, under Alley Block 12, to City water main in Maple Street, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134826, granting revocable permit to R. S. Seabrook, 385 Hilltop Drive, Chula Vista, to install and maintain 1-1/2" U.G. Conduit for power for use and benefit of owner's property: southwest corner of Juniper at Third, Lots K and L Block 257 Horton's Addition, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134827, granting revocable permit to W. T. Reiff, 1763 Catalina Boulevard, San Diego, to install and maintain 345 feet of 4" C.I. Sewer lateral, for use and benefit of owner's property: northeast corner of Qualtrough and San Gorginio, Lot 1, Block 168 La Playa, under easement in Block 168 La Playa and in San Fernando, from owner's property to sewer in Rogers Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134828, authorizing 5 City employees to attend Western Governmental Research Association Conference to be held in Sacramento, California, Thursday and Friday, October 18 and 19, 1956, and incur all necessary expenses, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134829, authorizing W. E. Warner, Deputy Chief of Police to attend annual conference of International Association of Chiefs of Police to be held in Chicago, Illinois, September 9 through 13, 1956, and incur all necessary expenses, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134830, authorizing W. Allen Perry, Park Superintendent to attend annual meeting of American Park Executives to be held in Seattle, Washington, September 7 through 14, 1956, and incur all necessary expenses, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134831, authorizing City Manager to accept work on behalf of The City of San Diego in Tower Hill Subdivision, and execute notice of completion and have it recorded, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted, by all members of the Council present.

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RESOLUTION 134832, expressing great pride of Fiesta del Pacifico's first season, one month long, starting July 19, 1956, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

It congratulates Ewart W. Goodwin for his splendid, capable, and dynamic leadership as president of the Fiesta, which reflects both honor and pride upon himself, the City of San Diego, and its citizens.

The resolution tells of Mr. Goodwin's background and activities. It mentions worldwide publicity and prestige to California's First City, and outlines the outstanding events that took place during the Fiesta.

RESOLUTION 134833, denying claim of Mrs. Frank Silverstein, 4534 Highland, San Diego, Document 538421, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134834, denying claim of Harry Litvak, 3850 Euclid Avenue, San Diego 5, Document 538706, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134835, denying claim of H. S. Jensen, 3305 Pickwick Street, San Diego 2, Document 539186, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134836, denying claim of T. L. Hall, 5235 Rex Avenue, San Diego, Document 539285, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134837, denying claim of San Diego Yellow Cabs, Inc., 639 - 13th Street, San Diego, Document 539259, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134838, denying claim of Winfield Harry Johnson, 5938 Albemarle Street, San Diego 14, Document 538528, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134839, denying claim of Edward F. Kohl, 475 Carnation Avenue, Imperial Beach, Document 538010, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134840, denying claim of Manuel M. Rodriguez, 1985 National Avenue, Document 538585, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134841, denying claim of Mary Birch Patrick, Document 537869, was on motion of Councilman Schneider, seconded by

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Councilman Williams, adopted.

RESOLUTION 134842, denying claim of Jack C. Zippwald, P.O. Box 473, 2009 69th Street, Lemon Grove, California, Document 537705, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134843, approving claim of Clark K. Burk, Document 538663; in amount of \$29.65; authorizing City Auditor & Comptroller to draw his warrant in favor of Clark K. Burk, 8152 Dodie Street, San Diego, in full payment of the claim, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

In connection with the next 6 Resolutions, Councilman Williams wondered about being advised in Conference regarding uses of property for which taxes, penalties and deeds are sought.

The City Manager said, in reviewing the Resolutions, that all the properties are for streets, except 1 for drainage.

RESOLUTION 134844, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portion of Lots 25 to 28 inclusive 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 Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134845, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against easements and rights of way for public roads in portions of Lot 20 La Mesa Colony, 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 134846, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portions of Lot 4 Block P Riviera Villas, together with all penalties and other expenses in connection therewith, 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 134847, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against strip of land 25.0 feet wide in Southeast Quarter of Quarter 103 Rancho de la Nacion, together with all penalties and other expenses in connection therewith, 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 134848, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against northeasterly 5.00 feet Lot 4 Block P Riviera Villas, together with all penalties and other expenses in connection therewith, 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 134849, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against northerly 3.00 feet of westerly one half of Lot 12 Block 6 Golden Park, together with all penalties and other expenses in connection therewith, 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.

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 7117 (New Series), amending Section 64.32 of The San Diego Municipal Code Regulating Sewer Service Charge, was on motion of Councilman Schneider, seconded by Councilman Williams, was adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Curran, 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 7118 (New Series), amending Division 5 of Article 1 of Chapter X of The San Diego Municipal Code by amending Section 101.0505 thereof and by adding thereto a new section to be known as and numbered Section 101.0505.1, relating to Conditional Use Permits, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by the following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Curran, Evenson.

There was listed on the agenda for introduction, an Ordinance amending the Annual Appropriation Ordinance.

Aaron Reese, Deputy City Attorney, said that it was not ready.

The City Manager asked that it be continued until Tuesday of next week.

On motion of Councilman Schneider, seconded by Councilman Williams, it was continued until Tuesday, August 28, 1956.

In connection with the next ordinance there was discussion by Councilman Kerrigan about no revocation of Ordinance regarding the State. The City Manager spoke of provision of 1 year in the City

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in the Ordinance; not so in the County ordinance.

Mayor Dail said that the City "could drop out after 1 year".

The City Manager said "that is academic".

On motion of Councilman Schneider, seconded by Councilman Williams, proposed ordinance amending Sections 32.51, 32.52 and 32.53 of the San Diego Municipal Code, imposing a City Sales and Use Tax, was continued until Tuesday, August 28, 1956.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 10:24 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Philip B. Dail
Mayor of The City of San Diego,
California

Ord. cont.

Meeting Adjourned

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, August 28,
1956

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

Mayor Dail called the meeting to order at 10:04 o'clock A.M.

The Reverend Frederic J. Haskin, Rector of St. Andrew's-
By-The-Sea Episcopal Church, Pacific Beach, was presented by the Mayor.
Father Haskin gave the invocation.

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 118.

On motion of Councilman Burgener, seconded by Councilman
Williams, the Minutes for the Adjourned Regular Meeting of August 23, 1956,
and the Regular Meeting of the same date, were approved without reading,
after which they were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, time to which
hearing on Resolution of Intention 134051 for paving and otherwise improving
Cumberland Street, Potomac Street, Calle Tres Lomas, et al., had been continued,
previously-presented protests were presented by the Clerk.

The City Engineer showed a plat - the "Fairchild Topographical
Map" - covering the improvement proposed, and the area which would be served.
He explained the plat as he pointed it out to members of the Council.

Mayor Dail asked if people were to pay for the storm drain.

The City Engineer replied "yes".

The Mayor said that was the reason for continuance.

The City Engineer said that it was not a storm drain, but
portion of a sewer for which they had paid. He said that people whose
property has already paid for sewer and water would not pay again. He
reported a 7.* protest. He showed another plat, indicating the protests.
He told of having a solution. The City Engineer said that Mr. Sterns and
associates have agreed to deposit funds in a trust fund (to pay for assess-
ment) on lots they don't own. He said the other solution is to leave the
storm drain out of the proceedings, and abandon it.

Mr. Sterns expressed the belief that it is "better to do it
at 1 fell swoop". He said that he is offering to pay in Homesites 1 and 2
for the storm drain.

Mayor Dail told those interested in this hearing that Mr. \
Sterns is picking up the tab; the property owners will pay for the paving,
but not for the storm drain.

The City Engineer told the Council that he will work out an
estimate for the storm drain, and cost will be deposited in advance.

Meeting convened
Invocation
Minutes approved
Hearing

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A Mr. Jones, who did not give his first name or initials, asked about "people at the lower end".

The City Engineer replied that they are out of the assessment district for the storm drain.

Mr. Jones carried on a discussion with the Mayor and with the City Engineer regarding cost.

Councilman Curran explained the 1911 Act to Mr. Jones.

The City Engineer said that it would be contract price - plus incidentals. He said that would probably mean 10% above the contract.

Mr. Jones continued to discuss with the City Engineers private estimates he had received for the paving.

The Engineer said that Jones would be assessed to pay for the intersection, on an area basis.

Mayor Dail stated that the Council gets weekly reports from the City Engineer, "showing that estimates are not a true picture" (in that many contracts fall below the estimates).

The City Manager stated that estimates given by Olson (Willard Olson, of the City Engineer's office) included the drainage.

Mr. Jones said there would then be deducted \$75. to \$100. regarding there being no drainage assessment.

There was continued discussion between the City Engineer and Mr. Jones.

Mr. Sterns said that it is not a new subdivision; there has been some resubdivision.

The City Engineer, asked for a report, said that there is a 7.2% protest.

The Mayor said that is obviated by the 60% of property owned by the subdivider.

There was discussion between the Mayor, members of the Council, and Mr. Jones.

Mr. Sterns made the statement "The City, itself, started Potomac".

Councilman Curran asked about being involved with the subdivision.

The Mayor and the Engineer said it is an old subdivision, but the Engineer added that it will be resubdivided.

The Mayor said that people who are protesting did not sign the original petition; the subdividers owned the necessary 60% to start proceedings.

The Engineer said to the Council that there were 77.3% signers on the petition.

Mr. Jones spoke to the Engineer about a channel block.

Mr. Sterns said he thought that had been taken care of for the protestants because of assuming the cost of the storm drain. He said that those who have improvements, now, don't pay.

Mr. Burnett, who did not give his first name or initials, but identified property as Lot 13 Block 8, said that he had a question. He told of having no objection to paving, but told of other improvements by the subdivider.

The City Engineer, speaking to Mr. Burnett that type of paving is determined by soil tests. He talked to Councilman Burgener about specifications.

Councilman Burgener said type is determined by tests.

Mr. Burnett said that paving will be different on each

1/2

Anthony Mitchell said that he moved over 5 years ago to Paradise Hills. He spoke of a "white elephant", which he said may be by-passed by North Knolls. He said that the drain will benefit the area owned by Sterns, but not all. He asked about rules for blocking a natural channel.

The Mayor asked if this should be continued another week, if property owners do not want the paving.

Mr. Mitchell asked about abandoning.

The Mayor said there is a 7% protest.

Councilman Schneider said that the assessment is against the land - not against individuals.

Mayor Dail declared that there is an insufficient protest to abandon or hold up the proceedings.

Councilman Williams, talked to Mr. Mitchell.

Mr. Mitchell said he thinks the cost can be cut down.

Edward Kellogg, pastor of the 1st Presbyterian Church in National City, spoke of being in agreement with the protestants, but appealed to the Council to not abandon the proceedings for the improvement. He told of having consulted with Palmer Connor (a subdivider) over 18 months ago, and of having been told by the Planning Commission how to place the church building. He said the money has been borrowed, plans are prepared, and hopes there can be arrangement so that work is not abandoned on the street. He said he hopes it can be worked out.

Mayor Dail thinks it has been found that the district adjoined have been sound. He said every reasonable effort should be made to poll 40% of the property owners about continuance.

Mrs. Aggert asked about sidewalks. She said there were none; sidewalks are being put in; nobody wants them. She asked if property owners have to have them.

Mayor Dail discussed that feature with Mrs. Aggert.

Mrs. Aggert said that part of them are put in, and asked what part? She identified property as Lot 8 Block 11.

The City Engineer stated that individuals had put in their sidewalks. She and the Engineer carried on a discussion.

Councilman Curran said the Council is not getting a solution; this hearing should be continued.

Virginia Jones said that on original protest of 39 "only 2 were for it"; only 2 or 3 are trying to put this through. She said she has not been asked about anything. Mrs. Jones said that she does not want anything, and that she "wants to do a little of her own planning".

The Mayor said that the situation needs to be determined on polling.

Mrs. Jones said that if it is blocked, the whole thing should be abandoned.

Mr. Sterns said that the protestants are new residents; they did not live there when the project was started.

When there was a voice from the back of the room, the Mayor said that the Council is in a position to analyze the situation; it has done so many times.

Harvey Klein said that he lives in Homesite #1, and asked what portion is to be assessed.

The City Engineer said that it would be assessed nothing; it is fully improved; there would be no assessment.

Mr. Klein said that he withdraws his protest if he is not to be assessed.

Don Miller said that he was willing to sign the petition, originally. He said there is need for the streets, and cannot understand anyone not wanting no building up of the district. He said he wants the street put in; he has to pay for the water and everything. He said to the Council that he has "been there 5½ to 6 years, eating dust".

RESOLUTION 134850, continuing until 10:00 o'clock A.M., Tuesday, September 4, 1956, hearing for improvement of Cumberland Street, Calle Tres Lomas, et al., Resolution of Intention 134051; requesting the City Engineer to poll the assessment district on matter of drainage, and report on matter of improvement on 1/2 street, 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 Resolution of Preliminary Determination for paving and otherwise improving Alley Block 23 Bird Rock addition, the Clerk reported written pro-

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tests from Wyllys P. Smith, et al., and from Syllys P. Smith.

The Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no additional protests were filed. The hearing had been continued to this date.

The City Engineer reported a 12% protest.

RESOLUTION 134851, overruling and denying protest of property owners against proposed improvement of Alley Block 23 Bird Rock Addition, Resolution of Preliminary Determination 134267, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134852, determining that proposed improvement of Alley Block 23 Bird Rock Addition, Resolution 134851 of Preliminary Determination, is feasible and that lands to be assessed therefor 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 Burgener, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 134269 of Preliminary Determination for paving and otherwise improving 43rd Street and Hilltop Drive, the Clerk reported no protests. The hearing had been continued to this date.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 134853, determining that improvement of 43rd Street and Hilltop Drive, Resolution 134269 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 Williams, seconded by Councilman Burgener, adopted.

The hour of 10:00 o'clock A.M. having arrived, time to which hearing had been continued on Resolution 134854 of Preliminary Determination for paving and otherwise improving Alley Block 59 Ocean Beach, 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.

RESOLUTION 134854, determining that improvement of Alley Block 59 Ocean Beach, Resolution 134268 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 Burgener, seconded by Council Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set on the continued hearing on Assessment 2515 made to cover costs and expenses of paving and otherwise improving Grand Avenue, Jewell Street and Balboa Avenue, Resolution 126334 - on which appeals were shown at the previous hearing, together with communication from the Street Superintendent for correction of the Assessment Roll, the Mayor inquired if anyone was present to be heard.

Elizabeth A. Kidwell complained about there being "a free-way in front of her home". She told the Council that she can't sell her property for commercial or residential purposes. Councilman Burgener held a discussion with her.

Mrs. Kidwell, who identified her property as Lot 21 Block 239, told the Council that she signed for the paving "but not for a freeway". Asked what zone is on the property, she replied "C".

A conference was held over a City Engineer's map.

Mrs. Kidwell said that there is so much traffic that she can't sleep.

Mayor Dail pointed out that the hearing is on the assessment - not on the design or use of the road.

Mrs. Kidwell asked if gas money had been appropriated.

The City's engineer replied: "No; The City contributed". He said that property owners are assessed for 20 feet of paving on each side.

Mr. Kidwell, who then came to the microphone, said he had been told that there had been appropriation of money for gas tax.

The City Engineer replied that was on another portion; there was no gas tax money appropriated on this job.

The City Manager told the Council that the gas tax appropriation was east of the railroad - to Clairemont.

The City Engineer pointed out that he handles the gas tax money, and that there was no appropriation as had been said.

Then, Mrs. Kidwell said that she can't sell the property, but can't live there on account of the noise.

RESOLUTION 134855, overruling and denying the appeals of Sadie Thomas, Full Gospel Temple, Watson Seaman and Dorothea P. Seaman, Mr. and Mrs. William Casteel, Elizabeth A. Kidwell from Street Superintendent's Assessment 2515 made to cover costs and expenses of paving and otherwise improving Grand Avenue, Jewell Street and Balboa Avenue, Resolution of Intention 126334; overruling and denying all other appeals, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134856, confirming and approving Street Superintendent's modified and corrected Assessment 2515 made to cover costs and expenses of paving and otherwise improving Grand Avenue, Jewell Street and Balboa Avenue, Resolution of Intention 126334; 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 Williams, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 134261 for paving and otherwise improving Alley Block 66 City Heights, the Clerk reported no protests.

When the Mayor inquired if anyone was present to be heard, no one appeared, and no written protests were filed.

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

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 134262 for paving and otherwise improving Franklin Avenue, the Clerk reported no protests.

When the Mayor inquired if anyone was present to be heard, no one appeared, and no written protests were filed.

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

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 134263 for paving and otherwise improving Nogal Street, the Clerk reported no protests.

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When the Mayor inquired if anyone was present to be heard, no one appeared, and no written protests were filed.

On motion of Councilman Curran, seconded by Councilman Schneider, it was 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 134264, for paving and otherwise improving Valle Avenue, the Clerk reported no protests.

When the Mayor inquired if anyone was present to be heard, no one appeared, and no written protests were filed.

On motion of Councilman Curran, seconded by Councilman Williams, it was 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 134265, for paving and otherwise improving Van Dyke Avenue, Thorn Street, the Clerk reported no protests.

When the Mayor inquired if anyone was present to be heard, no one appeared, and no written protests were filed.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, it was 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 134266, for paving and otherwise improving West Point Loma Boulevard, Muir Avenue, the Clerk reported written protest from E. C. Generas, 4427 Saratoga, San Diego 7.

The letter from Mr. Generas was read to the Council by the Clerk.

The Engineer, referring to the written protest, said that the assessment is on the area; it was not paved before (as stated in the letter).

RESOLUTION 134857, overruling and denying protest of E. C. Gerenas against proposed improvement of West Point Loma Boulevard and Muir Avenue, Resolution of Intention 134266; 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 proposed Resolution authorizing City Manager to execute agreement with the State Highway Department for a Freeway in the City of San Diego between 19th Street and 0.1 Mile West of Home Avenue (hearing on request of interested property owners and residents for providing an overpass on 22nd Street, a tremendous number of additional communications on the subject, were presented.

The Mayor declared the hearing open - as set on August 14. Alfred H. Haines said to the Council that he has a question. He said that a freeway is going through Logan Heights section. He asked if freeway is to run through both (Logan Heights and Golden Hills).

The Mayor replied "yes" (there are 2; 1 N-S; 1 E-W).

Mr. Haines asked why it is necessary for the 2 to be so close together.

The Mayor said to Mr. Haines that 2 hearings have been held - 1 on each of the freeways. He pointed out that both of the freeways have been designed by the State. He said this hearing came up in connection with a bridge across 22nd Street (on the E-W freeway).

Mr. Haines said he had been told that "it is all signed and sealed".

Mayor Dail said to Mr. Haines that hearings have been held; much land has been acquired; routes have been determined. He pointed out that today the question is only about 22nd Street overpass.

Jacob John Dekema, Division Engineer for the State Highway Commission, appeared at the request of the Mayor. He stated that the freeway was studied years ago in great detail. He told of hearings, and the routing. He said that the Council and the Commission "had made determinations"; the route was adopted by the State. He said that now there is the determination for opening and closing streets, including changes. He said that freeway agreement has been presented to the City.

Mayor Dail stated that the "F Street freeway, and the Belt Line freeway have been established." He said that this hearing is regarding a 22nd Street overpass.

Mr. Haines favored a bridge on 22nd Street - "otherwise it is going to be the ruination of Golden Hill", he stated. He told of dead-end streets which would be a great blunder.

Mayor Dail agreed with Mr. Haines that Golden Hill has great sentimental value for him and others.

Joseph Cahan said that he had "letter from the 5 C's". He called Fred Rhodes, ~~attorney~~ engineer.

The Mayor welcomed Mr. Rhodes, referring to him as a former City Manager of The City of San Diego. Mr. Rhodes told the Council that he wanted to present new figures; estimates were for a full-width bridge. He said he thought it would not be necessary to have a full-width bridge - 2-lane bridge could be built for \$321,000, with extra lanes later if needed. He said that \$71,000 has already been appropriated. He said that it will be cheaper than was thought before, with the City putting up \$250,000. He reviewed past actions, pointing out the Sunset Blvd. bridge for \$1,000,000. to Mission Beach. He stated that the Council should take various matters into consideration and give a 2-way connection between the north and south (areas of the freeway). He said that changes of the last 10 years will have to be made. Mr. Rhodes asked for Council consideration.

Mayor Dail said that it could be built on the present grade.

Mr. Rhodes said "no; it needs clearance". He said it would be deeper at 22nd - 20 feet to get the bridge in.

There was discussion between Councilman Kerrigan and Mr. Rhodes.

Mr. Rhodes said "the grade of the freeway is almost up to 22nd".

R. Arthur Hayler, with the State Highway Division Department, said that the original plan was about at the G Street grade; the grade for vehicular traffic would be 15 feet more, to extend to 26th Street. He said that grading would be between 200,000 and 300,000 yards of additional dirt. He said that 50¢ per yard might be low.

Councilman Schneider spoke to Mr. Dekema about the State undertaking the bridge.

Mr. Dekema replied "if the bridge is justified, plans could be changed." He said that if the City contributes, the plans would have to be changed. Mr. Dekema said there will be crossings at 17th; 19th north; 25th 2-way; 18th will be a freeway (north and south) street. He maintained that the freeway will open up the area, rather than close it. He said that a bridge would not correct a blight; a freeway would remove any blight.

There was discussion between Councilman Schneider and Mr. Dekema.

Mr. Dekema said that there is heavy pedestrian traffic, and the State is providing for that. He said that it is not justified for a vehicular bridge.

Councilman Schneider asked if the plan would not overload 25th Street with traffic.

Mr. Dekema's reply was "no". He told of having had complaint about the possibility of children falling off into the freeway. He said that

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it would be so designed that no one could walk on rounded railings. He said that if an official letter were given to the State, setting out how much the City would contribute, it would be given full study and consideration.

Mr. Gahan referred to "a whole gang of letters, in the box" (which had been placed on the Clerk's desk) - plus others which had been received. He read a letter from Joe Jessop. Then, he said that from 16th to 25th Streets there would be no 2-way bridge, unless this is put in. He told of reduction of efficiency by the Fire Department if no vehicular bridge is installed. Mr. Gahan told of the improvements on Golden Hill which are contemplated because of closeness to downtown; and modernization. He spoke of a Council appropriation of some \$100,000. for modernization. He said that street on 22nd should be a 2-way. He stated that Mr. Jessop said that if put off, he will have the whole downtown protest. He read a letter from Nick Marton regarding depreciation on account of no crossing. He told of having talked to the Fire Chief about having to build (additional facilities if the vehicular crossing is not installed). He pointed out that within the last 9 years San Diego has doubled, and that it is creeping up fast on San Francisco, and that it is only a matter of time before it passes San Francisco. He said that it is impossible to keep up with the growth of San Diego. He contended that if bridge is not put in now, it can never be put in. He said that if an economical bridge is installed, it can be widened. Mr. Gahan read a letter from A. O. Reed on the subject. He said "things are happening that can't be helped". He said that one of the highest voting percentages is in Golden Hill. He made the plea "don't add a hurt". He said that if the area is depreciated, taxes will go down; with a bridge, business will go in, tax money will be up. He said that would outweigh City money. Then he read a Beacon Pharmacy letter. Mr. Gahan said that money is ear-marked for San Diego, and that the Highway Commission agreed with El Cajon about a cross-over. If there is no protest, Mr. Gahan said that the Council does not know if the people are for or against the proposal.

Mr. Thornberry, who did not give his first name or initials, said that he was new in San Diego, and that he came from Chicago. He said that apartments cannot go north, because "things are to be there." He maintained that they have to go east. He said there is need for a 2-way street; people that it would be an injustice to close off the area. He said "everybody is back of this project".

Mrs. John M. Reynolds told of owning an apartment house at 19th and E, where there are many accidents. She said that she is for a freeway, but opposes there being not a crossing. She said there is need for a 2-way crossing at 22nd Street.

Ray Ortiz told the Council that he had lived around 22nd (Street) since 1910. He said that if they "don't get the grading now, they won't get it". He said that the plan would bottle up the area, with no expansion. Mr. Ortiz said that he does not want more depreciation. He pointed out that the area is close to town, and that it needs to be accessible to downtown. He spoke about considering a bridge for years to come. He said that from 25th to 16th, or 17th, there could be no crossing, and that would bottle up the area.

Mr. Gahan said that 22nd Street goes into Harbor Drive; business is coming down from 25th, and moving up from downtown. He said that if put off for a week, Mr. Jessop will show that the bridge is favored.

RESOLUTION 134858, referring to Council Conference the matter of bridge on 22nd Street over proposed E-W freeway; continuing to the meeting of September 4, 1956, proposed Resolution authorizing City Manager to execute agreement with State Highway Department for Freeway in the City between 19th Street and 0.1 Mile west of Home Avenue, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

At 12:00 o'clock Noon the Mayor declared a recess until 2:00 o'clock P.M. this date.

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Upon reconvening, at 2:03 o'clock A.M., the roll call showed the following:

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

Petition of Louis M. Karp, attorney for petitioners, Texas Liquor Stores, Inc. and Anna Borenstein; and Milton Fredman, requesting closing of Ivy Street between easterly line of Pacific Highway and westerly line of California Street, was presented.

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

Report of Purchasing Agent on low bid of San Diego Fire Equipment Co. for furnishing 10 Pressurized Mobile Fire Extinguishers, for the Harbor Department - \$3,150.00 plus State Sales Tax; 5 bids (1 of them late) - was presented.

RESOLUTION 134859, accepting bid of San Diego Fire Equipment Co. for furnishing 10 Pressurized Mobile Fire Extinguishers; awarding contract; authorizing and instructing majority of members of Harbor Department to enter into and execute on behalf of The City of San Diego 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 on low bid of Whiteman Manufacturing Company for furnishing 2 Transit Concrete Mixers - \$7,094.44 plus Sales tax, less trade-in of \$800.00; 3 bids - was presented.

RESOLUTION 134860, accepting bid of Whiteman Manufacturing Company for furnishing 2 Transit Concrete Mixers; 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 134861, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Fire Insurance coverage for period of 5 years beginning October 1, 1956, under Document 539910, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134862, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of The Municipal Anglers' Building, 2445 Byron Street, Shelter Island; Document 539865; 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 sole

Purchasing reports
Petition
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bid of Streeter-Amet Company, of Chicago, for furnishing Recording Traffic Counters - \$362.00 each, f.o.b. Chicago, was presented. It recommends purchase, less batters.

RESOLUTION 134863, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract with Streeter-Amet Company for furnishing Traffic Counters, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Street Superintendent, approved by Assistant City Manager, recommending filing petition to close all streets in subdivision of portion Lot 69 Ex-Mission, as shown on Map 600, except the 80' Right of Way for Lake Murray Boulevard", and undocumented listed of property owners opposed to closing of Flume Road, was presented. It says that action was settled by Case 198740 in Superior Court.

RESOLUTION 134864, filing petition requesting "closing of all streets in Subdivision of Portion Lot 69 Ex-Mission, Map 600, et al", as recommended by Street Superintendent, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Street Superintendent, approved by Assistant City Manager, recommending closing portion of 29th Street from south line of Ocean View Boulevard to termination approximately 500 feet south of Ocean View Boulevard, adjacent to Blocks 1 through 6 La Binda Park, was presented. It makes a detailed report and says that the School District has granted easement for existing telephone line and has agreed to pay incidental cost of closing and half the cost of replacing curb and sidewalk across existing termination of 29th Street in Ocean View Boulevard.

RESOLUTION 134865, granting petition to close portion 29th Street; instituting closing under "Street Vacation Act of 1941", was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Williams entered

Communication from Civil Service Commission, by Lew Fay, Assistant Personnel Director, dated August 2, 1956, recommending amendment to Civil Service Rule XV, Section 2 - San Diego Municipal Code Section 23.1602 re Meetings and Minutes - was presented. It quotes a proposed amendment presented by the Chief Deputy City Attorney, which the Commission adopted unanimously.

Councilman Schneider moved to set hearing September 11.

Mayor Dail recommended that the item go to conference.

Aaron Reese, Asst. City Attorney, said to the Council that to amend a Civil Service Rule, the Council has to set up a hearing. He said that it has to be published in detail.

The Clerk said that in order to get the required number of days for publication, a hearing later than September 11 would be needed.

RESOLUTION 134866, authorizing and directing City Clerk to publish or cause to be published proposed amendment to Rule XV, Section 2 of Rules of the Civil Service Commission in full at least once in official newspaper of the City at least 10 days prior to hearing - hearing set for 18th day of September, 1956, at 10:00 o'clock A.M., Council Chamber in City and County Administration Building Civic Center - Rule quoted in the Resolution - was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from City of El Cajon, by Delight V. Swain,

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expressing desire on the part of the City Council to cooperate in establishing of uniform sales tax, with the State of California acting as collecting agency, and offering to give to the County of San Diego 5% of its sales tax revenue for period of 1 year, providing all incorporated cities in San Diego County approve such a policy, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was filed.

Communication from City of La Mesa, by L. L. Freeman, City Clerk, dated August 22, 1956, informing the Council of desire to cooperate and assist in establishing uniform sales tax, with State of California to act as collecting agency, and offering to give to the County 5% of its sales tax revenue for 1 year, providing that all incorporated cities in San Diego County approve such a policy, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was filed.

Communication from Robert O. Richardson, attorney at law, 4162 Tennyson Street, San Diego 7, requesting that City-owned property be sold as individual lots instead of 1 parcel (which is now the custom), was presented. It refers to sale of property in Torrey Pines that was so large that only 1 syndicate made a bid, it being \$1000 per acre, whereas property is being subdivided and sold at over \$6000 per lot. It goes on, at some lengths, expressing views on the subject.

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

Postal Card from E. S. Miller, 4448 Altadena, stating that he has taught school here since 1931; asking how many times the Council wants the voters to turn down that "Cedar St" site for auditorium, was presented. It says that it should be put in the park.

Communication from Tod F. Carter, 128 W. Pennsylvania, San Diego, dated August 23, 1956, was presented. It protests the manner in which the matter of rezoning of Cleveland Heights was handled, and reviews requests for continuance, and outlines opposition. It concludes "We cannot understand how one man (Siefert) could thwart the rights of so many citizens, many of whom are native San Diegans and have been active in the city's development and civic affairs for many years."

Councilman Burgener said that Mr. Tod F. Carter was objecting to continuance being not granted.

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

RESOLUTION 134867, giving notice of filing assessment and of time and place of hearing thereof, for filing of Assessment 2523 made to cover costs and expenses of work done upon paving and otherwise improving Alley Block 9 Wilshire Place, Resolution of Intention 130565, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134868, giving notice of filing assessment and of time and place of hearing thereof, for filing of Assessment 2524 made to cover costs and expenses of work done upon installation of sidewalks in Thorn

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Street, Resolution of Intention 130567, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134869, directing notice of filing assessment and of time and place of hearings thereof, for filing of Assessment 2525 made to cover costs and expenses of work done upon installation of side-walks in Pirotte Drive, Haniman Drive, McGann Drive, 52nd Street, Susan Place, Lyle Drive, Maring Place, Silk Place, and 54th Street, Resolution of Intention 129589, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134870, directing notice of filing assessment and of time and place of hearings thereof, for filing of Assessment 2526 made to cover costs and expenses of paving and otherwise improving Birch Street, Resolution of Intention 130463, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134871, directing notice of filing assessment and of time and place of hearings thereof, for filing of Assessment 2527 made to cover costs and expenses of 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 134872, accepting bid of Merle Tryon, and awarding contract, for paving and otherwise improving Hughes Street, Boren Street, Gayle Street, Rock Street, Nelson Street and Kerch Street, Resolution of Intention 133524, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION ORDERING IMPROVEMENT 134873, for furnishing electric energy in Midway Drive Lighting District 1, for 1 year from and including October 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION ORDERING IMPROVEMENT 134874, for furnishing electric energy in Adams Avenue Lighting District 1, for 1 year from and including October 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134875, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise Alleys Blocks 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, and 221 Mission Beach, Strandway; approving Plat 2857 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 Williams, adopted.

RESOLUTION 134876, approving plans, drawings, typical

cross-sections, profiles and specifications for paving and otherwise improving Alley Block 58 University Heights; approving Plat 2867 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 Williams, adopted.

RESOLUTION 134877, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 18 North Shore Highlands; approving Plat 2876 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 Williams, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134878, for paving and otherwise improving Alleys Blocks 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220 and 221 Mission Beach, Strandway, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134879, for paving and otherwise improving Alley Block 58 University Heights, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 134880, for paving and otherwise improving Alley Block 18 North Shore Highlands, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 134881, for furnishing electric energy in Logan Avenue Lighting District 1, for 1 year from and including November 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 134882, for furnishing electric energy in Pacific Highway Lighting District 1, for 1 year from and including November 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134883, approving diagram of property affected or benefited by work of improvement to be done on paving 33rd Street, Ash Street and A Street, Resolution of Intention 131889, 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134884, approving diagram of property affected

or benefited by work of improvement to be done on installation of sanitary sewer main in Alley Block 8 Clifton Addition to City Heights, Chamoune Avenue, Quince Street, Public Rights of Way, Resolution of Intention 130033, 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134885, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Hartford Street, Resolution 132503, and to be assessed to pay expenses, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134886, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Goshen Street, Lauretta Street, Fresno Street, Hueneme Street, Riley Street, Eureka Street, Ruby Street, Mildred Street, Donahue Street, Public Rights of Way, Resolution of Intention 132386, and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134887, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Missouri Street, Resolution of Intention 132387, and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134888, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 128 Amended Map of City Heights, Resolution of Intention 132502, and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134889, directing City Engineer to furnish grade elevations and/or map for change of grades on University Avenue, between line 77.02 feet westerly of and parallel to westerly line of Shiloh Road and westerly line of easterly 350 feet Lot 29 Lemon Villa; City to pay costs of Change of proceedings as recommended by City Engineer under Document 539926, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134890, rescinding Resolution 119639 adopted August 10, 1954; abandoning proceedings thereunder, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.
(Proceedings for paving and otherwise improving Charles Street).

RESOLUTION 134891, granting Convair Plant II, W. T. Kingery,

Construction Department, to install an sanitary sewer in Pacific Highway Access Road at Convair Plant II, by private contract, according to Document 539533, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134892, granting A. R. Combs, Chas. H. Benton, J. June Peery, W. Kenneth Montgomery, Frank J. Emery, to improve Sterne Street between southeasterly line of Willow Street and center line of Evergreen Street, by paving, etc, by private contract, according to Document 539665, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 134893, authorizing City Manager to employ Griffith Company to do work in Montalvo Street, Clovis Street, et al., (under 1911 Street Improvement Act proceedings), as recommended by the City Manager, at cost to the City of not to exceed \$224.80 payable from Ordinance 5341 (New Series), was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134894, authorizing and empowering City Manager to do all work in connection with making necessary connections, installation of gate valves, and replacement of certain substandard fire hydrants in connection with replacement of small water mains, Group 27, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134895, authorizing and empowering City Manager to do all work in connection with construction of necessary connections, installation of gate valves, replacement of substandard fire hydrants in connection with replacement of cast iron water mains, Group 103, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134896, authorizing and empowering City Manager to do all work in connection with construction of connection between Alvarado Filtration Plant to College Ranch Pipe Line, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134897, authorizing and empowering City Manager to do all work in connection with installation of water main at 30th Street bridge project, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134898, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of the City, Declaration of Restrictions, form on file in office of City Clerk as Document 539944, limiting use of portions of Lots 7, 8, 9, 18, 19 of New Riverside, according to Map 679, more particularly described in form of Declaration of

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Restrictions, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

Resolution said that the City is desirous of executing the Declaration affecting property of Narmco for purpose of aiding development of area to be used for research development, schools, professional offices and other similar uses and requiring certain other conditions and construction and development in use of the property, that City Manager has recommended execution of the Declaration.

RESOLUTION 134898, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of the City, Declaration of Restrictions, form filed as Document 539944, limiting use of portions of Lots 7, 8, 9, 18 and 19 New Riverside - described in form of Declaration - was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134899, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of the City, grant deed conveying to Kelco Company, a Delaware Corporation, portions of Lots 18 and 19 New Riverside, described in Document 539946; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions to deliver it to grantee when he shall have obtained the consideration therefor and all other conditions have been complied with, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Resolution was listed on the agenda approving request of R. E. Hazard Contracting Co., dated August 3, 1956, Change Order 3 for extension of 75 days to and including October 19, 1956, filed as Document 539937, in which to complete contract for Balboa Avenue, Pacific Highway to Clairemont Drive, contract Document 529606, and was presented to the Council.

On motion of Councilman Burgener, seconded by Councilman Schneider, it was continued to the meeting of Thursday, August 30, 1956.

RESOLUTION 134900, approving Change Order 1, August 16, 1956, filed as Document 539939, issued in connection with contract between the City and L. Castillo & R. O. Thibodo Construction Co. for construction of Frontier Pumping Station, contract Document 537479; changes amounting to decrease of \$600.00, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134901, authorizing Charles C. Dail, Mayor, to attend the San Francisco Bay area councils' conference on local government and industrial development, to be held Berkeley, California, August 29, 1956; and incur all necessary expenses, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134902, authorizing Howard Ogden, Property Supervisor, to attend annual conference of California Realty Board, to be held in San Francisco, California, September 30 through October 4, 1956, and incur all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

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

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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 7119 (New Series), amending Sections 2 and 16. Ordinance 7051 (New Series), entitled "An Ordinance Fixing, Adopting and Approving an Annual Fiscal Budget for the Fiscal Year 1956-1957, approving the amounts therein estimated for needs of The City of San Diego and the various departments thereof, and appropriating out of the Treasury the necessary moneys to carry on the City and the operation of the various departments for said Fiscal Year", adopted July 3, 1956, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilman Evenson.

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 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 7120 (New Series), appropriating \$2,000.00 out of Unappropriated Balance Fund, for altering portion of Food and Beverage Building in Balboa Park and converting same into temporary City offices, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Dail. Nays-None. Absent-Councilman Evenson.

/Mayor

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 7121 (New Series), fixing Rate and Levying Taxes for Fiscal Year 1956-1957 necessary to provide amount of money to be raised by taxation upon the taxable property of The City of San Diego as a revenue to carry on the various departments of the City and to pay bonded indebtedness thereof, fixed and determined by Ordinance 7051 (New Series), adopted July 3, 1956, as amended by Ordinance 7119 (New Series) adopted August 28, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilman Evenson.

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 7122 (New Series), establishing grade of Weaver Street, between southwesterly line of Fulmar Street and radial line which bears south 55° 44' 49" east from point on northwesterly line of Weaver Street distant therealong 4.36 feet northeasterly from the most southerly corner Lot 160 Empire Addition to Encanto Heights, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-None. Absent-Councilman Evenson.

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The next item had been listed on the agenda, previously, and continued to this date:

Ordinance amending Sections 32.51, 32.52 and 32.53 of the San Diego Municipal Code, imposing a City Sales and Use Tax, was presented.

RESOLUTION 134903, referring to Council Conference proposed Ordinance amending Sections 32.51, 32.52 and 32.53 of the San Diego Municipal Code, imposing a City Sales and Use Tax, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Councilman Burgener said that 35 years ago today, an important thing took place: Vice Mayor D. D. Williams, Jr., was born. The Vice Mayor said that although he came here when only a babe, he was sorry that he had not been born here.

Councilman Burgener presented a petition in South Mission Beach, at the end of Capistrano Place, having to do with the sewage pumping station which signers thought objectionable. Councilman Kerrigan moved to refer the petition to the City Manager.

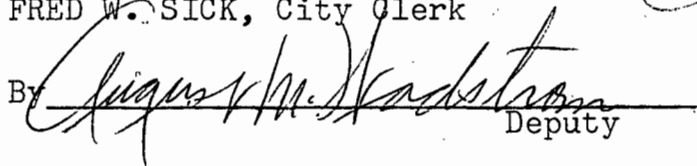
Councilman Burgener did not file it; instead, he handed it to the City Manager.

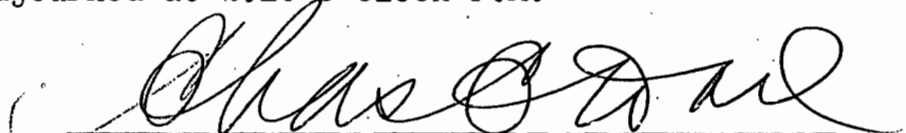
There being no further business to come before the Council, the Mayor declared the meeting adjourned at 2:16 o'clock P.M.

ATTEST:

FRED W. SICK, City Clerk

By


Deputy


Mayor of The City of San Diego, California

134903
Petition re M.B. Sewage Pump Statn (handed to City Mgr)
Reference to V.M.'s birthday
Meeting adjourned

REGULAR MEETING

Chamber of The City of San Diego, California,
Thursday, August 30, 1956

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

Vice Mayor D. D. Williams called the meeting to order at
10:08 o'clock A.M.

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 118.

The hour of 10:00 o'clock A.M. having arrived, time set
for hearing on proposed permanent zoning of portions of Grantville and Out
Lots into R-1, R-2, R-4, C-1A and M-1A Zones - located northerly of Alvarado
Canyon Freeway at Fairmount Avenue and Mission Gorge Road, Planning Commis-
sion's recommendation and letter from Bertrand L. Comparet, attorney for
petitioners, requested that consideration of the ordinance be continued
until after all vacations and other known absences of Councilmen have been
completed. The communication says that the writer has been informed that
such absences will be over by September 20.

(It had been agreed by the Council on August 23, 1956, that
the hearing would be continued from today until September 27, 1956 - at which
time it was believed that all members of the Council would be present).

Mr. Comparet said to the Council that he thinks he will be
here on September 27.

Councilman Schneider said that he will be here; he is going
on vacation October 5, on a changed date.

Mr. Comparet said he would return October 5.

Councilman Kerrigan pointed out that people interested in
this item had been told earlier that hearing would be held on September 27.

Harry Haelsig, asked about the item, said to the Council
that the recommendation of the Planning Commission is different from the
petition request. Answering a question, he said "yes; there were some pro-
tests at the Planning hearing.

Councilman Burgener entered

Councilman Kerrigan said that effort is being made to set
hearing when there will be 7 members of the Council here. He said that
those interested are "entitled to a hearing before the full Council".

Councilman Schneider said he would be agreeable to having
hearing without him - with action taken later.

Councilman Williams, Vice Mayor, said that he would do
his best to be here October 11, or September 27.

Phil Acker, Assistant to the Mayor, said that the Mayor
will be out of town on 1 of those possible dates. The item was held
temporarily, to permit Mr. Acker to check with the Mayor's office on
dates.

This item will be shown again, following the next item.

The hour of 10:00 o'clock A.M. having arrived, time set for
hearing on Ordinance incorporating portion of Parcel "O" Lot 19 Rancho

Meeting convened -
Discussion on hearing
Hearing

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of San Diego, into R-2 Zone, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard.

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

On motion of Councilman Burgener, seconded by Councilman Kerrigan, Ordinance incorporating portion of Parcel "O" Lot 19 Rancho Mission of San Diego, in the City of San Diego, California, into R-2 Zone as defined by Section 101.0406 of the San Diego Municipal Code, and repealing Ordinance 6242 (New Series) adopted August 31, 1954, insofar as it conflicts, was introduced, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran. Nays-None. Absent-Councilman Evenson, Mayor Dail.

Mr. Acker returned to the meeting, and reported on dates when the Mayor expected to be absent.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, hearing was set on ordinance incorporating portions of Grantville and Out Lots into R-1, R-2, R-4, C-1A and M-1A Zones, etc., for 10:00 o'clock A.M., Tuesday, September 4, 1956.

Report of Purchasing Agent, approved by City Manager, recommending acceptance of low bids for furnishing 4 Cabs and Chassis:

(a) University Motors, Inc. for furnishing 2 Model C-800 Ford Cabs and Chassis, under Item 1-Alternate @ \$4,175.31 each, plus State Sales Tax;

(b) City Motors of National City, California, for furnishing Item 2 2 Model F-600 Ford Cabs and Chassis @ \$2,220.00 plus State Sales Tax; was presented. There were 6 bids.

RESOLUTION 134904, accepting bid of City Motors for furnishing 2 Ford Cabs and Chassis; awarding contract; authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract for furnishing Cabs and Chassis pursuant to specifications on file in office of City Clerk, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134905, accepting bid of University Motors, Inc. for furnishing 2 Cabs and Chassis; 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 Burgener, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, reporting on low bid of Kenton Equipment for furnishing: 2 Portable Compaction Units @ \$788.00 ea; 2 Sets 18" Shoes @ \$20.00 ea; 2 Sets 24" Shoes @ \$25.00 ea; 2 Sets 18" Asphalt Shoes @ \$36.50 ea - \$1,739.00 plus 3% State Sales Tax (for Public Works) - 4 bids; was presented.

RESOLUTION 134906, accepting bid of Kenton Equipment Co. for furnishing Portable Compaction Units, Shoes; 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134907, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 2 Pumping Engines, Hose Carriers, and Water Tanks, Document 540023, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Hearing
Purchasing Reports
Ord introduced
Hearing set
134904 - 134907

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RESOLUTION 134908, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 1 Truck Chassis and Cab with Line Construction and Maintenance Body, Document 540224, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of request Item 3 relating to sewers in Tentative Map of Clairemont Plaza Unit 3, was presented.

RESOLUTION 134909, amending Resolutions 119768 and 119769 which approved tentative map of Clairemont Plaza Unit 3, reapproved by Resolution 122278, and amended by Resolution, ~~reapproved by~~ 127430, reapproved by Resolution 133251, to delete requirement of sewers in Lots 8 and 9, Item 3, 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 Clairemont Villas Units 5, 6, 7, subject to 11 conditions, and suspension of portion of the Municipal Code, was presented.

RESOLUTION 134910, approving tentative map of Clairemont Villas Units 5, 6, 7 originally approved as Clairemont Unit 5 by Resolution 122393 on February 1, 1955; suspending portion of the Municipal Code, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for resubdivision of portion Lot 11 Encanto into 2 lots, subject to 5 conditions, and suspension of portion of the Municipal Code, was presented.

RESOLUTION 134911, approving tentative map of Encanto resubdivision of Lot 11 (portion); suspending portion of Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for 4-lot resubdivision of Lot 5 Happy Valley Little Farms, located in Encanto, subject to 5 conditions, and suspension of portion of the Municipal Code, was presented.

RESOLUTION 134912, approving tentative map of Happy Valley Little Farms resubdivision of Lot 5; suspending portion of Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending denial of tentative map for resubdivision of Lots 19 and 20 Block 3 Islenair Unit 1, was presented. It identifies property on easterly side of Isla Vista Drive; original lots have 50 feet of street frontage by 200 feet in depth, making subject parcel 100 ft. x 200 ft. Recommendation for denial is because lot sizes do not conform with sizes of lots in the area, and proposed lot does not have required street frontage.

RESOLUTION 134913, denying tentative map for resubdivision of Lots 19 and 20 Block 3 Islenair Unit 1, in that it does not conform to development of the area, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser,

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recommending approval of tentative map of New Hillton, for 2-lot subdivision of portion Section 104 Rancho de la Nacion, was presented. Proposed lots are 100 ft. x 110 ft. located on southerly side of Division Street, easterly of Paradise Avenue, westerly of 58th Street. There are 5 conditions, and suspension of Municipal Code section recommended.

RESOLUTION 134914, approving tentative map of New Hillton; suspending portion of the Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for 4-lot subdivision of portion Acre Lot 21 Pacific Beach, on northerly side of Wilbur Avenue westerly of San Rafael Unit 3, easterly of Block 53 Pacific Beach and at easterly terminus of Loring Street, subject to 5 conditions, and suspension of portion Municipal Code, was presented.

RESOLUTION 134915, approving revised tentative map of subdivision of portion Acre Lot 21 Pacific Beach; suspending portion of Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending tentative map for resubdivision of Lots 34 and 35 Block 188 Pacific Beach, on north side of Felspar Street between Dawes and Everts Streets in Pacific Beach, subject to 5 conditions and suspension of Municipal Code, was presented.

RESOLUTION 134916, approving tentative map for resubdivision of Lots 34 and 35 Block 188 Pacific Beach; suspending portion Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for resubdivision Lots 232 through 245 Rancho Cabrillo Unit 3, located on Kearny Mesa southerly of Cabrillo Heights Apartment Housing, subject to 7 conditions and suspension of Municipal Code, was presented.

RESOLUTION 134917, approving tentative map (revised) of Rancho Cabrillo Unit 3 resubdivision; suspending portion Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of revised tentative map of Village Center - a 36-lot subdivision of portion Lot 62 Rancho Ex-Mission, southerly of Logan Avenue easterly of 47th Street - originally approved August 4 1955 by Resolution 127827 - subject to 12 conditions, and suspension of portion Municipal Code, was presented.

RESOLUTION 134918, approving tentative map of Village Center; suspending portion Municipal Code, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

Communication from Harbor Commission, by John Bate, requesting adoption of Resolution authorizing demolition of old 28th Street Pier Building, was presented.

Councilman Schneider asked for information.

The Vice Mayor explained to him information that had been given by Carl Reupsch of the Harbor Department.

RESOLUTION 134919, authorizing and empowering Port Director

to do all work in connection with demolition of old 28th Street Pier Building by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from A. B. Graves, 6845 Parker Ave., San Diego, dated August 25-56, was presented. It opposes the site for an auditorium on "The Cedar Street Mall site", and objects to the circulation of petitions which call for a new election. It says "Every person I have spoken with is bitterly opposed to this site coming up again".

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

The letter referred to says, "Don't be the only city in the U.S. who does not recognize the American way of decision by the ballot box".

Newspaper clipping from "Voice of the People" by Peggy C. Smith, 216 Beech Street, Apt. 9, submitted by Mrs. J. I. Linton, 4859 Felton St., San Diego, with notes written on it, was presented. The article is headed "Arguments Presented For Hall Site in Park".

Councilman Schneider asked if it would be too much burden to ask the City Manager, the Mayor or Vice Mayor to explain about transportation, and feeding lack, and that conventions come to the best services. He said that letters on the subject should be answered by a top official.

The Vice Mayor said that perhaps letter could be written to the "Voice of the People".

The City Manager said that if the Council refers it to him, he will answer.

Communication from Philip Steinman, 4224 Randolph Street, San Diego 3, dated Aug 23, 1956, stating "I demand that an auditorium be built in Balboa Park, across Park Blvd. from the Veterans Memorial Bldg.", was presented. It adds as a P.S. "I also have demanded a 'Wandering Live Stock Law' for the City of San Diego instead of the wish-washy dog laws passed in the last 19 years".

It was referred to the City Manager for reply.

Communication from City of National City, submitting Resolution relative to portions of land lying within boundaries of The City of San Diego be included within proposed assessment district, was presented.

Councilman Schneider asked what this is.

The City Manager explained it to him.

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

Communication from Planning Commission submitting Resolution amending tentative map of Fleetridge Unit 6, listed at this point on the agenda, was held at the request of the Planning Director. It will be shown again in these Minutes.

Resolution which had been continued from previous meeting, authorizing City Manager to execute lease with Bernard de Selm for automobile parking concession in vicinity of Balboa Stadium, was presented.

The City Manager asked for continuance until next Tuesday. He said he wants to make sure there will be no conflict with the Fiesta.

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On motion of Councilman Schneider, seconded by Councilman Curran, the proposed Resolution was continued until Tuesday, September 4.

The City Manager told the Council that the next item had been discussed last week.

RESOLUTION 134920, adding portion of Pueblo Lot 264, lying within 93 feet of Knoxville Street and northeasterly of southeasterly extension of center line of Tonopah Street, to Trailer Park District No. 1, as recommended by Planning Commission under Document 539519, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan. Nays-Councilman Curran. Absent-Councilman Evenson, Mayor Dail.

RESOLUTION 134921, authorizing City Manager to accept work on behalf of The City of San Diego in Fairmount Plaza Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The next resolution was listed later on the agenda, and numbered out of order by request.

RESOLUTION 134922, accepting deed of John W. Grus and Dorothy M. Grus, August 14, 1956, conveying Lots 87 through 96 inclusive, and Lots 104 through 106 inclusive in Boulevard Gardens - acquired in 4 parcels; 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.

The City Manager requested, and was granted, unanimous consent to present Resolution authorizing him to execute agreement with the State Commission for establishment of an Alcoholic Rehabilitation Clinic, under Document 540139. Although considered at the end of the agenda, it was numbered here by request.

The City Manager explained the item to the Council.

Councilman Schneider said that there was no great sense to provide for rehabilitation of alcoholics, when the State is issuing new licenses.

Councilman Burgener said that he had received 2 calls from the Taxpayers' Association, on the subject. He asked what the deadline is.

The City Manager replied "today; there will be a meeting on this next Wednesday."

Councilman Curran said that the Council had agreed that action as proposed would be a good thing.

The City Manager said that the County had acted negatively. He said he had made inquiries, and had learned that it would not embarrass the County if the "City acts unilaterally".

RESOLUTION 134923, authorizing and empowering City Manager to execute, for and on behalf of the City, agreement with the State of California Alcoholic Rehabilitation Commission for establishment of an Alcoholic Rehabilitation Clinic in San Diego, under Document 540139, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

The City Manager explained the effect of the next 2 resolutions.

RESOLUTION 134924, approving Water District Plat of La Jolla Muirlands Area, together with Water Department Director's report; making findings; establishing proportionate share of construction of water mains to serve the area; authorizing and directing Water Department to permit property owners to connect to the La Jolla Muirlands water facility upon payment of fees fixed; repealing Resolution 112805, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 134925, approving Water District Plan of Camp Callan Area, together with Water Department Director's report; making findings; establishing proportionate share of construction of water mains to serve the area; authorizing and directing Water Department to permit property owners within the Camp Callan Area to connect to existing Camp Callan Water Facilities upon payment of fees fixed; repealing Resolution 129785, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

The City Manager explained the purpose of the next resolution.

RESOLUTION 134926, authorizing and empowering City Manager if, as, or when The City of San Diego is in need of services of expert appraisers to appraise real property, either for purpose of purchase or sale by the City, to add to the list of appraisers already authorized to be employed, and to employ as an expert appraiser of real property, the General Appraisal Company, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134927, authorizing and directing San Diego Gas & Electric Company to install a 6000 lumen overhead street light at each of 14 locations listed, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134928, authorizing and directing Property Supervisor to advertise for at least 5 consecutive days in the official newspaper of the City sale at public auction of land described in the Resolution, in Block 143 City Heights; reason for selling is that same is no longer needed for City purposes; appraisal made by qualified real estate appraiser is \$4,200.00; minimum amount Council will consider for sale of the property is \$4,200.00, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Resolution says that Isabel Bedford has requested be put up for sale, and has deposited with Property Supervisor \$100.00 to cover costs pertaining to sale, including cost of title report, and as guarantee that depositor will at the sale bid minimum amount fixed by the Council.

RESOLUTION 134929, authorizing City Manager to sign on behalf of The City of San Diego petition requesting annexation to the City of El Cajon of tract of land known as "Swearingen Annexation", which includes lands owned by The City of San Diego and used for El Monte Pipeline, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Prior to adoption of the Resolution Councilman Schneider said he had a question.

The City Manager explained the reason to him.

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In connection with the next resolution, the City Manager told the Council that the program is over; \$550. had been put up; the City Auditor is to clear out the fund.

RESOLUTION 134930, authorizing and empowering City Manager to enter into agreement with Fairmount Park Improvement Club, a civic organization, to provide and administer a summer recreational program at site of Stephen Rowan Elementary School Playground for period June 18, 1956 through August 24, 1956, the Club to compensate the City for services in amount of \$550.00, under Agreement Document 540064, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134931, granting revocable permit to David E. Erwine, 2681 North Arroyo Drive, San Diego, to install and maintain 115 feet of 3/4-inch G.I. Water service, for use and benefit of owner's property: Lot 28 portion Lot 27 Block 4 Buena Vista Tract, under the Alley, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134932, granting revocable permit to Edwin V. Murphy, 3363 "A" Street to install and maintain 230 feet of 1" water service line for use and benefit of 3357 "A" Street - Lots 10 and 11 Block 149 Choate's Addition, to City water main in Felton Street, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134933, determining and declaring that public interest, convenience and necessity of The City of San Diego require construction, operation and maintenance of a public freeway, i.e., a limited access highway, public streets, storm drains and flood channels across portions of Lots 36, 37, 38 Block "A" and Lot 31 Block "E" Boulevard Heights; portions of Pueblo Lot 265; Portion Lot 11 Gardena Home Tract; portions of Lots 91, 92, 93, 94, 95, 101, 104, 105, 106, 108, 109, 110, 111, 112 and 113 Boulevard Gardens; and that public interest, convenience and necessity demand acquisition of fee title of said properties to be used by the City; declaring intention of the City of San Diego to acquire the properties under Eminent Domain Proceedings; directing City Attorney of The City of San Diego to commence action in Superior Court of State of California, in and for County of San Diego, for purpose of condemning and acquiring the properties, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 134934, approving Change Order 1 dated August 20, 1956, Document 540006, in connection with contract between The City of San Diego and Chula Vista Electric Company for installation of high intensity runway lights, Lindbergh Field; contract Document 538418; changes amounting to increase in contract price of \$244.80, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Asked about the next item, the City Manager said that the Police Department has checked the petition, and finds operation to be legitimate.

RESOLUTION 134935, granting petition of Broadway Credit Jewelers, Document 538974 for 30 day extension of "Going Out of Business" sale at 246 Broadway, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

The Manager said, further, that operation has been a month-to-month basis, with no lease, for years.

RESOLUTION 134936, approving installation of safety lighting system along La Jolla Shores Sea Wall, adjacent to Kellogg Park, upon filing of plans and specifications in office of City Clerk; authorizing Purchasing Agent to advertise for bids, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134937, accepting deed of Harold A. Strohmeier and Alice Strohmeier, July 5, 1956, conveying easement and right of way for sewer, water, etc., across northwesterly corner of Lot 11 Valencia Plaza; 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.

The next item was numbered at this point, out of order, by request.

RESOLUTION 134938, accepting deed of Luther P. Sweet and Ella V. Sweet, July 24, 1956, conveying portions of Lots 37 through 48 inclusive Block 1 Leebrick'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 Burgener, adopted.

RESOLUTION 134939, accepting deed of Lomax Construction Company, Inc., June 4, 1956, conveying easement and right of way for sewer purposes in portion Lot 54 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 134940, accepting deed of Vernon H. McChesney and Helene McChesney, August 2, 1956, conveying easement and right of way for sewer purposes in portion West half of Lot 62 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 134941, accepting deed of Union Title Insurance Company, August 15, 1956, conveying easement and right of way for sewer purposes in an 8.00 foot strip of land in Pueblo Lot 1224; 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 134942, accepting deed of O. D. Arnold & Sons, August 2, 1956, conveying easement and right of way for public sewer and appurtenances in portion Pueblo Lot 1140; 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 134943, accepting deed of M. H. Golden Construction Company, August 2, 1956, conveying easement and right of way for public sewer and appurtenances in portion Lot 2 Block 47 and Lot 1 Block 50 Grantville; portion Lot 2 Block 47 Grantville and Outlots; 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 134944, accepting deed of Clarence N. Meskimen and Evelyn B. Meskimen, July 25, 1956, conveying easement and right of way for drainage purposes in 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 Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 134945, accepting deed of The Presbyterian Church of East San Diego, February 15, 1956, conveying easement and right of way for drainage purposes in portion Lot 14 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 Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 134946, accepting deed of John C. Morris, August 7, 1956, conveying easement and right of way for drainage purposes, across strip of land 10.00 feet wide in Lots 20 and 21 Block 24 Lexington Park; 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 Curran, adopted.

RESOLUTION 134947, accepting deed of Earl F. Rains and Genie Rains, July 7, 1956, conveying easement and right of way for drainage purposes 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 Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 134948, accepting deed of Mary Sorensen Smith, August 20, 1956, conveying easement and right of way for drainage purposes in strip of land 6.00 wide in Lot 164 Block 2 Resubdivision of Blocks 1 through 12 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 Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 134949, accepting deed of Thomas A. Bignell and

Gladys E. Bignell, and David E. Erwine and Mildred D. Erwine, August 14, 1956, conveying easement and right of way for drainage purposes in portion Pueblo Lot 1788; 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 Curran, adopted.

RESOLUTION 134950, accepting deed of Dayray Investment Corporation, July 17, 1956, conveying easement and right of way for drainage purposes across easterly 4.0 feet of westerly 200.00 feet of southerly 244.18 feet Lot 28 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 Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 134951, accepting deed of Department of Veterans Affairs of The State of California, and Gilbert L. Hutter and Ruth M. Hutter, July 26, 1956, conveying easement and right of way for drainage purposes in portions of Lot 12 Lemon Villa, and Lot 1 Trojan 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 Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 134952, accepting deed of Jack Ostrow, August 17, 1956, conveying easement and right of way for street purposes in westerly 15.0 feet of easterly 45.0 feet of Northeast Quarter Lot 54 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 names land Euclid Avenue.

RESOLUTION 134953, accepting deed of Clayton E. Frost and Ruth K. Frost, August 10, 1956, conveying for street purposes portion Lot 12 Gardena Home Tract, naming land Tecolote Creek Channel; 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 134954, accepting deed of Edward S. Meanley and Dorothy E. Meanley, July 24, 1956, conveying portion Lots 17 and 18 Miramar Terrace; 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 134955, accepting subordination agreement, executed by The First National Trust & Savings Bank of San Diego, beneficiary, and Union Title Insurance and Trust Company, trustee, August 15, 1956, subordinat-

ing all their right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances, in portion o West Half of Lot 62 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134956, accepting subordination agreement, executed by Glenn R. Wilcken, beneficiary, and Pacific Coast Title Insurance Co., trustee, August 3, 1956, subordinating all their right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances in portions Lot 12 Lemon Villa, and Lot 1 Trojan Heights; 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 134957, accepting deed of Kate S. Menz, August 21, 1956, conveying portion Lot 24 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 Burgener, adopted.

RESOLUTION 134958, accepting deed of M. H. Golden Construction Company, August 2, 1956, conveying easement and right of way to locate, etc., water mains, together with fittings, structures, and appurtenances, in portion Lot 2 Block 47 and Lot 1 Block 50 Grantville; 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 134959, accepting quitclaim deed of Union Title Insurance and Trust Company, a corporation, executed 17th day of August, 1956, quitclaiming all water mains and appurtenant structures constructed for its use, in public streets, rights of way, within or without subdivision named Rodefer Hills-Mergho Division, a subdivision of property in Block 3 and portion Blocks 4, 5, 6, 28, 29 Middletown Addition; authorizing and directing City Clerk to file deed together with certified copy of resolution for record in office or County Recorder, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134960, accepting quitclaim deed of Edwin L. Glazener and Helen L. Glazener, executed 3rd day of August, 1956, quitclaiming all water mains and appurtenant structures constructed for its use, located in public streets, etc., within or without Rodefer Hills-Mergho Division, subdivision of all Block 3 and portion Blocks 4, 5, 6, 28, 29 Middletown Addition; authorizing and directing City Clerk to file deed together with certified copy of resolution, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 134961, accepting quitclaim deed of Harold M.

Collier and June L. Collier, c/o Union Title Insurance & Trust Company, within or without subdivision named Rodefer Hills-Mergho Division, being all in Block 3 and portion Blocks 4, 5, 6, 28, 29 Middletown Addition; 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 134962, accepting quitclaim deed of Dass Construction Company, a corporation, executed 16th day of August, 1956, quitclaiming to The City of San Diego all water mains and appurtenant structures constructed for its use within or without subdivision named Kolgra Manor, being ~~within-or-without~~ portions of Lots 4 and of Wadsworth's Olive Grove, including portions of Maple Street and 52nd Street vacated; 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 134963, accepting quitclaim deed of Marine Development Inc., a corporation, quitclaiming to The City of San Diego all water mains and appurtenant structures constructed for its use, located in public streets, within or without subdivision named La Jolla Acres, a subdivision of portion Pueblo Lots 1280 and 1289; 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 134964, accepting deed of Security Title Insurance Company, July 11, 1956, conveying portion Pueblo Lot 1187; 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.

The next item had been continued from previous meetings.

The City Manager said that he has a report.

Councilman Burgener said that the situation, having to do with improvement on which resolution is based, is a serious one.

The City Manager said that he can tell the Council what it is; Hazard (the contractor) is not responsible for delay. He said he hopes that it will be around September 20. The Manager said that the bridge is holding up the improvement; cement can't be obtained. He said "Hazard is ready to go".

Councilman Burgener told of getting all kinds of phone calls on the unfinished improvement. He said that if it is to be 2 or 3 weeks, why not let people drive down the street.

The City Manager reported that maybe he can work out something.

Councilman Burgener said he understands that Hazard is not at fault.

The City Manager said that the Santa Fe is holding up the improvement; Hazard has no control over the strike.

Councilman Burgener said that he wants the Engineer to talk about it in conference.

RESOLUTION 134965, referring to Council Conference proposed Resolution granting 75-day extension of time, to and including October 19, 1956, to R. E. Hazard Contracting Company, Change Order 3, in which to

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complete contract for improvement of Balboa Avenue, Pacific Highway to Clairemont Drive, 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 in full 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 written or printed copy.

ORDINANCE 7123 (New Series) incorporating portion of Lot 28 Lemon Villa into "C" Zone; repealing Ordinance 184 (New Series) insofar as it conflicts, and repealing Ordinance 7065 (New Series), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Nays-None. Absent-Councilman Evenson, Mayor Dail.

(The vote, on introduction, differed from this vote).

On motion of Councilman Schneider, seconded by Councilman Kerrigan, reading of the next ordinance in full 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 written or printed copy.

ORDINANCE 7124 (New Series) incorporating Lots 13 and 14 Block 9, Lots 23 and 24 Block 12, portion Lot "L" La Mesa Colony, Lots 11 to 20 inclusive Blethen Subdivision, into R-4 Zone; repealing Ordinance 3681 (New Series) insofar as it conflicts, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Councilmen Burgener, Williams, Schneider, Kerrigan, Curran. Nays-None. Absent-Councilman Evenson, Mayor Dail.

On motion of Councilman Burgener, seconded by Councilman Schneider, reading of the next ordinance in full 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 written or printed copy. It was introduced, first.

ORDINANCE 7125 (New Series) appropriating \$12,700.00 out of Capital Outlay Fund for installation of safety lighting system in vicinity of Kellogg Park, was on motion of Councilman Burgener, seconded by Councilman Burgener, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran. Nays-None. Absent-Councilman Evenson, Mayor Dail.

The item which had been continued from earlier in the meeting, regarding Fleetridge Unit 6, was presented at this point.

Mr. Haelsig said "this is a minor thing". He showed a map which he explained, and pointed out houses regarding setback on the map.

RESOLUTION 134966, revising Item 14 in Resolution 131940, and amending the Resolution, approving tentative map of Fleetridge Unit 6, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Resolution re Alcoholic rehabilitation presented here under unanimous consent, was shown earlier in these minutes.

There being no further business to come before the Council at this time, the Vice Mayor declared the meeting adjourned at 10:46 o'clock A.M. He announced that Council would go into Conference.

(SEAL)

FRED W. SICK, City Clerk By *[Signature]* Deputy

[Signature]
Mayor of The City of San Diego,
California

REGULAR MEETING

Chamber of the Council of The City of San Diego,
Tuesday, September 4, 1956

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

The Mayor presented Rev. Grandison M. Phelps, Jr., St. Paul's Methodist Church, who gave the invocation.

On motion of Councilman Schneider, seconded by Councilman Burgener, Minutes of the Regular Meetings of August 28, 1956, and of August 30, 1956, were approved without reading - after which they were signed by the Mayor.

Ordinances and Resolutions for this meeting are recorded on Microfilm Roll 118.

Report of Purchasing Agent on 4 bids opened and declared August 31, 1956, for improvement of Alley in Block 331 Choate's Addition, was presented.

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

Report of Purchasing Agent on 4 bids opened and declared August 31, 1956, for improvement of Kendall Street, was presented.

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

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on proposed improvement of Cumberland Street, Calle Tres Lomas, Calle Quebrada, et al -

RESOLUTION 134967, continuing until 10:00 o'clock A.M., Tuesday, September 11, 1956, hearing on proposed improvement of Cumberland Street, Calle Tres Lomas, Calle Quebrada, Potomac Street, Calle Canado, Alleghany Street and Public Right of Way, Resolution of Intention 134051, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

(It had been agreed at the meeting of August 28, 1956, that hearing would be continued at today's hearing for 1 more week).

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

Meeting convened
Invocation
Minutes approved
Report on 1911 Act Bids
Hearings
134967

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hearing on Resolution 134520 of Preliminary Determination ~~134520-~~ for paving and otherwise improving Alley Block J Montecello and Monroe Avenue, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard. No one was present to be heard, and no written protests were presented.

RESOLUTION 134968, determining that improvement of Alley Block J Montecello and portion of Monroe Avenue, Resolution 134520 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 134521 of Preliminary Determination for paving and otherwise improving Alley Block 81 Pacific Beach, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard. No one was present to be heard, and no written protests were presented.

RESOLUTION 134969, determining that improvement of Alley Block 81 Pacific Beach, Resolution 134521 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 Curran, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 134522 of Preliminary Determination for paving and otherwise improving Alley Block 190 City Heights, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard. No one was present to be heard, and no written protests were presented.

RESOLUTION 134970, determining that improvement of Alley Block 190 City Heights, Resolution 134522 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 Curran, seconded by Councilman Schneider, adopted.

A majority of members of the Council executed undertaking with Loma Portal Lighting District No. 1, for 1 year from and including June 1, 1956, to and including May 31, 1957.

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on proposed permanent zoning of portion of Grantville and Out Lots, into R-1, R-2, R-4, C-1A and M-1A Zones - located at the northerly area of Alvarado Canyon Freeway at Fairmount Avenue and Mission Gorge Road, the Mayor announced that the Council has scheduled a trip to the area to be rezoned - immediately after this hearing. He stated that 1-hour will be allowed for hearing today. He asked Harry C. Haelsig, Planning Director, to exhibit maps of the request and the proposal.

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Mr. Haelsig showed a map, and said that Grantville was annexed to the City of San Diego, along with other areas. From the map, he identified the area, and explained property use area on the maps set up on an easel - maps not seen by the Clerk. He told of there having been interim zoning, and showed map of that. He stated that there have been several subdivisions, which he identified. Mr. Haelsig said that prior to annexation, there was a new elementary school, which he pointed out. He said that the area is primarily undeveloped. He said that a point had been made by Mr. Dekema (Jacob Dekema, Division Engineer for the Division of Highways of the State) - especially inadequacy of east-west freeway. Then, he explained streets, from the map. He showed land uses on a plat, which he identified. He pointed out the Planning study. He said that the zoning recommended by the Planning staff had been adopted by the Planning Commission. He pointed out that feature, and told of study. He said that a unit of Allied Gardens is under development. He showed M-1 zoning by petition, C and R-4 Zones. Mr. Haelsig said that zoning as requested "is incompatible". He said that C Zone provides for no parking spaces, and that there is more C zone than needed; there will be more C if other property is annexed. He said there is not incompatibility of M-1 to residential. He said that the office recommended cutting off M-1. He said there would be M-1 on one side of a street; R-4 on the opposite side.

Harold Stephens was asked by the Mayor if he wished to be heard as spokesman for the property owners.

Mr. Stephens replied that they have Bert Comparet to speak for them.

Mr. Comparet said to the Council that needs of the area require "pretty much what was asked". He stated that it is felt that changes made by the Planning Commission are too great to fit the needs of the area. He said it is a peculiar situation; different from raw land. He said that the community has been developed piece-meal. He said that once the City freezes the area with zoning regulations, it freezes attempt to develop. He said there was arbitrary setting of automobile parking; run down buildings could not be modernized. He said that buildings are worth more than assessed value times 2. He said more than 50% of land could not be covered by buildings. He said that tearing down of buildings would be the only permitted use. Owners will therefore leave buildings as is. He spoke of being not able to do planning for the future - just once. He stated that M-1A should not be required in M-1. Mr. Comparet said that parking would not be a necessity; there are no railroad facilities for huge developments. He said that development will be like things that are there now. He said that if 25% of area were used for parking, it would be adequate. He said that it is not good to require added purchasing of property for development. Mr. Comparet said that there are not desirable residential sites on the flat area; the logical development of bottom land is for M-1 uses. He said that need is recognized for a buffer zone; the school asked for that. He said there has to be a boundary line; there is a boundary problem. He said that there might be a question if property owners have gone far enough in whittling down the M-1. He said that Planning has made a recommendation of C-1A. He told of conflicting Planning statements. He said that if a super market were to go in, it would have its own parking lots; a little corner drug store may have 5 customers at the time, and does not need large parking area. He said that a realistic view is taken. He said that business judgment can be trusted regarding needed parking areas. He asked for consideration of restrictions; if too severe they would discourage improvements. Mr. Comparet said that he is pleased the Council is going out to look at the property.

Mr. Stephens said to the Council that he can't add much to Mr. Comparet's statement. He told of extensive research by property owners regarding zoning. He stated that Grantville is an old area, and had been a stage stop. He said buildings were built in the 1800's - and some of them still exist. He said that zoning in Grantville is important to cleaning up the area. He said incentive must be created, to remodel and demolish, and rebuilt. Mr. Stevens said that the only way to accomplish that is through

proper zoning. He said property owners "recognize M-1 over M-1A". He spoke of having to consider the terrain of the area.

Arthur Johnson, of Caudell & Johnson (Rock, Sand, Gravel and Cement dealers) told of having quite a piece, recommended from M-1 to R-4. He told of holdings, and of having bought 10 lots to expand; 20 acres to the west. He said that during the flood of 1926-27, a large area was flooded. He said it is known that risk of being washed out is the case. Mr. Johnson said to the Council that he hates to see the area zoned R-4, and then have to ask for variances. He recommended that the area to the north and east (changed to R-4) be put back to M-1.

There was discussion between Councilman Williams and Mr. Johnson. Mr. Johnson showed a map.

Bill Hanson told of owning 10 acres - with others - on the freeway. He said property was bought before the area came into the City, for motel. He pointed out that a motel can't be operated in M-1A.

The "president of the civic body", who did not give his name, told of having done a lot of research. He asked people who were present on the subject to raise their hands. Many did.

Councilman Kerrigan moved to close the hearing. Motion was seconded by Councilman Schneider. Roll was not called.

Mr. Canfield, who did not give his first name or initials, said that when he moved to Grantville it was because of having children and dogs. He related being happy in the Valley. He said he has heard that there are to be buildings in Allied Gardens on the hill. He told of wanting to clean up his premises. He said he was "there first, and should not be pushed out". He said that owners are not dissenting; they want what they have asked.

Mr. Comparet asked if there would be some change for future discussion.

The Mayor said that when the hearing is closed there will be no further presentation, but property owners would be heard when Councilmen ask questions.

Mr. Haelsig said there was a question in Conference about wrecking in M-1A. He said that M-1 and M-1A are identical, but owners "have to follow conditions". He quoted from an Urban Industrial Survey. He said that if Grantville is going to encourage development, it should provide favorable climate to develop. Mr. Haelsig said that there should not be residences with industries. He said that it has been conveyed that on the east side there is low land, but that is not quite true. He showed a topographical map. He said there should be the same zone on the east and west. He pointed out that there should be a proper zone near the school. He said C zone should be placed so as to be compatible to the present area. He said that the common problems are the lack of parking facilities. He said that there are poachers in the Safeway lots, etc. He said that there is need for each to provide its own parking.

Mayor Dail discussed with Mr. Haelsig regarding there being no parking in M-1 and C. There was continued discussion between them. Mr. Haelsig said that 50% is "open parking area".

Mr. Comparet read from the Municipal Code regarding permitted uses in M-1A. He said restrictions could not be imposed on existing uses; that would be on new uses.

The Mayor conducted a discussion with Mr. Comparet.

Mr. Comparet said that if the area were opened to M-1A, it would be opened to less desirable uses.

Mr. Haelsig said that this is apparently a battle between attorneys.

Aaron Reese, Asst. City Attorney, said that if Mr. Comparet were to read the whole, he would see the difference. He said there is language in M-1A uses regarding other permitted uses by the Council. He said that there is protection and safeguard regarding 100-feet back from major streets in M-1A. He said that is limiting; the entire section must be read, together.

Mr. Comparet said that every lawsuit represents difference

in attorneys' opinions.

Mayor Dail said that Mr. Reese can give the Council a written opinion. (He was not directed to do so).

Councilman Kerrigan said that covered parking is prohibited in M-1A, where already used for parking. He wondered if that was a fact.

Mr. Haelsig said that it would not be denied. He said that the point is to provide off-street parking.

Councilman Kerrigan said he had been told that one could not get a roof permit over parking, and no zone variances.

Mr. Haelsig said that is a new interpretation.

Mr. Kerrigan said that would be interpreted as a building.

Mr. Stephen told of having been "waited on by Planning".

He said he attempted to get information regarding consistent zoning. He said that Burton (P. Q. Burton, Associate Planner) came down and spoke 3 times. He told of having arrived at 1 conclusion: it was inconsistent. He said that after deliberation, they had arrived at 1 plan. He said that opinion of Burton varied from the original, and that 40 or 50 plans had been developed. He said he was told, flatly, that he could not cover more than 50% of the area - even a car port. He said it must remain open for public parking; C-P zone would have to be treated. Mr. Stephen said that he could not cover machinery or equipment. He told of having taken into consideration C Zone. He said that if a good pattern is established, it can encourage property to the north. Mr. Stephen told of permission for construction and development in the area. He said that he was for some years at 56th Street and El Cajon Boulevard, but moved to the present area on account of parking. He spoke of being insistent on the zoning requested, and the clearing up and treating properly.

Mr. Comparet asked if the meeting of the Council would act now while there was a full membership.

Mayor Dail answered "no; it will be later".

Councilman Williams said that Mr. Comparet is concerned with the vote to override the Planning Commission.

The Mayor said that the Council would adjourn today, and take up this subject on Thursday at 10:00.

An unidentified man said that there will be changes because of roads and freeways.

At this point the Mayor declared the hearing closed.

On motion of Councilman Curran, seconded by Councilman Schneider the hearing (closed) was continued to Thursday.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2516 for paving and otherwise improving Garnet Street and Pendleton Street, written appeal from Leland R. Gardner, 2249 Garnet Street, dated Aug. 30 56, was presented. It says "I am writing in regards to a driveway the contractors neglected to put in, in block 211 on Lots 11 & 12 W¹/₂ 13 on Garnet Street. My intention was to build a duplex on this lot".

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

Councilman Burgener moved to "refer the complaint to the Manager".

RESOLUTION 134971 overruling and denying appeal of Leland R. Gardner; confirming and approving Street Superintendent's Assessment 2516 for improvement of Garnet and Pendleton Streets; 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 ~~attach his warrant and issue~~ record in his office the warrant, diagram and assessment, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 134972, referring matter of driveway in Lots 11,

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12 and portion of Lot 13 Block 211 Pacific Beach, under Assessment 2516 for improvement of Garnet and Pendleton Streets, to the City Manager, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

Report of Purchasing Agent on bids opened August 29 from 2 Bidders, for installation of Sprinkler System at South Clairemont Park, was presented. Low bid was \$27,177.00 - 2 bids.

RESOLUTION 134973, accepting bid of V. C. Moffitt Co. for installation of sprinkler system in South Clairemont Park, 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 Williams, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Motor Cultivator Company meeting specifications for furnishing 4 - 75" Triplex Power Lawn Mowers (3 for Park and Recreation; 1 for Harbor) - \$4,600.00 plus State Sales Tax; 3 bids - was presented.

RESOLUTION 134974, accepting bid of Motor Cultivator Company for furnishing 4 Power Lawn Mowers; 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 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 Atlas Lithograph Co. for furnishing 2,000 copies of Booklet of Park and Recreation Master Plan - \$1,181.00 per lot, plus Tax; 3 bids - was presented.

Councilman Curran spoke of not having seen the plan. The City Manager said that it is in dummy form; it has to be printed.

Councilman Curran's comment was "it's silly to print something on which to make decisions".

Mayor Dail told of people waiting on this. He said there will be changes, and there would be another printing. He said there is requirement for printing in this form.

RESOLUTION 134975, accepting bid of Atlas Lithograph Company for furnishing 2,000 copies of Booklet of Park and Recreation Master Plan; 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 Burgener, adopted.

RESOLUTION 134976, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for improvement of Zion Avenue from 51st Street to 140 feet westerly of Winona Avenue (including grading, preparing subgrade, paving and construction of curb, sidewalk, underdrain and driveway); Document 540180; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids in accordance with plans and specifications, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

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RESOLUTION 134977, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of Sanitary Sewer Replacement, Block 92 Middletown; Document 540181; 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 134978, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of storm drain in portion of Lot 28 Lemon Villa; Document 540178; 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 134979, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for improvement of Bond Street from Grand Avenue to Balboa Avenue (including construction of curb); Document 540179; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Communication from Planning Commission recommending approval of final map of Albert Heights, located at southerly end of Hawk Street south of Sutter Street, west of Reynard Way, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 134980, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Albert Steinbaum and Roberta Steinbaum, and Yuma Realty and Investment Company, a corporation, 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134981, adopting Map of Albert Heights Subdivision, a subdivision of portion of Lots 5 and 6 Block 2 Marine View, and portion of Blocks 457 and 462, portion Alley immediately adjoining Block 462 in the north, and portion of Pennsylvania Avenue lying between Blocks 457 and 462 as alley and Avenue are vacated and closed to public use, all in subdivision of East $\frac{1}{2}$ of P/L 1122; accepting on behalf of the public Hawk Street and easements shown for public purposes; declaring then to be public street 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 Council has approved 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, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission recommending acceptance of Record of Survey in lieu of final subdivision map in Lot 4 Block "P" Riviera Villas, was presented.

RESOLUTION 134982, approving filing of Record of Survey Map of Lot 4 Block "P" Riviera Villas, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

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In connection with the next item, Councilman Schneider said that he had a question.

The City Manager explained to him, from his file. He showed a map, and recommended that the item be held.

On motion of Councilman Schneider, seconded by Councilman Burgener, communication from Street Superintendent recommending that closing proceedings be instituted under "Street Vacation Act of 1941" for closing portion Colima Street adjacent to Lot 11 Block 29 Bird Rock Addition, et al., was continued 1 week - to the meeting of Tuesday, Tuesday, September 11, 1956.

During discussion of the preceding item, Mayor Dail spoke to people in the audience regarding possible overpass on 22nd Street on the freeway. He said that the City Manager is to write a letter to the State, to negotiate for a vehicular overpass, and that he is going to make an effort to secure such an overpass.

Councilman Kerrigan added "if feasible".

There was no action.

The City Manager explained the next item, and showed a map.

It was a detailed report made by the Street Superintendent on petition to close 10 feet on each side of Oliphant Street between Evergreen and Willow Streets and adjacent to Lots 9 to 12 incl. Block 121 and Lots 1 to 4 incl. Block 132 Roseville.

Councilman Williams said that the section involved is one where owners objected to closing another portion; now they are satisfied, and want to do the same.

RESOLUTION 134983, granting petition to close portions of Oliphant Street as recommended by Street Superintendent, under "Street Vacation Act of 1941", was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Street Superintendent, approved by Assistant City Manager, recommending granting petition to close Ampudia Street between a line 150 feet southwesterly of Whitman Street and northeasterly line of Sunset Street, subject to "Street Vacation Act of 1941", so that required storm drain and sewer easements may be retained by the City, was presented.

RESOLUTION 134984, granting petition to close Ampudia Street as recommended by Street Superintendent, under "Street Vacation Act of 1941", was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Henry W. Rosley, 2824 Arnott Street, San Diego 10, dated August 29, 1956, was presented. It asks for removal of sea grass near shore along Terra del Fuego, as it interferes with fishing - in connection with "one of the much publicized features of our Mission Bay Recreational Area is that it offers fine opportunities for fishing".

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

There was listed on the agenda communication from The Spanish

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Village Art Center, dated August 31, 1956, signed by Dorothy C. Wright, 3566 Yosemite Street, president. In the same file were many letters and petitions on the same subject.

The letter says: "We, as lessees of Spanish Village, Balboa Park request that you assign a period to us, at your earliest convenience, that we may be heard. We wish to protest the '...conversion of the Spanish Village Art Center into a display place for Latin American merchandise...' as asked by Mr. Dailard".

Mayor Dail said that the item should be referred to Conference. He told of having about 35 special delivery letters, and that they should go to conference.

Councilman Schneider moved to refer the subject to Conference.

Bill Reid (who has a photographic studio in the Spanish Village) thanked the Council for past use of the Village. He told of it having been fixed up and kept in a fair state of repair. He said that Mr. Dillard comes along and said that if they don't cooperate, a bulldozer is going to be run through and be changed.

Mayor Dail said to Mr. Reid that the Council has control over the village (not Dailard).

Mr. Reid said that Dailard wants carte blanche for 9 months of the year - and "\$50,000. to play with". Mr. Reid told of wanting to help the fiesta, and use the village during the summer for an art festival. He said that it is wanted to bring in County artists into the fiesta. He outlined events for which money was lost from the Fiesta. He said that the event did not accomplish the purpose of bringing people to San Diego. Mr. Reid contended that they would be coming, anyway because of the tourist season. He asked the Council to let the little people have the facilities, on a smaller scale - not commercial reign.

Again, the Mayor said this should go to Conference.

Councilman Schneider spoke to Mr. Reid regarding statement of the Fiesta group (made in Conference) for later dates.

There was discussion between the Mayor and Mr. Reid.

RESOLUTION 134985 referring protests of affected individuals relative to conversion of the Spanish Village Art Center into a display place for Latin American merchandise (during Fiesta del Pacifico) to Conference, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134986, directing notice of filing Assessment 2528 made to cover costs and expenses of work done upon paving and otherwise improving Alley northerly of and contiguous to Lots 21 to 40 inclusive, Block 187 Pacific Beach, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134987, directing notice of filing Assessment 2529 made to cover costs and expenses of work done upon paving and otherwise improving Alley Block 49 Ocean Beach, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134988, directing notice of filing Assessment 2530 made to cover costs and expenses of work done upon paving and otherwise improving Northwesterly and Southeasterly Alley in Fort Stockton Heights, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134989, directing notice of filing Assessment

2531 made to cover costs and expenses of work done upon paving and otherwise improving Alley Block M Tract 2 of Alta Vista Suburb, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 134990, directing notice of filing Assessment 2532 and of time and place of hearing made to cover costs and expenses of work done upon installation of sewers in Woodman Street, Imperial Avenue, Benson Avenue, Ritchey Street, Pagel Place, Skyline Drive, 65th Street, Medio Street, Public Right of Way in Lots 14 and 15 Encanto Park Addition to Encanto Heights, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD 134991, accepting bid of San Diego Gas & Electric Company for furnishing electric energy in La Jolla Shores Lighting District 1, for 1 year from and including September 1, 1956, to and including August 31, 1957, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK 134992, for paving and otherwise improving Van Dyke Avenue and Thorn Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK 134993, for paving and otherwise improving Alley Block 66 City Heights, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK 134994, for paving and otherwise improving West Point Loma Boulevard and Muir Avenue, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134995, directing notice inviting sealed proposals for furnishing electric energy in Midway Drive Lighting District 1 for 1 year from and including October 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134996, directing notice inviting sealed proposals for furnishing electric energy in Adams Avenue Lighting District 1, for 1 year from and including October 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 134997, appointing time and place for hearing protests, and directing notice of hearing, for electric energy in Roseville Lighting District 1 for 1 year from and including October 1, 1956, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134998, ascertaining and declaring wage scale

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for 43rd Street and Hilltop Drive, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 134999, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 23 Bird Rock Addition, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135000, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 59 Ocean Beach, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

OF INTENTION

RESOLUTION 135001, for paving and otherwise improving Alley Block 2 Tract 1382 Wilshire Place, and Meade Avenue, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135002, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alleys Blocks 13, 14, 16 Ocean Beach, and Block 97 and 98 Point Loma Heights, and Guizot Street; directing City Clerk at time of approval, to certify fact and date thereof, and deliver it certified to Superintendent of Streets, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135003, authorizing and directing City Engineer to include La Jolla Shores Lighting District 1 Standard 8375 at Paseo Dorado and La Jolla Shores Drive, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135004, adopting recommendation of City Engineer, Document 540160; authorizing City Engineer to amend proceedings for improvement of Kurtz Street between Houston Street and approximately 932 feet northwesterly therefrom, in accordance with his recommendation, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135005, adopting recommendation of City Engineer, Document 539955; authorizing City Engineer to amend proceedings for improvement of Baker Street, Zoe Street, Sumter Street, Ticonderoga Street and Chicago Street, in accordance with his recommendation, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135006, adopting recommendation of City Engineer, Document 539956; authorizing City Engineer to amend proceedings for improvement of Alley Block 215 Pacific Beach, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135007, granting petition, Document 539888, for improvement of portion of Guy 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 of improvement of Guy Street; directing City Engineer to consolidate assessment district with assessment heretofore ordered by Resolution 131350, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135008, granting 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, as recommended by Street Superintendent; instituting closing under "Street Vacation Act of 1941"; rescinding Resolution 133665 adopted June 19, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Certificate of City Clerk re petition requesting submission of bond proposition, was presented.

Certificate says that at last election at which votes were cast for Governor on November 2, 1954, total votes cast in The City of San Diego for all candidates for Governor was 129,363; that at last municipal election on April, 19, 1955, number of registered voters of the City was 142,029.

Certificate attaches full, true and correct copy of form of counterpart petitions filed with the Council August 20, 1956.

It says that each counterpart petition filed was verified by the circulator in form shown; each petition indicated by dates inserted that petition to which affidavit is attached was circulated during a period which includes all dates inserted by signers on that particular counterpart petition, and that all were so filed and circulated between July 20, 1956, and August 20, 1956.

Certificate states that the City Clerk had caused to be compared names on petitions, together with residential addresses and precinct numbers pertaining to each, with original affidavits of registration in precincts designated currently and in effect on date indicated as time of signing, and from such partison found that each of not less than 20,978 names was the name of a person who on date of signature appeared on petition was currently registered qualified elector of The City of San Diego at address and in precinct indicated by side of signature.

Certificate, signed by Fred W. Sick, City Clerk of The City of San Diego, is dated Aug. 31, 1956, and bears the seal of the City of San Diego.

Attached to the petition is copy of the petition, which bears in addition to other wording, the following:

"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 a certain municipal improvement, to wit: a municipal building 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".

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

RESOLUTION 135009, determining that public interest and necessity demand acquisition and construction of a municipal improvement, and making findings relating thereto, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Resolution says that there has been filed with the Council a petition requesting submission of bond proposition in sum of \$8,500,000; petition has been checked and examined and certificate of City Clerk as to sufficiency has been presented to the Council.

It resolves, declares and determines that petition in the recitals is found and determined to be sufficient and in compliance with Government Code Section 43616, the Charter of The City of San Diego and laws and Constitution of the State of California.

Resolution states that public interest and necessity demand acquisition and construction by The City of San Diego of the facilities, as shown above, in the area estated, and for the amount set out.

It says that the improvement is necessary and convenient, to carry out objects, purposes and powers of The City of San Diego; that cost is and will be too great to be paid out of ordinary annual income and revenue of the City; the improvement requires an expenditure greater than amount allowed for it by the annual tax levy.

The Resolution says that the Council intends to submit to qualified voters of the City at a special election on November 6, 1956, and to be consolidated with the statewide general election to be held on November 6, 1956, a proposition for issuance of bonds of the City to pay the costs of the improvement.

RESOLUTION 135010, requesting the Board of Supervisors to grant permission for the consolidation of a Special City Bond Election to be held November 6, 1956, with the Statewide General Election to be held on the same date, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

The Resolution sets out the question or proposition to be voted upon as it shall appear on the ballot as follows:

: CITY OF SAN DIEGO PUBLIC ASSEMBLY BUILDING BONDS:	:	:	:
: Shall The City of San Diego incur a bonded indebted-	:	:	:
: ness in the principal sum of \$8,500,000 for the	:	:	:
: purpose of acquisition and construction by said	:	:	:
: City of a certain municipal improvement, to wit:	:	:	:
: a municipal building to provide facilities for	: YES	:	:
: 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 recep-	:	:	:
: tions; (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	: NO	:	:
: 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?	:	:	:
:	:	:	:

Resolution says that proposition shall be designated on the ballot by a letter printed on the left margin of the square containing the description of the measure, as provided in Section 3831 of the Election Code

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of the State of California. The resolution authorizes the Board of Supervisors to canvass returns of the city bond election which it requests be consolidated with the stateside general election and that they be held in all respects as if there were only one election, and only one form of ballot shall be used.

Resolution requests the Board of Supervisors to issue instructions to the Registrar of Voters to take any and all steps necessary for holding the consolidated election. It directs the City Clerk of The City of San Diego to file a certified copy of the resolution with the Board of Supervisors of the County of San Diego and a certified copy with the Registrar of Voters of the County.

RESOLUTION 135011, authorizing the City Manager to employ the law firm of O'Melveny and Myers to render legal services in connection with the Public Assembly Building Bond issue, in accordance with Document 540246, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

There was listed on the agenda resolution authorizing City Manager to execute agreement with State Highway Department for freeway between 19th Street and 0.1 Mile West of Home Avenue, which had been continued from previous meeting.

Councilman Schneider said it should go to the City Manager, for data to go into the letter - to be approved by the Council, regarding vehicular overpass.

Councilman Williams asked about continuance.

The City Manager recommended taking it off the docket, and waiting for the report (from the State regarding feasibility of construction). (Papers which were in the file were placed with the many others which had been referred to conference).

On motion of Councilman Schneider, seconded by Councilman Williams, the proposed resolution, and proposed agreement with the State Highway Department, were referred to the City Manager.

The next item had been continued from a previous meeting.

RESOLUTION 135012, authorizing and empowering City Manager to execute, for and on behalf of the City, a lease with Bernard deSelm, of parking lots in vicinity of Balboa Stadium, for operating automobile parking concession for Stadium or other special events, at a rental of \$50.00 per month for the parking triangle for daily parking plus 50% of gross income from parking fees in connection with Stadium events, for period of 1 year beginning August 1, 1956 - real property has value of \$240,000.00 as disclosed by report of last appraisal made by Auditor and Comptroller, leased for reason that City will derive revenue not otherwise obtainable - under Document 539695, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 135013, establishing parking time limit of 1 hour, between 8:00 a.m. and 6:00 p.m., Sundays excepted, during construction of period of 30th Street Fill:

Both sides of Thorn Street from Bancroft Street to east line of north-south alley between 32nd and Herman Streets; authorizing installation of necessary signs and markings to be made, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135014, prohibiting parking of automobiles between 3:30 p.m. and 6:00 p.m., Sundays excepted:

Both sides of 30th Street, between G and C Streets;
South side of F Street, for distance of 100 feet east of

30th Street;

authorizing installation of necessary signs and markings, was on motion of Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135015, vacating the un-named easement lying contiguous northerly to southerly line of Lot 1 Trojan Heights (with exceptions set out in the resolution), was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Resolution 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 says that easement has not been used since acquired to the present time, or for the 5 consecutive years next preceding date of the resolution; easement is unnecessary for present or prospective public use by the City.

RESOLUTION 135016, authorizing and empowering Mayor and City Clerk, for and on behalf of and as act and deed of The City of San Diego, a quitclaim deed quitclaiming to Herbert C. Kelly, portion of Lots 1 to 8 inclusive Block 32 Marilou Park; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions to complete transaction; all expenses in connection with sale to be deducted from proceeds, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Resolution says that Kelly was high bidder at public auction held August 28, 1956 - \$3,725.00; Council fixed minimum price of \$1,500.00 - City Manager recommended acceptance of the bid.

RESOLUTION 135017, authorizing and directing Property Supervisor to advertise for at least 5 consecutive days in the official newspaper of the City, sale at public auction of Lot 11 Block 39 Western Addition (reserving 6-foot easement for drainage purposes), was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Resolution says that Joseph Czarazasty, 1875 Titus Street, has petitioned for the sale, and has deposited with Property Supervisor \$150.00 to cover all costs pertaining to sale, including cost of title report, and as guaranty that depositor will at sale bid minimum. It says that reason for selling is that same is no longer needed for City purposes; value is \$1,800.00 as disclosed by appraisal made by qualified real estate appraiser; minimum amount Council will consider for sale of the property is \$1,800.00; Council reserves right to reject any and all bids; all expenses in connection with the sale shall be deducted from proceeds.

RESOLUTION 135018, granting revocable permit to Wm. S. Letherbridge, P.O. Box 67 Alpine, California, to install and maintain 40 feet of 3/4" G.I. Water Service for use and benefit of owner's property: 920 Beech Street, east 60 feet Lots 5 and 6 Block 18 Bay View Homesteads, to City water main in 9th Street was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

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RESOLUTION 135019, granting revocable permit to T. A. Bignell, 5231 Cushman Street, to install and maintain 375 feet of 1-1/2" G.I. water line for use and benefit of owner's property: portion of Pueblo Lot 1788, over, etc., Pacific Highway to City water main in Pacific Highway, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135020, granting revocable permit to D. W. Boring, 2209 Emerald Street, San Diego, to install and maintain 90 feet of 3/4" G.I. Water Service for use and benefit of owner's property: 4952 Evert's Street, north 59 feet Lot 2 Block 17 North Shore Highlands, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135021, waiving City sales tax penalties for delinquent payment assessed against Loma Portal Pharmacy and Point Loma Pharmacy, by Penalty Notice 7665, in amount of \$53.00 and Penalty Notice 7666, in amount of \$88.17, on the basis that sales tax was paid on time but inadvertently sent to State Board of Equalization; directing City Treasurer and City Auditor and Comptroller to refund amounts mentioned to L. P. Volz, owner of the pharmacies, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135022, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portions of Lots 159 and 160 Empire Addition to Encanto 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; 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 Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135023, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against southerly 5.00 feet of westerly 1/2 Lot 19 Soledad 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; 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 Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135024, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portion of East 1/2 of Southeast 1/4 of Lot 49 of a portion of Ex-Mission Lands of San Diego (commonly known as 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 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.

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RESOLUTION 135025, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against Lots 11 and 12 Block 26 Middletown, 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; 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 Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135026, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portion of Orange Avenue as closed by Resolution 133440 of the City Council, lying adjacent southeasterly and southerly to Lot 26 Block 13 Belleview Heights 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; 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 Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135027, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portion of Lot 14 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; 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 Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135028, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portion Lot 24 Block 445 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; 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 Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135029, accepting quitclaim deed of The Phoenix Insurance Company, a corporation, executed on 20th of June, 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 "La Jolla Valley Vista Unit No. 1", being subdivision of portion of Lot 1 Pueblo Lot 1782; 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 Evenson, adopted.

RESOLUTION 135030, accepting deed of Jeanne B. Fiori, June 21, 1956, conveying Lots 8 and 9 Block 12 American Park Addition; authorizing

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.

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 adoption was dispensed with, by vote of not less than 4 members of the Council. There was available for each member of the Council a written or printed copy prior to date of adoption.

ORDINANCE 7126 (New Series), appropriating \$32,000.00 from Capital Outlay Fund for installation of sprinkler system in South Clairemont 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 Burgener, seconded by Councilman Williams, the next ordinance was introduced.

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

ORDINANCE 7127 (New Series), establishing grade of Cabrillo Avenue between southerly line of Center Addition to La Jolla Park and westerly boundary of Dellcrest, 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.

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

RESOLUTION 135031, approving request of R. E. Hazard Contracting Co., August 3, 1956, Change Order 3, for extension of 75 days, to and including October 19, 1956, Document 539937, in which to complete contract for Balboa Avenue, Pacific Highway to Clairemont Drive, contract Document 529606; extending time of completion of improvement to October 19, 1956, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

(This item had been discussed previously in official session, and referred to Conference).

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:33 o'clock A.M. He announced that members of the Council would go to Grantville to see property on which a lengthy hearing was conducted at the beginning of this meeting.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Headstrom
Deputy

Charles E. Dail
Mayor of The City of San Diego, California

9/6/56

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, September
6, 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 10:05 o'clock A.M.
Ordinances and Resolutions for this meeting are recorded
on Microfilm Roll 118.

The hour of 10:00 o'clock A.M. having arrived, time set
for hearing on incorporating Pueblo Lot 238 and portions of Bay View
Tract into CP and C-1A Zones, and repealing Ordinance 34 (New Series)
insofar as it conflicts, the Clerk reported no written protests.

Communication from Planning Commission, signed by P. Q.
Burton, was read. It forwarded petition of property owners, together
with Planning Commission's recommendation on proposal to rezone about 20
acres at the most southerly corner of Midway Drive and Rosecrans Street from
the prevailing C and R-4 zones to C-1A. The report identifies property
as lying at the southwest boundary of M-1 area in Old Town and vicinity,
being separated from M-1 by 2 100-foot strips of C zoning on both sides of
Midway Drive; bounded on southeast and southwest by R-4 and portion of land
on northwest is also R-4 and is occupied by a commercial office building.
It says that the land, except for a service station and a car washing
establishment, was formerly occupied by Federal Housing, now removed; is
criss-crossed by 5 streets proposed to be closed under separate petition.
It says that the Council is aware that several hundred living units,
formerly occupying the area generally known as Frontier Housing, have been
removed and that many of the store buildings along Midway Drive are now
vacant; many of those still occupied are doing only a marginal business.
The communication says that although the Planning Department's recommendation
was for denial, after listening to petitioner and Glen Rick, his represent-
ative, the Commission voted 5-1 to recommend that property be rezoned to
C-1A as petitioned, except that southerly 120 feet of property which is
adjacent to the school grounds, be CP. The communication says that the
Planning Commission discussed provisions of C zone, permitting 100% cover-
age, and C1-A zone, permitting only 25% coverage, and felt that C-1A over
the entire area, except for southerly 120 feet, would not greatly increase
the square footage of buildings permitted in the entire area. It says that
revised zoning plan is shown on drawing B-732.1, and that property is now
zoned R-4 and C under Ordinance 34 N.S.

Councilman Kerrigan entered during reading of the report.

Councilman Burgener entered during reading of the report.

Mayor Dail asked if there were any protests.

W. Arnett Speer came to the microphone, and said that he is
a layman. He said he thought the zoning had been approved by the Planning
Commission. He asked what the objections are.

Councilman Burgener pointed out to Mr. Speer that the Council
can overrule the Planning Commission.

The Mayor told of this being a routine procedure. He said
that Planning Commission is advisory to the Council; the Council will hear
from anyone interested.

Mr. Speer said that he does not know why the property is
zoned R-1.

Meeting convened
Hearing

He said that property had been a race track, and that Ryan Aviation was there. He told of having operated an airport on the property for 5 years before being called into active duty. He said that maybe it was because the government condemned and put on housing that it is zoned R-1. He said "it was not a smart angle" for him "it was a war emergency". Mr. Speer said that the Federal Government paid \$1,000. a year for the property, whereas it is going to cost \$10,000 to take the slabs (on which houses had stood) off. He said that the area is not good for apartments.

The Mayor asked Mr. Speer if this area had been studied by Mr. Rick and Mr. Wheeler.

The answer was "yes".

There was discussion between the Mayor and Mr. Speer.

Glenn Rick (planning consultant, who was formerly Planning Director of the City of San Diego) told of having been employed by Midway Chamber to make a survey, and that he had made a report regarding use of some 500 acres. He said that the Speer property - less than some acres, was included. He stated that a portion of the Speer property is in C Zone. He told of uses, and variances on Rosecrans. He said they would be permitted, therefor, for C. He told of interest in the balance of the property. He said "The City is not permitting much more business, but encouraging business - instead of the string-type zoning - with parking". He said that the roads were not agreed to by the Midway Chamber of Commerce.

Mr. Speer called on Ewart Goodwin, who had managed the property for him, during the war.

Mr. Goodwin said to the Council that at the time property was condemned, it was in effect M-1. He said that it was zoned R-4 for the houses (government housing). He declared that "Speer was put in a straight jacket"; was denied the best use, which would have been semi-permanent housing on the property. He said that some other in the area was kept for housing. Mr. Goodwin said that it would hurt the entire area to leave it R-4. He said that it was misuse of the area, to serve temporary housing. He declared it to be a blight on the entire area. He said that people who put in improvements are in favor of the "Speer's property going ahead". He told of improvement, which have upgraded the property, and said that improvements would help the whole area. He spoke of need for C Zone, with parking. He said it is a central, built-up area.

Eli Levenson, attorney, representing A & G Development Co. was heard. He referred to 8½ east of Midway, which he pointed out to the Council. He said there is a ball park, or recreational area, which is the area that is being spoken about. He showed a map, which he explained. He said he also represented the "green" property (so colored on a map he exhibited). He told of having to look to the Charter and Ordinances regarding rezoning. He said that public need, and good planning, have to be examined. Mr. Levenson declared that there is no evidence of public convenience and necessity. He told of existing buildings, and that Planning took the position that it would not be increasing use of 9,000 square feet. He said that it would double the use. Mr. Levenson said that the Chamber of Commerce has made an overall plan; A & G is a member, and has had the plan presented to it. He said "this is an area which should be planned". He said that there are many acreages that are substantially the same. He told of there being M-1 in C which could be used for C. He said that the City has a substantial area to the north. Mr. Levenson said that he cannot concede that because the property had been used for an airstrip would justify change in zoning. He said that the area does not justify increased commercialization. He told of being "easy to come with beautiful pictures of shopping centers, etc." He said area would not be improved by a shopping center, but would hurt small businesses, "M" and the City property. He said this is not the time to take a parcel out for C zoning. He said it lends itself to 100% increase in usable area in C-1. He contended that the zoning is not proper. He said that property owners do not see, hear, or know about it. He told of having not had the opportunity to study. He said that if the Chamber of Commerce plan should be submitted, it should be studied and approved. He said that 2 Planning Commission members recognize

that this should be studied again.

Mayor Dail spoke to Mr. Rick about "finalizing the report date". There was discussion between the 2.

Mr. Rick pointed out that his responsibility was to the Midway Chamber of Commerce (which had engaged his services).

The Mayor added "in which the City participated" (in that the City contributed financially to the study).

Mr. Rick said that the plan was endorsed, except for the highway. He said he understands that in meetings held for the purpose, it was approved except for the highways. He said that Mr. Hultgren, new president, has said that he is to call meetings and get the answer.

There was discussion between Councilman Schneider and Mr. Rick regarding road location.

Norman Seltzer, attorney, told the Council that he represented C. W. Carlstrom, and Dr. Conte; Mr. Levenson outlined, basically, against the zoning. He said that Carlstrom joins the opponents. He said his "client learned too late to make his views known". He referred to transcript of Planning Commission's minutes, from which he read notes on the minutes, in connection with Mr. Burton's statements. Mr. Seltzer said that 100 feet on either side of Midway is already "C"; much is not used for C; there are vacancies and "4th class improvements". He stated that there is little need for the present C, and no need for more. He referred further to the minutes about little additional C on account of C-1A. He said that is not the case. He said that twice as much building will be granted for 900 feet back. He referred to doubling area of Speer and other property. He said, again, that there is already too much C. He said there will not be public need for more. He said "it would be doubling". Mr. Seltzer said that there is lack of showing for public necessity. He told of property having been purchased on the present zoning. He said that his client owns some 7-1/2 acres, which he identified. He said that the zoning, if granted, would depreciate his clients' and other property. He said that to the east of the property is City property, owned as M-1. He stated that it is not particularly suitable for M; but it is for C. He said that the City will find itself in the position of disposing of property. He said that creation of additional C zoning will depreciate it. He said "petitioners will be enjoying a windfall, to the detriment of others". He said that Mr. Carlstrom, who is a member of the Midway Chamber of Commerce, was not considered. He stated that the entire plan should be made available to the Midway Chamber of Commerce, and to City Planning. He said "the rezoning should await the plan".

Councilman Burgener spoke to Mr. Seltzer about "best use; not best price".

Mr. Seltzer showed Mr. Burgener a map, which he explained. He contended that C is the proper zoning, at or about, the location of the City property.

Councilman Schneider held a discussion with Mr. Seltzer.

Mr. Seltzer contended that there should not be piece-meal zoning.

Mayor Dail talked to Mr. Seltzer about not knowing of this. He asked if his clients participated in the cost and fees.

Mr. Seltzer's reply was "yes".

Mr. Levenson agreed that there had been notice of meetings, but he did not know if they were attended.

There was discussion between the Mayor and Mr. Seltzer.

Mayor Dail stated that the Council has been a little impatient with the delay. He said it has apparently been recommended, in the plan. He told of there being a dispute.

Mr. Seltzer said that if there be such a plan, he has not seen it, and declared that there is not unanimous approval. He said that it would be useful for Planning to study and report. He told of wanting to examine, and call in outside experts.

Mr. Levenson said that if there is a plan, approved, it would still acquire Planning and Council to go over the plan. He said there may be other plans and amendments.

Mr. Seltzer said that he would favor resubmission to Planning, for further study. He told of being entitled to a second look. He said that there is not sufficient information before the Council.

Mr. Rick said that Mr. Carlstrom did know; he had a telephone conversation. He said that 2 prints were delivered to Mr. Carlstrom's office. He said that knowledge of the plan was known intimately. He said that Frontier is C; balance is in M-1 for Mr. Carlstrom. He stated that the Speer property is desirable for commercial property. Mr. Rick said that he favors the Carlstrom and City property for C. He said that the 2 points of opposition have been shown. He said that Mr. Burton's judgment was his; not the Commission's. Councilman Schneider discussed the situation with Mr. Rick.

Mr. Rick told the Council that Planning and City Manager have had copies (of the plan).

Mayor Dail said that it has been discussed in Conference.

Mr. Haelsig said that he has had 2 copies, but not the last amendment. He said he did not recommend "this" zoning to the Commission, at the hearing. He said there must be demonstrated need for requested uses. He spoke of having excess requests in the community for rezoning. He said that 2.6 acres of commercial zoning for 1,000 persons has been found to be proper, by Urban Planning, and by Planning.

Councilman Schneider discussed area with Mr. Haelsig.

Mr. Haelsig replied that there are other areas proposed for C and R-C.

The Mayor spoke to Mr. Haelsig regarding effect of Mr. Rick's incompleting plan, having effect.

Mr. Haelsig said "yes"; he "did not have the opportunity to recommend on an overall plan".

Councilman Burgener said that it will not be unanimous. He said that Mr. Speer has been unfortunate in dealing with the Government; that is not the City's fault.

Mr. Speer said that property is built on, except the ballpark and housing. He said that Bill Starr had the biggest chunk; and refused to contribute as a member of the Midway Chamber of Commerce, from the start. He said "many ignored cards"; and Mr. Carlstrom was aware of this plan. Mr. Speer told the Council that the plan has been submitted time and time again. He said that Mr. Carlstrom came in at the end. He said that most of the big property owners are unanimous with him, and that he went along on the petition; many signed. He stated that there has been a lot of blood shed, and leg work. He said that the plan has been O.K.'d, except the overpass. Mr. Speer said that the plan has been approved by the Midway Chamber of Commerce.

Mayor Dail spoke of there being much impatience, and of plan not having been submitted to the City.

Mr. Speers said, again, that it had been approved by Midway Chamber of Commerce - except for the street.

Mr. Rick told the Council that he had submitted a final report to the Midway Chamber of Commerce in January.

The Mayor held a discussion with Mr. Rick.

Mr. Rick said to the Council that approval would come from Midway Chamber of Commerce - not from him.

Mr. Levenson said that "Starr and Midway Chamber of Commerce went in over a year ago". He said that Wheeler, Rick and others are there (in connection with developing the plan). Mr. Levenson stated that Mr. Starr, owner of a large property, agreed to go along. He added that after property was condemned by the Government, he would not go along. He said that a small portion was acquired later. He said that members should have rights before the City to oppose, if they feel that this is not the best plan. Mr. Levenson said it "is a jump on the whole plan". He spoke about allowing it to come in as a whole portion. He said that Mr. Whelan (Planning Commission member) was surprised that there had not been more facts.

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

Councilman Schneider moved to introduce the ordinance. Motion was seconded by Councilman Burgener.

Councilman Williams pointed out that this property is in his (Councilmanic) district, that he wanted to make a statement. He said that the rezoning is a step in the proper direction. He told of having visited many similar sites across the country, and that he is in favor of the rezoning.

Councilman Kerrigan asked "What now?"

Mr. Haelsig pointed out the zoning on a map, to Councilman Kerrigan.

The Mayor asked about retaining the R-4.

Mr. Haelsig told about R-4 to the east, the housing and school. He said there "might be a buffer between the housing and the Navy".

Councilman Williams discussed with Mr. Haelsig the R-4 use in Navy housing.

Mr. Haelsig said that there has always been a problem when development is for a lesser use. He said that the Navy housing is substantial, and that it will continue for years. Discussion between Mr. Williams and Mr. Haelsig continued.

Councilman Williams said "there is already a buffer".

Councilman Evenson asked why the government does not take the property.

That question went unanswered.

Councilman Kerrigan discussed CP, with no buildings (commercial parking only). He asked about planting in C-1A.

Mr. Haelsig replied that there would be "a 10-foot planting strip". He said that request is going to be made for closing of Taylor Street - for a subdivision.

The roll was called on the motion, resulting in introduction of

Ordinance incorporating Pueblo Lot 238 and portions of Bay View Tract into CP and C-1A Zones, as defined by Sections 101.0410 and 101.0411.1 of San Diego Municipal Code, and repealing Ordinance 34 (New Series) insofar as it conflicts, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail.

At this point Ewart Goodwin, who had made a presentation on the previous hearing, thanked the Council for the resolution (which it had passed, commending him and his efforts in behalf of the Fiesta del Pacifico, of which he was president). Several members of the Council said to Mr. Goodwin that he had deserved laudatory resolution.

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on proposed permanent zoning portions of Grantville and Out Lots into R-1, R-2, R-4, C-1A and M-1A Zones, the Mayor pointed out that the hearing had been closed (at the previous hearing); the Council looked at the property, and is ready to vote today.

Councilman Williams said that possibly this will be referred to Planning again. He spoke of interest in seeing change made on the easterly area of Grantville. He said "there should be more" strict area adjoining housing - R-2.

Mayor Dail said that the Council went out and looked at the property; the Council is largely of the view that it is good as applied for. He said it would be necessary for Planning to draw out the areas.

Mr. Comporet spoke of Allied gardens as R-2, instead of R-4.

Hearings

Verbal presentation by Ewart Goodwin

Ord. introduced

Mayor Dail said that M-1 is satisfactory.

Councilman Burgener spoke to Bertrand Comparet, attorney, about residences in M-1.

Mr. Comparet told of property having been purchased for a motel; the motel would be blocked by M-1A.

Councilman Kerrigan said that the principal objection is regarding people being not considered "down there". He said it should go back (to Planning).

Mayor Dail said that in conference it was the Council's sense that it went along with M-1, over M-1A. He wondered if there was to be a re-hearing on a change.

Councilman Kerrigan said that he was taking the position of a Planning Commissioner.

Mayor Dail said to Mr. Haelsig about it being evident that Planning re-hearing would follow the Council.

Mr. Haelsig's reply was "not necessarily".

Mr. Comparet said there is a similar problem regarding C and C-1A.

The Mayor said that the principal discussion was about C-1A being not pinned down.

Councilman Burgener said that it is impractical for a small owner on C-1A.

Mayor Dail said that detailed study is needed by the Council before reference back to Planning.

Councilman Burgener moved to refer the item back to Conference. Motion was seconded by Councilman Evenson.

Mr. Comparet asked for consideration of C Zone on major traffic artery.

Mayor Dail stated that the Council is about to reach a conclusion.

RESOLUTION 135032, referring to Council Conference (again) the matter of proposed permanent zoning of portions of Grantville and Out Lots into R-1, R-2, R-4, C-1A and M-1A Zones, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

The Mayor announced that the subject will come up again next Tuesday.

The next item was taken out of order, at the request of the City Clerk, so that it copy could be sent to the County.

RESOLUTION 135033, requesting the Board of Supervisors to grant permission for consolidation of a Special Municipal Election submitting proposed Charter Amendments to the electors of The City of San Diego to be held November 6, 1956, with the Statewide General Election to be held on the same date, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

On motion of Councilman Schneider, seconded by Councilman Williams, the next resolution was adopted.

Action was reconsidered, when Councilman Curran said that he had a question. The City Manager explained the recommendation to him.

Report of Purchasing Agent, approved by City Manager, on 192 bid of Guy Urquhart for furnishing 7 3-wheel scooters, as replacements and additional motive equipment for Public Works - Open Type @ \$650.00 each; With Cab and Windshield @ \$790.00 each, terms net, plus State Sales Tax - 2 bids - was presented.

RESOLUTION 135034, accepting bid of Guy Urquhart for furnishing 4 Open Type Scotters and 3 Scotters with cab and windshield; 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.

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Report of Purchasing Agent, approved by City Manager, on sole bid for furnishing 1 Wild-Heerbrugg Motel N-III High Precision Level, and 1 Set Wild-Heerbrugg Precise Leveling Rods - \$615.00 and \$450.00, prices net, f.o.b. Los Angeles, plus State Sales Tax - less \$100.00 on 1 worn-out Level - was presented.

RESOLUTION 135035, authorizing and directing Purchasing Agent to purchase 1 Precision Level and 1 Set Leveling Rods less trade-in allowance, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Morton Equipment Company for furnishing 6 Flat Top Desks and 6 Swivel Chairs for the Building Inspection Division - \$1,039.50 terms 2%, plus State Sales Tax - 6 bids - was presented.

RESOLUTION 135036, accepting bid of Morton Equipment Company for furnishing Desks and Chairs; 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.

The City Manager, asked about the next item, reported that equipment is for use in Balboa Park.

Report of Purchasing Agent, approved by City Manager, on authorization for calling for bids for furnishing 2 Golf Course Type Wheel Tractors, was presented.

RESOLUTION 135037, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 2 Golf Course Type Wheel Tractors, Document 540330, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, by Harry C. Haelsig, recommending amendment to Section 101.0405 of San Diego Municipal Code, covering R-1 zone, due to recent opinion from City Attorney's office regarding right of property owners to construct residences on previously-divided lots if they comply with minimum standards of the city, was presented. It says that rewording of ordinance maintains same standards in effect for some 25 years, and specifically states: "Where the entire lot is not under single ownership, no building shall be erected on a portion of a lot, unless first authorized by zone variance pursuant to section 101.0502." It says that the section of the ordinance plugs a loop-hole which apparently has existed for some 25 years. The communication says that the only other change is in Item 4 which is changed to "public parks and playgrounds," eliminating possibility of development of private parks and recreational areas in R-1 zone. It reports that the Commission voted 6 to 0 recommending that proposed amendment to Section 101.0405 be adopted.

(A copy of the proposed ordinance accompanied the communication).

Councilman Schneider asked about it.

Mr. Haelsig explained that this is to cover up a loophole; it requires a full lot. He spoke of portions of lots having been sold, and of portions retained.

Councilman Schneider moved to introduce the Ordinance. Motion was seconded by Councilman Burgener, adopted.

Councilman Williams said that this would be discussed in Conference; it is important.

The City Manager recommended adoption of the ordinance.

RESOLUTION 135037½ referring to Council Conference communication from City Planning Director, and the accompanying ordinance amending

amending Section 101.0405 of San Diego Municipal Code relating to R-1 Zone, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

Communication from San Diego City Civil Service Commission, dated August 30, 1956, was presented. It asks for authorization for a representative of the department, on behalf of the Commission, to attend the Civil Service Assembly Conference in Washington, D.C., October 7 to 11 inclusive. It says "as you know, the Civil Service Assembly is a national organization of public personnel associations, and their annual conferences are built around topics of vital importance to public personnel agencies".

The Mayor said that he had talked to Mrs. Waite, president of the Commission, and he asked that it be stipulated that she attend. He asked that her name be inserted in travel appropriation (actually, it is understood that appropriation has been provided, so it is not ordered, here).

RESOLUTION 135038, authorizing Mildred Perry Waite, president, San Diego City Civil Service Commission, to attend the Civil Service Assembly Conference in Washington, D.C., October through 11, 1956, and incur all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from H. C. Conway, 4504 Louisiana St., San Diego 16, dated August 31, was presented. It refers to a letter he sent to the S.D. Union, with copy attached, relative to intended highway through the downtown area. It speaks of a recent slide onto 101 at Santa Monica, poor planning, effect on towns, etc.

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

Councilman Schneider asked about the next item.

The City Manager recommended that it be referred to the City Attorney.

It was a copy of a petition, signed, of property owners in Block 4 Buena Vista Tct. Add. (zoned R.1) appealing "in the name of common justice to support our most vigorous protest to the following procedure which is about to take place in the above mentioned subdivision" against erection of a dwelling on a single Lot #28 - lot size 28'3" x 99.3 ft., no legal street address or house number, accessible only via an unimproved alley. The petition, which goes on at some length, concludes "We the adjoining Property owners appeal to you for your courteous attention to adjust this matter of vital importance to us and the City of San Diego by allowing us a hearing on this matter".

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

Communication from Harbor Department, by John Bate, enclosing for approval a form of lease to be entered into between the Harbor Commission and Southern California Freight Lines, was presented. It says that lease covers premises on Belt Street at Foot of Sicard Foot now occupied by Southern California Freight Lines under lease approved by the Council; new lease modernizes existing lease and deletes water area and portion of land adjoining the water. It says areas are to be used by Diesel Technical Service, Inc., a new lessee, whose lease is being presented to the City Council concurrently with the Southern California Freight Lines' lease.

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RESOLUTION 135039, ratifying, confirming and approving lease, copy on file in Office of the City Clerk as Document 540347, between The City of San Diego acting by and through the Harbor Commission of the City, as Lessor, and Southern California Freight Lines, a California corporation, as Lessee, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Communication from Harbor Commission, by John Bate, attaching for approval by the City Council form of lease with Diesel Technical Service, Inc., was presented. It says that lease covers water area and land parcel of approximately 10,280 square feet at Foot of Sicard Street, to be used for marine repair purposes; lease for 5 years with 3 5-year options to renew; rental established at $4\frac{1}{2}\phi$ per square foot per year on land and \$85 per month on water. It reports that lease conforms in all respects with established Harbor Commission and City Council policy.

RESOLUTION 135040, ratifying, confirming and approving lease, copy on file in Office of City Clerk, Document 540350, between The City of San Diego, acting by and through the Harbor Commission, as Lessor, and Diesel Technical Service, Inc., a California Corporation, as Lessee, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Communication from Harbor Commission, by John Bate, attaching form of Agreement for Amendment of United Sportfishers, Inc., lease, was presented. It says amendment substitutes a new lease plat for one which was part of original lease; change was necessary due to addition of a large float to outboard end of pier.

RESOLUTION 135041, ratifying, confirming and approving Agreement for Amendment of Tideland Lease, Amendment 1, copy filed with City Clerk as Document 540353, entered into between The City of San Diego, acting by and through Harbor Commission, as Lessor, and United Sportfishers, Inc., a corporation, doing business under name and style of H & M Sportfishers, Inc., as Lessee, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Communication from Harbor Commission, by John Bate, attaching form of Agreement for Amendment of Point Loma Sport Fishing Association lease, was presented. It says amendment substitutes new lease plat for one which was part of original lease; change necessary due to addition of large float to outboard end of the pier.

RESOLUTION 135042, ratifying, confirming and approving Agreement for Amendment of Tideland Lease, Amendment 1, copy filed with City Clerk as Document 540356, entered into between The City of San Diego, acting by and through Harbor Commission, as Lessor, and Point Loma Sport Fishing Association, a corporation, Lessee, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

The next item listed on the agenda, having to do with consolidation of election with Statewide General on November 6, 1956, was numbered 135033, out of order - earlier.

In connection with the next item, the City Manager explained that it was on the basis of a petition. He said delay is requested. Councilman Schneider said that while 30th Street work is

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under way, it is important to have 2-way streets.

The item listed was a resolution establishing a one-way street on Upas Street, for eastbound traffic only, between east line of Ray Street, and west line of Boundary Street.

RESOLUTION 135043, referring to Council Conference the proposed Resolution establishing Upas Street as a One-Way Street for eastbound traffic only (as described in Resolution), was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 135044, authorizing Mayor of The City of San Diego to execute agreement by and between The City of San Diego and the State Board of Equalization of State of California, providing for State administration of local sales and use taxes pursuant to provisions of Part 1.5 of Division 2 of the Revenue and Taxation Code of the State of California and City Ordinance 6870 (New Series), was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Councilman Curran asked about the next resolution.

The City Manager said "it is new".

RESOLUTION 135045, authorizing and empowering City Manager to do all work in connection with installation of 1500 feet of 10" water main on Aero Drive west from Afton Street, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135046, authorizing and empowering City Manager to do all work in connection with installation of reinforced concrete covers at various locations on Dulzura Conduit, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135047, authorizing and empowering City Manager to do all work in connection with installation of replacements of traffic signal detection devices at intersection of Midway Drive and Barnett Street, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

There was listed on the agenda Resolution authorizing City Manager to execute lease with La Jolla Corinthian Yacht Club, Inc., for 23.2 acres of land and water in Mission Bay recreation area, for term of 50 years, was presented.

RESOLUTION 135048, referring to Council Conference proposed lease with La Jolla Corinthian Yacht Club, Inc., was on motion of Councilman Curran, seconded by Councilman Schneider, adopted - without discussion.

There was listed on the agenda Resolution authorizing City Manager to execute lease with Pacific Power Boat Club for 1.4 acres in Mission Bay Recreation Area south of the south jetty of San Diego River Floodway and west of Sunset Cliffs Boulevard, for period of 5 years, was presented.

RESOLUTION 135049, referring to Council Conference proposed.....

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lease with Pacific Power Boat Club, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135050, granting Prospect Realty Company, a California Corporation, P.O. Box 569 La Jolla, to install and maintain 2" U.G. Power service conduit for use and benefit of owner's property: Lot 3386 Clairemont #16 under Moraga Avenue from owner's property to pole #P.4340 in Moraga Avenue, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135051, setting aside easement of right of way for storm drain, or drains and appurtenances, in strip of land 8.0 feet wide in Lots 1 and 2 Block 37 Western Addition; directing City Clerk to file certified copy of resolution in office of County Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135052, authorizing City Treasurer to refund penalties in amount of \$89.52 imposed by Sales and Use Tax Determinations numbered 807 through 813 against American Housing Guild, et al., on basis that taxpayer honestly but erroneously filed his sales tax returns to another taxing jurisdiction, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135053, accepting subordination agreement, executed by Jesse R. Shotwell and Bonnie Jane Shotwell, beneficiaries, and Land Title Insurance Company, trustee, August 27, 1956, subordinating all right, title and interest in and to easement for right of way for public street and incidents in portion Quarter Section 101 of Rancho de la Nacion; 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 Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135054, accepting subordination agreement, executed by T. L. Stearns and Ellen T. Stearns, beneficiaries, and Western Mutual Corporation, trustee, August 29, 1956, subordinating right, title and interest in and to easement for right of way for public street and incidents in portions of Lots 6 and 7 Block 43 Paradise Hills Unit 3; 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, Schneider, seconded by Councilman Williams, adopted. /was on motion of

RESOLUTION 135055, accepting deed of Palmer Conner and Helen M. Conner, August 6, 1956, conveying easement and right of way for public street and incidents in portion Quarter Section 101; naming easement Reo 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 Williams, adopted.

RESOLUTION 135056, accepting deed of The Stearns Engineering Co., August 10, 1956, conveying easement and right of way for public street and incidents in portions of Lots 6 and 7 Block 43 Paradise Hills Unit 3, naming easement Reo 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 Williams, adopted.

RESOLUTION 135057, accepting deed of Dorothe L. Frick and James P. Frick, August 15, 1956, for earth fill and appurtenant slope rights in portion Lot 2 Block E Balboa Vista; 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 135058, accepting deed of Lila M. Smart and Tom Lyle Smart, August 15, 1956, conveying easement for earth fill and appurtenant slope rights in Lot 1 Block E Balboa Vista; 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 135059, accepting deed of Security Trust & Savings Bank of San Diego, August 27, 1956, conveying easement and right of way for access road for maintenance and operation of sewerage pump station, NOT to be for public use, across easterly 20.0 feet Lot 1 La Jolla Farms; 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 135060, accepting deed of Adeline B. Thomas, August 27, 1956, conveying easement and right of way for public sewer and appurtenances in portion of abandoned railroad right of way lying contiguous northerly to Lot N Block 1 Logan Park; 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 135061, accepting quitclaim deed of Union Title Insurance and Trust Company, August 23, 1956, quitclaiming easement for right of way for public sewer and appurtenances in portion of West one-half of Pueblo Lot 1140; 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 135062, accepting subordination agreement, August 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 5 Euclid Manor; authorizing and directing City Clerk to file subordination

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agreement, 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 135063, accepting deed of The Roman Catholic Bishop of San Diego, August 23, 1956, conveying easement and right of way for earth fill and appurtenant slope rights, in portion Lot 3 C. C. Seaman's Subdivision of East half of Southwest quarter of Section 34 Township 16 South, Range 2 West San Bernardino Meridian; 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 Schneider, reading of the next ordinance in full prior to adoption, was dispensed with by not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of adoption, written or printed copy.

ORDINANCE 7128 (New Series), incorporating portion of Parcel "O" Lot 19 Rancho Mission of San Diego into R-2 Zone as defined by Section 101.0406 of San Diego Municipal Code and repealing Ordinance 6242 (New Series) insofar as it conflicts, 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 Schneider, the next ordinance was introduced.

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

ORDINANCE 7129 (New Series), appropriating \$14,300.00 out of Capital Outlay Fund, for construction of water main on Aero Drive, 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.

Councilman Schneider said that he had a question in connection with the next ordinance.

Aaron Reese, Asst. City Attorney, explained it, saying that this is a little larger than the regular tuition course, at a private law school.

The City Manager told the Council that it has been a policy for years to reimburse tuition on approved courses.

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

ORDINANCE 7130 (New Series) appropriating \$130.00 out of Unappropriated Balance Fund for payment of filing fee and tuition at

University of San Diego (School of Law) on behalf of Lee Severson, Claims Investigator, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted, 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 11:43 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadad
Deputy

Rudley D. Williams
Mayor of The City of San Diego, California

Meeting adjourned

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REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, September
11, 1956

Present--Councilmen Burgener, Williams, Schneider, Kerrigan, Curran,
Evenson, Mayor Dail

Absent--None

Clerk---Clark M. Foote

The Mayor announced that the clergyman who was to have given the invocation was not present. At his request, all stood for silent prayer.

Ordinances and Resolutions for this meeting are recorded on Microfilm Roll 118.

On motion of Councilman Schneider, seconded by Councilman Burgener, Minutes for the meetings of Tuesday, September 4, 1956, and of Thursday, September 6, 1956, were approved without reading. They were signed by the Mayor.

Communication from Purchasing Agent reporting on 4 bids, opened September 8, 1956, for improvement of Frankfort Street and Alleys in Block 3 Corella Tract under 1911 Act proceedings, was presented.

On motion of Councilman Schneider, seconded by Councilman Burgener, 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 continued hearing on Resolution of Intention 134051, for paving and otherwise improving Cumberland Street, Potomac Street, Calle Tres Lomas, et al., Councilman Curran reported having had "a meeting with minority groups". He said that they were almost unanimous against the improvement, but that they have changed their minds to continue with it.

Willard Olson, of the City Engineer's office, said that a few have changed their minds, and that after subtracting people not assessed (for storm drain) it changed the percentage of protest.

Councilman Curran and Mayor Dail spoke to an unidentified woman who stood up in the audience.

The Mayor announced that Mr. Olson was to brief property owners, and to go ahead with the paving. He said that it has been explained, and is understood.

Councilman Curran said he thinks that a majority of the owners are in favor of the improvement.

RESOLUTION 135064, overruling and denying protests of Lawrence Ackert, Mrs. Doris E. Anderson, Alan W. Burnett, et ux., Harvey E. Kline, Walter B. & Mildred Naumann, Hazel M. Chupp and Larry M. & Jeanette L. Ackert, Property Owners, Robert L. Graves, Anthony M. and Orris R. Mitchell, against work of improving Cumberland Street, Calle Tres Lomas, Calle Quebrada, Potomac Street, Calle Canado, Alleghany Street and Public Right of Way, Resolution of Intention 134051, overruling and denying all other protests; referring to City Attorney for preparation of a Resolution Ordering Work subject to receipt of letter from Palmer Conner that he will "pick up the tab for the storm drain", was on motion

Meeting convened
Minutes approved
1911 Act bids report
Hearing
135064

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 134639 of Preliminary Determination for paving and otherwise improving Rosecroft Place, 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.

RESOLUTION 135065, determining that improvement of Rosecroft Lane, Resolution 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 Williams, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 134640 of Preliminary Determination for paving and otherwise improving Chalcedony Street, Law Street, Beryl Street, Geranium Street, Gladiola Street, et al., 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.

RESOLUTION 135066, determining that improvement of Chalcedony Street, Law Street, Beryl Street, Geranium Street, Gladiola Street, et al., Resolution of Preliminary Determination 134640 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 Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 134638 of Preliminary Determination for removal of existing street light luminaires, etc., and installation of street light luminaires, standards, et al., in Third Avenue, Fourth Avenue, Fifth Avenue, Sixth Avenue, E Street, F Street, G Street, and Plaza in Horton's Addition, 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.

RESOLUTION 135067, determining that improvement of Third Avenue, Fourth Avenue, Fifth Avenue, Sixth Avenue, E Street, F Street, G Street, Plaza in Horton's Addition, Resolution of Preliminary Determination 134638 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 Evenson, seconded by Councilman Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2517 made to cover costs and expenses of work done on paving and otherwise improving 37th Street, the Clerk reported written appeals from E. V. Kennel, Mr. and Mrs. Jack R. Todd, Earle P. Button, Amalia L. Asperin - and requesting that on day of hearing the

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Street Superintendent requested that assessments 8, 9, 11, 12, 14, 15 be corrected and modified, and that hearing be continued until the following Tuesday (1 week).

Asked for a report, the City Engineer told the Council of an 8.7% appeal on the basis of cracks. He said that cracks are minor "checking cracks", hard to see.

Willard Olson, of the City Engineer's office, called the Council's attention to the recommendation for splits in assessments.

RESOLUTION 135068, overruling and denying appeals of E. V. Kennell, Mr. and Mrs. Jack R. Todd, Earle P. Button, and Property Owners, from Street Superintendent's Assessment 2517 made to cover costs and expenses of work of paving and otherwise improving 37th Street, Logan Avenue, Newton Avenue, Z Street and Boston Avenue; overruling and denying all other appeals, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 135069, adopting recommendation of Street Superintendent, Document 539597, in connection with Assessment 2517 made to cover costs and expenses of paving and otherwise improving 37th Street, Logan Avenue, Newton Avenue, Z Street and Boston Avenue, Resolution of Intention 126727; directing Street Superintendent to modify and correct the assessment in accordance with his recommendation; continuing the Assessment to Tuesday, September 18, 1956, at 10:00 o'clock A.M., was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on proposed permanent zoning of portions of Grantville and Out Lots - southerly of Alvarado Canyon Freeway at Fairmount Avenue and Mission Gorge Road- Councilman Schneider explained to Councilman Burgener discussions which had been had and decisions reached in conference preceding this meeting.

The Mayor asked Councilman Kerrigan to make a motion, in line with Council's conference thinking. The next resolution follows a verbatim motion:

RESOLUTION 135070, that the proposed permanent zoning of portions of Grantville and Out Lots be referred to the Planning Commission with the recommendation of the City Council that C-1A Zone be considered in relation to depth, regarding widening, M-1A Zone to M-1 Zone, eliminate R-4 Zone in the river bottom to the left side, and protection of planning be studied; C Zone to be considered for "deepening", and that recommendation of the school area be reconsidered, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

(There was no action on the hearing, inasmuch as that had been closed earlier).

Bert Comparet, attorney, who had represented many of the affected property owners at hearings, thanked the Council for its time and work.

Report of Purchasing Agent, approved by City Manager, on low bid of Caudell & Johnson for furnishing approx 15,000 tons of Decomposed Granite for Street Division of Public Works Dept. for period from Sept. 1, 1956 through June 30, 1957, was presented.

RESOLUTION 135071, accepting bid of Caudell & Johnson for furnishing Decomposed Granite at \$0.55 per ton, 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 Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Sim J. Harris for construction of Storm Drain in Lot 21 Lemon Villa - \$1,445.00; 4 bids - was presented.

Hearing

Purchasing reports
135068 - 135071

RESOLUTION 135072, accepting bid of Sim J. Harris Company for construction of storm drain in Lot 21 Lemon Villa; 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 Curran, seconded by Councilman Burgener, adopted.

RESOLUTION 135073, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Grass Seed for Torrey Pines Municipal Golf Courses, Document 540635, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135074, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of new Fire Station Building at National Avenue and Crosby Street, Document 540492; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

In connection with the next resolution, Councilman Burgener called the Council's attention to the project being a "million dollar job". He asked how long it would be for bid time.

The City Engineer answered 5 weeks, and amplified the statement by saying that then the job would probably get under way within another month, and would probably be 1 year for completion.

Mayor Dail complimented Councilman Burgener for his efforts in behalf of this project.

RESOLUTION 135075, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of Morena Boulevard between Linda Vista Road and Clairemont Drive; and Weeks Avenue between Cushman Street and point north of Frankfort Street, Document 540490; authorizing and directing Purchasing Agent to publish in accordance with law, notice to contractors calling for bids, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

In connection with the next item, Councilman Curran asked the City Manager if he knew a date.

The City Manager replied that it would start right away; he would have to get details; this is the advertising for bids.

RESOLUTION 135076, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for City-Wide installation of street name signs for 6 months, Document 540491; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication Planning Commission, recommending approval of Final Map of Vista Mesa Unit 2, located on Kearny Mesa west of Highway 395 and north of Linda Vista, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 135077, authorizing and directing City Manager to

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execute, for and on behalf of The City of San Diego, a contract with H and L Homes, Inc., a corporation, for installation and completion of unfinished improvements and setting of monuments required for Vista Mesa Unit 2 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 Williams, adopted.

RESOLUTION 135078, adopting Map of Vista Mesa Unit 2, a subdivision of portion of Pueblo Lot 1214; accepting on behalf of the public Armstrong Street, Ben Street, Blix Street, Beal Street, portion of Bagdad Street, easements 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 the streets, portion of street and easements shown are accepted on behalf of the public as stated; directing City Clerk to transmit the map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

Communication from Planning Commission submitting a revised tentative map of Clairemont Park Unit 1, a 215-lot subdivision located on easterly side of Tecolote Canyon, adjacent to Clairemont, northeasterly of the Clairemont Quad, was presented. It says that access to the site is proposed over extension of Field Street, northeasterly from Clairemont Quad. It reports approval with minor changes as shown on the map on file in office of City Clerk, and provides 19 conditions, and suspension of portion of the Municipal Code.

RESOLUTION 135079, approving revised tentative map of Clairemont Park Unit 1; suspending portion of Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

In connection with the next item, the City Manager showed members of the Council a map, which he explained.

Mayor Dail made reference to a new letter from San Diego Gas & Electric Company, signed by C. B. Smith, Senior Right of Way Representative, Land Division, dated September 11, 1956. It tells of the Company having by letter on July 26 entered protest to proposed closing, that easements have been received from abutting property owners to cover the Company's facilities located in Colima Street, Lot 11 Block 29 Bird Rock Addition, and that "the San Diego Gas & Electric Company hereby wishes to withdraw the protest to these proposed vacations". It concludes "the Company, however, wishes to reaffirm its protest to the closing of the entire alley in Block 3 in Buena Vista Tract in order to protect its existing electric power pole line facilities".

Harry Haelsig, Planning Director, said that there are utilities - which he pointed out on a map.

The City Manager pointed out objects on a map, also, and explained them to the Council.

Councilman Burgener moved that the Council adopt a resolution, as recommended by the Street Superintendent. That motion was seconded by Councilman Kerrigan.

This item had been continued from a previous meeting.

RESOLUTION 135080, adopting recommendation of Street Superintendent relative to closing portion of Colima Street adjacent to Lot 11 Block 29 Bird Rock Addition, and the easterly 179.99 feet of Alley in Block 29 Bird Rock Addition; instituting closing under "Street Vacation Act of 1941", was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Communication from Mrs. Mary Langloose, dated Sep. 4 56, was presented. It asks "Can there be something done about car parking on the

the streets in front of a person's home?" It goes on to describe activities of parkers, and mentions Polk Avenue, 37th Street, Cherokee Street, Wilson Avenue. Then, it suggests requiring people to get off the rear end of the bus instead of blocking the front doors; endorsing the no talking with bus operators, and goes back to the parking situation.

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

Communication from San Diego Junior Chamber of Commerce, 947 Columbia at Broadway, dated September 5, 1956, was presented.

It requests approval of reservation of Balboa Stadium, all of its internal facilities and equipment, and parking facilities, for dates of June 5 through 8 1957 for use by the Chamber in preparing for and staging sixth annual National Association of Intercollegiate Athletics Track and Field Championships, was presented.

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

Communication from The S.D. Assembly for the UN Way, dated September 4, 1956, signed by Edna H. Gillespie, president, was presented. It thanks the Council for willingness to co-sponsor the program of service achievement exhibits by member groups. It says that within a few days there will be received a statement of plans, and suggestions will be appreciated.

On motion of Councilman Kerrigan, seconded by Councilman Williams, it was filed.

Communication from Gertrude Teiber, 3358 Boundary St., San Diego 4, dated Sept. 6, 1956, suggesting the rebuilding of an abandoned building in Balboa Park, to be called the Latin American Building, for use in connection with Fiesta del Pacifico, was presented.

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

Communication from San Diego Civic Light Opera Assoc., P.O. Box 2407, San Diego 12, dated September 6, 1956, signed by Robert J. Sullivan, was presented. It refers to newspaper comments on various demands upon facilities of Balboa Park by the Fiesta del Pacifico. It says "inasmuch as some of these demands seem to make untenable the position of Star-Light, The Globe Theater, and the Summer Symphonies - possibly to the point of being unable to operate at all -- we would like to request a short delay in any decisions you may make in awarding such Balboa Park space until a meeting can be had of the original "Summer Festival" group, and the position of that group be made clear".

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

RESOLUTION 135081, directing notice of filing of Assessment 2535 and of time and place of hearing thereof, made to cover costs and expenses of work done upon paving and otherwise improving Alley Block 18 Ocean Beach Park, Resolution of Intention 130931, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135082, directing notice of filing Assessment

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2533 made to cover costs and expenses of work done upon paving and otherwise improving Celia Vista Drive and Rolando Boulevard, Resolution of Intention 130932, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135083, directing notice of filing Assessment 2534 and of time and place of hearing thereof, made to cover costs and expenses of paving and otherwise improving Gregory Street, Resolution of Intention 129063, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135084, directing notice of filing Assessment 2536 and of time and place of hearing thereof, made to cover costs and expenses of paving and otherwise improving Howard Avenue, Resolution of Intention 131462, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135085, directing notice of filing Assessment 2537 and of time and place of hearing thereof, made to cover costs and expenses of paving and otherwise improving Vancouver Avenue and Kalmia Street, Resolution of Intention 130037, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD 135086, accepting bid of John B. Henry, Inc., and awarding contract, for paving and otherwise improving Alley Block 331 Choate's Addition, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

City Engineer reported low bid 1.2% below the estimate.

RESOLUTION OF AWARD 135087, accepting bid of Griffith Company, and awarding contract, for paving and otherwise improving Kendall Street, Resolution of Intention 133814, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

City Engineer reported low bid 6.7% below the estimate.

RESOLUTION 135088, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Blocks 127 and 134 City Heights, Redwood Street; approving Plat 2868 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 Williams, adopted.

RESOLUTION 135089, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Easterly and Westerly Alley Block 31 Normal Heights; approving Plat 2886 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 Williams, adopted.

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RESOLUTION 135090, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 2 Ocean Front; approving Plat 2888 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 Williams, adopted.

RESOLUTION ORDERING WORK 135091, for paving and otherwise improving Franklin Avenue, Resolution of Intention 134262, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION ORDERING WORK 135092, for paving and otherwise improving Nogal Street, Resolution of Intention 134263, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION ORDERING WORK 135093, for paving and otherwise improving Valle Avenue, Resolution of Intention 134264, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 135094, for paving and otherwise improving Alley Block 23 Bird Rock Addition, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 135095, for paving and otherwise improving Alley Block 59 Ocean Beach, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 135096, for paving and otherwise improving 43rd Street and Hilltop Drive, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 135097, for electric energy in El Cajon Boulevard Lighting District 1, for 1 year from and including December 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 135098, for furnishing electric energy in Montemar Lighting District 1, for 1 year from and including December 1, 1956, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 135099, changing grade of Sterne Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135100, for paving and otherwise improving Alleys Blocks 127 and 134 City Heights, Redwood Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135101, for paving and otherwise improving Alley Block 2 Ocean Front, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135102, appointing time and place for hearing protests, and directing notice of hearing, for furnishing electric energy in Logan Avenue Lighting District 1, for 1 year from and including November 1, 1956, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135103, appointing time and place for hearing protests, and directing notice of hearing, for furnishing electric energy in Pacific Highway Lighting District 1, for 1 year from and including November 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135104, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 190 City Heights, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135105, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 81 Pacific Beach, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135106, ascertaining and declaring wage scale for paving and otherwise improving Alley Block J Montecello, Monroe Avenue, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 135107, electing to proceed under provisions of Street Vacation Act of 1941, declaring intention of the Council to vacate portion of Poe Street, and fixing time and place for hearing thereof, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135108, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Missouri Street, Resolution of Intention 132387, 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 Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135109, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on installing sanitary sewer main in Alley Block 1 Buena Vista Tract, and 42nd Street, Resolution of Intention 131053, and to be assessed to pay expenses thereof, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135110, directing City Engineer to furnish diagram of property affected and benefited by work and improvement of paving Alley Block 14 La Jolla Hermosa and Block 14 Bird Rock City by the City, and Bird Rock Avenue, Resolution of Intention 132640, and to be assessed to pay expenses thereof, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135111, directing City Engineer to furnish diagram of property affected and benefited by work and improvement of Alley Block 17 Normal Heights, and Collier Avenue, Resolution of Intention 132641, and to be assessed to pay expenses thereof, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135112, directing City Engineer to furnish diagram of property affected and benefited by work and improvement of Bond Street, Figueroa Boulevard, Magnolia Avenue, Hornblend Street and Grand Avenue, Resolution of Intention 132898, and to be assessed to pay expenses thereof, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135113, directing City Engineer to furnish diagram of property affected and benefited by work and improvement of La Jolla Mesa Drive, Colima Street, Van Nuys Street, Resolution of Intention 132642, and to be assessed to pay expenses thereof, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135114, directing City Engineer to furnish diagram of property affected and benefited by work and improvement of Loring Street and Lamont Street, Resolution of Intention 132900, and to be assessed to pay expenses thereof, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135115, directing City Engineer to furnish diagram of property affected and benefited by work and improvement of sewer main in Normandie Street and Birmingham Drive, Resolution of Intention 132504, and to be assessed to pay expenses thereof, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135116, directing City Engineer to furnish diagram of property affected and benefited by work and improvement of

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installing drain in 60th Street, University Avenue, Chollas Road, and Public Rights of Way, Resolution of Intention 132785, and to be assessed to pay expenses thereof, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135117, determining and declaring that public interest, convenience and necessity of The City of San Diego require construction, operation and maintenance of public sewer across portions of Lots 19 and 20 Block 16, the Muirlands; that public interest, convenience and necessity demand acquisition of easement to be used by the City for the construction; declaring intention of The City of San Diego to acquire the property under Eminent Domain Proceedings; directing the City Attorney of The City of San Diego to commence action in Superior Court of 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 135118, declaring a through highway:
F Street between east line of India Street and west line of 16th Street;
authorizing and directing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135119, prohibiting commercial vehicles of over 2 tons gross weight:
Laurel Street between State Street and Union Street;
authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135120, prohibiting parking of automobiles at all times:
West side of 33rd Place, between El Cajon Boulevard and Meade Avenue;
authorizing installation of necessary signs and markings to be made, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135121, authorizing and empowering City Manager to do all work in connection with installation of water main and fire plug in Mission Bay, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135122, authorizing and empowering City Manager to do all work in connection with relocation of Equipment Division sweeper maintenance shop, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 135123, authorizing and empowering City Manager to execute, for and on behalf of the City, agreement with Haskins & Sells for annual audit of accounts of The City of San Diego for fiscal year ending June 30, 1957, Document 540672, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135124, authorizing and empowering City Manager to execute, for and on behalf of the City, amendment to lease agreement between the City and O'Doul-Angus Sports, Inc., of portions of Lots 15, 16, 17, 23 and 24 Lemon Villa, filed as Document 501702, amended by Document 534246 and assigned by Document 534403, for operation of snack bar on leased premises, amendment being for purpose of authorizing sale of beer on the premises; amendment filed as Document 540673, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135125, authorizing and empowering City Manager to execute, for and on behalf of the City, agreement with State of California, Department of Public Works, Division of Highways, covering relocation of utilities in connection with construction of Road XI-SD--2-SD, Document 540681, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135126, for paving and otherwise improving Easterly and Westerly Alley Block 31 Normal Heights, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 135127, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of The City of San Diego, an agreement for purchase by the State of California of tax-deeded property: Lots 36 to 42 inclusive, Block 125, Choate's Addition, as provided by the laws of the State of California consenting to the price to be paid for the property by the State, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 135128, approving Change Order 1, August 22, 1956, filed as Document 540570, issued in connection with contract between The City of San Diego and V. R. Dennis Construction Company for construction of Nile Street, Wabash Boulevard to Quince Street, etc., contract document 538796; changes amounting to increase in contract price of approximately \$5,429.00, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 135129, granting revocable permit to Airline Lumber Company, a corporation, 4009 Rosecrans, to install and maintain temporary closing for private use for use and benefit of owner's property: Congress Street at Wallace Street, Lot 4 Block 407 Old San Diego, over and across Congress Street from westerly line of Wallace Street to Santa Fe Railroad Right of way, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

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RESOLUTION 135130, approving claim of Captain Hallock G. Davis, Document 539508, \$25.75; authorizing City Auditor & Comptroller to draw warrant in favor of Capt. Davis, 5245 Sunnyside Drive, National City, California, in full payment of the claim, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 135131, approving claim of San Diego Transit System, Document 537739, \$526.15; authorizing City Auditor & Comptroller to draw warrant in favor of the System, at 235 Broadway, San Diego 1, in full payment of the claim, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 135132, denying claim of Brian F. Burney, 5782 Winchester Street, San Diego 14, Document 539470, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 135133, denying claim of J. D. Elston, 7655 Church Street, Lemon Grove, Document 539750, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 135134, denying claim of Edna M. Williams, 3776 36th Street, San Diego 4, Document 539821, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 135135, accepting quitclaim deed of Burgener Construction Company, 1150 Silverado, La Jolla, executed on 24th day of August, 1956, quitclaiming to The City of San Diego, all water mains and appurtenance structures constructed for its use, located in public streets, rights of way, highways and public places either within or without subdivision named Clairemont Terrace Unit 2; 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 Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135136, accepting quitclaim deed of Leonard L. Drogin and George E. Martin, co-partners, doing business under name of The Euclid Mesa Company, 6610 El Cajon Boulevard, San Diego 15, executed on 21st of August, 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, within or without, Euclid Mesa; 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 Williams, seconded by Councilman Kerrigan, adopted.

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

On motion of Councilman Curran, seconded by Councilman

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Burgener, 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 prior to day of adoption.

ORDINANCE 7131 (New Series) appropriating \$39,000.00 out of Unappropriated Balance Fund for operation of Alcoholic Rehabilitation Clinic, 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 the next item, the City Manager said to the Council that The City is to be reimbursed by the State.

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

On motion of Councilman Williams, seconded by Councilman Curran, 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 prior to day of adoption.

ORDINANCE 7132 (New Series), appropriating \$3,100.00 out of Capital Outlay Fund for installing a Fire Plug at Dana Point Basin, in Mission Bay Park; directing reimbursement out of Mission Bay Bond Fund, was on motion of Councilman Williams, seconded by Councilman Curran, was 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 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 prior to day of adoption.

ORDINANCE 7133 (New Series), appropriating \$300.00 out of Unappropriated Balance Fund to pay expenses of change of grade proceedings on portion of Sterne 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 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 prior to day of adoption.

ORDINANCE 7134 (New Series), establishing grade of Alley in Block 269 Pacific Beach, between westerly line of Ingraham Street and easterly line of Haines 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 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 prior to day of adoption.

ORDINANCE 7135 (New Series) establishing grade of Alley in Block 299 Subdivision of Acre Lots 67, 68, 76, 77, 80 and 81 Pacific Beach, between easterly line of Dawes Street and westerly line of Everts 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 Evenson, seconded by Councilman Curran, the next ordinance was introduced.

On motion of Councilman Evenson, seconded by Councilman Curran, 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 prior to day of adoption.

ORDINANCE 7136 (New Series), establishing grade of Haller Street, between easterly prolongation of northerly line of Maple Street and easterly prolongation of northerly line of Lot 56 Block S Montclair, 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.

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 a written or printed copy prior to day of adoption.

ORDINANCE 7137 (New Series), establishing grade of Locust Street, between southwesterly line of Lowell Street and southwesterly line of Macaulay Street, 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.

In connection with the next ordinance, Councilman Kerrigan said that 1 word was changed.

The Mayor said that it had been "up in conference".

Aaron Reese, Asst. City Attorney, said that the position is now unclassified.

On motion of Councilman Evenson, seconded by Councilman Curran, Ordinance amending Section 26.81 of The San Diego Municipal Code creating the position of Director of Mission Bay Park, was introduced, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

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

Communication from Planning Commission recommending approval of final map of Fleetridge Unit 7 - 38 lot subdivision northerly of Canon Street westerly of Fleetridge Units 4 and 5, southerly of Chatsworth Blvd. and easterly of Catalina Avenue, subject to posting of bond in amount sufficient to insure installation of required improvement, was presented.

RESOLUTION 135137, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Point

Loma Holding Company, a partnership, 2150 Chatsworth Boulevard, San Diego 7, for installation and completion of unfinished improvements and setting of monuments required for Fleetridge Unit 6 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 135138, adopting map of Fleetridge Unit 6 Subdivision, being a portion of Pueblo Lots 196 and 197; accepting on behalf of the public Point Loma Avenue, Point Loma Way, Liggett Drive, Liggett Way, portion of Chatsworth Boulevard and easements together with any and all abutters' rights of access in and to Canon Street and Point Loma Avenue, adjacent and contiguous to portion of Lot 244; 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 subdivision map, and that streets and easements are accepted on behalf of the public, together with rights of access, and that Council rejects dedication for public street 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 Williams, seconded by Councilman Curran, adopted.

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

RESOLUTION 135139, appointing Daryll Johnson to the Mission Bay Park Commission to serve the unexpired term of Richard F. Shea, who has resigned, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Councilman Kerrigan requested, and was granted, unanimous consent to present a request. He told of meetings to be held regarding Feather River Association, Metropolitan Water Commission, Water Committee of the League of California Cities, in Santa Barbara and Berkeley. He asked authorization to attend in the City's behalf, and permission to incur the necessary expense.

On motion of Councilman Schneider, seconded by Councilman Burgener, the City Attorney was requested to prepare and present the necessary resolution.

There being no further business to come before the Council, the Mayor declared the meeting adjourned at 11:34 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Richard D. Williams
Mayor of The City of San Diego, California

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REGULAR MEETING

Chamber of The City of San Diego, California,
Thursday, September 13, 1956

Present-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran,
Evenson

Absent--Mayor Dail
Clerk---Clark M. Foote

Vice Mayor D. D. Williams acted as Chairman, during the absence of the Mayor, who was out of the city on official business.

Ordinances and Resolutions for this meeting were recorded on Microfilm Roll 118.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on appeal of Frances M. Margolin from San Diego Psychology Commission in denying her request for permit to practice psychology in the City, report was read.

The report, signed by Wallace V. Lockwood, Ph.D., chairman, Psychology Commission, dated September 13, 1956, says that the Commission at its August 1, 1956, session considered application of Mrs. Margolin for the license; approval was denied on following facts:

1. She is not in possession of a Doctoral Degree in Psychology;
2. She has not had 2 years of satisfactory supervised experience in clinical psychology.

The appeal of Mrs. Margolin, 5575 Brunswick Road, San Diego 20, tells of application filed with City of San Diego and the Psychology Commission created under provisions of Ordinance 5541 (new series) Division 21 Sec 33.2101, et seq, for permit to practice psychology.

It tells of application having been considered by the Psychology Commission under the Ordinance, and that she was denied permit to practice.

The appeal said that she alleges that action of the Commission in refusing permit to practice in the City was arbitrary, capricious, was not based upon facts and evidence submitted to the Commission, and was an abuse of discretion.

The petition requests that "matter be gone into De Novo and be considered by the City Council", and be set for public hearing, and that all proper persons be given notice of hearing under provisions of the ordinance.

Patricia Mason, attorney representing Mrs. Margolin, was heard. She reviewed the report, and said that Mrs. Margolin knew that she did not have a doctorate; the Commission said that she did not have 2-year supervised experience in clinical psychology.

Councilman Burgener spoke to Miss Mason, and said that the Attorney had said to the Council that it has no option in this case; the Commission has the opportunity of waiving the doctorate. He said that the Council might agree (with the appellant) but it has no option because of the doctorate.

Miss Mason said she realizes that discretion lies with the Commission, and thinks that there was an abuse of that discretion.

Aaron Reese, Asst. City Atty. told the Council that appeal of this type "in the Code is on the evidence". He said that if there were only not satisfactory supervisory training, there is the right to appeal. He stated that the appellant did not meet the basic doctorate in psychology. He said that the discretionary action by the Commission is purely a Commission discretion. He said that appeal is being made from the Commission's failure to make finding that the doctorate should be waived.

Meeting convened
Hearing

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Mr. Reese said that "the ordinance can't reverse the Code requirement". He said that it is purely discretionary on each Commissioner; there is no basis for appeal. Mr. Reese told the Council that "the applicant fails to meet the basic requirement of a doctorate". He said that the permissive waiver (by the Commission) was not used.

Miss Mason asked if she could not, then, present the appeal.

Mrs. Reese said that he was setting forth the waiver; and that the Council did not set forth the specific standards; no standards were set up. He said, again, that it was purely personal discretionary matter, provided in the ordinance.

Councilman Burgener asked Miss Mason if appeal was being made "under the old ordinance".

The answer was "yes". Miss Mason asked if the Council wanted to hear the evidence.

Mr. Reese said that the Council could hear the basic points.

Miss Mason said that her client took undergraduate work at Temple - in Psychology; in her senior year she had clinical work, with high grades. She said that in 1948 the State of Ohio waived the master's degree, because of her high grades. She told of employment in the Dayton State Hospital, and of having had supervisory testing. Miss Mason said that Mrs. Margolin had graduate courses, while working. She told of working at a graduate school, and of working for psychologists in private clinic. She said the appellant was given close hourly supervision. She said the employment was left in 1955, to come to San Diego. She said that Mrs. Margolin is now working for the County Probationary Department. She stated that Dr. Lockwood had said that he refused to count the work at the Dayton State Hospital on account of it being prior to the master's. She said that training was wanted to come to the end of the formal education as nearly as possible. She spoke of Mrs. Margolin having done 3-1/2 years. She said that, under psychiatrists, did not count. She told of there being 2 fields. Miss Mason said that Mrs. Margolin, when she presented her application, did not present the evidence clearly. She said it was not clear in the application, and there appeared to be not supervised experience. She said that Dr. Lockwood (chairman of the Psychology Commission) said that this was a borderline case, but that he made no effort to clear that up. She said that question was asked about resubmission of the Margolin material, and that the answer was that the commission would probably not meet prior to this appeal hearing. Miss Mason had letters from doctors, from which she referred but did not file. Miss Mason said that Mrs. Margolin was here, if the Council wished to hear from her.

Vice Mayor Williams asked if all had been presented to the Commission.

Miss Mason replied that she and Mrs. Margolin were not present. She stated that the letters are commendatory. She said that the Commission did not have the tear sheet about the private clinic, and Dr. Lockwood had said that it would do no good to have one.

There was discussion between the Vice Mayor and Miss Mason regarding dates of application and denial.

Miss Mason referred to conversation with Dr. Lockwood 2 weeks ago.

Councilman Schneider discussed with Miss Mason the point of denial. He said there was the subject of determination in connection with the waiver.

Dr. Lockwood, answering Councilman Burgener spoke about 3-1/2 years during which time there had been no waiver. He said that on about 1/3 of the cases the doctorate had been waived. He told the Council that this year the commission had licensed individuals with masters' degrees; and referred to "1 woman from Seattle". He said that "none under the ordinance had been under the Master's level".

Councilman Schneider pointed out that there had been no particular bias.

Councilman Curran asked Dr. Lockwood about reconsideration.

Dr. Lockwood said that the original application was clear, but there had been points where there had to be decisions regarding private work with doctors. He read wording from the application. He said it could

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not be determined if it was a semi-independent function, or closely supervisory function.

Councilman Curran asked if there would be any value in referring this back.

Mr. Reese said "there is no provision for re-hearing". Then, he said that if a person is denied due process he has the right to be heard. He spoke to Dr. Lockwood, and said that the Commission had considered the evidence at the time of consideration of the case.

Dr. Lockwood said to the Council that "all had been considered", but that there had been some elaboration which had not been presented. He said that all the material that had been before the Commission was considered.

Mr. Reese stated that there is no evidence of abusive action. He asked Dr. Lockwood about waiver of the doctorate.

Dr. Lockwood replied that it was "unanimous to deny".

Mr. Reese said that there is nothing the Council can do to impose its opinion (on the Commission). He said that would be through re-application; this case has to stand on its own.

The Vice Mayor asked if there is time in which to re-apply.

Dr. Lockwood said that re-application could be made at any time. He added that the "new ordinance will be in effect on the 16th".

Miss Mason and Dr. Lockwood spoke to each other about letters having been received.

Dr. Lockwood told of having had all letters back, and of having letter from Dr. McKinnon, but not Dr. Allen (the ones to which Miss Mason referred earlier). He said there was consideration.

Councilman Schneider moved to deny the appeal. Then he moved to close the hearing. Motion was seconded by Councilman Burgener, and carried.

Councilman Schneider moved to deny the application, and uphold the Commission. Motion was seconded by Councilman Burgener.

Councilman Burgener pointed out that members of the Council are laymen.

The roll was called on the motion, resulting in RESOLUTION 135140, denying appeal of Frances M. Margolen, 5575 Brunswick Road, San Diego 20, Document 539620, from decision of the San Diego Psychology Commission in denying her request for a permit to practice psychology in the City of San Diego, and upholding the decision of the San Diego Psychology Commission, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Petition of Mr. and Mrs. Leon D. Sexton, 747 Bon Air Way, La Jolla, and others, reading "The undersigned respectfully petitions as follows:- That the 700 block of Bon Air Way from Draper Street East be resurfaced with macadam or blacktop".

Councilman Kerrigan moved to refer the petition to the City Manager, to report back. Motion was seconded by Councilman Burgener.

Action taken was in accordance with the motion.

Report of Purchasing Agent, approved by City Manager, on low bid of American Products, Inc. for furnishing Lumber for San Vicente Fishing Piers - \$1,101.20 less 2% plus State Sales Tax; 3 bids - was presented.

RESOLUTION 135141, authorizing accepting bid of American Products, Inc. for furnishing Lumber; 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 Burgener, adopted.

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Report of Purchasing Agent, approved by City Manager, on low bid of R. E. Hazard Contracting Co. for improvement of La Jolla Mesa Drive = \$20,862.00; 4 bids - was presented.

RESOLUTION 135142, accepting bid of R. E. Hazard Contracting Co. for improvement of La Jolla Mesa Drive; 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 Evenson, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of V. C. Moffitt & Co. for installation of Sprinkler System in Colina del Sol Park - \$32,318.00; 3 bids - was presented.

RESOLUTION 135143, accepting bid of V. C. Moffitt & Co. for installation of sprinkler system in Colina Del Sol Park; 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 Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Al E. Riley, Inc. for improvement of Coast Boulevard between Jenner Street and Girard Avenue - \$7,063.25; 4 bids - was presented.

RESOLUTION 135144, accepting bid of Al E. Riley, Inc. for improvement of Coast Boulevard; awarding contract, authorizing and instructing City Manager to 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 Burgener, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Sparton Control Systems Division, The Sparks Withington Company, for furnishing Electrical Equipment for Lakeside, Murray, Alvarado Remote Control System - @ \$2,287.00 plus \$60.00 per day (approx 3 days) for Services of factory-trainer engineer to direct and check installation and to train City employees; 2 bids - was presented.

RESOLUTION 135145, accepting bid of Sparton Control System Division of The Sparks Withington Company for furnishing Electric Equipment for Remote Control System; 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 Evenson, adopted.

Report of Purchasing Agent, approved by City Manager, on proposed authorization for bids for furnishing 20 tons of Copper Sulphate, Snow Crystals (for Water Purification), was presented.

RESOLUTION 135146, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 20 tons of Copper Sulphate, Snow Crystals, Document 540669, was on motion of Councilman Evenson, seconded by Councilman Schneider adopted.

Report of Purchasing Agent, approved by City Manager, on proposed authorization for bids for furnishing 11 Motorcycles for Police

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Department, was presented.

RESOLUTION 135147, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 11 Motorcycles, Document 540670, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135148, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of Municipal Fishing Pier, Shelter Island, Document 540671; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Aaron Reese, Asst. City Attorney, asked for and was granted unanimous consideration, on the next item - not listed on the agenda. At his request, Alan Firestone, Chief Deputy City Attorney explained the provisions of the resolution and the intend of objections on proposed legislation. While the subject was presented at the end of the agenda, it is numbered here out of order by request of the City Attorney's office, so that Mr. Firestone could take copies to a meeting. Mr. Firestone spoke to the Council about the condemnation law, on which the resolution voices objections. He reviewed the measures affected, in detail.

RESOLUTION 135149, telling of the Legislature of the State of California considering adoption of Senate Bills Nos. 1827, 1830, 1834 and 1836 affecting rights of the State of California, State boards, agencies, and cities in connection with acquisition of property by condemnation proceedings; expressing objections to adoption on grounds that provisions contained in the bills will adversely affect long-range planning and acquisitions of property for public improvements by public agencies and cities in the State of California; and it directs City Attorney to deliver to the Senate Interim Committee on Judiciary certified copies, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Planning Commission's recommendation on approval of tentative map of Sylvania Addition, was adopted at this point. It was reconsidered, later, when Col. Frank Seifert, the affected individual asked to be heard. It will be shown where reconsidered.

Councilman Burgener said that he had a question in connection with the next report.

E. W. Blom, Acting City Manager, said that the State Division (of Highways) and Planning recommended there be no change made in name. Asked by Mr. Burgener what name had been proposed, he replied that none had been assigned.

Communication from Planning Commission by P. Q. Burton, submitting a file of papers concerning proposal to change name of that portion of Pacific Highway in vicinity of Balboa Avenue bypassed by the new freeway constructed, was presented. It says that after notifying property owners and advertising a public hearing on the matter, the City Traffic Engineer stated that the California Division of Highways had requested that their proposal to change name of portion of Pacific Highway be withdrawn. It suggests filing of the papers.

RESOLUTION 135150, adopting recommendation of Planning Commission to file papers concerning proposal to change name of that portion of Pacific Highway in vicinity of Balboa Avenue bypassed by the new freeway

construction, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, by P. Q. Burton, forwarding City Engineer's request that name of Ridgeview Road be changed to La Jolla Scenic Drive, was presented. It describes the Road in a portion of Pueblo Lot 1290, but is accessible over unimproved roads not dedicated; on a ridge running northerly and southerly between Pacific Highway and La Jolla Canyon Road, at easterly end of Ardath Road. In addition to a detailed report, it says that all departments and agencies have approved the proposed name change; property owners were notified by postal card, but no protests were received.

RESOLUTION 135151, requesting City Attorney to prepare and present necessary ordinance to change name of Ridgeview Road to La Jolla Scenic Drive, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from City Civil Service Commission, by Mildred Perry Waite, president, dated September 6, 1956, was presented. It refers to "today's Council agenda presents a plan to alleviate presently inadequate space for your Civil Service Department", and said that the collaborative plan, developed and agreed upon by the Office of Administrative Management and Civil Service, presents an interim solution to present congested Civil Service space problem. It says that it seems essential that the City put its best foot forward in exceedingly competitive labor market, in connection with interviewing and processing through the offices of the Commission all prospective officers and employees of the City government. The communication says that quarters occupied by the department were allocated in 1939 for a staff of 5 persons; presently there are 23. The communication says that the plan, as jointly proposed, envisages partial use of space now being used as a women's lounge for City employees, and seems apparent that there is near future adequate space for both men and men's lounges should be agreed upon by the City and County administrators. It points out the twin problems of elevator traffic saturation and heavy applicant traffic, which prompts the Commission to ask the Council to give priority consideration for first available ground floor space that may become available, whether in the present Civic Center building or in any proposed extension.

RESOLUTION 135152 approving request of Civil Service Commission, Document 540690, for additional space for the Civil Service Department, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

As has been mentioned earlier in these minutes, the next item had been adopted.

By common consent of the Council it was reconsidered when Col. Frank W. Seifert, owner of Lots 1 to 4 Block 12 Cleveland Heights, asked to be heard.

Communication from Planning Commission, by Richard L. Weiser, submitting tentative map of Sylvania Addition, a 1-lot resubdivision of Lots 1 to 4 Block 12 Cleveland Heights, located at southeast corner of Front Street and Pennsylvania Avenue, was presented. It says that Front Street at this point is lower than the end of Pennsylvania Avenue and probably will never be improved; City Engineer's letter states in part - "There is considerable traffic congestion in Pennsylvania Avenue due to curb parking in the narrow dead-ended street". It says that in order to ease the problem, the Planning Commission proposed that the subdivider dedicate additional street in order that turnaround might be installed adjacent to this property.

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The communication recommended that, subject to that condition, and the conditions shown on accompanying resolution, the tentative map be approved.

Col. Seifert said to the Council that he has "given quite a bit of property"; that he can't see why he should give property to take the stairs and go 6 feet into the dining room. He showed a map at which members of the Council looked.

Mr. Weiser, Asst. Planning Director, showed a map, which was described. Col. Seifert jointed the discussion over the map.

Councilman Schneider asked if the turnaround is essential.

Mr. Weiser's reply was "yes".

Col Seifert told of there being 40 feet of paving.

Weiser said that the Seifert house was to be removed; there is a City requirement of 45-foot radius for turnaround on dead-end streets.

There was discussion between Councilmen and Mr. Weiser.

Councilman Evenson asked if there would be the same requirement on property across the street if application is made for rezoning that.

Mr. Weiser replied "no".

Councilman Evenson said that then apparently the first one who applies for a zone change is the one to provide the turnaround.

Mr. Weiser said that consideration had been given to both sides; the other property has been divided, and is no longer so large.

Councilman Evenson expressed the belief that this is taking advantage of Col. Seifert.

Councilman Schneider spoke to Mr. Weiser about the turnaround requirement. Mr. Weiser spoke to him.

Councilman Williams referred to emergency vehicles who need the turnaround.

Councilman Schneider said that "many streets are not provided for".

Mr. Weiser said that they are provided in new subdivisions. Answering a question by Councilman Schneider, he said that owners are not forced to move buildings. He spoke of there having been discussion by the Commission about removal. He said R-4 was approved - subject to renewal.

Councilman Burgener spoke to Col. Seifert about maximum land taken for street, so as not to run into the house.

The reply was "15 feet".

Mr. Weiser said that there is need for sidewalk around the end.

Councilman Kerrigan discussed with Col. Seifert the rezoning (which has been accomplished), and the overruling of objections (which the Council had done).

Col. Seifert said that he "did not state that he would take the beautiful 2-story house off".

Then Councilman Kerrigan spoke to Mr. Weiser about the turnaround, and said that the street could be extended into the canyon, and 1/2 width (of turnaround taken). The two carried on a conversation.

Col. Seifert said that the stairs extend from the wall - 9 feet on the inside and 12 feet on the outside - to the second floor as required.

Councilman Kerrigan observed that "Col. Seifert's point is well taken".

Councilman Burgener pointed out the need to live with realities.

Councilman Evenson said that there is an abrupt drop into the canyon, with no other development.

Col. Seifert informed the Council that there is a 15-foot setback.

Mr. Weiser stated that the property in the canyon is public street.

Councilman Schneider said that distance would be roughly 100 feet.

Councilman Kerrigan was excused

Councilman Schneider said that there "is no great problem, to require the turnaround".

Councilman Kerrigan returned

Col. Seifert stated that Councilman Evenson had come up and measured the property.

E. W. Blom, Acting City Manager, stated that Planning is requiring the turnaround, in connection with Code provisions. He told of people parking there, and narrowing down the street. He told of there having been several accidents where rubbish trucks have had to back out, and run over children. He said that it may be possible to work out an adjustment, regarding a cul de sac.

Mr. Reese read from the Code regarding there being not less than 70-radius, and read on about topography.

Councilman Kerrigan said that the situation can be worked out; sidewalk can be deleted.

Councilman Burgener said (referring to sidewalk) "that is policy".

There was continued discussion between Councilmen and Weiser.

The Vice Mayor said that the subject should be referred to Planning.

Councilman Kerrigan said that it could go to the City Manager.

** Councilman Kerrigan moved to "Refer the item to the Planning Commission and to the City Manager for a practical plan". Motion was seconded by Councilman Curran.

The Acting City Manager's comment was that "this ought to be checked out".

Councilman Kerrigan and Councilman Schneider both said that they would oppose some of the recommendations. They maintained that Col. Seifert should not be required to move the house; and added that there is "need to look at the thing".

Councilman Curran expressed confusion on his part. He asked if plan has been submitted.

Col. Seifert replied that map has, and said that the view is to the west.

Councilman Burgener pointed out that the zoning (zone change) is contingent on filing of a subdivision map, and is contingent on conditions that can't be met.

Mr. Blom and Mr. Weiser said that there is 1 year in which to submit a map.

** The roll was called on this motion. All present voted "yea".

Communication from City Civil Service Commission, by Mildred Perry Waite, president, stating that because of family responsibilities, it will be impossible to attend the Civil Service Assembly's Fiftieth Anniversary meeting in Washington, D.C., October 7 to 12. (She had been so authorized to attend by Resolution 135038, adopted Sept. 6). It speaks of opportunity for staff members to bring back much of value to the department and to the City, and is helpful to lay members of the Commission; also brings prestige to San Diego. It says that Raymond Krah, personnel director, has been asked to participate in discussions of "Pay Problems in the Civil Service", and asks that Mr. Krah be substituted as a representative.

RESOLUTION 135153, authorizing Raymond Krah, Personnel Director, to attend Civil Service Assembly's Fiftieth Anniversary meeting in Washington, D.C., October 7 to 12, 1956, and incur all necessary expenses; repealing Resolution 135038 authorizing Mildred Perry Waite to attend, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

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Communication from Lt. Charles W. Buck (MSC) USN, 8519 Larkdale Avenue, San Diego, dated September 5, objecting to the ordinance (adopted recently) regulating Psychologists, was presented.

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

Communication from "Citizen's Committee for YES on Proposition #5", dated September 7, 1956, signed by Hazel Junkins, Southern California Campaign Manager, was presented. It is a lengthy communication having to do with constitutional amendment relating to alcoholic beverages, and encloses a formal resolution which other members of the League of California Cities have adopted and which the Council might like to copy. It refers to passage of resolutions in favor of Proposition "because it is designed to 'protect our youth'."

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

Communications and postal cards requesting that the Padre Puppeteers be allowed to retain the Puppet Theatre, and that the Fiesta del Pacifico not take over the Theatre, were presented.

RESOLUTION 135154, referring communications requesting that Padre Puppeteers be allowed to remain in the Puppet Theatre in Balboa Park, to the Mayor's Committee on Park Use, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication, being copy of one sent to the Editor of the Evening Tribune, making suggestions for converting Laurel Street through Balboa Park, into 4-lane road to relieve traffic congestion, was presented.

RESOLUTION 135155, referring communication from Nick Stamone re Laurel Street in Balboa Park to the Mayor's Committee on Park Use, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Communication from "Homeowners & Taxpayers Council of San Diego County", 9462 Carmichael Drive, La Mesa - form signed by William Miller, president - was presented. It was addressed to "All State Senators and Assemblymen, State of California: Subject: Malfeasances, San Diego County Board of Supervisors, showing great numbers of copies sent. It has to do with action of County Board of Supervisors in appointing a new County Assessor, past and probable future actions.

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

Carbon copy of communication from Don E. Bates, 2327 Hickory Street, San Diego 3, and communication from Fred M. Wolf, expressing views on proposed baseball park in Mission Valley, were presented.

Councilman Burgener moved to file.

On motion of Councilman Schneider, seconded by Councilman Burgener, both were referred to the Planning Commission.

Communication from Port of San Diego, by John Bate, dated 12 September 1956 recommending approval of Reassignment and Release of Assignment of Lease of real property for security between Yellow Manufactur-

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ing Acceptance Corporation, Assignee, and Crofton Truck & Tractor Co., Lessee, was presented. It says that loan for which lease was originally assigned to Yellow for security has been paid, and it is the wish of all parties that assignment be released and reassigned.

RESOLUTION 135156, ratifying, confirming and approving Reassignment and Release of Assignment of Lease of Real Property for security, Document 540695, entered into between Yellow Manufacturing Acceptance Corporation, a corporation, as assignee, and Crofton Truck & Tractor Co., a corporation, as lessee (on Tidelands), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Harbor Commission, by John Bate, submitting for approval form of Assignment of Lease of Real Property for security, assigning rights of Crofton Truck and Tractor Co. lease to Yellow Manufacturing Acceptance Corporation, was presented.

RESOLUTION 135157, giving consent to assignment for security of lease dated March 6 1952 with General Truck and Engine Company, Inc., a corporation, Lessee, by Crofton Truck and Tractor Co., a corporation, Assignor, to Yellow Manufacturing Acceptance Corporation, as Assignee; as part of consent it is declared that lease is unmodified and is in full force and effect and rental provided has been paid to the City of San Diego, and that the City is sole party interested in the lease, as Lessor; Harbor Commission will, as part of consent, notify Assignee in writing of any default by the Lessee under the lease, and that Assignee will be afforded opportunity to remedy default, and that the Commission will also notify Assignee if Lessee fails to exercise any option under the lease, and Lessee shall be given privilege of exercising option within 60 days after written notice is given, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

A majority of the members of the City Council signed "Undertakings for Street Lighting, with San Diego Gas & Electric Company, for furnishing electric energy in:

San Diego Lighting District No. 4;
University Avenue Lighting District No. 1;
Five Points Lighting District No. 1;
University Avenue Lighting District No. 3;
Ocean Beach Lighting District No. 1;
Pacific Beach Lighting District No. 1;
Mission Beach Lighting District No. 2 (including maintenance of appliances).

In connection with the next Resolution, Vice Mayor Williams said that he had a question.

Acting City Manager E. W. Blom answered him, stating that it was regarding lining up for 3 lanes; and 1-way to the east. There was discussion between the Vice Mayor and Mr. Blom about 1-way streets. Mr. Blom said that 1 block was being added.

RESOLUTION 135158, declaring a one-way street:
Kettner Boulevard from south line of Beech Street to south line of Ash Street, for southbound traffic;
authorizing and directing installation of necessary signs and markings to be made as designated, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135159, declaring a through highway:
Wightman Street from east line of 40th Street to west line of Fairmount Avenue;
authorizing and directing installation of necessary signs and markings

Communication
Lighting undertakings signed
Discussion on Res.
135156 - 135159

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to be made, was on motion of Councilman Schneider, seconded by Councilman Kerrington, adopted.

RESOLUTION 135160, authorizing and directing San Diego Gas & Electric Company to install 8 6000 lumen overhead street lights and 9 20,000 lumen mercury vapor lights, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135161, authorizing City Manager to accept work on behalf of The City of San Diego in Clairemont Terrace Unit 1 Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135162, authorizing City Manager to accept work on behalf of The City of San Diego in Fleetridge Units 4 and 5 subdivisions, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135163, authorizing City Manager to accept work on behalf of The City of San Diego in Kona Terrace Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135164, authorizing City Manager to accept work on behalf of The City of San Diego in Mesa Park Unit 1 Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135165, authorizing City Manager to accept work on behalf of The City of San Diego in Rodefer Hills - Mergho Division Subdivision, and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135166, authorizing and empowering City Manager to do all work in connection with installation of pump at University Heights Pumping Plant, by appropriate city forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135167, request of Griffith Company, August 23, 1956, Change Order 1, for change of resurfacing mix permitting MC-4 liquid asphalt in lieu of MC-3 liquid asphalt when directed by City Engineer, for resurfacing Second Avenue et al, Document 540710, is approved - was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135168, approving Change Order 1, August 28, in connection with contract between City of San Diego and O. O. & R. E. Maurer for construction of comfort station at Kellogg Park, contract Document 538352; changes amounting to decrease in contract price of

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\$60.00, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135169, authorizing and empowering City Manager to execute, for and on behalf of the City, a modification of lease agreement between the City and E. W. Parks, lease filed as Document 508274, reducing monthly rental of premises to \$75.00, being 19 acres of farm land in Section 30 Township 12 South Range 1 West S.B.B.&M. (San Pasqual Valley), Document 540755, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135170, authorizing and directing Property Supervisor to advertise for at least 5 consecutive days in the official newspaper, sale at public auction of Lots 39 and 40 Block 308 Pacific Beach; reason for selling is that same is no longer needed for City purposes; value as disclosed by appraisal is \$4,500.00; minimum amount Council will consider is \$4,500.00; Council reserves right to reject any and all bids at the public auction; all expenses in connection with the sale to be deducted from proceeds received from sale, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Resolution says that John Worobec has petitioned the Council to put property up for sale, and has deposited with Property Supervisor \$200.00 to cover costs pertaining to the sale, including cost of title report, and as guaranty that depositor will at sale bid amount fixed by the Council as a minimum for the property.

RESOLUTION 135171, appointing Henry S. Storr to Board of Administration of City Employees' Retirement System, to serve unexpired term of Roy Miller, resigned, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135172, authorizing G. E. Courser, Fire Chief, to attend International Association of Fire Chiefs' Annual Conference to be held in Miami, Florida, November 12 through November 16, 1956, and incur all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135173, authorizing Chas. C. Dail, Mayor, to attend Joint Orientation Conference called by Secretary of Defense, in Washington, D.C. and various military installations from October 3 through October 12, 1956, and incur all necessary expenses, was on motion of Councilman Schneider, adopted.

RESOLUTION 135174, authorizing J. F. DuPaul, City Attorney, and Aaron W. Reese, Assistant City Attorney, to attend meeting of Water Problems Committee of League of California Cities to be held in Berkeley, California, September 17, 1956, and incur all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135176, authorizing Councilman George Kerrigan

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to attend a meeting of the Feather River Association, at Santa Barbara, California, September 14-15, 1956; a meeting of Water Problems Committee of League of California Cities at Berkeley, California, September 17, 1956, and incur all necessary expenses, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135175, authorizing Alan M. Firestone, Chief Deputy City Attorney, to attend meeting of Senate Interim Committee on Judiciary, of League of California Cities, to be held in Los Angeles September 17 and 18, 1956, and incur all necessary expenses, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135177, authorizing A. P. Vesco of the Building Inspection Department to attend annual meeting of Southwestern Section of International Association of Electrical Inspectors to be held in Berkeley, California, September 17 through 19, 1956, and incur all necessary expenses, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135178, authorizing City Attorney to settle \$6210.01 claim of J. C. Scott Company, Inc., Document 521409, for \$2274.01; directing City Auditor & Comptroller to draw warrant in favor of J. C. Scott Company, Inc., a/o Holliday & Folsom, 1212 Medico-Dental Building, San Diego 1, in amount of \$2274.01 in full settlement of the claim, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

On motion of Councilman Burgener, seconded by Councilman Evenson, 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, written or printed copy.

ORDINANCE 7138 (New Series), incorporating Pueblo Lot 238 and portions of Bay View Tract into CP and C-1A Zones, as defined by Sections 101.0410 and 101.0411.1 respectively of San Diego Municipal Code, and repealing Ordinance 34 (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, Curran, Evenson. Nays-None. Absent-Mayor Dail.

(This is the item on which lengthy hearing was held September 6, with many attorneys, a former planning director, making presentations to the Council on property which lies at the most southerly corner of Midway Drive and Rosecrans Street).

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

On motion of Councilman Kerrigan, 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, written or printed copy.

ORDINANCE 7139 (New Series), appropriating \$37,000.00 out of Capital Outlay Fund for installing sprinkler system at Colina Del Sol Park, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

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

On motion of Councilman Schneider, seconded by Councilman Curran, 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, written or printed copy.

ORDINANCE 7140 (New Series), appropriating \$23,000.00 out of Capital Outlay Fund for improving portion of La Mesa Jolla Mesa Drive, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

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

On motion of Councilman Evenson, seconded by Councilman Burgener, 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, written or printed copy.

ORDINANCE 7141 (New Series), appropriating \$7,800.00 out of Capital Outlay Fund for improving portion of Coast Boulevard, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

It was at this point where Resolution 135149 - having to do with State legislation - was adopted, but shown earlier in these Minutes.

There being no further business to come before the Council at this time the Vice Mayor declared the meeting adjourned, on motion of Councilman Schneider, at 11:15 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Headstrom
Deputy

Walter D. Williams
Mayor of The City of San Diego, California

7140 N.S. - 7141 N.S.

Meeting adjourned

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REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, September
18, 1956

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

Vice Mayor D. D. Williams called the meeting to order at
10:08 o'clock A.M.

At the request of the Vice Mayor, all present stood in
memory of the late Harley E. Knox.

The following resolution was then read to the Council by
the Clerk:

"WHEREAS, God in His wisdom has seen fit to call Harley E.
Knox, former Councilman and Mayor of The City of San Diego, from the midst
of a people who had learned to love and respect him; and

WHEREAS, Harley E. Knox throughout a life of exceptional and
devoted service to his City during a time of extreme stresses had contributed
richly and enduringly to the progress and welfare of his community; and

WHEREAS, his contributions as a civic leader of great vision
and dynamic personality has brought a full measure of renown for himself
and his City; NOW, THEREFORE,

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

That this Council, on behalf of the people of The City of
San Diego, its officers and employees, in recognition and appreciation of
the devotion, the wise contributions, and the wealth of public service so
selflessly and ably given by Harley E. Knox, hereby expresses its deep
regret at his

untimely passing and extends to members of his family its sympathy and an
abiding sense of personal loss, as well as of the loss of leadership sus-
tained by the people of The City of San Diego"

RESOLUTION 135179, moved by Councilman Kerrigan, seconded by
Councilman Burgener, was adopted.

On motion of Councilman Schneider, seconded by Councilman
Burgener, minutes of the Meetings of Tuesday, September 11, 1956, and of
Thursday, September 13, 1956, were approved without reading - after which
they were signed by the Vice Mayor.

Ordinances and Resolutions for this meeting are recorded
on Microfilm Roll 118.

The Purchasing Agent reported in writing on 4 bids opened
September 14, 1956, on 1911 Act proceedings for Alley Block 64 University
Heights, and Meade Avenue.

On motion of Councilman Schneider, seconded by Councilman
Kerrigan, finding was made that bids had been opened and reported. By
the same motion, the report was referred to City Manager and City Attorney.

Resolution (not listed) re Harley E. Knox
135179

Minutes approved and signed
Purchasing report on 1911 Act bids

9/18/56

The Purchasing Agent reported in writing on 4 bids opened September 14, 1956, on 1911 Act proceedings for Alley Block 2 Normal Heights, North Mountain View Drive, 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, the report was referred to City Manager and City Attorney.

The Purchasing Agent reported in writing on 4 bids opened September 14, 1956, on 1911 Act proceedings for Alley Block 302 Subdivision of Acre Lots 64-1/2, 65 and 66 at Pacific Beach.

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

The Purchasing Agent reported in writing on 4 bids opened September 14, 1956, on 1911 Act proceedings for 52nd Street, Orange Avenue and 54th Street.

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

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 134641 for installation of sewers in Avenida de la Playa in Pueblo Lot 1280, and Public Rights of Way in Pueblo Lot 1280, 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 Schneider, seconded by Councilman Curran, proceedings were referred to the City Attorney for Resolution Ordering Work,

Councilman Burgener requested, and was granted, unanimous consent to present the next item, not listed on the agenda. He said that in view of lengthy hearings to follow, it would save waiting.

Mel Thornton spoke to the Council about State Proposition #1 on the November ballot, to provide \$500,000,000 of veterans bonds for continuance of the California Veterans Home and Farm program. He said that for 35 years the veterans' loans have been self-liquidated. Mr. Thornton stated "this will not cost a cent". He related the growth on low payment, low interest loans. He stated that there has been increased the amount on homes and farms that may be borrowed.

There was discussion by Councilmen Burgener, Schneider with Mr. Thornton.

Mr. Thornton said that there is one more outstanding bond; sale will be in 2 weeks (on that). He told of there being a quarter million dollars in loans per day. He said that endorsement is needed, and that there was not one opposing vote in the State Legislature. He submitted a copy of the endorsement, which he sought to have the City adopt.

Councilman Burgener said that the Council would want our City Attorney to draw the resolution.

RESOLUTION 135180, requesting the City Attorney to draft a resolution endorsing State Proposition on the November ballot, providing \$500,000,000 of veterans bonds for continuance of California Veterans Home and Farm program, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 134642 for paving and otherwise improving of Estudillo Street, the Clerk reported written protest from Beatrice Allen.

Asked for a report, the City Engineer said that it is a 4.7% protest - on area basis.

The Vice Mayor inquired if anyone was present to be heard.

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

RESOLUTION 135181, overruling and denying protest of Beatrice Allen against work of paving and otherwise improving Estudillo Street, Resolution of Intention 134642; overruling and denying all other protests, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

On motion of Councilman Schneider, seconded by Councilman Evenson, 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 134644 for paving and otherwise improving Alley Block 22 Ocean Beach Park, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard.

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

On motion of Councilman Curran, seconded by Councilman Schneider, proceedings were referred to 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 134643 for paving and otherwise improving San Luis Obispo Place, Alleys Blocks 119, 120, 123, 124, 128, 131, 132, 135, 136, 139, 140, 143, 144, 148 Mission Beach, the Clerk reported written protest of T. H. McManus.

Mr. McManus, when the Vice Mayor inquired if anyone was present to be heard, told of a portion being "already paved", and of removal of 1 alley from the proceedings (for that reason). He told of having bought lots (subsequent to the first hearing), and of \$1,200. cost. He showed photographs.

The City Engineer told of having inspection made of the area proposed to be paved. He said that there was a light surface on a portion; there are holes; it is in poor condition; the "paving" was not done legally.

Mr. McManus said that the improvement was there before he came 10 years ago.

The City Engineer said that people on San Luis Rey petitioned for paving.

Mr. McManus showed more pictures of the unpaved portion.

Councilman Williams asked if the property is developed.

Mr. McManus reported that there is a gas station, which is closed.

Councilman Burgener had a discussion with Mr. McManus, during which he said that the City will not maintain surfaced (not paved) streets.

The Vice Mayor pointed out need for standards by the City.

Mr. McManus said that last time (previous hearing) the City Engineer was not aware of the alley being paved (the one that was removed from the proceedings).

The City Engineer said that people on the south side petitioned for the work.

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Councilman Kerrigan spoke to the City Engineer, who said that "64.1% want it paved - total". He said that there were a number of alleys affected.

Councilman said that if deletion is made as requested by Mr. McManus, it would mean a delay on 15 separate blocks, for months.

The City Engineer said that it would be 4 or 5 months.

There was discussion by several Councilmen with Mr. McManus.

Councilman Schneider moved to close the hearing.

Mrs. Lowe came to the microphone and told of delays, which she declared to be bad. She said that the residents need the improvement. She said she is unable to understand the protest, since the situation is bad.

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

RESOLUTION 135182, overruling and denying protest of T. H. McManus against work of paving and otherwise improving portions of San Luis Obispo Place and Alleys Blocks 119, 120, 123, 124, 128, 131, 132, 135, 136, 139, 140, 143, 144 and 148 Mission Beach, Resolution of Intention 134643; overruling and denying all other protests, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

The Vice Mayor spoke to Mr. McManus about future situations.

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

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 134754 of Preliminary Determination 134754-- for paving and otherwise improving Manzanita Drive, the Clerk reported no protests.

The Vice Mayor inquired if any was present to be heard.

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

RESOLUTION 135183, determining that improvement of Manzanita Street, Resolution of Preliminary Determination 134754 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 Burgener, seconded by Councilman Evenson, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing for paving and otherwise improving 37th Street, with Logan Avenue, Newton Avenue, Z Street, and Boston Avenue, Councilman Curran moved to refer this item to the Attorney for the split in assessment.

The Engineer told of split being made, and of assessment being ready for confirmation.

(Although motion was made and seconded to overrule appeals, no resolution was written, inasmuch as that action was taken by Resolution 135068 adopted September 11, 1956).

RESOLUTION 135184, confirming and approving Street Superintendent's modified and corrected Assessment 2517 made to cover costs and expenses of paving and otherwise improving 37th Street, Logan Avenue, Newton Avenue, Z Street, Boston Avenue, Resolution of Intention 126727; 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 Burgener, seconded by Councilman Kerrigan, adopted.

9/18/56

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on assessment for paving and otherwise improving Alley Block 6 Chester Park Addition, 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 135185, confirming and approving Street Superintendent's Assessment 2518 made to cover cost and expenses of paving and otherwise improving Alley Block 6 Chester Park Addition, Resolution of Intention 130563; 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 Burgener, seconded by Councilman Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2519 made to cover costs and expenses of paving and otherwise improving Worden Street, the Clerk reported written appeal of Wanda Edland and Aloha Lee Edland. He reviewed it for the Council. It was so new that the Engineer had not had the opportunity to check it. It asks if assessment is being made for sidewalks, or if that has been deducted.

The City Engineer stated that there are no sidewalks in the job. He reviewed from the assessment plat, for the Council. It was discussed by Councilmen who asked the Engineer questions. The Engineer explained the formula used for determining assessment.

The Vice Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no additional protests were filed.

RESOLUTION 135186, overruling and denying appeal of Wanda Edland and Aloha Lee Edland, from Assessment 2519 made to cover costs and expenses of work of paving and otherwise improving Worden Street, Resolution of Intention 129067; overruling and denying all other appeals; confirming and approving Street Superintendent's Assessment 2519; authorizing and directing him to attach his warrant and issue it in manner and form provided by law, 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 2520 for grading and sidewalking of Nipoma Street and Amaryllis Drive, 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 135187, confirming and approving Street Superintendent's Assessment 2520 made to cover costs and expenses of installation of sidewalks on Nipoma Street and Amaryllis Drive, Resolution of Intention 130670; authorizing and directing Street Superintendent to attach his warrant and issue it in manner and form provided by law, 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 2521 for paving and otherwise improving Grape Street, 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 135188, confirming and approving Street Superintendent's Assessment 2521 made to cover cost and expenses of paving and otherwise improving Grape Street, Resolution of Intention 131054; 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 2522 made to cover costs and expenses of installing sanitary sewer main in Country Club Drive, Mimulus Way, Mint Canyon Path, Lobelia Path, Public Rights of Way in Block G La Jolla Country Heights Unit 2, et al, the Clerk reported written appeals from William N. Goodell (for split of a lot), Mrs. Frances B. Edmondson, Frank F. Faust and others, Walter J. Pattee, Jr. Also reported was request of Street Superintendent requesting correction and modification, as well as continuance of 1 week.

The Vice Mayor inquired if anyone was present to be heard.

Robert Durham, representing 34 of 36 subdivided lots, was heard. He said that his statements are the same as the written appeal, which reviewed. He said that the assessment is inequitable, and told of there being no statement from the City. He told of earlier statements by representatives of the La Jolla Country Club regarding right of way having been given, and of no subdivision of property to be made. He said that members of the Country Club have approached owners regarding extension of Mimulus Way for a subdivision. He said there could be a subdivision. Mr. Durham said to the Council that when the property becomes of sufficient value, it is sold off - and other property bought for a Club. He said that an area is not used by the Club, and there is a temptation to sell it. He said That "should be assessed at least as much as that of Copley": He told of there being 14 possible lot users. Then, he reviewed the assessment, and said that there should be paid \$14,000 - or not less than that of Copley, or 18% of the assessed valuation - \$9,000. He said that equitable assessment would be between \$9,000. and \$18,000.

The City Engineer said that "it is a peculiar state of affairs". He showed a plat, which he explained. He said that there is only 1 house on the Copley property. The Engineer said that he can come up with widely varying answers. He declared that the sewer is no good to the golf course. It would be of benefit only if property is subdivided. He said the Council had been told at the last hearing that the golf course is not to subdivide. He said that if the golf course were building the sewer for itself, it would pay for the sewer on its own property: \$12,151.59 - up to a point which he showed on a map. He said there is another way: for the golf club to build only for the property which he pointed to, on the hillside: \$7,446.15 - without crediting to an area he pointed to. He said that if it is assumed there is to be subdivision, it would be for speculation: 45 total lots; 9 to the golf course, \$7,446.15. The Engineer said that this can be figured all manner of ways, as dictated.

Willard Olson, of the City Engineer's office, told of formula used for the Copley property assessment, which he pointed to on a map. He continued to give details on assessments. Answering Councilman Schneider, Mr. Olson said "there are no laterals".

Councilman Kerrigan stated that he remembers discussion at the first hearing.

City Engineer Fogg said that it had originally been planned not to assess the golf course.

Dwight Stahford, secretary of La Jolla Country Club, spoke. He said that project which was installed was for sewers on a subdivision above the Country Club. He said that if other property is subdivided, there would be need for extensive laterals. He agreed that "a small assessment might be in order". He referred to correspondence regarding the project, between the Country Club and right of way agent Parrish for the City. He said that Parrish had said that there would be included a nominal

charge for the sewer - not to exceed \$10.00. He told of resolution being adopted by the Club's directors, granting the easement to the City, and that the City was so informed. Mr. Stanford told of there being another letter from the right of way agent, saying there was no longer a need for the easement. He said a resolution regarding easement was adopted. He said that it then came up last December about the assessment to be made, and that the Club protested. He contended that "The City has made a contract with the La Jolla Country Club; it would be a breach if the Club is assessed now". Mr. Stanford declared that the Country Club has entered into a contract with the City, on account of the correspondence received from the City.

Councilman Schneider moved to refer the subject to the City Attorney.

E. W. Blom, Acting City Manager, said that there is a question if these are the same easements and sewers.

The City Engineer said that Mr. Stanford is talking about sewer put in several years ago, without cost (to the Club); or possibly a nominal charge. Engineer Fogg said that was about 1952. He spoke about connecting in with previous sewer, and added "there are really 2 sewers".

Mr. Stanford gave dates of letters.

The City Engineer said that it was originally planned to assess the Country Club nothing.

Mr. Durham spoke of crossing a far corner, at a "remote area". He stated that the one considered today is a different sewer.

Mr. Stanford said that it would be appropriate to continue this hearing; the Engineer is not clear. He said he would be willing to take this before the Board of Directors.

There was discussion between Councilman Burgener and Mr. Durham regarding "the discussion".

Mr. Stanford said that he would appreciate being able to take this before the Board.

Councilman Burgener stated that continuing the hearing penalizes the man who did the work.

Mr. Stanford said that a meeting could be called; meeting is usually held the last Wednesday of the month. He asked if continuance could be for 2 weeks.

Councilman Evenson spoke to Mr. Stanford regarding authority of the vote.

Mr. Stanford replied that the "board of directors has the power".

Mr. Durham told the Council that the property owners he represents have no quarrel with the assessment on the Copley property; it is fair regarding the size of the home - or others which might be added. He said there is no quarrel with the subdivision; only with the Country Club. He said that "if there is an acre of house, there is going to be more than an acre of grounds".

Mrs. Arnold Babbin (whose name is not shown on the Clerk's ownership list) said that she does not understand why the Country Club is "not taxed pro rata". Then, she asked "why is it not to be taxed on the basis of the Copley estate".

Individual Councilmen carried on discussions with her.

Mrs. Babbin said "it will be subdivided in the next 20 to 25 years".

Councilman Burgener said that the City Engineer has pointed out that the other sewer was completed in 1952, and added "the Country Club pays the same advalorem tax as others".

Mr. Stanford stated that "the Clubhouse is already connected to the sewer".

Mr. Durham stated that the Country Club policies change from year to year; it is more than speculative; the street is paved, it "is a key hole".

Answering Councilman Burgener about course construction, Mr. Stanford said that the first 9 holes were built in 1918. He said that

some had been sold in between 1946 and 1950, along Country Drive Club Drive and a little area along City property - authorized by the Board.

Councilman Burgener moved to continue the hearing 1 week, and refer the subject to conference. Motion was seconded by Councilman Schneider.

Mr. Durham asked for possibilities, to be submitted to the Club.

Councilman Burgener pointed out to him that "continuance is for the benefit of the Council".

The Superintendent of Streets' letter, asking for modification and continuance, was presented.

The Clerk urged modification at this time.

Councilman Schneider moved to order correction and modification of the assessment.

Willard Olson asked that the Council not direct modification until more is known.

The roll was called on the motion, resulting in RESOLUTION 135189, continuing hearing on Street Superintendent's Assessment 2522 made to cover costs and expenses of installing sanitary sewer main in Country Club Drive, Mimulus Way, Mint Canyon Path, et al., to 10:00 o'clock A.M. on Tuesday September 25, 1956; referring the subject to Council Conference for discussion, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on proposed annexation of uninhabited territory in portions of Lots 53 and 54 (Horton's Purchase) known as "San Diego Machinists Building Association Tract", Councilman Kerrigan said that details have been worked out about the (proposed) building. He said the only problem is that the property is not in the City; when annexed, there will be problems about improvement.

Vice Mayor Williams said that "there will be an interim ordinance" (covering zoning of the property).

The Clerk said that the zone will be (automatically) R-1.

Councilman Kerrigan pointed out that under R-1 there could not be built the structure proposed.

Councilman Curran spoke to P. Q. Burton of the Planning Department, about "preliminaries".

Mr. Burton said that there has been only a plot plan; it has been discussed; there will be a commercial use.

There was discussion by individual Councilmen with Mr. Burton.

Mr. Burton told of there having been discussion with the Zoning Administrator regarding variance. He told of facilities proposed, and said that discussions were satisfactory - including R-1 intention zoning.

Councilman Kerrigan pointed out that the purpose of the annexation is for a specific project. He said that property can't be zoned before annexation; there can be no guarantees. He told of trying to do things in relation to development of the property. He said there is need to know of problems.

Councilman Curran said that the property in question is immediately adjacent to church property, and that there might be problems for that reason.

Councilman Curran moved to introduce the ordinance. There was no seconded. Then he moved to refer the item to Conference, and to the Zoning Administrator.

Mr. Burton showed a map of the present zoning, including other proposed annexation. He said, also that there would be an interim R-1 zoning, and that property consists of 20 acres.

Councilman Kerrigan said that "it is just vacant land", and spoke to an unidentified man who had come to the microphone, about complications.

A man who appeared in behalf of the Machinists Union, applicants for the annexation, did not give his name - nor was it asked. He said that there is a problem of getting members out to meetings, and that facilities for the purpose are needed.

The Vice Mayor, having been shown a drawing by the Clerk is a portion of an island (in the County, surrounded by the City), and is not all of the island. He said that it would be well to have Mr. Fletcher of the City Manager's office tell the Council about this. He said that there should be a degree of consistency in what is done.

Councilman Curran said that the property is a great source of problem to the City now; there is no control of the County area. He said that this is one way to get the rest of the island into the City. He told of there being no possible guarantee of facility, under the interim R-1.

Mr. Blom said that it is clearly understood by the City and the property owner. He said that it will come in for rezoning (after annexation).

Councilman Curran pointed out that the newly-annexed property could be bound by an R-1 use.

The unidentified man said that the best thing is to bring the property into the City - and talk about the zoning later.

Mr. Blom said that annexation would have to come first; annexation is not accomplished until after a hearing (this is the hearing), an ordinance, and Secretary of State approval. He said that zoning cannot be established until after property is annexed.

Councilman Kerrigan said that "it can be done the same as Grantville".

Mr. Burton said to the Council that questions would be referred to the City Attorney regarding facilities in R-4 zone regarding private club. He stated that some of the property would have to be "C".

The man who had spoken earlier, told the Council that a hiring hall is not run.

Councilman Kerrigan said that the property owners "are taking a chance on the zoning".

Individual Councilmen discussed with Mr. Burton the matter of zoning.

Mr. Burton said that across the street to the east is R-1; there is R-2 in the County. To Councilman Schneider he said that it is R-1 in the City. He stated that the proposed annexation interim is R-1. He said that all discussion has been about there being no representations and guarantees. He said that it has stated that permanent zoning was to be discussed later.

On motion of Councilman Curran, seconded by Councilman Burgener, ordinance approving annexation to The City of San Diego of uninhabited territory in portions of Lots 53 and 54 Ex-Mission Lands of San Diego (Horton's Purchase) in the County of San Diego, State of California, known and designated as "San Diego Machinists Building Association Tract", was introduced, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on the proposed amendment to Rule XV, Section 2, of Rules of the Civil Service Commission regarding meetings and minutes, 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 Schneider, seconded by Councilman Burgener, the City Attorney was requested to prepare and present the necessary ordinance to change the rules.

Hearing
Atty. to prepare Ord.
Ord. intr.

9/18/56

Petition of Broadway Credit Jewelers, Broadway at 3rd, dated September 10, 1956, requesting (another) 30-day extension of "Going Out of Business" sale, was presented.

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

The Council returned to the item which had been heard relative to annexation of portions of Lots 53 and 54 Ex Mission Lands of San Diego, to be known and designated as "San Diego Machinists Building Association Tract".

RESOLUTION 135190, referring to Council Conference "problems which may arise in connection with proposed annexation to The City of San Diego (ordinance introduced this date) of portions of Lots 53 and 54 Ex Mission Lands of San Diego, to be known and designated as San Diego Machinists Association Tract", was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from Purchasing Agent, reporting on low bids of Gould Hardware & Machinery; Fyr-Fyter Company; General Fire Equipment Division of San Diego Welders Supply Company; R.V. Morris Company; Mission Pipe and Supply Co. for furnishing 12 items of Fire Fighting Equipment as outlined in detail, with prices, in following resolutions - 9 bids, was presented.

RESOLUTION 135191 accepting bid of Gould Hardware & Machinery for furnishing Hose; 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 Schneider, adopted.

RESOLUTION 135192, accepting bid of General Fire Equipment Division of San Diego Welders Supply Company for furnishing Hose Jackets, Fire Extinguishers; 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 Schneider, adopted.

RESOLUTION 135193, accepting bid of Fyr-Fyter Company for furnishing Hose Hoists, Nozzles; 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 Schneider, adopted.

RESOLUTION 135194, accepting bid of R. V. Morris Company for furnishing Proportioners and Nozzles; 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 Schneider, adopted.

RESOLUTION 135195, accepting bid of Mission Pipe and Supply Co. for furnishing Shut-off Buts, Salvage Covers; 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 Schneider, adopted.

RESOLUTION 135196, accepting bid of Western Metal Supply Co. for furnishing Hose Controls; 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 Schneider, adopted.

Communication from Purchasing Agent, reporting on low bids of Airline Lumber Co. and Dixie Lumber Co. for furnishing lumber - Stock for

Petition
Purchasing reports
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fences - 5 bids; \$866.53 including State Sales Tax - was presented.

RESOLUTION 135197, accepting bid of Airline Lumber Company; 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.

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Report of Purchasing Agent on low bid of L. C. Harrington, Inc. for furnishing 5 2000 Lb. capacity Cranes for truck mounting @ \$237.50 ea., terms 2% plus State Sales Tax (for Water Distribution) - 2 bids - was presented.

RESOLUTION 135199, accepting bid of L. C. Harrington, Inc., for furnishing 5 Cranes; awarding contract, authorizing 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.

+ RESOLUTION 135198, accepting bid of Dixie Lumber for furnishing lumber; 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 on low bid of B. Hayman Co., Inc. for furnishing 6 22" Greens Mowers @ \$370.00 each, terms 2% plus Sales Tax 3 bids - was presented.

RESOLUTION 135200, accepting bid of B. Hayman Co., Inc. for furnishing 6 22" Jacobson Greens Mowers; 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 Kerrigan, adopted.

Report of Purchasing Agent on low bid of Kenton Equipment Company for furnishing 3 3" Diaphragm Suction Pumps @ \$368.79 terms 2% plus Sales Tax for use in emergency repairs and connecting to existing facilities - 4 bids - was presented.

RESOLUTION 135201, accepting bid of Kenton Equipment Company for furnishing 3 3" Diaphragm Suction Pumps; 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 Kerrigan, adopted.

Report of Purchasing Agent on low bid of San Diego Elevator Co. for servicing freight and passenger elevators - locations and prices in the report - covering period of October 1, 1956 to June 30, 1957 - 3 bids, was presented.

RESOLUTION 135202, accepting bid of San Diego Elevator Co. for furnishing Elevator Service at 4 locations (5 elevators); 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 on second low bid of Shaw Sales & Service Company for furnishing 2 6-wheel Motor Graders, to replace motive equipment - less trade in on 2, was presented. It says that Shaw has requested 5% preference as local bidder and qualifies, which would make the low bid at additional cost to The City of approximately \$285.00 per grader.

RESOLUTION 135203, accepting bid of Shaw Sales & Service Co. for furnishing 2 Allis-Chalmers Model "D" Motors Graders, and 1 1947 and 1 1948 to be traded in; 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 Schneider, adopted.

Report of purchasing submitting resolution authorizing bids for furnishing fertilizer for Torrey Pines Mesa Golf Courses, was presented.

RESOLUTION 135204, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 90 tons of Ammonium Phosphate Fertilizer, Document 540787, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Phalling Commission, by Richard L. Weiser, recommending adoption of Final Map of Altadena Heights, located on easterly side of Altadena Avenue, southerly of Oak Park Annex, adjacent to Altadena School; 5 lots; was presented.

RESOLUTION 135205, adopting map of Altadena Heights Subdivision subdivision of portion of northeast quarter of northeast quarter of Section 33 Township 16 South, Range 2 West, San Bernardino Base and Meridian in Rancho Mission of San Diego; accepting on behalf of the public easements shown for sewer, water, drainage and public utilities and 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 easements accepted as stated; 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 Evenson, adopted.

Communication from Bailey Burdette, 3482 Bayside Walk, San Diego 8, dated Sep. 11, 1956, appealing from the Treasurer's determination in connection with a Use Tax, was presented. It refers to provision in San Diego Municipal Code by any person dissatisfied with determination or redetermination of the treasurer. It requests a hearing to review the treasurer's determination.

E. W. Blom, Acting City Manager, said that there is not enough information.

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

Communication from M. H. Golden Construction Company, by Robert M. Golden and Dorothy C. Golden, protesting proposed zone change to permit Baseball Park in Mission Valley, was presented.

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

Communication from Mrs. Donald L. Hobart, 5248 E. Falls View

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Drive, San Diego 15, dated Sept. 8, 1956, protesting placing Baseball Park in Mission Valley, was presented.

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

Communication from Richard F. Lustig, president, San Diego Junior Theatre, dated September 14, 1956, appealing to be allowed to continue using the Puppet Theatre throughout the year so as to better serve the youth of San Diego, was presented. It tells of program for youngsters between ages of 8 and 18, in all phases of the theatre (which are listed).

On motion of Councilman Burgener it was referred to a Citizens' Committee on Park Use. Motion was seconded by Councilman Schneider.

RESOLUTION 135206, directing Notice of Filing Assessment 2538, and of time and place of hearing thereof, for paving and otherwise improving Alleys Blocks 29 and 30 Ocean Beach, Resolution of Intention 130461, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION OF AWARD 135207, accepting bid of R. E. Hazard Contracting Co., and awarded contract for paving and otherwise improving Frankfort Street and Alleys in Block 3 Corella Tract, Resolution of Intention 133815, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

City Engineer reported in writing that low bid is 8.0% below the estimate.

RESOLUTION 135208, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 215 Pacific Beach, and Lamont Street; approving Plat 2881 showing exterior boundaries of district to be included in assessment; 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 135209, approving plans, drawings, typical cross-sections, profiles and specifications for grading and installation of sidewalks in portions of Baker Street, Zoe Street, Sumter Street, Ticonderoga Street and Chicago Street; approving Plat 2880 showing exterior boundaries of district to be included in assessment; 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 135210, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Guy Street; approving Plat 2852 showing exterior boundaries of district to be included in assessment; 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 135211, for paving and otherwise improving Cumberland Street, Calle Tres Lomas, Calle Quebrada, Potomac Street, Calle Canada, Alleghany Street and Public Right of Way, Resolution of Intention 134051, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 135212, for paving and otherwise improving Alley Block 190 City Heights, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 135213, for paving and otherwise improving Alley Block J Montecello, Monroe Avenue, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 135214, for paving and otherwise improving Alley Block 81 Pacific Beach, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135215, for paving and otherwise improving Alley Block 215 Pacific Beach, and Lamont Street, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135216, for ^{sidewalking} paving-- and otherwise improving Baker Street, Zoe Street, Sumter Street, Ticonderoga Street and Chicago Street, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135217, for paving and otherwise improving Guy Street, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135218, ascertaining wage scale for paving and otherwise improving Chalcedony Street, Law Street, Beryl Street, Geranium Street, Gladiola Street, Aster Street, Wilbur Avenue, et al., was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135219, ascertaining and declaring wage scale for paving and otherwise improving Rosecroft Lane, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135220, ascertaining and declaring wage scale for ornamental lighting street system in 3rd, 4th, 5th, 6th Avenues, E, F, G Streets and Plaza in Horton's Addition, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

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RESOLUTION 135221, approving diagram of property affected or benefited by work of improvement to be done 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; 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 Curran, adopted.

RESOLUTION 135222, adopting recommendation of City Engineer, Document 540757; authorizing him to amend proceedings for improvement of Sea Breeze Drive in accordance with the recommendation, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135223, granting petition, Document 539241, for paving and otherwise improving Jellett 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; directing City Engineer to consolidate assessment district with assessment district heretofore ordered by Resolution 133382 for improvement of Kane Street; and that work be in accordance with recommendation under Document 540433, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135224, granting petition, Document 539240, for paving and otherwise improving Lauretta 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; directing City Engineer to consolidate assessment district with assessment district heretofore ordered by Resolution 127787; in accordance with recommendation of City Engineer under Document 540431, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135225, granting petition, Document 538354, for installation of sewers and water mains and appurtenances to serve Block 143 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; and include portions of Seattle Street and Lexington Avenue, if required; all in accordance with his recommendation under Document 540428, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135226, granting petition, Document 539242, for paving and otherwise improving 45th 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 portions of Redwood Street and Quince Street if required, in accordance with recommendation of City Engineer under Document 540434, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135227, granting petition, Document 539987, for paving and otherwise improving Alley Block 59 Point Loma 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, in accordance with his recommendation under Document 540435, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135228, granting petition, Document 539239, for paving and otherwise improving Alleys Block 61 Resubdivision of Blocks 39 and 56 Normal Heights; 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, in accordance with his recommendation under Document 540436, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135229, granting petition, Document 539985, for paving and otherwise improving Alley Block 32 La Jolla Park; 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, in accordance with his recommendation under Document 540437, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135230, granting petition, Document 540200, for paving and otherwise improving Alleys in and adjoining Lots 211 through 232 Bay Park Village; 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, in accordance with his recommendation under Document 540438, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135231, granting petition, Document 538441, for paving and otherwise improving 33rd Street and B 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, in accordance with his recommendation under Document 540439, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135232, granting petition, Document 540198, for paving and otherwise improving Hartford Street (including Alley in Block 104 Morena Subdivision); directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by improvement; and that sewer laterals and water services be installed as required, and that portions of Field Street and Gesner Street be included if required, in accordance with his recommendation under Document 540440, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135233, granting petition, Document 538442, for

paving and otherwise improving Ash 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, in accordance with his recommendation under Document 540441, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135234, granting petition, Document 540037, for paving and otherwise improving Spray 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 of improvement, in accordance with his recommendation under Document 540442, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135235, granting petition, Document 539263, for paving and otherwise improving Coban 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, in accordance with his recommendation under Document 540443, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135236, granting petition, Document 538440, for paving and otherwise improving Hemlock Street; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to pay costs, damages and expenses, in accordance with his recommendation under Document 540444, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135237, granting petition for paving and otherwise improving Alley Block 77 Pacific Beach, Document 539986; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to pay costs, damages and expenses, in accordance with his recommendation under Document 540445, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135238, granting petition, Document 540338, for paving and otherwise improving Alley Block 43 Pacific Beach; 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, in accordance with his recommendation under Document 540446, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135239, granting petition, Document 540199, for paving and otherwise improving portion of Logan 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 improvement, in accordance with his recommendation under Document 540447, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

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RESOLUTION 135240, for paving and otherwise improving Ada Avenue; directing City Engineer to furnish description of assesement 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, in accordance with his recommendation under Document 540448, was on motion of Councilman Curran, seconded by Councilman Schneider, was adopted.

RESOLUTION 135241, for paving and otherwise improving 40th Street, and Gamma 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, in accordance with his recommendation under Document 540430, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135242, granting petition, Document 540201, for paving and otherwise improving Alley Block 17 Ocean Beach Park; 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, in accordance with his recommendation under Document 540429, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135243, authorizing Street Superintendent to grant Griffith Company a 15-day extension of time for completion of contract for improvement of Grand Avenue, Balboa Avenue, et al., in accordance with his recommendation under Document 540502, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135244, authorizing and empowering City Manager to execute for and on behalf of the City, a lease with Pacific Power Boat Club, for 1.4 acres in Mission Bay Recreation Area south of south jetty of San Diego River Floodway and west of Sunset Cliffs Boulevard, together with non-exclusive use of Floodway waters, for social clubhouse and conducting competitive events, for period of 5 years beginning on date of execution of lease, at rental of \$600.00 per year plus percentage of sales; real property has value of \$35,000.00 as disclosed by report of last appraisal made by Auditor and Comptroller, being leased for reason that City will derive revenue not otherwise obtainable, Document 540995, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135245, authorizing and empowering City Manager to do all work in connection with construction of Phase I of one-way traffic pattern on F and G Streets, in accordance with his recommendation - by appropriate City forces - was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Councilman Curran said that he had a question about the next resolution. He said that he ran into Mr. Reading in San Francisco.

The Acting City Manager said that was in connection with another meeting.

RESOLUTION 135246, authorizing 2 representatives of the

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Engineering Department and 2 representatives of Transportation Research to attend combined National and Western Section Annual Meeting of the Institute of Traffic Engineers, to be held in San Francisco, September 24 through 28, 1956, and to incur all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

On motion of Councilman Burgener, 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 a written or printed copy prior to day of adoption.

ORDINANCE 7142 (New Series) amending Section 26.81 of The San Diego Municipal Code creating the position of Director of Mission Bay Park (to make the position "Unclassified"), was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

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

On motion of Councilman Schneider, seconded by Councilman Burgener, 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 prior to day of adoption.

ORDINANCE 7143 (New Series) ordering, calling, providing for and giving notice of a Special Municipal Election to be held in The City of San Diego on November 6, 1956, for purpose of submitting to qualified voters of the City a proposition to incur bonded indebtedness of the City for certain municipal improvement:

: CITY OF SAN DIEGO PUBLIC ASSEMBLY BUILD-	:	:	:
: ING BONDS: Shall The City of San Diego incur	:	:	:
: a bonded indebtedness in the principal sum	:	:	:
: of \$8,500,000 for the purpose of acquisition	:	:	:
: and construction by said City of a certain	: YES	:	:
: municipal improvement, to wit: a municipal	:	:	:
: building 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 nec-	:	:	:
: sary equipment, furniture and furnishings for	:	:	:
: said building, and the acquisition and con-	:	:	:
: struction of parking facilities and necessary	: NO	:	:
: 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?	:	:	:
:	:	:	:

giving information on method of casting votes, stating that proposition shall be designated on the ballot by a letter printed on the left margin of the square containing description of the measure, as provided in Elections Code of State of California; calling election to be held on 6th day of

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November, 1956 to be consolidated with statewide general election within The City of San Diego, precincts, polling places and officers to be the same as those provided for the general election. The ordinance requests the Board of Supervisors of the County of San Diego to order consolidation of special municipal election with the statewide general, authorizing Board of Supervisors to canvass returns and absentee ballots cast by voters residing within The City of San Diego, elections to be held in all respects as if there were only one election, and only one form of ballot shall be used. It states that Board of Supervisors shall certify result of canvass of returns of the special municipal election to the Council which shall thereupon declare the result. It says that only qualified voters of The City of San Diego shall be permitted to vote at the special election called. The Ordinance says that the City Clerk shall certify the passage and adoption of the ordinance by the Council of the City by a vote of more than two-thirds of all of its members, and cause the ordinance to be published once a day for at least 7 days prior to time appointed for holding the election in the San Diego Union, a newspaper printed and published 7 days a week in the city. It says that no other notice of the election need be given. It directs the City Clerk to file a certified copy of the ordinance with the Board of Supervisors of County of San Diego and a certified copy with the Registrar of Voters of the City. The ordinance says that it shall take effect immediately upon its passage.

ORDINANCE 7144 (New Series), ordering, calling, providing for and giving notice of a special municipal election to be held in the City of San Diego on Tuesday, November 6, 1956, for purpose of proposing and submitting to the electors of the City propositions to amend the Charter of The City of San Diego; and consolidating the special municipal election with the statewide general election to be held in the City on November 6, 1956, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

The propositions to be voted on are:

PROPOSITION _____. Amend Section 24 of Article IV of the Charter of The City of San Diego.	YES
This amendment fixes the rate of pay of the Mayor at \$12,000.00 a year; and removes from the present Charter the provision for entertainment expense allowance for the Mayor and does not provide for any entertainment expense allowance for the Mayor	NO
PROPOSITION _____. Amend Section 115 of Article VIII of the Charter of The City of San Diego.	YES
This amendment increases the Civil Service Commission from three to five members.	NO
PROPOSITION _____. Amend Section 117 of Article VIII of the Charter of The City of San Diego.	YES
This amendment places the position of Industrial Coordinator in the Unclassified Service of The City of San Diego.	NO

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: PROPOSITION _____. Amend Section 57 of Art-	:	:	:
: icle V of the Charter of The City of San	:	:	:
: Diego.	:	YES	:
: This amendment removes obsolete language	:	:	:
: from the present Charter relating to the	:	:	:
: assignment of personnel in the Police De-	:	:	:
: partment, and provides that the City Manager,	:	:	:
: with the approval of the City Council, may	:	:	:
: contract for medical services necessary for	:	NO	:
: the operation of the department	:	:	:
: PROPOSITION _____. Amend Section 58 of Art-	:	:	:
: icle V of the Charter of The City of San	:	:	:
: Diego.	:	:	:
: This amendment removes ob solete language	:	:	:
: from the present Charter relating to the	:	:	:
: assignment of personnel in the Fire Depart-	:	:	:
: ment, and provides that the City Manager,	:	:	:
: with the approval of the City Council, may	:	:	:
: contract for medical services necessary for	:	:	:
: the operation of the department.	:	:	:

The ordinance states that the special election is called to be held on the 6th day of November, 1956, and is ordered consolidated with the statewide general election to be held that date; precincts, polling places and officers shall be the same as those provided for the general election.

It requests the Board of Supervisors of the County of San Diego to order consolidation with the statewide general election, and authorizes the Board to canvass the returns; election to be held in all respects as if there were only one election, and only one form of ballot, namely, the ballots used at such general election, shall be used. It says that the Board shall certify result of canvass of returns to the Council of The City of San Diego who shall thereupon declare the result. It gives directions of designation of propositions on the ballot, and says that only qualified electors of the City of San Diego shall be permitted to vote at the election. It directs the City Clerk to cause proposed amendments to be published once in the official newspaper of the City: The San Diego Union, and in each edition during the day of publication, within fifteen days after passage and adoption of the ordinance, which publication shall be not less than 40 nor more than 60 days prior to day of the election; directing the City Clerk to cause copies of proposed amendments to be printed in convenient pamphlet form and in type of not less than ten-point, and to cause copies to be mailed to each of the qualified electors of the City, and directs the City Clerk to advertise in the official newspaper a notice that copies of amendments may be had upon application to the City Clerk. It directs the City Clerk to cause the ordinance to be published once in the City official newspaper, and says that no other notice of election need be given. The ordinance says that it shall take effect and be in force drom and after its passage.

On motion of Councilman Burgener, seconded by Councilman Evenson, the next ordinance was introduced.
On motion of Councilman Burgener, seconded by Councilman Evenson, reading was dispensed with by 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 7145 (New Series), establishing grade of

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Everts Street, between northerly line of Oliver Avenue and northerly line of Reed Avenue, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Mayor Dail

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

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

ORDINANCE 7146 (New Series), establishing official property line grades, curb grades, and positions of curbs on Haller Street between its termination in Block R Montclair and the easterly prolongation of the northerly line of Maple Street, 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 Schneider, seconded by Councilman Kerrigan, Ordinance amending Division 4 Article 1 Chapter K of The San Diego Municipal Code, by amending Section 101.0405 - relating to Zoning, and to R-1 Zone, was introduced, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, ordinance setting aside and dedicating portion of Lot 49 Ex-Mission Lands of San Diego (Horton's Purchase) as and for portion of public street, and naming it 43rd Street, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

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

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Twain Heights Unit 2, located on westerly side of Crawford Street, between Twain Avenue and Elsa Road in the Allied Gardens area - consisting of 6 lots - was presented.

RESOLUTION 135247, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with Lewis Solomon and Ray Solomon for installation and completion of unfinished improvements and setting of monuments required for Twain Heights Unit 2; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 135248, adopting Map of Twain Heights Unit 2 Subdivision, a subdivision of portion Lot 3 Block 50 Grantville; accepting on behalf of the public a portion of Crawford Street, easements shown for sewer, water, drainage and public utilities; declaring them to be dedicated to public use; authorizing and directing Clerk as and for act of the Council to endorse upon the map that Council has approved it and accept street and easements; directing City Clerk to transmit map to Clerk of Board of Supervisors, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Vice Mayor declared meeting adjourned at 11:55 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By August M. Hadist

Deputy

Mayor of City of San Diego, California

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REGULAR MEETING

Chamber of the City of San Diego, California,
Thursday, September 20, 1956

Present--Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson
Absent--Mayor Dail (from the City in behalf of The City of San Diego)
Clerk---Fred W. Sick

Vice Mayor D. D. Williams called the meeting to order at
10:06 o'clock A.M.

Ordinances and Resolutions for this meeting are recorded
on Microfilm Roll 118.

There was listed on the agenda, petition of property owners requesting that the center strip on Nautilus Street, from Fay Avenue to Muirlands Drive be curbed and landscaped to parkway standards, and maintained by the City as such, was presented. It petitions for a hearing before the Council.

Councilman Schneider moved to refer it to the City Manager.

Councilman Burgener said that the Council had not had the opportunity to discuss it in conference this morning, and that he would like to talk about. He said that this is in his neighborhood, although he is planning to move, and that property owners argue that the City spends quite a bit of money to maintain the street in its existing condition. He said that "whatever is done (on this street) should be done elsewhere".

RESOLUTION 135249, referring to the City Manager for recommendation, petition numbered 540977, requesting "that the center strip on Nautilus Street from Fay Avenue to Muirlands Drive be curbed and landscaped to parkway standards, and maintained as such by the City of San Diego", for recommendation - to include a report on other streets involved - was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

E. W. Blom, Acting City Manager, was asked by Councilman Schneider to give him a report on the added streets within the last 5 years.

Mr. Blom agreed to do so.

(There was no Council action).

During consideration of the first item on today's agenda, Councilman Kerrigan discussed the conditions on Streamview.

Resolution - numbered 135269 - on this subject, will be found later.

Report of Purchasing Agent, approved by Acting City Manager, on low bid of Abbey Rents for furnishing 255 Metal Folding Chairs for Police and Park & Recreation Departments at \$3.89 each; 6 Chair Dollies at \$29.05 each, all terms net, plus State Sales Tax; and on low bid of San Diego Office Supply & Equipment Company for furnishing 25 Folding Chairs at \$4.59, and

Meeting convened
Petition - discussion
Purchasing report
135249

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48 Folding Tables at \$25.32 each, and 10 Card Tables at \$6.43 each, all terms net, plus State Sales Tax, was presented.

RESOLUTION 135250, accepting bid of Abbey Rents for furnishing Metal Folding Chairs and Chair Dollies; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of 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 135251, accepting bid of San Diego Office Supply & Equipment Company for furnishing Folding Chairs, Folding Tables, and Card Tables; 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.

Report of Purchasing Agent, approved by Acting City Manager, on low bid of American Cast Iron Pipe Company for furnishing 43 Items (approx. 66,000 Lbs.) cast iron water pipe fittings (for Chollas Pipeyard stock and constitute approximately 6 months supply) - \$10,153.85 f.o.b. Birmingham, Alabama, plus approximately \$1,288.60 freight charge (City not required to pay Sales Tax on the freight charge), was presented. (7 bids)

RESOLUTION 135252, accepting bid of American Cast Iron Pipe Company for furnishing Cast Iron Water Pipe 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 Clerk, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by Acting City Manager, on low bid of Brown-Bevis-Industrial Equipment Co. for furnishing 2 Wayne Model Street Sweepers @ \$11,252.00 each, plus State Sales Tax, less trade-in allowance of \$750.00 each on 2 Elgin Street Sweepers, was presented. (2 bids)

RESOLUTION 135253, accepting bid of Brown-Bevis-Industrial Equipment Co. for furnishing 2 Wayne Model Street Sweepers; 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 Schneider, adopted.

Report of Purchasing Agent, approved by Acting City Manager, on low bid of Electric Supplies Distributing Co. of San Diego for furnishing 3 items of Cable for Fire Department - for police and fire alarm system - \$7,412.07 plus State Sales Tax, plus \$480.00 deposit on 6 reels - was presented. (3 bids).

RESOLUTION 135254, accepting bid of Electric Supplies Distributing Co. for furnishing 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 City Clerk, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from Purchasing Agent, approved by Acting City Manager on low bid of Los Angeles Chemical Company for furnishing 10 tons of Sodium Polyphosphate for Alvarado Filtration Plant - \$2,314.00 plus Sales Tax, was presented. (3 bids).

RESOLUTION 135255, accepting bid of Los Angeles Chemical Company for furnishing Sodium Polyphosphate; awarding contract, authorizing and directing City Manager to enter into and execute 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 Burgener, adopted.

Report of Purchasing Agent, approved by Acting City Manager, on low bid of Thor Power Tool Company of Los Angeles for furnishing 3 Pneumatic Drills - \$1,092.00 plus Sales Tax (for Water Distribution Tool Room; standard equipment for utility crew trucks) was presented. (5 bids)

RESOLUTION 135256, accepting bid of Thor Power Tool Company for furnishing Pneumatic Drills; 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.

Report of Purchasing Agent on low bid of West Coast Sprinkling System Co. for furnishing Automatic Sprinkler System Unit III, Shelter Island - \$31,876.00 - was presented. (6 bids).

RESOLUTION 135257, accepting bid of West Coast Sprinkling System Co. for Automatic Sprinkler System Unit III; awarding contract, authorizing and instructing majority of members of Harbor Commission 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 Burgener, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by Acting City Manager, stating that error had been made in accepting bid of National Magazines Sales Corp., dba National Publications Co. for furnishing Periodical Subscriptions for San Diego Public Library, and stating that bidder should be paid additional \$9.00 deducted due to error, was presented.

RESOLUTION 135258, accepting bid of National Magazines Sales Corp., dba National Publications Co. for furnishing Periodical Subscriptions (correcting award by addition of \$9.00), was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by Acting City Manager, on authorization to advertise for bids for sale of 27 items of Copper Tubing and Fittings, was presented. furnishing

RESOLUTION 135259, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Copper Tubing and Fittings (for stock), Document 541071, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent, submitting Resolution to advertise for bids for furnishing 1 Harbor Patrol Boat, was presented.

Accompanying the communication was one from National Steel & Shipbuilding Corporation expressing opposition to the specifications. It was not read to the Council - the Council having discussed it in conference prior to this meeting.

RESOLUTION 135260, authorizing and instructing Purchasing Agent to advertise for sealed proposals or bids for furnishing 1 Harbor Patrol (32') Boat, Document 541072, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

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Report of Purchasing Agent, approved by Acting City Manager, on sale September 6, 1956, of 1 Sprinkler Truck with Tank, 1 Grader, 1 Air Compressor, was presented. It says that total of \$2,179.52 received from 2 successful bidders has been deposited with the City Treasurer.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was filed.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of La Jolla Country Club Heights Unit 2, Lot 2 - into 2 lots - located on west side of Country Club Drive, southerly of Mimulus Way, adjacent to Mint Canyon Path, was presented. It says that the Commission held hearings in that there was some talk of rezoning property to require larger lots; it is now zoned R-1 with 5000 square foot minimum. The report says that at conclusion of public hearing, the Commission recommended approval of the tentative map by vote of 5-0 subject to 6 conditions shown in the attached resolution; together with suspension of portion of the Municipal Code.

RESOLUTION 135261, approving tentative map of La Jolla Country Club Unit 2, 2-lot subdivision of Lot 12, and suspending portion of the Municipal Code, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Lise Terrace, for a 56-lot subdivision of portion of Lots 38 and 39 Ex-Mission Lands, was presented. It identified property as southerly of Market Street, bisected by 45th Street, occupying portion of area formerly occupied by temporary housing adjacent to Chollas View Public Housing Project. It says that the Commission recommended approval by vote of 5-0 subject to (12) conditions of the resolution) and suspension of portion of the Municipal Code.

Councilman Curran said that he had a question.

Acting City Manager Blom, and Mr. Weiser explained the property, and the existing conditions to Mr. Curran.

Then, Councilman Curran and Mr. Weiser had a discussion over a map shown by Mr. Weiser.

RESOLUTION 135262, approving tentative map of Lise Terrace; suspending portion of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

In connection with the next 2 items on the agenda, Councilman Burgener said that there is a lady here. (It had to do with tentative map for resubdivision of Lots 5 and 6 Block 132 Roseville.

Richard L. Weiser, Asst. Planning Director, spoke about the first report approving the tentative map, and said that the second one approving a record of survey map in lieu of a final subdivision, had been withdrawn (it had been withdrawn by Mona Andreen, Deputy City Attorney).

Mrs. Paul DeBach, 1815 Clove Street, said that she comes down to explain, at the direction of the City Attorney's Office. She told of property having been divided, but that new owner wants to build on the property as existed "the original way", and this is changing it back to the original form. She said that there are plans to pave the street. Mrs. DeBach said that if the Council can waive the agreement and bond (to provide for doing of the necessary work), the final map can be approved and fulfilled.

Councilman Kerrigan spoke to Mrs. DeBach about the original map, and the City's policy for completion of improvements. He said that during the war, when materials were difficult to obtain, the Council permitted use of a bond or deposit of cash to insure completion of improvements.

Communications
(incl. Pur & Plan)
135261 - 135262
Discussion

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He asked about waiving the portion of the ordinance regarding improvement. Then, he asked "suppose the map is approved, but the street is not paved?"

There was discussion between individual Councilmen about condition of the property, and the street.

Mr. Weiser said "you cannot get to it over a paved street".

Mrs. DeBach asked if owner of 1/2 of the street would be required to improve, when he sells.

Councilman Kerrigan stated that the subdivider agrees to pave the whole street in front of his lot; the next owner does not sign the contract.

Mr. Weiser said that Mrs. DeBach is a party to the contract; when she sells the lot, she could not sell without the improvement.

Aaron Reese, Asst. City Attorney, said that Mrs. DeBach is a party to a private contract; there is no way to enforce the conditions on a new owner.

E. W. Blom, Acting City Manager, said that when a final map is accepted and recorded, the owner can get a permit "and move ahead". He pointed out that the contract is to permit that.

Mrs. DeBach said that there would be a delay, which she is trying to avoid.

Vice Mayor Williams spoke to Mrs. DeBach about purchaser signing a contract, and making it a portion of the escrow or condition of sale.

Mr. Weiser said "it is ready to come on Tuesday, if assured of the bond".

The Vice Mayor pointed out that this is a matter of policy.

There was no action on Mrs. DeBach's request.

She thanked the Council for listening to her in her effort to avoid a delay.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for redivision of Lots 5 and 6 Block 132 Roseville, at northeasterly corner of Oliphant and Evergreen Streets in Point Loma area, subject to 5 conditions, was presented. It says that on June 6, 1956, the Council adopted a Record of Survey which changed lot frontages from Oliphant to Evergreen; property owner now wishes to revert to original design, and face Oliphant Street.

RESOLUTION 135263, approving tentative map for resubdivision of Lots 5 and 6 Block 32, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Planning Commission communication submitting resolution approving filing of record of survey map in lieu of final subdivision map under the Municipal Code on this property was withdrawn from today's agenda. (It is the understanding that it is to come before the Council when above-named conditions are met).

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Record of Survey for 2-lot resubdivision of Lot 15 Block 7 Sunnyslope Addition Heights, on west side of Madera Ave., northerly of Hilger Street, was presented.

RESOLUTION 135264, approving filing of record of survey map in lieu of final subdivision map, of Lot 15 Block 7 Sunnyslope Addition to Encanto Heights, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by P. Q. Burton, calling attention of the Council to fact that in Ordinance 7138 New Series, for rezoning portions of Bayview Tract and of Pueblo Lot 238, a prerequisite requirement to the rezoning calling for filing of subdivision map had not been included. It says that the requirement has been a long-standing policy of the Planning Commission and the City Council. It states

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that several streets within the area proposed to be rezoned will have to be closed before the owner can develop property as he proposes, and one of the conditions of the closing was that subdivision map be filed on the property before closings become effect. It reports that the Commission voted 5 to 1 to approve the rezoning on condition that the rezoning be not effective until a subdivision map had been filed of record and that such map be filed within 1 year from the date of adoption of the rezoning ordinance. It says that in reporting the matter to the Council, the Planning Department failed to include the recommendation.

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

Application of Bea Carey and Paul Eldridge, 436 University Avenue, for cabaret license, at said address, was submitted together with recommendations for approval from affected City department.

RESOLUTION 135265, granting permission to Bea Carey and Paul Eldridge to conduct cabaret with entertainment at 436 University Ave., where liquor is sold but no dancing conducted, subject to regular license fee, and to compliance with existing regulations, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from San Diego Chapter, The American Institute of Architects, signed by Frank L. Hope, president, dated September 13, 1956, was presented. It lists members who individually and collectively petition the Council to adopt a resolution of civic policy that all surveys, reports, investigations on policy, planning or material effects, in regard to plant or any purpose whatsoever and which is in the province of the City governmental activity, etc., to be performed by a person or persons, firm, society, association, etc., presently resident of and maintain principal place of business in San Diego County, unless overwhelmingly conclusive evidence of inability to perform or effect satisfactory result is acknowledged by a majority of those in the city who might perform such services.

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

Communication from San Diego Municipal Employees' Association, Inc., 3110 Goddard Way, San Diego 1, dated September 19, 1956, signed by Mary E. Harvey, executive secretary, was presented. It refers to continuing efforts to obtain increases in retirement payments for retired employees, through a Charter amendment.

Councilman Burgener moved to file the communication. Motion was seconded by Councilman Evenson.

Councilman Schneider commented that Miss Harvey was present. He asked her if the action contemplated by the motion was satisfactory with her. Miss Harvey replied that it was, and did not amplify comments in the letter. Members of the Council indicated that they had read it.

Communication from Harbor Commission, by John Bate, submitting form of lease with U. S. Government covering portion of second deck of Broadway Pier - drawn for 1 year commencing 1 July 1956 with options to renew to June 30, 1961, rental established at 4¢ per square foot per month for first two years and 5¢ per square foot per month for last 3 years - a standard form of Government lease, modified to comply with established policies of Harbor Commission, was presented.

Application
Communications
135265

RESOLUTION 135266, ratifying, confirming and approving lease, copy on file in office of City Clerk as Document 541055, 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 Curran, seconded by Councilman Schneider, adopted.

Councilman Curran said that he had a question on the next resolution.

Mr. Blom explained it to him, pointing out that the City had recently occupied a building in Balboa Park with City offices.

RESOLUTION 135267, establishing parking time limit of 1 hour, between 8:00 a.m. and 6:00 p.m., Sundays excepted:

West side of Zoo Drive between El Prado and Village Place; establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:

East side of Zoo Drive between El Prado and Village Place; authorizing installation of necessary signs and markings, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135268, consenting to sublease of portion of Building 114 located at Montgomery Field by Crown Airplane Charter Service, Inc., to Bee Aviation Associates, Inc., upon terms and conditions of Document 541154; authorizing City Manager to evidence consent of City of San Diego by signing sublease agreement, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Preliminary discussion leading to the next Resolution was shown earlier in today's minutes.

RESOLUTION 135269, requesting the City Manager to investigate and report to the Council regarding conditions which exist on Streamview Drive, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 135270, authorizing and empowering City Manager to execute, for and on behalf of the City, lease agreement with Arthur C. and John Woodward, dba Woodward Sand Company, of 28.8 acres in Lot 32 Ex-Mission Rancho for removing sand and/or gravel, for 5 years beginning September 1, 1956, at flat rental or percentage whichever is greater; property has value of \$28,800.00 as disclosed by report of 1st appraisal made by Auditor and Comptroller, leased for reason that City will derive revenue not otherwise obtainable; Document 541155, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135271, authorizing and empowering City Manager to execute, for and on behalf of The City of San Diego, the Fifth Supplemental Agreement with Fairchild Aerial Surveys, Inc., authorizing such corporation to prepare maps and photographs for The City of San Diego, for total consideration of \$21,312.00, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135272, authorizing City Manager, and empowering him to do all work in connection with relocation of a 12" A.C. water main

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on Orange Avenue, from 55th Street to Spartan Avenue, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135273, authorizing and empowering City Manager to assist in accomplishment of Phase I of one-way traffic pattern on Ash Street, from Beech Street to Market Street, and India Street, from Beech Street to Market Street, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135274, granting request of Ets-Hokin & Galvan, September 7, 1956, Change Order 1, for extension of 15 days to and including September 30, 1956, Document 541063, in which to complete contract for one-way signs, Ash, A, F and G, Kettner to 12th, etc., contract Document 535436, and extending completion time to September 30, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135275, approving Change Order 1 dated September 5, 1956, Document 541064, issued in connection with contract between The City of San Diego and Sim J. Harris Company for construction of Pacific Beach Community Center, fence, paving, etc., contract Document 540193; changes amounting to increase in contract price of \$272.00, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135276, approving Change Order 1 dated September 6, 1956, Document 541066, issued in connection with contract for storm drain in Newport, Cable, Sunset Cliffs, for extension of 18 days to and including September 26, 1956, contract Document 535160; extending time of completion to September 26, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135277, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portions of Lots 104, 105, 106 Boulevard Gardens; all of Lots 93, 94, 95, portions of Lots 92, 104, 105, 106 Boulevard Gardens; all of Lot 91 and portion 92 (subdivision not shown in Resolution); together ~~with all taxes, 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 Evenson, adopted.

RESOLUTION 135278, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portion Lot 19 Block 42 Normal 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

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deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135279, granting revocable permit to W. F. Wilhelm, 15713 Lindskog Drive, Whittier, California, to install and maintain 14,500 square feet of A. C. paving along Grand Avenue and along Pacific Highway for use and benefit of owner's property: Grand Avenue at Pacific Highway; Lots 16, 17, 18 Block 32 Mission Bay Park Tract over Grand Avenue and Pacific Highway in front of the property, and construction in sidewalk area, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

In connection with the next proposed resolution, Councilman Curran said that he had a question, and asked what the legal privilege regarding use of sidewalk area is.

Aaron Reese, Asst. City Attorney, said that it depends if the adjacent area is the fee owner and the City has an easement.

Councilman Schneider discussed with Mr. Reese the sidewalk area use by the Grant Hotel on 3rd Avenue.

Mr. Reese said that there can't be unreasonable interference. He said that if the City owns it, use would be only by agreement with the City. He said that if property owner breaks the street he has to get a permit.

Then, Councilman Evenson and Mr. Reese had a discussion regarding ownership of the sidewalk itself in connection with maintenance and injuries.

RESOLUTION 135280, granting revocable permit to El Cortez Motel, Inc., 7th and Ash, San Diego, to install and maintain a transformer and electric vault for use and benefit of owner's property: described as Office building, SW corner 7th and Ash, Lot 12 Block 5 Bayview Homesteads, under the public sidewalk, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135281, granting revocable permit to W. T. Reiff, 1763 Catalina Blvd., San Diego, to install and maintain 370 feet of 4" C.I. sewer lateral for use and benefit of owner's property: northeast corner of Qualtrough and San Gorgonia, Lot 1 Block 168 La Playa, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Aaron Reese explained to Councilman Schneider, at his request, the following resolutions and claims to which they relate:

RESOLUTION 135282, approving claim of Bollenbacher and Kelton, Inc., Document 539751, in amount of \$199.42; authorizing and directing City Auditor & Comptroller to draw warrant in favor of Bollenbacher and Kelton, Inc., 5245 Zion Avenue, San Diego 20, in full payment of the claim, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 135283, approving claim of R. E. Staite and Roy C. Ek, General Engineering Contractors, Document 539868, in amount of \$519.06; authorizing and directing City Auditor & Comptroller to draw warrant in favor of Bollenbacher

favor of R. E. Staite and Roy C. Ek, General Engineering Contractors, 1638 National Avenue, San Diego 13, in full payment of the claim, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135284, denying claim of Albert W. Burrmann, doing business as Standard Electric, San Diego, California, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135285, denying claim of Interinsurance Exchange of the Automobile Club of Southern California, Subrogee of Harold Bowlin, 2601 S. Figueroa Street, Los Angeles, Document 540005, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135286, denying claim of Louis R. Padberg, Jr., 4126 Middlesex Drive, San Diego 16, Document 539848, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135287, accepting quitclaim deed of Blanche E. Rose, George Clark Rose, Virginia R. Olmstead, Marguerite B. Rose, Riley Sebree Gibson and W. James Rose, 7904 Roseland Drive, La Jolla 3, quitclaiming to The City of San Diego all water mains and appurtenant structures constructed for its use, located in public places, streets, rights of way, highways, either within or without subdivision named "Sebree-Gibson Tract" being portion of Pueblo Lands 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 Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135288, accepting deed of Harry W. Strong and Charline B. Strong, September 12, 1956, conveying easement and right of way for sewer, water, drainage and public utilities and right of way of ingress and egress therefrom in southwesterly 4.0 feet Lot 142 Empire Addition to Encanto Heights; 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 Evenson, adopted.

RESOLUTION 135289, accepting deed of Jesus Villegas and Jesus C. Villegas, September 11, 1956, conveying portion Lot 10 and East 1/2 Lot 11 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 135290, accepting deed of Francis E. McNichols and Alice D. McNichols, August 2, 1956, conveying easement and right of way for street purposes in portions Lots 5 and 6 Block 42 Paradise Hills Unit 2; naming easement Reo Drive; authorizing and directing City Clerk to file deed, together with certified copy of resolution for record in office

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

RESOLUTION 135291, accepting deed of Ralph C. Hertel and Eleanor L. Hertel, August 2, 1956, conveying easement and right of way for street purposes in portions of Lots 1 and 2 Block 44 Paradise Hills Unit 3; setting aside land for and naming it Reo 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 Burgener, adopted.

RESOLUTION 135292, accepting subordination agreement, executed by Western Mutual Corporation and Sproco Mfg., Inc., beneficiaries, and Western Mutual Corporation, trustee, August 14, 1956, subordinating all right, title and interest in and to easement for right of way for public street and incidents in portions Lots 5 and 6 Block 42 Paradise Hills Unit 2; 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135293, accepting deed of Philip Killick and Norah V. Killick, September 4, 1956, conveying easement and right of way for drainage purposes in strip of land 8.00 feet wide in Lots 24 and 25 Block 15 Beverly; 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 135294, accepting subordination agreement, executed by Home Federal Savings and Loan Association of San Diego, beneficiary, and Land Title Insurance Company, trustee, September 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 strip of land 8.00 feet wide in Lots 24 and 25 Block 15 Beverly; 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135295, accepting quitclaim deed of San Diego Gas and Electric Company, August 8, 1956, for portion of Pueblo Lot 271; 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 135296, accepting quitclaim deed of San Diego Gas & Electric Company, August 8, 1956, for portion of Pueblo Lot 256; 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.

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RESOLUTION 135297, accepting deed of Earl R. Severin and Edna L. Severin, September 10, 1956, conveying easement and right of way for sewer, water, drainage and public utilities and right of ingress and egress in northwesterly 4.0 feet, measured at right angles from northwesterly line which bears North 39° 22' 30" East, Lot 15 Block 7 Sunnyslope 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135298, accepting deed of Union Title Insurance and Trust Company, August 6, 1956, conveying westerly 30.0 feet Lot 32 Lemon Villa Subdivision; 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 135299, accepting deed of O. D. Arnold & Sons, August 27, 1956, conveying easement and right of way for sewer purposes in portion Lot 5 Block 9 Ravenna Park; 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 135300, accepting deed of Grace H. Wall, August 31, 1956, conveying easement and right of way for sewer purposes in portion of Block 67 Eastern 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 Burgener, adopted.

RESOLUTION 135301, accepting deed of Bart J. Comer and Bettyjean Comer, September 4, 1956, conveying easement and right of way for sewer purposes in portion Lot 3 Block 8 Ravenna Park; 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 135302, accepting deed of Alvin J. Hobbs and Ethel J. Hobbs, August 2, 1956, conveying easement and right of way for public street and incidents in portions of Lots 6 and 7 Block 44 Paradise Hills Unit 3; 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 135303, naming street easement conveyed to The City of San Diego across Acre Lot 3 Morena by Clairemont Business Properties, recorded August 23, 1956 in Book 6231 Page 275 Official Records, CRETE STREET, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

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RESOLUTION 135304, accepting grant deed of Edward H. Calvert and Ethel H. Calvert, September 7, 1956, conveying Lots 4 and 5 Block 14 Sellar's 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 Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135305, accepting deed of Helen B. Homesley, August 30, 1956, conveying easement and right of way for public street and incidents in westerly 510 feet of easterly 30.0 feet of southerly 100.0 feet of northerly 505.58 feet Lot 29 La Mesa Colony; naming easement Catocin 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 135306, accepting deed of Vincent R. Ashmann and John W. Kendrick, September 18, 1956, conveying easement and right of way for street purposes in easterly 8.0 feet Lot 142 Empire Addition; naming easement Republic 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 135307, accepting deed of Harry W. Strong and Charline B. Strong, September 12, 1956, conveying easement and right of way for street purposes in easterly 8.0 feet Lot 142 Empire Addition to Encanto Heights; naming easement Republic 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 135308, accepting deed of The M. Hall Company, August 31, 1956, conveying easement for sewer purposes in portion Lot 21 Block 86 Morse, Whaley and Dalton's Subdivision; 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 135309, accepting deed of The M. Hall Company, August 31, 1956, conveying easement and right of way for sewer purposes in portion of Lot 24 Block 86 Morse, Whaley and Dalton's Subdivision; 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 135310, accepting deed of Helen B. Homesley, August 30, 1956, conveying easement for sewer, water, drainage and public utilities and right of ingress and egress, in strip of land 4.0 feet wide in Lot 29 La Mesa Colony; authorizing and directing City Clerk to file deed,

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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.

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

On motion of Councilman Burgener, 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 prior to day of passage.

ORDINANCE 7147 (New Series), appropriating \$20,000.00 out of Capital Outlay Fund and transferring it to funds heretofore set aside and appropriated by Ordinance 4948 (New Series) to provide funds to pay The City's share of cost of cooperative storm drain program, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

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

On motion of Councilman Evenson, seconded by Councilman Curran, 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 prior to day of passage.

ORDINANCE 7148 (New Series), appropriating \$15,000.00 out of Unappropriated Balance Fund, for employment of law firm of Higgs, Fletcher & Mach, in connection with pension litigation brought by Policemen and Firemen against The City (having to do with pensions), was on motion of Councilman Evenson, seconded by Councilman Curran, adopted, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

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

On motion of Councilman Schneider, seconded by Councilman Burgener, 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 prior to day of passage.

ORDINANCE 7149 (New Series), appropriating \$15,000.00 out of Unappropriated Balance Fund, and transferring it to funds heretofore set aside by Ordinance 5341 (New Series) to provide funds for payment of City's share of improvement under 1911 Street Improvement Act proceedings, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-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 a written or printed copy prior to day of passage.

ORDINANCE 7150 (New Series), appropriating \$2,000.00 out of Unappropriated Balance Fund for funds to pay services of O'Melveny & Myers in drafting a sewer revenue bond Charter amendment, was on motion of

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Councilman Evenson, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

On motion of Councilman Schneider, seconded by Councilman Evenson, Ordinance authorizing City Manager to execute lease of portion of Pueblo Lot 1316 of the Pueblo Lands of San Diego (with United States of America) southerly of Miramar Road, containing 32 acres more or less (for use by the Marine Corps), introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

There being no further business to come before the Council, the Vice Mayor declared the meeting adjourned at 10:38 o'clock A.M.

ATTEST
FRED W. SICK, City Clerk

By

August W. Kadstrom
Deputy

Philip B. Dail
Mayor of The City of San Diego, California

Ord. intr.
Meeting adj.

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REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, September
25, 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 10:03 o'clock A.M.

The Reverend Charles W. Gibbs, pastor of First Christian Church of Clairmont, was introduced by the Mayor. Reverend Gibbs gave the invocation.

Ordinances and Resolutions for this meeting are recorded on Microfilm Roll 119.

On motion of Councilman Williams, seconded by Councilman Schneider, minutes of the Regular Meetings of Tuesday, September 18, 1956, and of Thursday, September 20, 1956, were approved without reading - after which they were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, time set for latest time to receive bids for furnishing electric energy in Adams Avenue Lighting District 1, for 1 year from and including October 1, 1956, the Clerk reported 1 bid.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, bid was publicly opened and declared.

It was the bid of San Diego Gas & Electric Co., accompanied by certified check in sum of \$91.44, written by San Diego Trust & Savings Bank.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, 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 latest time to receive bids for furnishing electric energy in Midway Drive Lighting District 1, for 1 year from and including October 1, 1956, the Clerk reported 1 bid.

On motion of Councilman Schneider, seconded by Councilman Curran, bid was publicly opened and declared.

It was bid of San Diego Gas & Electric Co., accompanied by certified check in sum of \$229.56, written by San Diego Trust & 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 hearing on ~~assessment~~ for paving and otherwise improving Alleys in Catalina Terrace, the Clerk reported written appeal from Mrs. Sarah D. Davis, which

+Resolution of Intention

Meeting convened
Invocation
Minutes approved & signed
Hearings
Bids

9/25/5y

requests putting a cement retaining wall across back of her property at 1824 Catalina Blvd., because with paving alley velocity of water coming from the hill will increase, and if water is not diverted, it will come through yard and do considerable damage. There was no verbal protest.

The City Engineer said that the appellant is right, and that he can handle the situation.

There was question of continuance, to provide for arranging compliance with the Davis request. The City Engineer said again, that he can handle the situation, and that there is no need for continuance.

RESOLUTION 135311, overruling and denying protest of Mrs. Sarah D. Davis, against work of paving and otherwise improving Alleys in Catalina Terrace; overruling and denying all other protests, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

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

The City Engineer said that he would take care of the request.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 134756, for paving and otherwise improving Alley Block 20 Swan's Addition, and Fairmount 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 Curran, seconded by Councilman Schneider, proceedings were referred to City Attorney for Resolution Ordering Work.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 134878 of Preliminary Determination, for paving and otherwise improving Alleys Blocks 208 through 221 Mission Beach, and portion of Strandway, 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 Burgener, RESOLUTION 135312, determining that improvement of Alleys in Blocks 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, and 221 Mission Beach, and portion of Strandway, is feasible and that lands to be assessed therefor will be able to carry proposed assessment; also, findings 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.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 134879 of Preliminary Determination, for paving and otherwise improving Alley Block 58 University 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.

RESOLUTION 135313, determining that improvement of Alley Block 58 University Heights is feasible and that lands to be assessed therefor will be able to carry 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 Kerrigan, adopted.

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 134880 for paving and otherwise improving Alley Block 18 North Shore Highlands, 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.

RESOLUTION 135314, determining that proposed improvement of Alley Block 18 North Shore Highlands, 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 Burgener, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on Assessment for installing sewers and appurtenances in Country Club Drive, Mimulus Way, Mint Canyon Path, Lobelia Path; Rights of Way, et al., Councilman Burgener said that the Council is expecting a report from the La Jolla Country Club.

A man who did not give his name, representing the Country Club, appeared. His name was not asked. He said that he was down here last November, and that proceedings had been held up on account of the assessment. He said that people who live on Country Club Drive should have the sewer. He told of easement having been given by the Club for sewer. He said that the "people petitioned for the sewer; they should understand that they are to be assessed" for it. He declared that the Country Club will not use it, and that the Club "will not develop" (it had been said that there is a probability that the Club would subdivide, or sell of land for subdivision). He declared that if people can afford to live there, they can afford to help. He said that if this is confirmed, he wanted it held over for future payment.

Councilman Schneider said that when proceedings are instituted, the City could provide for payment; it can't contribute now.

The man from the Country Club pointed out that what the Club did was as a favor; the Club did not ask for the sewer; it cannot use it. He said that as a result of the sewer having been put in, the grounds won't be put back into shape for 2 months, and that it will cost \$1,000. He said that he wanted the Council to see the property. He said it "went along back of a fairway". He stated, again, that the La Jolla Country Club did not have any use for the sewer.

Robert Durham, attorney, who spoke at previous hearing, told of representing 34 or 36 property owners. He maintained that areas in the Club can be made into 14 lots; it could be used for subdivision. He said that the Club sewer is 36%; and that other is 37% exclusive of Copley property assessment, whereas the Club property is being assessed 3%. He stated that at least half of the Club property can be served (by the sewer); and it would be 18%.

The City Engineer showed a map, at the request of the Mayor. It was shown to the Mayor, who had not seen it. He explained it, regarding sewers. He explained that it is just a trunk sewer; no laterals. Councilman Kerrigan joined the discussion during which the Engineer talked in detail over the map, not seen by the Clerk. He (the Engineer) said that "if the golf club does subdivide, it would be possible to put in 9 100-foot lots, and that it would be 20% of this particular run".

Mayor Dail said that the golf course is not getting the same benefit, if it subdivides.

The Engineer said that "as long as it stays a golf course, the sewer does it no good". He told of the big Copley area - which could be subdivided. He stated that he could go into court and defend the assessment.

The Golf Club man said that the Club "would have to accept this, but not more".

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Councilman Burgener talked to the Country Club's representative about the assessment. He spoke of need for 2 holes, and of leasing property from the City, now.

Mr. Durham said that the Engineer is dealing on a basis of 100-foot lots; there is a petition now to up-grade lot sizes to 60-foot frontages.

The Engineer said that he can back up any way the Council wants, but this (possibility of the Club subdividing portion of its property) is speculative.

Mr. Durham said that the Copley property is assessed 15%, which is speculative; his clients are ~~not~~ quarrelling about the Club's 3%.

There was discussion between Councilman Kerrigan and the City Engineer about the undeveloped area, which was joined by the Mayor.

Councilman Burgener said that the Council has to remember who petitioned for the sewer; (they - the residents) would not be there, otherwise.

Then there was discussion between Councilman Burgener and Mr. Durham.

Councilman Kerrigan reminded the Council that it had overruled a majority protest, to ~~do~~ this work.

The City Engineer said that there were 2 classes of protests; by the time the City got through with the hearings, everyone protested, except Copley. He said that it would be good to go to court, and make a good case of the assessment.

Councilman Curran moved to overrule the appeals.

Mr. Durham said there is a possibility that actions will be filed.

Mayor Dail said that the Engineer is strong in his view.

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

After motion was made to overrule the appeals, Aaron Reese, Asst. City Attorney, said that the Street Superintendent should be directed to modify the assessment, and that it be continued until Thursday.

RESOLUTION 135315, overruling and denying appeals of property owners, William N. Goodwill, Frances B. Edmondson, Walter J. Pattee, Jr. from Street Superintendent's Assessment 2522 made to cover costs and expenses of work of installing Sanitary Sewer Main in Country Club Drive, Mimulus Way, Mint Canyon Path, et al., Resolution of Intention 129453; overruling and denying other appeals; directing Street Superintendent to modify and correct Assessment 2522 in accordance with his recommendation under Document 540652; continuing the matter until Thursday, September 27, 1956, at 10:00 o'clock A.M., 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 made to cover costs and expenses of paving and otherwise improving Alley Block 9 Wilshire Place, 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 135316, confirming and approving Street Superintendent's Assessment 2523 made to cover costs and expenses of paving and otherwise improving Alley Block 9 Wilshire Place, Resolution of Intention 1350565; ~~confirming and approving~~ 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.

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment for installation of sidewalks in Thorn Street, 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 135317, confirming and approving Street Superintendent's Assessment 2524, made to cover costs and expenses of installation of sidewalks in Thorn Street, Resolution of Intention 130567; 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.

The hour of 10:00 o'clock having arrived, time set for hearing on Assessment made to cover costs and expenses of installation of sidewalks in Pirotte Drive, Haniman Drive, McGann Drive, 52nd Street, Susan Place, et al., Resolution of Intention 129589, the Clerk reported appeals: 1 from a resident of 5249 Pirotte Drive (unsigned); request of Ruth M. Hroza, requesting permission to appear before the appeal meeting; Miss Isla M. Hanson.

The Mayor inquired if anyone was present to be heard.

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

The City Engineer reviewed appeals, and suggested continuance of the hearing until Thursday of this week.

RESOLUTION 135318, continuing hearing on Assessment 2525 to cover costs and expenses of installation of sidewalks in Pirotte Drive, Haniman Drive, McGann Drive, et al., Resolution of Intention 129589, until 10:00 o'clock A.M., Tuesday, October 2, 1956, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having approved, time set for hearing on assessment for paving and otherwise improving Birch Street, the Clerk reported appeals from Mrs. Leo P. Cooper (in the nature of request for information), Cora Starnes et al, Nathaniel Buckmaster and Maude S. Buckmaster.

The Mayor inquired if anyone was present to be heard.

Mrs. Tom L. Brownlee told of her property being assessed \$73.03, and said that "all signed the petition". She said that nothing had been done on their street. Mrs. Brownlee said that she would be willing to pay for work done on their street, but there was nothing done. She said she did not feel there was any need for paying.

The City Engineer said that it was an area assessment. He laid out a map, and said that assessment goes back 1/2 block.

Mrs. Brownlee looked the map which was explained to her by Councilman Schneider. The City Engineer, Councilmen Williams and Kerrigan explained it also.

Marcus Gomez told of having put in a petition to pave 40th street, which is dusty. He asked to have his street paved.

Councilman Schneider said that Mr. Gomez can get the information from the City Engineer.

Then, a woman who sat in the audience, talked about an alley between Osborn and Earl.

Councilman Burgener spoke to people in the audience about the 1/2-block assessment, and said that it is the same formula used all over the City. There was discussion between him and the unidentified woman.

RESOLUTION 135319, overruling and denying appeals of Nathaniel Buckmaster, et al., Cora Starnes, et al., Mrs. Leo P. Cooper, Mrs. Tom L.

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Brownlee, Marcus Gomes, from Street Superintendent's Assessment 2526 made to cover costs and expenses of work done on paving and otherwise improving Birch Street, Resolution of Intention 130463; confirming and approving the Assessment; 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 Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135320, referring to the City Manager the matter of grading Alley, and tree problem, between Osborn Street and Earl Street, 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 for paving and otherwise improving Northerly and Southerly Alley Block 192 Pacific Beach, 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 135321, confirming and approving Street Superintendent's Assessment 2527 made to cover costs and expenses of paving and otherwise improving Northerly and Southerly Alley Block 192 Pacific Beach; 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.

Petition of William B. Rick, P.O. Box 68 La Jolla, dated September 19, 1956, requesting on behalf of owner that the City vacate portion of easement within Lot 4 Marcellena Tract, Map 828, lying southerly of Montezuma Road, was presented.

It says that easement was recorded May 7, 1952, for water main purposes, but has not been used; in place, a main has been constructed to and 360 feet east of the easement. It tells of a tentative map of College Knolls that has been approved covering area of the easement and an extension of 54th Street would give the City adequate room in approximately the same alignment, should the City desire to construct a second main in the area.

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

Report of Purchasing Agent, approved by Acting City Manager, on low bids of American Typewriter Co. for furnishing 4 Steel Tables and 2 Steel Desks; San Diego Office Supply Equipment Co. for furnishing 1 "El Unit" Desk; Steel Storage Cabinet; 4 5-Drawer File Cabinets; 3 Side Chairs; 2 Swivel Chairs; Parron-Hall Corporation for 6 Bookcases (at prices set out in the report - 6 bids), was presented.

RESOLUTION 135322, accepting bid of American Typewriter Co. for furnishing (Item 2) 4 Steel Tables, (Item 6) 2 Steel Desks; awarding contract, authorizing and directing City Manager to enter into and execute on behalf of City of San Diego contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 135323, accepting bid of San Diego Office Supply & Equipment Co. for furnishing (Item 1) 1 "El Unit" Desk, (Item 3) 1 Steel Storage Cabinet, (Item 4) 4 5-Drawer File Cabinets, (Item 7) 3 Side Chairs, (Item 8) 2 Swivel Chairs - awarding contract, authorizing and instructing City Manager of The City of San Diego 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.

Hearing
Petition
Purchasing report
135320 - 135323

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RESOLUTION 135324, accepting bid of Parron-Hall Corporation, for furnishing (Item 5) 6 Bookcases; 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.

Report of Purchasing Agent, approved by Acting City Manager, on low bid of Milton R. Cheverton Company for furnishing approximately \$2,300,000 Fire Insurance for period of 5 years - total price approximately \$12,500 - 2 bids - was presented.

RESOLUTION 135325, accepting bid of Milton R. Cheverton Company for furnishing Fire Insurance; 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.

Report of Purchasing Agent, approved by Acting City Manager, on low bid of Ets-Hokin & Galvan for construction of Safety Lighting System at Wabash Boulevard and Nile Street Connection - \$7,691.00; 2 bids - was presented.

RESOLUTION 135326, accepting bid of Ets-Hokin & Galvan for construction of safety lighting system at Wabash Boulevard and Nile Street Connection; 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 Kerrigan, adopted.

Report of Purchasing Agent, approved by Acting City Manager, on low bid of Kenneth H. Golden Co., Inc. for Resurfacing Broadway between Pacific Highway and 3rd Avenue, and between 7th and 12th Avenues - \$11,990.25; was presented. (5 bids)

RESOLUTION 135327, accepting bid of Kenneth H. Golden Co., Inc. for resurfacing Broadway (pors.); 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 Kerrigan, adopted.

Report of Purchasing Agent, approved by Acting City Manager, on second low bid of Remington Rand Division of Sperry Rand Corp. for furnishing 1 Steel Booking Desk, Counter and Drawers for Police Department - \$1,955.50 plus State Sales Tax; was presented (2 bids). Low bid would mean cutting and alteration of steel frame work which would subsequently prohibit installation of barred door; the bid accepted was for equipment built to fit space without alteration.

RESOLUTION 135328, accepting bid of Remington Rand Division of Sperry Rand Corp. for furnishing 1 Steel Booking Desk, Counter and Drawers; 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 Burgener, seconded by Councilman Williams, adopted.

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Report of Purchasing Agent, approved by Acting City Manager, on low bid of Sessions Lawnmower Sales & Service for furnishing 2 7-Gang Tractor Drawn Golf Course Fairway Mowers @ \$1,925.00 each, terms 1% plus State Sales Tax - 4 bids; was presented. It says that Milbradt Power Mower & Equip. furnished the actual low bid, it was found not suitable due to the conditions set out in detail.

RESOLUTION 135329, accepting bid of Sessions Lawnmower Sales & Service for furnishing Mowers; 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 Acting City Manager, submitting Resolution rescinding Res 135192, and correcting award of Item 9 (4 Fire Extinguishers), was presented.

RESOLUTION 135330, rescinding Resolution 135192; accepting bid of General Fire Equipment of San Diego Welders Supply Company for furnishing (Item 2) 6 - 2½" Hose Jackets @ \$55.44 ea plus Sales Tax; awarding contract, was on motion of Councilman Schneider, seconded by Councilman Williams - on a corrected basis - adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Bellevue Terrace Unit 1 for 5-lot resubdivision of Lots 20 through 24 Block 3 Buena Vista Tract and Lots 9, 10 and 11 Block 29 Bird Rock Addition - located on west side of La Jolla Mesa Drive and on southerly side of Colima Street in Pacific Beach - subject to 9 conditions and to suspension of 1 section of the Municipal Code, was presented.

RESOLUTION 135331, approving tentative map of Bellevue Terrace Unit 1, a resubdivision of Lots 20 thru 24 Block 3 Buena Vista Tract and Lots 9, 10, 11 Block 39 Bird Rock Addition, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, stating that the "Commission was reluctant in approving tentative map" for Bellevue Terrace Unit 2, a 6-lot subdivision of Lots 23 through 38 Block 3 Buena Vista Tract, located southerly of Colima Street, northerly of Van Nuys Street, westerly of La Jolla Mesa Drive, in Pacific Beach, westerly of Bellevue Terrace Unit 1, subject to 14 conditions and to suspension of 4 sections of the Municipal Code, was presented.

RESOLUTION 135332, approving tentative map of Bellevue Terrace Unit 2, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Tentative Map and Master Plan for East Clairemont, 3010 lots east of proposed built-up Clairemont area in portion of Pueblo Lots 1195, 1204, 1205, 1206, 1210, 1211, 1212, 1221, 1222, 1223, 1228, 1229, 1230, 1235, 1236 and 2 unnumbered Pueblo Lots, was presented. It says that the approval is subject to adjudication prior to filing any unit as final map and that if any major change is made in the tentative map and master plan is proposed, a revised tentative map will have to be submitted concerning the area, and subject to conditions shown in the resolution - 14 conditions, and suspension of 7 conditions of the Municipal Code - was presented.

RESOLUTION 135333, approving tentative map of Clairemont, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

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Communication from Planning Commission recommending approval of Record of Survey on Lot 42 Highdale Addition to Encanto Heights, 2 lot resubdivision, located on Springfield Street east of Paradise Street, in Encanto Area, in lieu of final subdivision map, was presented.

RESOLUTION 135334, ~~adopting~~ approving filing of Record of Survey Map in lieu of Final Subdivision Map, under Section 102.02.1, in Lot 42 Highdale Addition to Encanto Heights Map 1176, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

In connection with the next item, Councilman Curran recommended adoption.

Councilman Evenson asked "when change is to be".

The City Manager replied October 10.

Communication from Planning Commission, by Richard L. Weiser, was presented. It recommends approval of Record of Survey for 2-lot resubdivision of Resubdivision of Lots 33 to 36, incl., Block 188 Pacific Beach, in Pacific Beach area, on Felspar Street between Dawes and Everts Streets.

RESOLUTION 135335, approving filing of Record of Survey Map in lieu of Final Subdivision Map under Section 102.02.1 of San Diego Municipal Code in Lots 33, 34, 35 and 36 Block 188 Pacific Beach Map 854, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval for 2-lot resubdivision of Lots 5 & 6 Block 132 Roseville, at corner of Oliphant and Evergreen Streets on Point Loma, was presented.

RESOLUTION 135336, approving filing of Record of Survey Map in Lieu of Final Subdivision Map under Section 102.02.1 of San Diego Municipal Code, in Lots 5 and 6 Block 132 Roseville, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Councilman Curran said that he had a question in connection with the next item, and asked "why"?

Willard Olson, from the City Engineer's office, said that the other blocks have no alleys, and that there is no need for the alley. He told the Council that "the drain has been taken care of by an easement".

Communication from Street Superintendent, by W. D. Olson, approved by the Assistant City Manager, recommending granting petition to close Alley Block 43 Paradise Hills Unit 3, and gives detailed report on conditions - under Street Vacation Act of 1941 - was presented.

RESOLUTION 135337, granting petitions to close Alleys Blocks 43 and 44 Paradise Hills Unit 3; closing to be instituted under "Street Vacation Act of 1941", was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Application of Leland J. Hoffman for cabaret license with entertainment at "Lee's", 4717 El Cajon Boulevard, where liquor is sold but no dancing conducted, was presented together with recommendations for approval, was presented.

RESOLUTION 135338, granting permission to Leland J. Hoffman to conduct cabaret with paid entertainment at "Lee's", subject to regular license fee, and to compliance with existing regulations, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

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Application of Juan Pedrico for Class "C" Dine and Dance License at 402 Island Avenue, was presented, together with recommendations for approval.

RESOLUTION 135339, application of Juan Pedrico for Class C Dine and Dance License at Mubahay Cafe, 402 Island Avenue, where intoxicating liquor is sold, subject to compliance with existing regulations, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from San Diego County Wildlife Federation, dated September 19, 1956, Suite 530 Spreckels Bldg., San Diego 1, signed by Eugene V. Conway, requesting appointment of a San Diego Aquatic Commission, was presented. It was addressed to Councilman Clair Burgener.

On motion of Councilman Burgener, seconded by Councilman Schneider, it was referred to the meeting of Thursday of this week.

Communication from San Diego Chamber of Commerce, signed by R. T. Blair, Jr., Executive Assistant to the Manager, dated September 12, 1956, transmitting a resolution endorsing a "Master Plan for Transit Improvement", was presented.

Councilman Kerrigan moved to refer it to Conference. Motion was seconded by Councilman Schneider.

The City Manager recommended filing.

Councilman Burgener moved to file. Councilman Kerrigan seconded that motion (the first one was not withdrawn).

The City Manager told the Council that this is "general approval".

By request, the Clerk read to the Council the letter.

In accordance with the later motion, the communication and the attached resolution, were filed.

Communication from San Diego County Water Authority, 2750 Fourth avenue, San Diego 3, dated September 20, 1956, signed by Fred A. Heilbron, Chairman of the Board of Directors, was presented. It says that the Authority is considering promotion of a water conservation program within its area in view of probable deficiency in water+summer unless heavy rains are experienced this coming winter. In addition to a further report, and to reference to attached copy of reports, it says "In line with this direction, the Committee has arranged a meeting with the San Diego City Council, on September 26, 1956, at 10:00 a.m., in the Council Chambers, to which members of governing bodies and all Authority agencies are invited.

On motion of Councilman Schneider, seconded by Councilman Burgener, it was referred to a meeting of the Council (on which a call for a special meeting has been received).

+next

RESOLUTION 135340, directing notice of filing Assessment 2539 and of time and place of hearing thereof, made to cover oosts and expenses of work done upon paving and otherwise improving 63rd Street, Resolution of Intention 128396, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135341, directing notice of filing Assessment 2542 and of time and place of hearing thereof, made to cover costs and

expenses of work done upon paving and otherwise improving High Avenue, Resolution of Intention 131461, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135342, directing notice of filing Assessment 2540 made to cover costs and expenses of work done upon paving and otherwise improving Alleys Blocks 49 and 49½ University Heights, Resolution of Intention 130034, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135343, directing notice of filing Assessment 2541 made to cover costs and expenses of paving and otherwise improving East and West Alley lying northerly of and contiguous to Long and Hickok's Subdivision, Resolution of Intention 127367, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD 135344, accepting bid of A. R. Kingaard, and awarding contract for paving and otherwise improving Alley Block 2 Normal Heights, North Mountain View Drive, and Arthur Avenue, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

City Engineer reported in writing that low bid is 1.8% below estimate.

RESOLUTION OF AWARD 135345, accepting bid of A. R. Kingaard, and awarding contract 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 Burgener, adopted.

City Engineer reported in writing that low bid is 0.6% below estimate.

RESOLUTION OF AWARD 135346, accepting bid of A. R. Kingaard, and awarding contract for paving and otherwise improving Block 64 University Heights, and Meade Avenue, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

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

RESOLUTION OF AWARD 135347, accepting bid of Daley Corporation, and awarding contract for paving and otherwise improving 52nd Street, Orange Avenue and 54th Street, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

City Engineer reported in writing that low bid is 0.5% below estimate.

RESOLUTION 135348, approving plans, drawings, typical cross-sections, profiles and specifications for sidewalks and curbs on Aragon Drive, Nassau Drive, Waite Drive, Suffolk Drive, Rockland Street, Duchess Street, and 69th Street; approving Plat 2893 showing exterior boundaries of district to be included in assessment; directing City Clerk upon passage of Resolution of Intention to file plat in office of City

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Engineer, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135349, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving 55th Street, 56th Street, 58th Street, Orange Avenue and Trojan Avenue; approving Plat 2864 showing exterior boundaries of district to be included in assessment, 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 135350, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Lea Street, Streamview Drive, and Chollas Parkway; approving Plat 2885 showing exterior boundaries of district to be included in assessment, 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. (sidewalks and curbs).

RESOLUTION ORDERING WORK 135351, for sewers in Avenida de la Playa, and Public Rights of Way in Pueblo Lot 1280, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK 135352, for paving and otherwise improving Estudillo Street, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK 135353, closing North-South Alley Block 125 University Heights, northerly of northerly line of Howard Avenue, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 135354, for paving and otherwise improving Chalcedony Street, Law Street, Beryl Street, Geranium Street, Gladiola Street, Aster Street, Wilbur Avenue, La France Street, La Marque Street, Loring Street, Randall Street, Quincy Street, Pendleton Street, Alley southerly of and adjacent to Lots 1 to 5 inc., Block 15 Floral Terrace, Alley southerly of and adjacent to Lots 1 to 20 inc., Block 14 Floral Terrace, Alley in Block 100 in Subdivision of Acre Lots 24 to 29 inc., 54, -55, -56 Pacific Beach, Public Rights of Way in Blocks 99 and 134 Pacific Beach, et al., was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 135355, for paving and otherwise improving Rosecroft Lane, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 135356, for removal and installation

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light standards, etc., for street lighting in 3rd, 4th, 5th, 6th Avenues, E, F, G Streets and Plaza in Horton's Addition, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

Councilman Schneider said that he had a question in connection with the next resolution.

The City Engineer said that it is in connection with 30th Street (formerly bridge, and to be a fill) approach. He explained to Mr. Schneider that this is going through a legal proceeding.

RESOLUTION OF INTENTION 135357 to change grade of 30th Street between Olive and Laurel Streets, under Change of Grade Act of 1909, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135358, for grading and sidewalks in Aragon Drive, Nassau Drive, Waite Drive, Suffolk Drive, Rockland Street, Dutchess Street, and 69th Street, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135359, for paving and otherwise improving 55th Street, 56th Street, 58th Street, Orange Avenue, and Trojan Avenue, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135360, for grading and sidewalks in Lea Street, Streamview Drive, and Chollas Parkway, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135361, ascertaining and declaring wage scale for paving and otherwise improving Manzanita Drive, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135362, approving diagram of property affected or benefited by work of improvement to be done on paving Poe Street, Resolution of Intention 131056, and to be assessed therefor; 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 Curran, adopted.

RESOLUTION 135363, approving diagram of property affected or benefited by work of improvement to be done on Myrtle Avenue, Resolution of Intention 131055, and to be assessed therefor; 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 Curran, adopted.

RESOLUTION 135364, approving diagram of property affected or benefited by work done on improvement of Alley Block 12 Point Loma Heights,

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Resolution of Intention 131175, and to be assessed therefor; 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 Curran, adopted.

RESOLUTION 135365, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 50 Park Villas, Resolution of Intention 130669, and to be assessed therefor; 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 Curran, adopted.

RESOLUTION 135366, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 23 Ocean Beach Park, Resolution of Intention 129189, and to be assessed to pay expenses thereof; directing Clerk of 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 Curran, adopted.

RESOLUTION 135367, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 17 Normal Heights, and Collier Avenue, Resolution of Intention 132641, 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 Curran, adopted.

RESOLUTION 135368, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 14 La Jolla Hermosa and Alley Block 14 Bird Rock City by the Sea, Resolution of Intention 132640, 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 135369, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 128 Amended Map of City Heights, Resolution of Intention 132502, 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 135370, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Rosefield Drive and 67th Street, Resolution of Intention 130671, and to be assessed to pay expenses thereof, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

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RESOLUTION 135371, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving 52nd Street and El Cajon Boulevard, Resolution of Intention 131460, and to be assessed to pay expenses thereof, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135372, granting petition, Document 541168, 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; directing City Engineer to consolidate assessment district with assessment district ordered by Resolution 133069 for improvement of Hancock Street, in accordance with recommendation of City Engineer, under Document 541171, and to be assessed to pay expenses thereof, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135373, expressing regret that Richard Francis Shea feels compelled to cease his membership in the Mission Bay Park Commission, and expressing gratitude for capable, efficient and far-sighted service in his constructive work as a member of the Mission Bay Park Commission, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 135374, establishing policy of contribution by The City of San Diego toward construction of Major Streets within the new subdivisions, adjacent to new subdivisions, and serving new subdivisions, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

In connection with the next Resolution, Councilman Burgener said to the Mayor (who had been out of town) that this had been considered in Conference.

Councilman Schneider said that the subject of veterans' loans had been in effect since World War I.

Councilman Mayor Dail said that he had not been here for the conference. He said that there is no existing policy on endorsements. He pointed out that the bond proposition is to be voted on by the people of the State in November. He asked if it is going to be the practice of the Council to endorse items of this type. He said that practice has been followed where measures affect cities - through the League of Cities.

Councilman Schneider spoke of having been in difficulty over past actions.

Councilman Burgener said that the Council has endorsed some; some could put the Council in difficult position.

Councilman Curran spoke to the Mayor, and said that a majority of the Councilmen had agreed in Conference to endorse the proposition.

Councilman Williams said that the voting booth is designed for voting expressions. He said that as a member of the municipal body, he feels that this is not the type of thing to vote for.

Councilman Schneider said that the State Commander of the American Legion appeared last week and asked the Council to endorse the proposition.

Mayor Dail said that the Council would have to act on other State propositions, then.

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propositions, then.

Councilman Kerrigan said, also, that there had been discussion in Conference about action by the Council. He said he understood that the Council was to discuss each item presented to it.

Mayor Dail said "the policy is 'no policy'".

Councilman Burgener urged that there be a policy in writing, of "no endorsements", and that it would be best not to get involved.

The Mayor added to Councilman Burgener's statement "except as the City is affected".

Councilman Burgener moved to adopt the next resolution.

Motion was seconded by Councilman Schneider. The vote was: Yeas-Councilmen Burgener, Schneider, Kerrigan, Evenson. Nays-Williams, Curran, Mayor Dail. Absent-None.

Then, Councilman Williams moved to make a unanimous by the Council, and said he would withdraw his "no" vote.

Councilman Williams moved to adopt the resolution (which had been adopted, with a "split vote". Motion was seconded by Councilman Schneider.

On motion of Councilman Burgener, seconded by Councilman Evenson, action was reconsidered.

RESOLUTION 135375, endorsing Proposition No. 1 on the November ballot providing \$500,000,000 of veterans bonds for continuance of California Veterans Home and Farm Program; directing City Clerk to send certified copy of resolution to The American Legion Home and Farm Committee, 114 Veterans Building, San Francisco 2, was adopted - all voting for the resolution, on the second roll call.

RESOLUTION 135376, referring to Council for "a policy in writing form, regarding endorsements", was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 135377, declaring intersection stop:

Ebers Street at Green Street affecting traffic on Green

Street;

authorizing and directing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135378, declaring through highway:

Miramar Road from easterly city limits to east line of

Pacific Highway;

authorizing and directing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135379, authorizing City Manager to employ Griffith Company to do perform work specified in the resolution in connection with 1911 Street Improvement Act proceedings; not to exceed \$68.90, payable from funds appropriated by Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Curran, adopted. (Loring Street)

RESOLUTION 135380, authorizing City Manager to employ T. P. Penick & Sons to perform work specified in the resolution in connection with 1911 Street Improvement Act proceedings; not to exceed \$65.70 payable from funds appropriated by Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

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RESOLUTION 135381, authorizing and empowering City Manager to do work in Trojan Avenue, 56th Street and 55th Street, by installation of A.C. water main, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135382, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego a contract with Harry M. Baugh and Etheleen Baugh, Paul De Bach and Vinnie F. DeBach, for installation and completion of unfinished improvements in Lots 5 and 6 Block 132 Roseville, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135383, authorizing City Manager to execute, on behalf of the City of San Diego, agreement between the City and the County of San Diego, providing for establishment and operation of a Pilot Community Rehabilitation Clinic in accordance with Document 541409, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135384, authorizing and empowering City Manager to execute, for and on behalf of The City of San Diego an agreement with Enarca Corporation for engineering services in connection with design and construction of Chollas Operation Station for Public Works Department of the City, under Document 541410, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135385, authorizing and directing San Diego Gas & Electric Company to install 21 6000 lumen overhead street lights, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135386, authorizing and directing Purchasing Agent to advertise for sale and sell motor vehicles no longer desirable for use or retention by the City; directing that all costs in connection with the sale shall be deducted from proceeds; was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Curran asked if property involved in the next resolution is for street purposes.

The City Manager replied that it is for 54th Street.

RESOLUTION 135387, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego requesting that taxes against portion Lot 10 Trojan 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.

RESOLUTION 135388, granting request of California Electric Works, Document 541335, for extension of 30 days to and including October

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13, 1956, in which to complete contract for signals, etc., B Street and India; 2nd Avenue and B, State and C Street, contract Document 535271; extending time of completion to October 13, 1956, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135389, approving request of California Electric Works, Document 541336, for extension of 13 days to and including September 21, 1956, in which to complete contract for signals and lights - Balboa Avenue at Clairemont Drive, Morena and Pacific, contract Document 535159; extending time of completion to September 21, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135390, approving Change Order 1, September 17, 1956, filed as Document 541338, issued in connection with contract between The City and A. R. Kingard for construction of curb return cutbacks at various downtown intersections, contract Document 540194; changes amounting to increase in contract price of \$600.00, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135391, granting revocable permit to W. Wade Ambrose, 1037 Muirlands Drive, La Jolla, to install and maintain sewer pipe for use and benefit of owner's property: 1009 Solymar Drive, Lot 8 Block 11 and Lot 1 Block 10 Muirlands, under Solymar Street, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 135392, authorizing James E. Reading to attend California Governor's Annual Traffic Safety Conference, Sacramento, October 3 through 5, 1956, and incur all necessary expenses, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 135393, authorizing representative of Water Department to attend meeting of State and Fish and Game Commission, Sacramento, September 28, 1956, and incur all necessary expenses, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The next ordinance was listed on the agenda as having been introduced. According to the City Attorney's office 1 word was re-written, so it would be necessary to re-introduce the ordinance.

On motion of Councilman Williams, seconded by Councilman Burgener, ordinance amending Division 4 Article 1 Chapter X of San Diego Municipal Code, by amending Section 101.0405 thereof, relating to Zoning, was introduced, by the 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, 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, written or printed copy.

ORDINANCE 7151 (New Series), setting aside and dedicating

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portion Lot 49 Ex-Mission Lands of San Diego (Horton's Purchase), as and for portion of public street, and naming it 43rd Street, 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 Kerrigan, the next ordinance was introduced.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, reading was dispensed with by 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 7152 (New Series), appropriating \$8,500.00 out of Capital Outlay Fund for installation of safety lighting facilities at Wabash Boulevard and Nile Street connection, was on motion of Councilman Burgener, 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 Evenson, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman Evenson, reading was dispensed with by 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 7153 (New Series), appropriating \$18,000.00 out of Capital Outlay Fund for engineering and design work in conjunction with Chollas Operations Station, was on motion of Councilman Schneider, 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 Kerrigan, seconded by Councilman Curran, the next ordinance was introduced.

On motion of Councilman Kerrigan, seconded by Councilman Curran, reading was dispensed with by 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 7154 (New Series), appropriating \$1,200.00 out of Unappropriated Balance Fund and transferring it to department 40.33 (Professional Services), Account 152, 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.

In connection with the next ordinance, Councilman Williams asked if it had to do with a change of grade.

The City Manager replied that paving had already been done; this is to provide for matching of grade with sidewalks.

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 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 7155 (New Series), establishing grade of Point Loma

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Avenue between northwesterly line of Santa Barbara Street and line southwesterly of and at right angles to northeasterly line of Point Loma Avenue from point on said northeasterly line distant 50.50 feet southeasterly from intersection of said northeasterly line with southeasterly line of Santa Barbara 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.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, ordinance approving and adopting amendment to Section 2 of Rule XV of Rules of the Civil Service Commission, and amending Section 23.1602 of San Diego Municipal Code, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None.

In connection with ordinance listed on agenda for introduction amending Municipal Code adding article, and repealing section, regulating Refrigeration, Councilman Curran said that he had a question.

The City Manager told the Council that actual terms and conditions were adopted in the Uniform Building Code.

Councilman Kerrigan said he understands that there had been no regulations, and they are not included in the Uniform Building Code.

The City Manager said that it is supposed to be an addition to the Administration Code; it deals with who can and who can't work in the field.

Councilman Curran moved to continue the item 1 week.

The City Manager said that it has been "gone through and cleared.

RESOLUTION 135394, continuing consideration of proposed ordinance amending Chapter IX of San Diego Municipal Code regulating Refrigeration to meeting of Tuesday, October 2, 1956; referring the proposed ordinance to Council Conference, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

On motion of Councilman Williams, seconded by Councilman Curran, Ordinance authorizing City Manager to execute lease of portions of Pueblo Lots 1293, 1294, 1295 and 1329 with Sawday & Sexson for grazing and/or cultivation, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Prior to introduction, the City Manager explained the proposed ordinance.

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

RESOLUTION 135395, authorizing City Manager to execute and forward to Department of Public Works, State of California, a Freeway Agreement (XI-SD-200-SD bet. 25th St. and 0.1 mi. west of Home Avenue) Document 541461; authorizing and directing City Clerk to forward certified copy of resolution to Secretary of California Highway Commission of State of California, 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:

Ords. intr.

135394 - to conf. on proposed Ord

135395

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Communication from Planning Commission, by Richard L. Weiser, recommending approval of Final Map of Cabrillo Village Unit 2, on Kearny Mesa immediately east of Afton Road and south of Cabrillo Village Unit 1, consisting of 37 lots - subject to posting of bond in amount sufficient to insure installation of required improvements - was present.

RESOLUTION 135396, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Albert Steinbaum and Roberta Steinbaum, Morris Steinbaum and Frieda Steinbaum, for installation and completion of unfinished improvements and setting of monuments required for Cabrillo Village 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 Kerrigan, adopted.

RESOLUTION 135397, adopting Map of Cabrillo Village Unit 2 Subdivision, a subdivision of portion Lot 22 New Riverside; accepting on behalf of the public, public streets and portion of public street: Milagros Street, Lord Street, Eames Street and portion of Afton Road, and easements shown for sewer, water, drainage and public utilities for public purposes; dedicating them 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 streets, 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 Kerrigan, adopted.

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

Communication from Planning Commission, by Harry C. Haelsig, recommending approval of Final Map of Alvarado Terrace, located adjacent to Alvarado Subdivision, northerly of Montezuma Road, subject to posting of bond in an amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 135398, authorizing and directing City Manager to execute for and on behalf of The City of San Diego contract with Victor Selten and Thelma Selten for installation and completion of unfinished improvements and setting of monuments required for Alvarado Terrace 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 135399, adopting Map of Alvarado Terrace Subdivision being portion of Lot 23 Rancho Mission of San Diego, accepting public street - Armin Way, portion of Norris Road and portion of Montezuma Road, easements, together with any and all abutters' rights of access in and to Montezuma Road adjacent and contiguous to Lots 10 to 13 inclusive; declaring them to be public street and portions of public streets, easements for sewer, water, drainage and public utilities, together with any and all abutters' rights of access in and to Montezuma Road; rejecting as dedication for public street, portions shown as "Reserved for Future Street"; directing Clerk to endorse upon the map, as and for act of the Council as shown above; 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.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:07 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

John B. Dail
Mayor of The City of San Diego, California

Communications -
135396 - 135399 - all under U.C.
Meeting adjourned

9/26/56

SPECIAL MEETING

Chamber of the Council of The City of San Diego,
California, Wednesday, September
26, 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 10:06 o'clock A.M.
Ordinances and Resolutions are recorded on Microfilm Roll 119

"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 Wednesday, the 26th day of September, 1956, at
the hour of 10:00 o'clock A.M.

Said meeting will be held for the purpose of considering
Water Conservation; and any other matters that might come before the
meeting.

Dated Sept. 25, 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 26th day of September, 1956, at the hour of 10:00 o'clock
A.M., and hereby consent to such special meeting.

CHAS. C. DAIL
CLAIR W. BURGNER
DUDLEY D. WILLIAMS
J. C. EVENSON
CHESTER E. SCHNEIDER
FRANK CURRAN
GEORGE KERRIGAN"

Communication from San Diego Water Authority, dated September
20, 1956, signed by Fred A. Heilbron, chairman, Board of Directors, was
presented. It says that the Board of Directors is considering promotion of
water conservation program within its area in view of probable deficiency
in water next summer unless heavy rains are experienced this coming winter.
It tells the Council that the Board appointed a Water Conservation Committee,
headed by W. Ray Coyle "to investigate and make a recommendation to the Auth-
ority Board on the establishment of a water conservation policy for the
County Water Authority area, and that they, in the course of such invest-
igation, contact the member agencies and their governing bodies and determine
from them how far they are willing to go in supporting such a policy". It
tells of arrangements having been made for this meeting, and of invitations
issued for attendance. It expresses hope that discussion at this meeting
will result in formulation of a conservation policy satisfactory to all
agencies.

Mayor Dail announced that this is a special (official) meeting
called to hear San Diego County Water Authority views on conservation. He
said that since it is an official session, he could not ask Mr. Coyle to
preside. Instead, he asked Mr. Coyle to make his presentation and intro-
duce speakers at the microphone.

W. Ray Coyle, director, South Bay Irrigation District, spoke

Meeting convened
Call & Waiver quoted
Hearing

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about a rather difficult program, and of formal action taken for conservation. He said that there have been extensive studies, and that the committee (which he named) was set up. Mr. Coyle said that the committee is to investigate and recommend to the Water Authority, and there is to be a policy acted on. He told of having detailed survey on present available water, and needs. He said that if it does not rain by next October, there will be a water deficiency. Mr. Coyle stated that there is only one way to correct that deficiency: a conservation program. He said that the word "rationing" has been avoided. He said he thinks a portion of the deficiency can be saved. He told the Council that the committee is aware of conditions; some agencies are short. He said that a bad economic situation can develop for the city. He said that rationing is not wanted, but saving is. Mr. Coyle spoke of being sure that San Diego can get through the year from October, but that others cannot. He said that there can be put on a program for the good of all. He said that Paul Beermann, water director for the City, has repeatedly told to demand full rights of San Diego to the water flow. He told of need to protect the economy, and said that industry is not wanted unless it can be served with water. (San Diego and others have been to the East to attempt to secure new industries for this area). He said that saving can be used - if minds are made up.

Next, S. N. Bakewell, vice chairman, from the Santa Fe Irrigation District, was asked by Mr. Coyle to speak. Mr. Bakewell told of there having been considerable study to the serious predicament. He stated that "there are lots of ways that water can be saved". He said that practically 80% of the water in the district is agricultural. He told the Council that there can be a saving there, although trees may suffer by cutting down 25%. He said that it is possible to go to the people in the district for conservation if there is City backing. He said "help is needed".

Franz Sachse, chairman of ~~public-utilities~~ Fallbrook Public Utilities District, was called next, by Mr. Coyle. He said that water made available by the City of San Diego was the only thing that has avoided disastrous situation (there). He said that machinery is ready for price control, to help cut consumption. He said "conservation, alone, is not good enough". Mr. Sachse told the Council that attempt will be made to try to influence more economical water use in the district. He declared that there is need for more water from the City; water is almost priceless; its saving may mean the saving of the existing capital improvement in the area. He said that unless there is rain, there is going to be need to seek other sources of supply. He said "Fallbrook is trying, on its own, to develop the last source (of water)". He said that if the City of San Diego can't sell the district water, he does not know how the area will survive. He thanked the City of San Diego for its generous assistance.

Arthur Marston, chairman of the water problems committee, said to the Council that he agrees with what Mr. Coyle has said. He spoke of the group coming to ask for the City's advice. He said that last year the Authority listed 154,000 acre feet of water production. He said that is actually used up among agencies of the Authority - part from local water. He said that engineers started with 100,000 acre feet of safe yield; that is not true, now. He said that the difference comes about through the capacity of the aqueduct. Mr. Marston said that for the coming year 100,000 acre feet will be local; 140,000 "by aqueduct". He said that the City, with its expansion, will need about 5% more. He said that northerly areas have been developed, and are being developed now; they will need 10% to 15% more. He said that they are being enjoined, now, from sinking wells, and that "wells have been overpumped". He said that, therefore, water must come from rainfall. He spoke of deficiency being in the Authority area - not in the City. Mr. Marston said that new areas come in on a low contribution basis; supply to fill distribution systems haven't been acquired. He asked for advice, and expression of City wishes, before developing a policy.

Admiral George Henderson said that there may be a serious problem; conservation of water is being stressed. Admiral Henderson said that the area has "probably 2 winters to depend on the Lord's help". He said that we are living in a desert; if it goes back to what it was for 1 year, it could be a desert. He said that the City is the largest user of

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Authority water. He said that "if we help ourselves in conserving, possibly the Lord will come through".

Several others who were asked for comments, stood at their seats, and said that they agreed with comments which had been made.

Mr. Heilbron (former member of the City Council) said that he had "always been for conservation of water - especially in this area". He said that appointment of the committee was for the purpose of educating the people. He stated that probably 70% of the people here have come within the last 5 or 10 years, and they don't realize what goes into bringing in water. He said "the program should educate them". Mr. Heilbron said that effort is going to be made to conserve the water supply, and carry into next winter. Referring to a recent action, he said that "the Metropolitan Water District (of Southern California) has along on the second aqueduct". He said that their report has been made on a rushed report. He said that San Diego needs were represented to the Metropolitan Water Board, saying that the aqueduct should be built immediately. He spoke of instructions having been given to bring in plans. Mr. Heilbron said to the Council that "the committee will take care of publicity". He told of rationing being not wanted - especially in the City. He said that if the City can conserve, the others can be taken care of for 2 years. He thanked the committee, the Mayor, and the Council.

Mr. Coyle said that the committee presents its case, seeking advice and instructions.

Mayor Dail thanked the committee and Mr. Coyle, and said that the City will give its answer to the San Diego County Water Authority. He said that the committee which just returned from the East, did not barn-storm industry and financiers, but did make contact with important interests, to attract light industry that uses small amounts of water. He said that the Atomic plant which is to be built here, will not be in operation for 3 or 4 years. The Mayor spoke of need to think of the economy of the City; the City has, he said, a great obligation to the people of the city. He said there should not be confusion of rationing with conservation; there has been conservation practiced, with a great deal of success. He said that the City will give a prompt answer. He thanked Mr. Coyle and the committee, again.

Mr. Coyle asked if it would be permissible for the committee to use the Council chambers for future meetings.

The Mayor replied "yes". The committee stayed on for a meeting.

The Council took no action.

There being no further business to come before the Council, the Mayor declared the meeting adjourned at 10:45 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadistron
Deputy

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

Hearing re water _____
Meeting adjourned

9/27/56

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, September
27, 1956

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

Vice Mayor D. D. Williams, who acted as Chairman, called the meeting to order at 10:02 o'clock A.M.

Ordinances and Resolutions are recorded on Microfilm Roll 119

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing for installation of sanitary sewers in Country Club Drive, Mimulus Way, Mint Canyon Path, Lobelia Path, rights of way in La Jolla Country Club Heights, Councilman Burgener said that "no one was here".

RESOLUTION 135400, continuing hearing on Street Superintendent's Assessment 2522 made to cover costs and expenses of work of installing sanitary sewer main in Country Club Drive, Mimulus Way, Mint Canyon Path, et al., Resolution of Intention 129453, to Thursday, October 4, 1956, at 10:00 o'clock A.M., was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Councilman Burgener said that "the Council will go out, in the meantime, to look at the property".

Mr. Olson told the Council that "the split (of the property) has been made".

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on petition for rezoning portions of Blocks 382, 390 and 391 of Horton's Addition - located on each side of Second Avenue, from Upas Street to a point $1\frac{1}{2}$ blocks south; bounded on north, east and west by R-4 zoning, and on south by R-1, report from Planning Commission signed by Harry C. Haelsig, was presented. It says that property is under R-1, zoned by Ordinance 12987 in 1930; now developed with 16 single-family residences on 50-foot lots, and 1 parcel is partially vacant. It says that petition, as originally submitted, was approved by property owners of 625 feet of total of 900 feet of frontage within the district, or 69% of the area was in approval, but subsequently 4 of the owners withdrew their signatures and are now protesting, and 4 others are objecting. It says that at the present time 47.2% of frontage is opposed, with $8\frac{1}{2}$ lots in favor and $8\frac{1}{2}$ lots protesting, and remaining lot protesting, but the office cannot verify the protestant as the owner of the property. It says that in area adjacent to the property in R-4 zones along First and Fourth Avenues, 5 owners are in favor of rezoning and 6 owners are protesting; and in R-1 area to the south, 12 owners are protesting. It reports that the Commission recommended by a vote of 6 to 0 that petition for rezoning from R-1 to R-4 be denied.

Harry C. Haelsig, Planning Director, laid out a map of the area, indicating views of property owners - at which Councilmen looked.

A man, who did not identify himself other than to say that he represented owners in "3300 block", with 11 to - against R-4. (That man was referred to by another speaker as "the Admiral".

Roy Saum, 3241 2nd Avenue, came to the microphone when the Mayor interrupted the first speaker, saying that the Council wanted to hear from the appellants on the Commission's recommendation, first. He said that

Mayor Dail had entered during the zoning presentation

Meeting convened
Hearings
135400

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"the issue has changed a little bit"; a portion would like R-2; 8 out of 10 were opposed to any change. He said that between Upas and Thorn if it is wanted R-2, owners would not protest. - "the protest is to change below Thorn".

The first speaker said that the zone is peculiarly hard hit; help is needed by many; 1 woman wants to build "over"; 1 wants to build a room downstairs. He said that if R-2 can be given instead of going through the proceeding, it would be appreciated.

Councilman Burgener asked if the City can initiate the newly-proposed zone change.

The unidentified man said that 9 out of 11 are against.

Harry C. Haelsig, Planning Director, said that the City can initiate proceedings, or refer the item back to the Commission.

Councilman Burgener moved to "initiate the action".

Councilman Burgener moved to deny the petition. Motion was seconded by Councilman Kerrigan. Action was incorporated into the next resolution, although separate motions were made.

RESOLUTION 135401, denying request for rezoning of portions of Blocks 382, 383, 390 and 391 Horton's Addition, from R-1 Zone to R-4 Zone as recommended by ~~Council~~ Planning Commission; initiating proceedings for rezoning Lots A to G Block 90 and G to L Block 391 Horton's Addition, from R-1 to R-2 Zone; referring the matter back to the Planning Commission, 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 proposed rezoning from R-1 to RC of approximately 15 acres in Pueblo Lot 219, report of Planning Commission signed by Harry C. Haelsig, recommending that rezoning to RC-1A become effective upon filing subdivision map within 1 year, was read.

Harry C. Haelsig, Planning Director, laid out maps of the area, showing views of property owners.

The Mayor asked if there was anything "set for the entire area".

Mr. Haelsig answered that he has been on vacation, and that he does not know.

The Mayor said that the City should "insist on a finished plan as a guide".

Councilman Burgener pointed out that it is the Midway Chamber of Commerce that is holding up the plan (for community development).

Mayor Dail said that the City contributed to the study.

Councilman Williams said that the City has considerable interest.

Councilman Schneider said that it would be unfair to hold up this area.

Councilman Curran said that the City should hold up all, until the plan is received, and not have piece-meal zoning.

Councilman Kerrigan said that any property owners can't be denied right to request rezoning.

Aubrey Davis told the Council that no opposition or delay was anticipated. He said "there is no opposition" (to this). He stated that this "is in accordance with the plan".

Councilman Burgener stated that the City should ask for the plan in 2 weeks.

On motion of Councilman Burgener, seconded by Councilman Schneider, ordinance incorporating portion of Pueblo Lot 219 into RC-1A zone as defined by Section 101.0409.2 of San Diego Municipal Code, and repealing ordinance 31 (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.

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Discussion continued on the preceding subject, after the ordinance to rezone had been introduced.

Councilman Williams said that the Midway Chamber of Commerce and a consulting firm are preparing the plan should be contacted, and the Council set a time certain - say 2 weeks.

There was discussion between Councilman Burgener and Mr. Haelsig.

Mr. Haelsig said that land is zoned by individual parcels, but is regarding the over-all plan.

Councilman Schneider said to Mr. Haelsig that there is no status (of the plan) until it is approved, and referred to the Council.

Mr. Haelsig said that is right; changes may be made.

Councilman Curran asked that if property owners can't come together, if the City can take over.

The Mayor and the City Manager replied "yes".

RESOLUTION 135402, referring to the City Manager for a report and map to the City Council, by October 15, 1956, of an over-all zoning plan for the Midway Drive area, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

The Mayor requested, and was granted unanimous consent for consideration at this time of an item not listed on the agenda.

As a result, Fred Rabell appeared at the microphone.

Eli Levenson, attorney, said that he desired to be heard for Mr. Rabell. He spoke of a letter which had been directed to the City Manager about a home on Udal. He said that the Rabells built a home; property owners in the area extended a street at their own expense; in June of this year there was construction of a house by Sam Bompenserio. He said the Rabells could not understand why they could not use undeveloped street on Udal, although authorization had been given to Mr. Bompenserio. He said that the Rabell and Forward homes are view places, but that now a 5-story structure, with 2 for a house, is there. He said that because of the construction the view of the Bay has been cut off. He said there is a cul de sac at the end of Udal, and there is traffic congestion. He spoke of a letter to the Mayor on the subject, and of a conference in the City Manager's office. He said Bompenserio's contractor was there. He said there was to be a dummy roof applied, and that if satisfactory, it would be completed. Mr. Levenson said that if the City can give assistance, the Council should look into the situation.

The Clerk had a letter signed by Fred Rabell, president, on stationery of KSON, dated September 26, 1956. It asks for a formal hearing before the City Council with reference to erection of a residence by Sam Bompenserio at intersection of Udal and Locust Streets, both being dedicated but unimproved City streets. The letter said that purpose of hearing is not motivated by any thought of making recommendations to the City Council, or recommending any action by the City Council, but rather to recite the chronological events that took place in the construction effort, and completely contradictory statements "made to us, our attorneys, and an architect employed by us, by various departments of the City of San Diego, and certain other facts pertaining to this matter that we believe are not in the best interests of the citizens of this community, nor certainly from a public relations standpoint for the City Council, or the responsible department heads of the City Government". It identifies individuals involved in discussions with the City as the City Manager, Assistant City Manager, Mr. South of City Planning Department, Mr. Gabrielson of City Engineering Department, and Mr. Ringer in Building Inspection Department, whose exact responsibilities "we are not quite sure of but to whom we were referred". It asks to have the writer's attorney present at meetings with Mr. Bompenserio, Mr. Bompenserio's attorney and the City Managers Office, and as expert technical opinion, George Hatch, who has been employed "at our own expense" in an investigative capacity.

Discussion

135402

Presentation by Fred Rabell of item not on agenda
re residence at Udal & Locust Sts.

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Mr. Rabell said that he was not asking for action; he can't understand actions. He told the Council that in July he returned from a vacation and found a day laborer in "the lot below". He said that he could not find a building permit; there was no foreman; there were no signs; he could get no information. He said that he was told there was a permit under a board, but did not go see on account of a heart condition. He said that Dr. Ross of the schools told of it being owned by Mr. Bompenserio. He said "Mr. Bompenserio is in jail"; he could not find the contractor, but was told that Mr. Bompenserio owned it. He told of having called Capt. Fogg, City Engineer, who told him it was to be on Locust, and said that there has been an encroachment. Mr. Rabell said that he was denied the same. He stated that he went over plans with Mr. Ringer, and that an employee of the City approved the plans, but left suddenly. He told of continuing to go up, but could not find the plans; then Mr. Ringer did find them - but they differed. He declared that the structure is a monstrosity, but was told that the architectural board had no power in the matter. He told of there being no access to the house, and of a bridge built. He said that trucks and cement are congregated in front of the garage. He said he employed George Hatch, architect, to check. He told of a conference Mrs. Rabell had with City Manager Campbell and Assistant City Manager Blom. He said that she gave a list of possible violations, and Mr. Blom suggested a conference between attorneys. Mr. Rabell said that Mr. Levenson attended; several "met to see the dummy roof". He said there was a compromise. He said Mr. Bompenserio had encroachment (presumably permit for the encroachment), and that he was going to improve Locust Street at his own expense. He said that Mr. Gabrielson had stated that application had not been made for that. He said that "the house kept going up". He told of the City Manager's office and Mr. Ringer having sent a letter to Mr. Bompenserio to halt; the next day 14 men appeared, and put up a whole story. He continued with expressions of views on the structure. He said that Mr. Ringer had said there were plans, but he could then find none. He stated that there is a discrepancy between the Building Department and Planning Department regarding the class of house: 1 says 2-story, 1 says 5-story. Mr. Rabell declared that "it looks like an airplane hangar, and it depreciates other property". He said his property has been damaged, and that the house is now 4 feet higher than the agreement. He said that cupolas have been put in front of the Rabell house. He said there was no street work; he had to call the police to clear the street; the house is built on no street, except the street they built. He stated that there is no provision for future parking, although there is a large rumpus room. Mr. Rabell said that he does not understand the discrepancies.

Mayor Dail said to Mr. Rabell that the City Manager and Mr. Ringer were here (at this meeting).

There was discussion between Mayor Dail and Mr. Rabell, after which the Mayor said he "thinks there is no legal standing".

George Hatch, architect, was heard. He said that it is unfortunate that there is no architectural control; there might be height limitation violation. He said there would be allowed a 3-story house, or 40 feet, if not fireproofed for 1 hour. Mr. Hatch told of allowance for 50 feet from the finished grade. He said there is no way to tell what that is until he sees the finished drawings. He concluded by saying that "zoning-wise it is within inches of the law; it is homely".

Councilman Schneider had a discussion with Mr. Hatch about measurement of heights.

The City Manager discussed the situation with the Mayor.

The City Manager told the Council that "there are not final plans".

The Mayor asked what was filed.

The City Manager replied that plans were filed; then changed; there are not final, finished plans.

Councilman Williams stated that this goes back several weeks; he goes by it every night. He asked why, after conference regarding limitations, the builder was allowed to continue. He asked if "our laws don't mean anything"?

The City Manager said to the Council that the City has been unable to find any violation.

Councilmen Williams and Schneider conducted a discussion with the City Manager.

Mr. Ringer said that plans were filed, originally, and that permit was issued on that basis. He told of job having been stopped, because of non-compliance. He said that the City is put in a weak position because of height relating to finished grade. He said there was discrepancy on the second set of plans. He told of having written regarding the second plans - for definite plans. He said that legal inspections are required, and of having had no further reason to stop. He said that builders have been told that the next step will not be approved until there are plans and engineering specifications.

Councilman Burgener said to Mr. Ringer that this item had been brought up under unanimous consent, not on the agenda, and had already taken an hour. He said that while he was willing to devote much time to this item, there are people waiting who are here on regularly-scheduled hearings. He said he thought the work should be stopped, and there be an investigation made. He asked if the City had the legal right to stop the work.

Mr. Reese replied that it would be necessary to talk to several before he could answer that question.

Councilman Burgener said that he wants a report, and wants to visit the site. He said that as a result of this activity, it may be able to help some future developments. He pointed out that "in Overlook Heights a man built a drawbridge".

The City Manager told of there being need to review various factors. He said that Mr. Bompensiero was to come in to give a plan regarding the street and access. He stated this "is barely within the law".

Councilman Schneider spoke to Mr. Ringer regarding inspection of footings.

Mr. Ringer answered him about footings, and said that possibly there will be re-design. He said that if there are changes to provide extra loads, extra footings may be required. Answering a question on that point, Mr. Ringer said some can be added to the footings.

Mayor Dail said there was unethical practice on part of citizen. He said that this has been before the City for several weeks (it is the first time there has been any presentation in official meeting). He spoke about there being "no way to head this fellow off". He said the subject should be referred to the City Manager and to the City Attorney to see what can be done, legally.

Councilman Williams said that he had had plans before the City for weeks before being able to pour concrete. He said "if there is an irregularity, it should be known".

RESOLUTION 135403, referring to Council Conference the complaint brought before the Council this date by Fred Rabell relative to residence being erected by Sam Bompensiero at intersection of Udal and Locust Streets; determining that the Council visit the site if it will; Mr. Ringer or the City Manager to give a full report, step-by-step; requesting the City Attorney to give a report, and possibly "heading off" the construction, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

The next item was taken up at this time - out of order. A hearing had been set on appeal of Bailey Burdette, 3482 Bayside Walk, on determination of the City Treasurer to imposition of a "Use Tax".

Mr. Burdette presented to individual members of the Council an appeal from the Treasurer's determination, dated Sept. 14, 1956. He declared that there was imposition of use tax which was unfair, when primary use (by automobile purchased) is outside the City of San Diego. He read it (or from it). He said that in addition to primary use of the car being outside the City, it was bought outside. Answering the Mayor, Mr. Burdette said

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he lives within the City, and that the car is registered in the City. He "protested the principle; not the amount of the tax. Mr. Burdette said that he was born here, and has been a resident of the City all of his life. He asked about the intended use tax, and then continued to read from the appeal.. He said he does not know if there ever has been a tax compromise, but requested a compromise. He requested a compromise. He said that there is no sales tax on a car purchased in the City, if one lives outside the city.

Mayor Dail said that there is need for interpretation from the City Attorney.

Aaron Reese, Asst. City Attorney, said that the City is now under the "uniform tax situation", and is under Code. He said that Code provides for excise tax, used in the City. He read from the San Diego Municipal Code regarding liability. He stated that the issue is that Mr. Burdette is using the car in the City, under terms of the Code. He said that the Code does not provide for a degree of use; the Code provides no compromise; it is all or nothing. Mr. Reese told the Council that there are no similar cases of interpretation in the State.

Mayor Dail said that this is an administrative matter.

Mr. Reese said that the only justification would be on the evidence.

Mr. Burdette said that there is nothing in the Code about use.

Mayor Dail said that there is no provision for collection outside of the City.

Councilman Williams spoke to Mr. Burdette regarding purchase and use. He pointed out that the Council can do to keep from selling the car, or about full use of City streets. He said that the car is used here, and it is subject to the tax imposed.

Councilman Curran spoke to Mr. Reese.

Mr. Reese told the Council that the use of the car can change from day to day.

Mayor Dail said that use tax is collected whenever possible.

Mr. Reese pointed out that there is no different approach in this case from others.

Mr. Burdette said that the tax is based on registration - not use.

Councilman Curran said that this follows the usual pattern.

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

RESOLUTION 135404, sustaining the action of the City Treasurer in imposing a use tax by Determination 826 in the amount of \$32.00, on automobile purchased outside the City of San Diego for use in San Diego, was on motion of Councilman Schneider, seconded by Councilman Williams, was adopted.

As Mr. Burdette was leaving the Council Chambers, Councilman Kerrigan told him that his relief would be in the courts.

The next item, being a communication from San Diego County Wildlife Federation relative to appointment of San Diego Aquatic Commission, which had been continued to this date from a former meeting, was considered here, out of order.

Communication from San Diego County Wildlife Federation, dated September 19, 1956, signed by Eugene V. Conway, addressed to Councilman Burgener (and forwarded by him to the Council) was presented. In it he asked that arrangement be made to hear the item before the City Council, and stated that if necessary, a deletion would appear to answer any questions that may appear necessary. In addition to asking for setting up of an Aquatic Commission composed of 7 members appointed by the Council in connection with training course in safe use of underwater breathing apparatus, it lists objects and purposes in the resolution.

Mr. Conway passed around to members of the Council cards, and

and said that the Wildlife Federation is composed of 19 wildlife clubs, located in various places in the County. He identified various clubs, representing a membership of 10,000 in San Diego County. He said that the Federation is a member of others, including 250,000 in California. He said that the plan proposed earlier included a training course for use of fire arms by individuals under the age of 16. He said that there was a statute by the State in 1950 or 1951 on that subject, which he declared to be a good thing. He read a copy of the resolution attached to the letter.

Mayor Dail discussed past action with Mr. Conway.

Mayor Dail left the meeting.

Councilman Kerrigan asked if this might be referred to Conference.

The Vice Mayor took the Chair, as presiding officer

Councilman Schneider moved to refer the subject to Council Conference. Motion was seconded by Councilman Williams.

Dick Ridenour, treasurer of the County Skin Diving Clubs, Inc., was heard next. He said that one purpose of the organization is to preserve lives. He told of differences in pressures under and over water. He said that 4,000 people have "Scoobs (the spelling is phonetic) units". He said that Don Vynne (the City's supervisor of aquatics for the City Park and Recreation Department) objected, because he did not have the personnel or time for the program. He said that Scripps Institution instructs. He said 100 persons have passed through the lessons; 31 are taking them now. Mr. Ridenour told the Council that 6 lives had been saved through having taken the course.

Councilman Kerrigan said that this should be referred to Conference - subject to a County ordinance, and a concurring ordinance in the City. He stated that an ordinance in the City, only, would not be effective. He said there should be concurring ordinances by other cities.

There was discussion between individual Councilmen, and the speakers.

RESOLUTION 135405, referring to Council Conference the subject of creating an Aquatic Commission composed of 7 members to be appointed by the City Council, as set out in Resolution of the Council of Diving Clubs, a corporation, attached to communication from San Diego County Wildlife Federation, Suite 530 Spreckels Bldg., San Diego 1, signed by Eugene V. Conway, which Mr. Dick Ridenour and others interested are requested to attend, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Councilman Schneider was excused from the meeting during the preceding item.

The Council returned to the regular order of business as set out on the agenda.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on San Diego Unified School District's petition for rezoning portion of Pueblo Lots 1179, 1180, 1189 & 1190, Lots 5 through 8 Block 26 Linda Vista Unit 5, from R-1, R-2 and R-4 to Zone R-2, report from Planning Commission, signed by Harry C. Haelsig, was presented. It identifies property as being on westerly side of Comstock and Langmuir Streets, northerly of Linda Vista Road - a 21-acre parcel, the site of a proposed additional elementary school in the Linda Vista area, and reports that there were no objections, and that the Commission recommended by vote of 6 to 0 that requested zoning be approved.

The Clerk reported no protests.

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

On motion of Councilman Burgener, seconded by Councilman Williams,

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Ordinance incorporating portions of Pueblo Lots 1179, 1180, 1189 and 1190 and Lots 5 through 8 Block 26 Linda Vista Unit 5 into R-2 Zone as defined by Section 101.0406 of San Diego Municipal Code, and repealing Ordinance 3729 (New Series) insofar as it conflicts, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Schneider, Mayor Dail.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on rezoning portions of Blocks 33 and 34 Western Addition, located on Palermo Drive and its extension between Zola and Browning Streets in Point Loma area, communication from Planning Commission, by Harry C. Haelsig, was presented. It says property is occupied by 4 single-family residences, and 87% of property within district has petitioned for R-1 (from existing R-4), and adjoining owners to east and west have signified approval of proposed rezoning and there have been no objections; that Commission recommended by vote of 6 to 0 approval of the petition.

The Clerk reported no protests.

No protests were made and none was filed.

On motion of Councilman Kerrigan, seconded by Councilman Evenson, Ordinance incorporating portions of Blocks 33 and 34 Western Addition into R-1 Zone as defined by Section 101.0405 of San Diego Municipal Code, and repealing Ordinance 31 (New Series) insofar as it conflicts, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Schneider, Mayor Dail.

Report of Purchasing Agent, approved by City Manager, on low bids for furnishing Grads Seed for Torrey Pines Municipal Golf Courses - 5 bids:

(a) Northrup, King & Co. of Los Angeles (item 1) 1,400 lbs. Oregon Blue Tag Seaside Bent Grass Seed @ \$155.00 per cwt., and (item 2) 3,500 lbs. 75% Kentucky Blue grass seed, 25% Red Top seed @ \$69.25 per cwt., terms net, plus Sales Tax;

(b) Germain's, Inc., San Diego branch (item 3) 10,000 lbs. 55% Kentucky Blue grass seed, 30% Red Top seed, 15% hulled Bermuda grass seed @ \$0.6538 per lb; and (item 4) 10,000 lbs. 60% Kentucky Blue grass seed, 35% Red Top seed, 5% hulled Bermuda grass seed @ \$0.6838 per lb., also (item 6) 1,000 lbs. Hulled Bermuda grass seed @ \$0.375 per lb., all plus Sales Tax;

Germain's Inc. requested preference as local bidder and as it maintains a large organization and stock in San Diego, request for 5% preference is justified; the company was second low on items 3 and 4, and extending preference makes it low on 3 and 4.

(c) Ferry-Morse Seed Co. for furnishing (item 5) 2,000 lbs. Annual Rye Grass Seed @ \$0.08 per lb; and (item 7) 5,000 lbs. Regular Seed Barley @ \$0.04 per lb., terms net plus Sales Tax.

Total of 7 items is \$18,704.75 plus Sales Tax, plus \$191.00 for the 5% preference.

RESOLUTION 135406, accepting bid of Ferry-Morse Seed Co. for furnishing Grass Seed; 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 135407, accepting bid of Germain's, Inc. for furnishing Grass Seed; 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.

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RESOLUTION 135408, accepting bid of Northrup, King & Co. for furnishing Grass Seed; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of the City, a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of B. D. K. Corporation for construction of Storm Drain in Island Avenue between 27th and 28th Streets - \$7,736.70; 6 bids - was presented.

RESOLUTION 135409, accepting bid of B. D.K. Corporation for construction of storm drain in Island 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 Evenson, seconded by Councilman Curran, adopted.

On the next item Councilman Williams (Vice Mayor), asked to be shown as not voting.

Report of Purchasing Agent on low bid of Thorsten R. Ohman for construction of Municipal Angler's Building, Shelter Island - \$11,200.00; 6 bids - was presented.

RESOLUTION 135410, accepting bid of Thorsten R. Ohman, and awarding contract for construction of Municipal Angler's Building, Shelter Island; 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 City Clerk, was adopted, by following vote: Yeas-Councilmen Burgener, Kerrigan, Curran, Evenson. Excused from voting-Vice Mayor Williams. Absent-Councilman Schneider, Mayor Dail.

Motion for adoption of the resolution was made by Councilman Evenson, seconded by Councilman Curran.

Report of Purchasing Agent on low bid of Pace Construction Co. for replacement of 12" Drain in Nantasket Court and in Liverpool Court east of Bayside Lane, Mission Beach - \$2,499.57; 2 bids - was presented.

RESOLUTION 125411, accepting bid of Pace Construction Co. for replacement of drain in Nantasket and Liverpool Courts; 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 Evenson, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent on low bid of Trepte Construction Co., Inc. for construction of Earl Thomas Reservoir - \$864,356.35; 3 bids - was presented. It says "the corrected total of the low bidder is \$864,356.35; estimated cost of the project was \$840,000.00.

RESOLUTION 135412, accepting bid of Trepte Construction Co., Inc. for construction of Earl Thomas Reservoir; 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 Evenson, adopted.

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Report of Purchasing Agent reported that on day of bid opening no bids were received although proposals were furnished to 7 prospective bidders for furnishing Steel Girder Groove Rails; used for tracking on piers (for installation of 10th Avenue Pier, was presented. It says that 4 days later a properly executed bid together with bid bond was received from Bethlehem Pacific Coast Steel Corporation, and a quotation by letter was also received on the same day from L. B. Foster Company of Los Angeles proposing furnishing of used rail joint bars only. It gives detailed report on the Bethlehem Pacific Coast Steel Corporation at approximately \$88,830.24 plus Sales Tax.

RESOLUTION 135413, accepting bid of Bethlehem Pacific Coast Steel Corporation for furnishing Girder Rail, Channel Bar Joints, and Tie Plates; awarding contract; authorizing and instructing majority of members of Harbor Commission 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 Burgener, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent approved by City Manager on bid of (not the low one) of Engel Equipment Company of San Diego for furnishing one 100-lb. capacity washing machine for the City Jail - \$2,369.00 plus Sales Tax; 3 bidders, with several bids - was presented.

RESOLUTION 135414, accepting bid of Engel Equipment Company for furnishing 1 100-lb. capacity, end loading, semi-automatic Washing Machine; awarding contract, authorizing and instructing City Manager to enter into and execute on 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 approved by City Manager on bid (low) of Mefford Chemical Company @ \$16.15 per cwt., terms 1% - 20 days - but recommending award to Los Angeles Chemical Company, San Diego branch, at \$16.22 per cwt., terms net plus tax (third low), but with 5% preference as local bidder asked. It says that the company maintains a substantial stock at San Diego branch and under the Charter is entitled to request the preference which would make it the low bidder. The total bid of \$6,488.00 plus Sales Tax, or \$92.00 higher than the low bid.

RESOLUTION 135415, accepting bid of Los Angeles Chemical Company for furnishing 20 Tons of Copper Sulphate, Snow Crystals; 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.

Report of Purchasing Agent, approved by City Manager, on sole bid of Western Radio & Television Supply Co. for converting 50 6-volt Genemotors for installation in City-owned radios - \$1,325 plus City and State Tax - was presented.

RESOLUTION 135416, accepting bid of Western Radio & Television Supply Company for converting Genemotors to 12-volt Capacity; 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 Curran, adopted.

Report of Purchasing Agent, approved by City Manager, on

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study of positions and responsibilities of various City officials and employees, by a committee which was named in the report, stating that the bonded coverage of officials has been increased approximately \$800,000. and premium cost went to approximately \$2,200.00, was presented.

RESOLUTION 135417, establishing Faithful Performance Bonds (including honesty bonds) in amounts and quoted positions designated on list attached to resolution, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 135418, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of concrete boat launching ramps at Dana Basin (Mission Bay); Document 541514; 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 135419, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation, and other expense necessary or incidental for structural steel work for Transit Sheds 1 and 2, 10th Avenue Marine Terminal; Document 541513; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Beacon Hill Subdivision Lot 12, a 2-lot resubdivision, located on southerly side of Jamacha Road, westerly of Lomita Village, subject to 6 conditions and to suspension of portion of the Municipal Code, was presented.

RESOLUTION 135420, approving tentative map of Beacon Hill Subdivision of Lot 12; suspending portion of Municipal Code, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of request of subdivider's engineer, on Item 1 of Resolution 134458 which approved tentative map of Bellaire Terrace relative to street width improvement, was presented.

RESOLUTION 135421, amending Resolution 134458 re tentative map of Bellaire Terrace, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of revised tentative map for 3-lot resubdivision of Lot 20 Homeland Villas Unit 2, located at northeast corner of Balboa Avenue and Pico Street easterly and adjacent to Bayview Housing Project in Pacific Beach, subject to 12 conditions and to suspension of portion of the Municipal Code, was presented.

RESOLUTION 135422, approving revised tentative map of Homeland Villas Unit 2; suspending portion of Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser,

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recommending approval of 2-lot resubdivision of Lot 24 Block 16 La Mesa Colony Townsite, located at northeast corner of 72nd Street and Mohawk Street, northerly of El Cajon Boulevard, subject to 6 conditions and to suspension of portion of the Municipal Code, was presented.

RESOLUTION 135423, approving tentative map of La Mesa Colony Townsite resubdivision of Lot 24 Block 16, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Linda Vista Heights, 4-lot subdivision of portion Pueblo Lot 1202, located on easterly side of Linda Vista Road adjacent to Magnolia Downs and adjacent to westerly side of Cabrillo Freeway, subject to 12 conditions and to suspension of portion of Municipal Code, was presented.

RESOLUTION 135424, approving tentative map of Linda Vista Heights, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

Communication from Planning Commission, by P. Q. Burton, recommending granting Water Department's recommendation that Avenida Algodon in Muirlands intersection Nautilus Street near West Muirlands Drive be renamed Muirlands Vista Way, was presented. It reports no protests, recommendation of approval by City departments and agencies, including no objections by the Postmaster.

RESOLUTION 135425, requesting City Attorney to prepare and present ordinance to change name of Avenida Algodon to Muirlands Vista Way, as recommended by City Planning Commission, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for division of portion Lot 3 Block 12 F. T. Scripps Addition, in La Jolla, located on northerly side of Sea Lane, westerly of Draper Avenue, subject to 5 conditions and to suspension of portion of the Municipal Code, was presented.

RESOLUTION 135426, approving tentative map of F. T. Scripps Add subdivision of portion Lot 3 Block 12; 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, on petition signed by all property owners affected, proposing that regular setback line of 15 feet on Jacot Lane be changed to zero setback, was presented. It identifies property as Lots 2 to 12 inclusive Block 132 Choates Addition on the easterly side of Jacot between Hawthorn and Ivy Streets. It states that on the west side of the street there is a 5' setback required even though the side of 1 lot and the rear of 3 others abut the street. The communication states that slope down into a canyon justifies a lesser setback than 15 ordinarily required. I recommends a 5-foot setback and says that although petitioner was present at the hearing, he did not stay for the actual hearing, after he had been informed that departmental recommendation was for 5 feet. The report says that the Commission by vote of 5 to 0 recommended a special setback ordinance of 5 feet from east line of Jacot Lane on Lots 2 through 12 Block 132 Choates Addition.

RESOLUTION 135427, requesting City Attorney to prepare and present ordinance to adopt special setback of 5 feet from east line of Jacot

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Lane on Lots 2 through 12 Block 132 Choates Addition, as recommended by the City Planning Commission, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval and acceptance of record of survey map in portion Lot 29 La Mesa Colony, a 4-lot resubdivision, in lieu of final subdivision map, was presented.

RESOLUTION 135428, approving filing record of survey map in lieu of final subdivision map under Section 102.02.1 of San Diego Municipal Code, in portion Lot 29 La Mesa Colony, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of record of survey for 2-lot resubdivision of Lot 142 Empire Addition to Encanto, on westerly side of Republic Street, southerly of Tooley Street, in the Encanto area in lieu of final subdivision map, was presented.

RESOLUTION 135429, approving filing of record of survey map in lieu of final subdivision map of Lot 142 Empire Addition to Encanto Heights, in lieu of final subdivision map, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

Communication from Assistant City Manager, approved by City Manager, returning petition for resurfacing 700 block of Bon Air Way from Draper east, was presented. It reports that the Way is a dedicated alley in Block D Starkey's Prospect Park Subdivision and has not been approved to city standards, and no 1911 Act improvement petition has been received or circulated. It says that in accordance with policy governing maintenance of unimproved and marginal streets and alleys adopted by the Council July 1, 1952, the alley is not eligible for resurfacing.

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

The next item listed on the agenda was the communication (continued) from San Diego County Wildlife Federation. It may be found earlier in these minutes, out of order at the time it was heard.

Communication addressed to the City Clerk, with copy to the City Manager and copy to the City Council, from Harry W. Beum, 1818 Moore Street, dated September 24, 1956, was presented. It says that drain either installed by or accepted by the city of San Diego is causing damage to his lots 8 and 9 Block 16 Muirlands; the drain is picking up the water off Muirlands Drive, concentrating it and depositing it on the southeast corner of Lot 9. It tells of possible future damage, and requests notification of hearings and meetings on the problem.

On motion of Councilman Curran, seconded by Councilman Kerrigan, hearing was set for Thursday, October 4, 1956.

(Petitioner's secretary was notified by telephone on September 27 of the hearing to be held).

Communication from W. L. Oliphant, 1956 Reed Ave., San Diego 9, dated Sept. 21, 1956, was presented. It objects to "proposal to build a

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civic center at the Cedar Street and 4th Ave. location".

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

Communication from McArthur Gordon, Jr., Chairman Park and Recreation Committee, San Diego Chamber of Commerce, dated September 21, 1956, was presented. It refers to letters of June 16 and December 30, 1955, addressed by the president of San Diego Chamber of Commerce to the Council urging immediate restoration of Botanical Building as a first step in an over-all development program for Balboa Park. It makes note of having seen in the press that \$37,250.00 of City 1956-57 capital outlay budget has been allocated for the purpose, but that the individual item still must be subsequently approved by the Council. It calls attention to interest in the program and requests indication as to how soon the rehabilitation may be actively underway.

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

Communication from San Diego City-County Band & Orchestra Commission requesting approval of 31-pc. marching band for the Fiesta de la Luna, Chula Vista, was presented. There was some discussion between members of the Council about co-sponsorship of musical events in other incorporated cities.

RESOLUTION 135430, approving music program for 9/30/56, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from State of California, Department of Public Health, 2151 Berkeley Way, Berkeley 4, signed by Malcolm H. Merrill, M.D., Executive Officer, dated September 21, 1956. It tells of some areas of San Diego Bay which have been such as to cause removal of some restrictions on bathing due to bacterial numbers originating from effluents. It says that as a result of effect of chlorination of sewage effluents on the waters of the Bay revision is made on restrictions, but orders some part of the Bay to be restricted and remain closed.

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

Communication from National Society of The Volunteers of America, 401 G Street, San Diego 1, dated September 24, 1956, asking permission to place Christmas chimneys for purpose funds at specific locations, was presented. It gives the dates for the solicitations as November 25 to December 24, inclusive and says "funds collected are to be used for general relief for the needy at Christmas and throughout the year".

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

RESOLUTION 135431, authorizing and empowering City Manager to do all work in connection with remodeling of portion of 4th floor, Civic Center, for use of Civil Service Department, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135432, authorizing and empowering City Manager to do all work in connection with conversion of wading pool facilities at Municipal Plunge in Balboa Park into a sun deck, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

(Conversion is to be into a sun deck).

RESOLUTION 135433, authorizing and empowering City Manager to execute, for and on behalf of the City, lease with William G. Litton and Andrew J. Rock of Dana Basin Mission Bay Recreation Area, for 15 years beginning on date of execution at flat rental or percentage whichever is greater, in accordance with Document 541591, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 135434, authorizing and empowering City Manager to execute, for and on behalf of The City of San Diego, a termination agreement with William G. Litton and Andrew J. Rock, agreeing to termination of lease agreement under Document 396041 covering portions of Dana Landing and Dana Cove, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135435, authorizing and directing City Manager to approve agreement for cancellation of sublease of building at Mission Bay Golf Course, 2702 DeAnza Road, between Earl B. Hunter and Carl M. Rutherford, Russell L. Brown - sublease Document 509368 - was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135436, consenting to extension of refuse collection contract between The City of San Diego and Frank Hynum, Document 498553, for 1 year commencing September 23, 1956, upon condition that Hynum indicates his written consent to the extension by letter to The City of San Diego, or the City Manager, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

(Paradise Hills area)

RESOLUTION 135437, accepting recommendation of City Engineer and City Manager as to allocation of costs of Torrey Pines Road Trunk Sewer and Plat thereof filed as Document 541197, Normal Cost to be paid by subdividers of La Jolla Highlands Unit 2 Subdivision, and excess cost to be borne by the City subject to later recoupment of 25% of actual cost or \$10,000.00, whichever is less; setting costs for each connection, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135438, authorizing and empowering City Auditor and Comptroller to pay to James W. Morgan \$200.00 deposited by him with the City to cover costs of auction sale of portions of Lots 1 to 8 Block 32 Marilou Park, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Resolution says that Morgan deposited the money in compliance with Municipal Code on request for auction, and City sold property in accordance with Resolution 135016 to Herbert C. Kelly.

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RESOLUTION 135439, waiving rental for use of Balboa Stadium, Sunday afternoon, November 25, 1956, to San Diego Racing Association sponsored by U. S. Marine Corps and Salvation Army, for an event to be held for purpose of collecting toys for underprivileged children, on conditions set out in the resolution, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135440, approving claim of Dr. Roy O. Stephens, Document 539502, amount \$58.30; authorizing City Auditor & Comptroller to draw warrant in favor of Dr. Roy O. Stephens, 5190 Canterbury Drive, in, full payment of claim, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 135441, granting claim of Cpl. William C. Fine, Serial 1448220, Document 539998, in amount of \$117.78; authorizing City Auditor & Comptroller to draw warrant in favor of Cpl. William C. Fine, Weapons Training Battalion, M.C.R.D., San Diego 42, in full payment of claim, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 135442, denying claim of Linda Lee Daily, Document 539867, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 135443, denying claim of Gordon T. Hesselbarth, 2821 Eagle Street, San Diego 1, Document 540189, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 135444, denying claim of Judge Edgar A. Luce, 3543 Third Avenue, San Diego, Document 538733, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 135445, denying claim of Max H. Seeger, 604 First National Bank Building, San Diego, adjuster for Government Employees Insurance Company, Document 540196, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 135446, denying claim of Mrs. William O. Smith, 3216 Bayside Walk, San Diego 8, Document 540141, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 135447, authorizing Herbert P. Ringer, Director of Building Inspection Department, to attend annual meeting of Pacific Coast Building Officials Conference, Palm Springs, California, October 28 through November 3, 1956, and incur all necessary expenses, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 135448, authorizing City Safety Officer to attend 44th National Safety Congress and Exposition, Chicago, October 22 through 26, 1956, and incur necessary expenses, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135449, authorizing 2 representatives of the Sewerage Division to attend annual convention of Federation of Sewage and Industrial Wastes Association, Los Angeles, October 8 through October 11, 1956, and incur all necessary expenses, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135450, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of and as deed of The City of San Diego, a quitclaim deed to Willis Richardson and Ruth Richardson, all its right, title and interest in Lot 23 Block 86 Morse, Whaley & Dalton's Subdivision; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions that it be delivered to grantees upon receipt by the City of deed conveying property required by the City in Lot 21 Block 86 Morse, Whaley & Dalton's Subdivision, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135451, accepting subordination agreement, executed by John Burnham and Company, beneficiary, and Security Title Insurance Company, trustee, September 18, 1956, subordinating all their right, title and interest in and to easement for right of way for purpose of public street and incidents in portions of Lot 24 Soledad Terrace; 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 Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135452, accepting subordination agreement, executed by Minnie Erickson, beneficiary, and Union Title Insurance and Trust Company, trustee, July 12, 1956, subordinating all right, title and interest in and to right of way easement for storm drain, or drains and appurtenances, in portions of easterly 50 feet Lot 18 Block F Oak Park; 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 Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135453, accepting subordination agreement, executed by Evelyn P. Theren, beneficiaries and Alice M. O'Mara, beneficiaries, and Land Title Insurance Company, trustee, September 4, 1956, subordinating all their right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances, in portions of Lot 9 Oak Park Annex; 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 Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135454, accepting deed of Edith Grus, Dorothy

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Grus and John Grus, August 1, 1956, conveying portion Lot 264 of Pueblo Lands 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 Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135455, accepting deed of Harold La Fleur and Helena La Fleur, July 30, 1956, conveying Lots 13 to 24 inclusive Block 2 of resubdivision of Lots 8, 9, 10 H. C. Skinner's Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department, when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135456, accepting deed of L. A. Doore and Alberta Doore, September 17, 1956, conveying easement and right of way for street purposes in portion Lot 24 Soledad Terrace; designating land as and naming it Alta Vista Street and Los Altos Road; authorizing and directing City Clerk to file deed, together with certified copy of resolution, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135457, naming the street easement conveyed to The City of San Diego in portion of Pueblo Lands of San Diego, by deed executed by William W. Crawford, Jr. and Nina M. Crawford, recorded July 29, 1955, Wilcox Street, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135458, accepting deed of David Angle and Amanda Angle, June 30, 1956, conveying easement and right of way for drainage purposes in portions of west 50 feet Lot 18 Block F Oak Park; 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 Kerrigan, adopted.

RESOLUTION 135459, accepting deed of John W. Dickerson and Mildred V. Dickerson, August 7, 1956, conveying easement and right of way for drainage purposes in portions of Lot 15 Block F Oak Park; 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 Kerrigan, adopted.

RESOLUTION 135460, accepting deed of Chester A. Hattabough and Ida M. Hattabough, June 30, 1956, conveying easement and right of way for drainage purposes in portions of Lot 17 Block F Oak Park; 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 Kerrigan, adopted.

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RESOLUTION 135461, accepting deed of Louis Tony Musacco, July 21, 1956, conveying easement and right of way for drainage purposes in portions of Lot 19 Block F Oak Park; 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 Kerrigan, adopted.

RESOLUTION 135462, accepting deed of Alvin C. Reynolds and Enid R. Reynolds, June 30, 1956, conveying easement and right of way for drainage purposes in portions Lot 9 Oak Park Annex; 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 Kerrigan, adopted.

RESOLUTION 135463, accepting deed of Alvin C. Reynolds, and Enid R. Reynolds, June 30, 1956, conveying easement and right of way for drainage purposes in portions of easterly 50 feet Lot 18 Block F Oak Park; 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 Kerrigan, adopted.

RESOLUTION 135464, accepting deed of Helen F. Ryan, David H. Ryan, Donald J. Ryan, Richard J. Ryan, Theodore V. Ryan, San Diego Trust and Savings Bank, tenants in common, August 4, 1956, conveying easement and right of way for drainage purposes in portions Lot 16 Block F Oak Park; 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 Kerrigan, adopted.

RESOLUTION 135465, accepting deed of John Sedlack, July 9, 1956, conveying easement and right of way for drainage purposes in portions of Lot 8 Oak Park Annex; 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 Kerrigan, adopted.

RESOLUTION 135466, accepting deed of Helen Y. Soong, July 14, 1956, conveying easement and right of way for drainage purposes in portions Lot 15 Block F Oak Park; 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 Kerrigan, adopted.

RESOLUTION 135467, accepting deed of Union Title Insurance and Trust Company, September 12, 1956, conveying easement and right of way for drainage purposes in strip of land 8.0 feet wide in 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 Burgener, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 135468, accepting deed of Edith Grus, Dorothy Grus and John Grus, August 3, 1956, conveying easement and right of way for sewer purposes in Northeasterly 100 feet of Northwesterly 260 Pueblo Lot 264; 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 Kerrigan, adopted.

RESOLUTION 135469, accepting deed of Leebert Investment Company, September 13, 1956, conveying easement and right of way for sewer purposes in strip of land 8.0 feet wide in Lots 85, 86 and 87 Campanile Terrace Unit 3; 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 Kerrigan, adopted.

RESOLUTION 135470, accepting deed of Harry L. Foster and Myra Foster, September 21, 1956, conveying easement and right of way for public sewer and appurtenances, and water main or mains, etc., in northerly 8.0 ft. and easterly 4.0 ft. of portions of Lot 22 Moody's South Addition to Lemon Grove; 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 Kerrigan, adopted.

RESOLUTION 135471, accepting deed of Harry I. Saunders and Russell Edna Saunders, September 17, 1956, conveying easement and right of way for sewer, water, drainage and public utilities and right of ingress thereto and egress therefrom, in strip of land 4.0 feet wide in Lot 35 Block 12 Tres Lomas, and strip of land 4.0 feet wide lying contiguous to, and northerly from portions of southerly line Lot 35 and Lot 34 Block 12 Tres Lomas; 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 Kerrigan, adopted.

RESOLUTION 135472, accepting deed of John David Williams, Jr. and E. LaRue Williams, September 13, 1956, conveying easement and right of way for sewer, water, drainage and public utilities and right of ingress thereto and egress therefrom in southeasterly 4.0 feet of northeasterly 50.0 feet Lot 42 Highdale 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 Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135473, accepting subordination agreement, executed by C. E. Blakeslee and Lenore A. Blakeslee, beneficiaries, and Security Title Company, trustee, August 24, 1956, subordinating all their right, title and interest in and to easement for right of way for storm or drains and appurtenances in portions Lot 15 Block F Oak Park; 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 Burgener, seconded by Councilman Kerrigan, adopted.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, reading of the next ordinance was dispensed with by 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 of ordinance.

ORDINANCE 7156 (New Series), authorizing City Manager to execute lease of portion of Pueblo Lot 1316, Document 541614; cancelling Ordinance 7025 (New Series) adopted June 12, 1956, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Schneider, Mayor Dail.

(Lease authorization is to The United States America, being portion of easterly 1/2 of Pueblo Lot 1316 - containing 32 acres)

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

On motion of Councilman Kerrigan, seconded by Councilman Curran, reading was dispensed with by 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 of ordinance.

ORDINANCE 7157 (New Series), appropriating \$8,500.00 out of Capital Outlay Fund for constructing storm drain in portion of Island Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted, by the following vote: Yeas-Councilmen Burgener, Williams, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Schneider, Mayor Dail.

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

On motion of Councilman Burgener, seconded by Councilman Curran, 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 of ordinance.

ORDINANCE 7158 (New Series), appropriating \$7,400.00 out of Unappropriated Balance Fund for remodeling portion of 4th floor of Civic Center Building, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Schneider, Mayor Dail.

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

On motion of Councilman Evenson, seconded by Councilman Burgener, 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 of ordinance.

ORDINANCE 7159 (New Series), appropriating \$2,700.00 out of Capital Outlay Fund for replacing a 12" drain in Nantasket and Liverpool Courts, in Mission Beach, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Schneider, Mayor Dail.

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

On motion of Councilman Curran, seconded by Councilman Evenson, reading was dispensed with by vote of not less than 4 members of the Council.

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

ORDINANCE 7160 (New Series), establishing official property line grades on Savannah Street, Buenos Avenue, Hilda Road, Bianca Avenue, Everview Road, Knox Street, Monitor Road, Onstad Street, Elevation Road, Ellsworth Street, Crown Street, Solar Street, Cushman Avenue, Plainview Road, Brownell Street, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Schneider, Mayor Dail.

On motion of Councilman Evenson, seconded by Councilman Burgener, ordinance incorporating Pueblo Lot 238 and portions of Bay View Tract into CP and C-1A Zones, as defined by Sections 101.0410 and 101.0411.1 respectively of the San Diego Municipal Code, and repealing Ordinance 34 (New Series insofar as it conflicts, and repealing Ordinance 7138 (New Series), was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Schneider, Mayor Dail.

The City Manager, in connection with the next item, explained the existing ordinance and the proposed ordinance.

On motion of Councilman Curran, seconded by Councilman Evenson, Ordinance amending Section 65.17 of San Diego Code concerning refund of excess assessment for maintenance of lighting system, was introduced, by the following vote: Yeas-Councilmen Burgener, Williams, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Schneider, Mayor Dail.

Councilman Burgener requested, and was granted, unanimous consent to present the next item not listed on the agenda:

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Hollyknoll (Por. Pueblo Lot 1256), located in Muirlands area on south and west side of El Camino del Teatro, was presented.

RESOLUTION 135474, adopting Map of Hollyknoll Subdivision, a subdivision of portion Pueblo Lot 1256; accepting on behalf of the public easements shown for sewer, water, drainage and public utilities; declaring them to be dedicated to public use; authorizing and directing Clerk to endorse upon 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 Burgener, seconded by Councilman Kerrigan, adopted. (No contract for improvement completions is called for).

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 McDaniel's Knoll, located adjacent to easterly side of Balboa Vista Subdivision and southwesterly of Chollas Reservoir in the eastern section of the city, was presented. It calls for posting of adequate bond to insure installation of require improvements, unless they have been completed and approved by City Engineer.

RESOLUTION 135475, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego a contract with Harry LeRoy McDaniel, Jr. and Kathleen McDaniel, contract for installation and completion of unfinished improvements and setting of monuments required for

7160 N.S.

Ords. intr.

Planning comms. - 135474 - 135475 under U.C.

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McDaniel's Knoll Unit 1; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135476, adopting map of McDaniel's Knoll Unit 1 Subdivision, a subdivision of portion of south half of southeast quarter Section 34 Township 16 South, Range 2 West, San Bernardino Meridian; accepting on behalf of the public 56th Street, 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 the Council has approved the subdivision map, and that public street and easements are accepted on 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.

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There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned, at 11:50 o'clock A.M.

Vice

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Chas. O. W. W. W.
Mayor of The City of San Diego,
California

135476

Meeting adjourned

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REGULAR MEETING

Chamber of the Council of The City of San Diego,
California - Tuesday, October 2, 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 10:00 o'clock
A.M.

The Reverend Franklin E. Lahr, of the Evangelical and
Reformed Church, was presented by the Mayor. Reverend Lahr gave the
invocation.

Ordinances and Resolutions for this meeting are recorded
on Microfilm Roll 119.

On motion of Councilman Kerrigan, seconded by Councilman
Williams, Minutes of the regular meeting of Tuesday, September 25, 1956;
special meeting of Wednesday, September 26, 1956; regular meeting of Thurs-
day, September 27, 1956 were approved without reading - after which they
were signed by the Mayor.

The Purchasing Agent reported in writing on 3 bids opened
September 28, 1956, on 1911 Act proceedings for improvement of Van Dyke
Avenue and Thorn Street.

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

The Purchasing Agent reported in writing on 2 bids opened
September 28, 1956, on 1911 Act proceedings for improvement of Alley Block
66 City Heights.

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

The Purchasing Agent reported in writing on 4 bids opened
September 28, 1956, on 1911 Act proceedings for improvement of West Point
Loma Boulevard and Muir Avenue.

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

Meeting convened

Invocation

Minutes approved

Purchasing report on 1911 Act bids

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hearing on furnishing current for lighting Roseville Lighting District 1, for 1 year from and including October 1, 1956, to and including September 30, 1957, 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 135477, confirming "Engineer's Report and Assessment for Roseville Lighting District No. 1", and adopting it as a whole, 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 continued hearing on Assessment made to cover grading and sidewalking on Pirotte Drive, Haniman Drive, McGann Drive, 52nd Street, et al., the The City Engineer said that there had been a protest filed.

RESOLUTION 135478, overruling and denying appeals of Donald Robinson and Thelma Robinson, Ruth M. Hroza, Isla M. Hanson, from Street Superintendent's Assessment made to cover costs and expenses of installation of sidewalks in Pirotte Drive, Haniman Drive, McGann Drive, 52nd Street, Susan Place, Lyle Drive, Maring Place, Silk Place and 54th Street; overruling and denying all other appeals; confirming and approving Street Superintendent's Assessment 2525; 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 Kerrigan, adopted.

No one appeared to be heard, and no additional appeals were filed.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment made to cover cost and expenses of paving and otherwise improving Alley northerly of and contiguous to Lots 21 to 40 inclusive Block 187 Pacific Beach, the Clerk reported no appeals.

RESOLUTION 135479, confirming and approving Assessment 2528 made to cover cost and expenses of paving and otherwise improving alley northerly of and contiguous to Lots 21 to 40 inclusive Block 18 Pacific Beach; Resolution of Intention 131565; ~~confirming and approving Street Superintendent's Assessment 2528~~ 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 Evenson, adopted.

There were no appeals, verbal or written.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment made to cover cost and expenses of paving and otherwise improving Alley Block 49 Ocean Beach, 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 135480, confirming and approving Street Superintendent's Assessment 2529 made to cover cost and expenses of paving and otherwise improving Alley Block 49 Ocean Beach, Resolution of Intention 129186; 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

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hearing on Assessment 2530 made to cover cost and expenses of paving and otherwise improving Northwesterly and Southeasterly Alley in Fort Stockton Heights, Resolution 128282, the Clerk reported no appeals.

The Mayor inquired if anyone was present to be heard.
No one appeared to be heard, and no appeals in writing were filed.

RESOLUTION 135481, confirming and approving Street Superintendent's Assessment 2530 made to cover cost and expenses of paving and otherwise improving Northwesterly and Southeasterly Alley in Fort Stockton Heights, Resolution of Intention 128282; 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 made to cover cost and expenses of paving and otherwise improving Alley Block M Tract 2 Alta Vista Suburb, the Clerk reported no appeals.

The Mayor inquired if any was present to be heard.
No one appeared to be heard, and no appeals in writing were filed.

RESOLUTION 135482, confirming and approving Street Superintendent's Assessment 2531 made to cover cost and expenses of paving and otherwise improving Alley Block M Tract 2 Alta Vista Suburb, Resolution of Intention 130032; 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 Assessment made to cover cost and expenses of installation of sewer mains and appurtenances in Woodman Street, Imperial Avenue, Benson Avenue, Ritchie Street, et al., the Clerk reported written appeal from Clark D. Walker, 6425 Medio Street.

The Mayor inquired if anyone was present to be heard.
Mr. Walker came to the microphone, and when asked by the Mayor if it was he who had filed the appeal, he said it was. Mr. Walker pointed out (as he had in his letter) that he is not protesting the assessment, but said that the City is surveying across the back of his property. He stated that he "does not want to pay for 2 sewers".

The City Engineer said that Mr. Walker's property will not be assessed for that sewer.

RESOLUTION 135483, overruling and denying appeal of Clark D. Walker from Assessment for installation of sanitary sewer in Woodman Street, Imperial Avenue, Benson Avenue, Ritchey Street, Pagel Place, Skyline Drive, 65th Street, Medio Street, and Public Right of Way in Lots 14 and 15 Encanto Park Addition, Resolution of Intention 129856; overruling and denying all other appeals; confirming and approving Assessment 2532; 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 Curran, adopted.

Report of Purchasing Agent, approved by City Manager, on co-low bid of Squires-Belt Material Co. for furnishing Vitrified Clay Pipe

and Fittings for 3 months - October 1, 1956 through December 31, 1956 - 4 bids; was presented. The communication states that the award was made by lot. The resolution sets out the detailed prices.

RESOLUTION 135484, accepting bid of Squires-Belt Material Co. for furnishing Vitrified Clay 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 Purchasing Agent, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135485, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation, and other expense necessary or incidental for Clean-Up Dredging in Municipal Yacht Harbor, Document 541616; 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 Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on sale of 1 Lot of Furniture (beds, chairs, mirrors, box springs, mattresses, pillows, ice-boxes and stoves) located at 3350 Vultee Street - \$1,477.77 received from Trader Boys, Los Angeles, has been deposited with City Treasurer.

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

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of College View Estates Units 7 & 8, a 62-lot subdivision of portion Lot 67 Rancho Mission and Lots 98 and 99 College View Estates Unit 2, located above and southerly of Alvarado Canyon Freeway and northerly and adjacent to College View Estates Unit 2, westerly of State College, subject to 13 conditions, and suspension of portion of the Municipal Code, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135486, approving tentative map of College View Units 7 & 8, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Euclid Plaza, a 2-lot subdivision of portion of east half of Lot 63 Rancho Mission, located at southwest corner of Euclid and Logan Avenues, subject to 14 conditions, and suspension of portion of Municipal Code, was presented.

RESOLUTION 135487, approving tentative map of Euclid Plaza, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending granting request of subdivider's engineer that setback shown on tentative map for redivision of Lots 45 through 48 Block 36 Ocean Beach, be amended, was presented, together with elimination of corner cutoff on alley.

RESOLUTION 135488, amending Resolution 135469 adopted August 16, 1956, approving tentative map of Ocean Beach resubdivision of Lots 45 thru

48 Block 36 by adding Item 6, and amending Section 102.0802, permitting omission of alley corner cutoff, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Paradise Hills Community Church, a 1-lot subdivision of portion of Quarter Section 103 Rancho de la Nacion, located on northerly side of Alleghany Street easterly of and adjacent to prolongation of Reo Drive, subject to 5 conditions, and to suspension of portion of Municipal Code, was presented.

RESOLUTION 135489, approving tentative map of Paradise Hills Community Church; suspending portion of Municipal Code, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of 3-lot resubdivision of Sunny Slope Addition to Encanto Lot 37 Block 2, subject to 12 conditions, and to suspension of portion of Municipal Code, was presented.

RESOLUTION 135490, approving tentative map of Sunny Slope Addition to Encanto resubdivision of Lot 37 Block 2, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from Fiesta del Pacifico, by Wayne Dailard, executive director, dated September 26, 1956, expressing thanks for help and interest given to the 1956 Fiesta, and appreciation of Council confidence in the idea, was presented.

On motion of Councilman Schneider, seconded by Councilman Williams, it was filed.

Communication from Amelia M. Hopkins, 3839 Highland Ave, San Diego, dated Sept. 25, 1956, complaining of bees at 3781 47th Street, was presented.

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

Communication from San Diego City-County Orchestra Commission, requesting approval of 31-pc. marching band at the Julian Apple Days, was presented.

Councilman Curran questioned it.

Councilman Schneider pointed out that it is a community affair, and that it has been held.

RESOLUTION 135491, approving Julian Apple Days musical event, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from San Diego Highway Development Association, Inc., by Richard C. Clark, secretary, dated September 26, 1956, was presented.

It asks the status of the City's position in connection with opening of a north-south route on South 43rd Street through Greenwood Cemetery Park to National City and Chula Vista, and reaffirms its action

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supporting the project.

Councilman Curran asked if a study is being made.

The City Manager said that it is the same question that is received periodically.

Councilman Schneider pointed out that a right of way had been bought.

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

Communication from Mr. & Mrs. Roy C. Smelker relative to need for trimming (by the City) of a large cypress tree at 4637 Green Street, was presented.

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

Communication from F. D. Strong, 2903 28th Street, San Diego 4, dated 25 September 1956, stating that first water bill with "Sewer Service Charge" in amount of \$0.66 for period of 10 days, was presented. It suggests that it is excessive compared to what many of his neighbors are charged. It outlines 3 adults in the family and the yard, trees, bushes, vines and other plants and shrubs.

Councilman Schneider asked to have the letter read.

Councilman Curran told of there having been questions raised at a meeting. He, the City Manager, and the Mayor had a discussion.

The Mayor spoke of a pamphlet, giving instructions.

Councilman Kerrigan said that he had a report from a woman who has no sewer.

The Mayor asked how this question could be publicized any more.

By request, the Clerk read to the Council the Strong letter.

Councilman Schneider said that the proper approach would be to write to the City Manager.

The City Manager stated that any question would be answered.

Councilman Schneider moved to refer the letter to the City Manager.

Councilman Williams said that he was bringing up another thought. "Not much had been heard about plans for the new sewer facility, he said. He stated that it would "be well to instruct the City Manager to advise the Council about plans".

The Mayor told Councilman Williams that there would be reports made on the subject, in conference.

Councilman Williams said "there is no money, yet".

There was no action taken by the Council on that subject.

Councilman Schneider moved to send the letter to the City Manager. Motion was seconded by Councilman Williams.

Councilman Curran spoke about the City Manager sending out a second notices - or 2 more.

Councilman Schneider said that they (notices) "are going out in sections".

Councilman Curran stated that he had not received a notice.

The Mayor said that he had received his.

Councilman Curran agreed that his "may have been thrown away".

The City Manager stated that there are relatively few complaints, and it is running relatively smooth.

Councilman Curran carried on a discussion with the City Manager.

The roll was called on the motion, and the communication s referred to the City Manager.

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RESOLUTION 135492, directing notice of filing Assessment 2543 made to cover costs and expenses of work done on installation of sanitary sewer in Alley Block 8 Clifton Addition to City Heights, Chamoune Avenue, Quince Street, Public Rights of Way, Resolution of Intention 130033, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION OF AWARD 135493, accepting bid of San Diego Gas & Electric Company, a corporation, and awarding contract, for furnishing electric energy in Adams Avenue Lighting District 1, for 1 year from and including October 1, 1956, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION OF AWARD 135494, accepting bid of San Diego Gas & Electric Company, a corporation, and awarding contract for furnishing electric energy in Midway Drive Lighting District 1, for 1 year from and including October 1, 1956, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

Resolution approving plans, etc., for removal of light standards and installation of new standards and appurtenances, in India Street, Columbia Street, et al., Councilman Evenson said that he had a question. He asked the purpose.

Councilman Schneider answered him.

The City Manager said that this is an extension of the newly-installed (new districts, to replace the older).

RESOLUTION 135495, approving plans, drawings, typical cross-sections, profiles and specifications for improvement of India Street, Columbia Street, State Street, Union Street, Front Street, First Avenue and Second Avenue, B Street and C Street, Documents 493342 and 541364; approving Plat 2801 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 Schneider, adopted.

Resolution approving plans and plat of assessment district for grading and sidewalk on Redwood Street, East Virgo Road, Sue Street, Alice Street, Lynn Street, Juanita Street and 60th Street, was presented.

Councilman Kerrigan said that "there is a problem about sidewalks on both sides".

The City Manager told the Council that property owners on 1 side of a street had requested that sidewalks be not put on on their side.

Councilman Kerrigan said that this will before the Council on a "6-vote resolution" (of Feasibility), in 3 or 4 weeks, and that there will be a row. He stated that this is apparently procedure. He said that "part has been cut out".

The City Manager said that is because property owners on 1 side had protested, so that was cut out.

The Mayor pointed out that it was an unofficial protest.

Plan had been secure from the City Clerk's file. Councilman Kerrigan, who looked at it, said that it is for sidewalks only; streets are paved; 2 petitions have been combined.

Councilman Schneider said that the City Engineer says that "part of the block is to be in and out".

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The City Engineer stated that he "knew that the City was in for squawks". He told of having started out by leaving out sidewalk in front of 6 lots; there would have been protests the other way. He said they were left out at the start. He said that this happens quite frequently.

There was discussion between various Councilmen and the Engineer.

The City Engineer told the Council that he "knew he would be wrong - on any basis".

Councilman Williams asked if it would save time to make a decision now.

Councilman Kerrigan said that he is not asking for anything in particular.

Councilman Schneider's statement was "let the property owners decide".

Willard Olson, of the City Engineer's office, said that petition was so close to 50% that he was afraid it would be protested out. He reviewed past proceedings.

Councilman Schneider pointed out that the Council can act on the protest at the hearing.

There was discussion between individual Councilmen.

Councilman Williams contended that time could be saved by decision now.

Councilman Curran moved to continue this item to Council conference of next Thursday.

Councilman Schneider said that if the Engineer guesses protests, the City will have plenty trouble.

Councilman Kerrigan noted, from the file that "3 petitions were combined".

Councilman Curran stated that there are problems involved, and that he does not blame the Engineer.

Councilman Schneider seconded the motion, resulting in

RESOLUTION 135496, referring to Council Conference for Thursday, October 4, 1956, the matter of proposed installation of sidewalks in 55th Street, Hardy Avenue, Lindo Paseo, Campanile Drive, under 1911 Street Improvement Act.

RESOLUTION 135497, approving plans, drawings, typical cross-sections, profiles and specifications for grading and installation of sidewalks in Redwood Street, East Virgo Road, Sue Street, Alice Street, Lynn Street, Juanita Street, 60th Street; approving Plat 2884 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.

RESOLUTION ORDERING WORK 135498, for paving and otherwise improving Alleys in Catalina Terrace, Resolution of Intention 134755, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK 135499, for paving and otherwise improving Alley Block 22 Ocean Beach Park, Resolution of Intention 134644, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK 135500, for paving and otherwise improving Alley Block 20 Swan's Addition, and Fairmount Avenue, Resolution of Intention 134756, was on motion of Councilman Schneider, seconded by

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Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK 135501, for paving and otherwise improving San Luis Obispo Place and Alleys in Blocks 119, 120, 123, 124, 128, 131, 132, 135, 136, 139, 140, 143, 144, 148 Mission Beach, Resolution of Intention 134643, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 135502, for paving and otherwise improving Manzanita Drive, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION OF INTENTION 135503, for change of grade on portion University Avenue, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135504, for removal of existing street light standards, etc., India Street, Columbia Street, State Street, Union Street, Front Street, First Avenue, Second Avenue, B Street, C Street; construction of light standards, etc., including street light pull box in B and C Streets, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Resolution of Preliminary Determination listed next on the agenda was sent to conference, with the resolution approving plans and plat of assessment district for sidewalks on ~~Redwood Street, et al.~~ 55th Street, Hardy Avenue, et al.

RESOLUTION OF PRELIMINARY DETERMINATION 135505, for grading and sidewalking of Redwood Street, East Virgo Road, Sue Street, Alice Street, Lynn Street, Juanita Street, 60th Street, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 135506, ascertaining and declaring wage scale for paving and otherwise improving Alleys Blocks 208 through 221 Mission Beach, and Strandway, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 135507, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 18 North Shore Highlands, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 135508, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 58 University Heights, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135509, approving diagram of property affected or benefited by work of improvement to be done on installation of sanitary sewer in Amherst Street, 68th Street, and rights of way in La Mesa Colony, et al., Resolution of Intention 130462, and to be assessed to pay expenses thereof, diagram made pursuant to directions of the Council; 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 Kerrigan, adopted.

RESOLUTION 135510, approving diagram of property affected or benefited by work of improvement to be done on installation of sanitary sewer in Normandie Street and Birmingham Drive, Resolution of Intention 132504, 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 Kerrigan, adopted.

RESOLUTION 135511, granting petition, Document 541235, for sewers to serve portion of Fairhaven Acres; 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 Islenair Unit 1 and portion Section 33, if required, as recommended by City Engineer, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135512, granting Donald F. Morrison permission to install sewers in portions of Broadway adjacent to Blocks 12 and 15 Marilou Park by private contract, in accordance with Document 541272, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135513, granting permission to Frontier Properties Co. to install water main and appurtenances in Fordham Street, by private contract, including water services and fire hydrant, in accordance with Document 541407, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 135514, establishing parking time limit of 1 hour; between 8:00 a.m. and 6:00 p.m., Sundays excepted:
east side of Park Boulevard between south line of El Cajon Boulevard and north line of Howard Avenue;
directing City Manager to cause parking meter spaces to be designated at parking meter zones established by the resolution; authorizing installation of necessary signs and markings to be made; repealing Resolution 111580, insofar as it conflicts, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 135515, declaring a through highway:
Zion Avenue from City limit just west of Crawford Street, easterly to west line of Waring Road;
authorizing and directing installation of necessary signs and markings, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

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RESOLUTION 135516, authorizing City Manager to accept work on behalf of The City of San Diego in Sebree Gibson Tract Subdivision, to execute Notice of Completion and have it recorded, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 135517, authorizing City Manager to accept work on behalf of The City of San Diego in Sun Gold Point Subdivision, to execute notice of completion and have it recorded, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

Councilman Curran said that he had a question on the next resolution. He asked where it is located.

The City Manager replied that he did not have that information.

Councilman Curran asked further questions of the City Manager, which he answered.

RESOLUTION 135518, authorizing and empowering City Manager to enter into contract for and on behalf of The City of San Diego, with Lomax Construction Company, Inc., a corporation, 1421 B Street, San Diego 2, called subdivider, of Valencia Plaza, providing for installation of mains and appurtenances larger than necessary for the subdivision, in La Paz Drive from Euclid Avenue west to boundary of the subdivision, requested by the City, and for reimbursement by the City to the subdivider of \$740.00 for difference in cost of mains and appurtenances sufficient to serve the subdivision and delivery to City of a quitclaim deed conveying to the City all of the right, title and interest of subdividers in and to the water system in Valencia Plaza Subdivision, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 135519, authorizing and empowering City Manager to do all work in connection with installation of 4" water service and meter with backflow protection, and vault, on Midway Drive, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 135520, authorizing and empowering City Manager to execute, for and on behalf of the City, lease with Starr Rutherford-Cattle Company, a co-partnership, of portion of Rancho San Bernardo, for 6 years 7 months beginning September 1, 1956, at annual rental of \$900.00, for operating and maintaining a residence and farm, under Document 541780, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135521, authorizing and empowering City Manager to execute, for and on behalf of the City, lease with Starr Rutherford-Cattle Company, a co-partnership, of 1300 acres in Rancho San Bernardo, for 6 years 7 months beginning September 1, 1956, at annual rental of \$3,825.00, for stock grazing of horses and cattle only, and agricultural purposes, under Document 541782, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135522, authorizing and empowering City Manager

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to execute, for and on behalf of the City, lease with Starr Rutherford Cattle Company, a co-partnership, of 223 acres in Rancho San Bernardo, for stock grazing and agricultural purposes, except raising of hogs and goats, for 9 years beginning September 1, 1956, at annual rental of \$2,610.00, under Document 541784, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135523, authorizing and empowering City Manager to execute, for and on behalf of the City, lease with Starr Rutherford Cattle Company, a co-partnership, of 2060 acres in Township 14 South Range 2 East SBB&M, for 9 years 8 months beginning September 3, 1956, at rental of \$1.06 per unflooded acre or \$650.00 per year, whichever sum is greater, under Document 541786, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135524, approving Change Order 5 dated September 27, 1956, Document 541634, issued in connection with contract between The City of San Diego and R. E. Hazard Contracting Company for construction of Balboa Avenue between Pacific Highway and Clairemont Drive, contract Document 529606; changes amounting to increase in contract price of approximately \$1,035.00, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(The Change Order results from Superior Court Order 195789, which orders right of way fence to be constructed on property lines between Morena Boulevard and Clairemont Drive).

RESOLUTION 135525, authorizing and directing Property Supervisor to petition Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion of 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 to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135526, authorizing and directing Property Supervisor to petition Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion of Lots 20, 21, 22, 23 Block 2 Berkeley 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 Evenson, adopted.

RESOLUTION 135527, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Lots 8 and 9 Block 12 American Park Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that 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

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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 135528, 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 7, 8, 9, 10 Block 2; Lots 10, 15 & 16 Block 5; Lots 12, 13, 18, 19, 20 Block 7; Lots 8, 9, 16, 17 & 18 Block 13 and Lot 1 Block 14, together with portions of Ardmore Street, Birmingham Drive, Cambridge Street, Homewood Drive, Normandie Street, Oxford Street, Sherwood Drive and Westmoreland Street, all in Chesterton, shown on Right of Way Map of California State Road XI SD-77-SD sheets 7 & 8 of 11 sheets, filed with Highway Commission of State of California, together with all penalties and other expenses in connection therewith, be cancelled; and that 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 Evenson, adopted.

RESOLUTION 135529, granting revocable permit to Wm. F. Steigerwald, 1780 Kettner Blvd., San Diego, to install and maintain underground electric light, electric power and telephone service for use and benefit of owner's property: 1730 Kettner Blvd., South 1/2 Lot 9, North 1/2 Lots 7 and 8 Block 4 Middletown, under Kettner Blvd., was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135530, approving claim of Howard O. Allen, Document 540737, in amount of \$58.94; authorizing City Auditor & Comptroller to draw warrant in favor of Howard O. Allen, 9020 Memory Lane, Spring Valley, California, in full payment of the claim, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135531, approving claim of Ray F. Hinton, Document 540516, in amount of \$100.18; authorizing City Auditor & Comptroller to draw warrant in favor of Ray F. Hinton, Poly View #359, San Luis Obispo, in full payment of the claim, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135532, denying claim of Calvin J. Henry and American Motorists Insurance Co., Document 539869, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135533, denying claim of John Sakellariadis, 1141 West Royal Palms, Phoenix, Arizona, Document 540580, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Councilman Schneider said that he had a question in connection with the next resolution.

The City Manager replied that the petition request had been

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investigated by the Police Department, and reported on past actions which had permitted earlier extensions.

RESOLUTION 135534, denying petition of Broadway Credit Jewelers, Document 540740, for extension on "Going Out of Business" sale, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135535, authorizing a representative of the Engineering Department to attend the national meeting of the Federation of Sewage and Industrial Wastes Association at Los Angeles, October 8 through 11, 1956, and incur all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135536, vacating easement for right of way for sewer purposes granted to the City by deed recorded August 16, 1928, in portion Lot 30 Horton's Purchase, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Resolution says that since acquisition of easment, it has not ~~not~~ been used for 5 consecutive years next preceding proposed vacation; easement is unnecessary for present or prospective public use. It says that from and after date of order of vacation, title to land shall revert to owners of the land free from rights of the public; and authorizes and directs City Clerk to cause certified copy of resolution attested by him under seal, to be recorded in office of County Recorder, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135537, vacating easement for right of way for sewer purposes granted to the City by deed recorded May 4, 1958, in portion Lot 30 Horton's Purchase, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Resolution says that since acquisition of easement, it has not been used for 5 consecutive years next preceding proposed vacation; easement is unnecessary for present or prospective public use. It says that from and after date of order of vacation, title to land shall revert to owners of the land free from rights of the public; and authorizes and directs City Clerk to cause certified copy of resolution attested by him under seal, to be recorded in office of County Recorder, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135538, 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, quitclaim deed quitclaiming to San Diego Unified School District of San Diego County, portion of Pueblo Lot 206 described in form of deed filed as Document 541817; authorizing and directing City Clerk to deliver deed to Property Supervisor of the City with instructions to deposit it in an escrow opened for the purpose of completing the sale, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

The resolution says that pursuant to Ordinance 6906 New Series, ratified by a vote held June 5, 1956, the City desires to sell the property, to the public agency; value of land is \$66,500.00; the School District has offered to pay the City \$66,500.00 for deed; no auction sale or sealed bidding is required for the sale under Section 22.0907 of San Diego Municipal Code. It authorizes and directs City Clerk to deliver deed to Property Supervisor with instructions to deposit it in escrow, as stated.

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RESOLUTION 135539, accepting quitclaim deed of Allied Farms Incorporated, a corporation, c/o Bollenbacher & Kelton, Rt. 1, Box 476, San Diego 10, 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, the subdivision named "Allied Gardens Unit No. 6" being portion of Lot 67 Rancho Mission of San Diego, being portions of Sections 10 and 11 Township 16 South Range 2 West, San Bernardino Meridian; 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 135540, accepting quitclaim deed of Lomax Construction Company, Inc., 1421 "B" Street, San Diego 2, executed on 21st day of September, 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 Valencia Plaza being subdivision of portion of North Half of Southeast Quarter Lot 54 Horton's Purchase; 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 135541, accepting quitclaim deed of Union Title Insurance and Trust Company, a corporation, San Diego, September 14, 1956, quitclaiming to The City of San Diego, all water mains and appurtenant structures constructed for its use, located in public places, streets, rights of way, highways, either within or without subdivision named Sun Gold Point, being subdivision of portion Lot 1 Pueblo Lot 1783; 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 Schneider, seconded by Councilman Curran, reading of the next ordinance was dispensed with by not less than 4 members of the Council. Written or printed copy was available for consideration of each member of the Council prior to day of passage.

Councilman Schneider said that he had a question.

Harry Haelsig, Planning Director, explained it to him.

ORDINANCE 7161 (New Series), amending Division 4 Article 1 Chapter X of The San Diego Municipal Code, by amending Section Section 101.0405 thereof, relating to Zoning, 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 Schneider, seconded by Councilman Williams, reading of the next ordinance was dispensed with by vote of not less than 4 members of the Council. Written or printed copy was available for consideration of each member of the Council prior to day of passage.

RESOLUTION 7162 (New Series), approving and adopting amendment to Section 2 of Rule XV of the Rules of the Civil Service Commission, and amending Section 23.1602 of San Diego Municipal Code, having to do with Meetings and Minutes, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-None.

The City Manager explained to the Council the next ordinance. 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 7163 (New Series), authorizing City Manager to execute lease of portions of Pueblo Lots 1293, 1294, 1295 and 1329 with Sawday and Sexson of approximately 337 acres, for 5 years beginning on effective day of lease, at annual rental of \$363.00 for purpose of grazing of horses and cattle and/or cultivation of crops, under Document 541836 - property has value of \$30,000.00, 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 City Manager said that the next ordinance was referred to Conference.

Councilman Schneider moved to refer it to conference (it was on September 25), and was returned to today's agenda on the motion of that date which included continuance for 1 week.

On motion of Councilman Curran, seconded by Councilman Kerrigan, Ordinance amending Chapter IX of The San Diego Municipal Code by adding thereto a new article to be known as and numbered Article 6; and repealing Section 91.01.1 - Regulating Refrigeration - was introduced, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

The Mayor stated that the Council should recess to conference, because of 2 items to be discussed.

On motion of Councilman Schneider, the Mayor declared the meeting recess at 10:40 A.M. to 11:00 A.M., this date.

Upon reconvening, at 11:58 o'clock A.M., the roll call showed the following:
Present-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson.
Absent--Mayor Dail.
Clerk---Fred W. Sick

In the absence of the Mayor, Vice Mayor D. D. Williams, Jr., presided.

There was presented the following resolution, not listed on the agenda, which had come from Conference.

RESOLUTION 135542, having to do with water, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

The resolution says that from all sources of information available it appears certain that Colorado River water supplied through the Metropolitan Water District of California will not be sufficient to meet supplemental water requirements of the City and other agencies of San Diego County Water Authority for longer than a relatively brief period of time; only very inadequate water supplies are presently available for areas of San Diego County not a part of San Diego Water Authority or Metropolitan Water District; ultimate requirements of the City, Authority members, and other areas in San Diego County will be dependent upon Northern California waters

7163 N.S.
Ord. intr.
Meeting recessed
Meeting reconvened
135542 under U.C. - re Water

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supplied under California Water Plan, and more immediately, from first unit - the Feather River Project. Resolution says that The City of San Diego fully recognizes the immediate urgency of an increased water delivery into this County, necessitating a second aqueduct into this County from a connection with Metropolitan's Colorado River Aqueduct through which temporary surpluses of Metropolitan Water District water can be delivered pending availability of Feather River Project water. The resolution makes a series of findings, and adopts a policy.

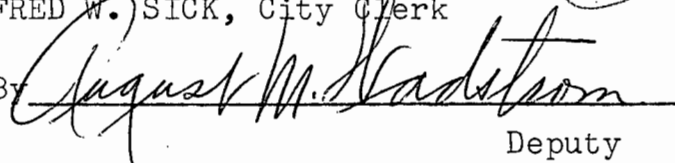
(Certified copies of the Resolution were furnished to the City Water Department, and were taken to Sacramento).

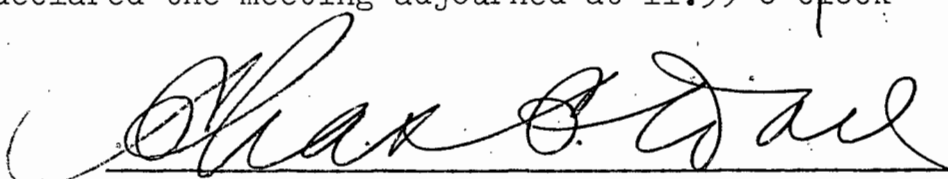
There was returned from Council Conference a communication from Fred Rabell regarding construction by Sam Bompenserio of a residence which is felt to be detrimental to neighbors on Point Loma. Inasmuch as no action, or placing on the agenda for future action was indicated (it had been brought up under unanimous consent; not on the agenda, at previous meeting), it was filed by the Clerk.

There being no further business to come before the Council at this time, the Vice Mayor declared the meeting adjourned at 11:59 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By


Deputy


Mayor of The City of San Diego,
California

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, October
4, 1956

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

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 119.

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on Assessment made to cover cost and expenses of installing sanitary sewer in Country Club Drive, Mimulus Way, Mint Canyon Path, Lobelia Path, Public Rights of Way in Lots 2, 9, 11, 12, 13, 14, 18, 19, 20, 21 Block G La Jolla Country Club Heights Unit 2, Public Rights of Way in Pueblo Lot 1263, and Lanes between Lots 3 and 4 and 6 and 7 La Jolla Country Club Estates, Councilman Burgener pointed out that interested people were here.

Aaron Reese, Asst. City Attorney, told the Council that the record shows that the hearing had been closed and protests overruled - and the assessment roll continued for modification.

Councilman Burgener then spoke to interested individuals in the audience, stating that there was a difference in his opinion from that of the other Councilmen. He said he thinks "the Country Club assessment should be higher".

Councilman Kerrigan moved to confirm the modified assessment. Motion was seconded by Councilman Schneider. (Modification has to do with a different division of a parcel of land).

Mayor Dail spoke to persons in the audience about procedure, and said that the Council relies on the City Engineer; that there is no person better qualified than the City Engineer to make the assessment. He stated that there has not been litigation which has overruled the City Engineer.

Councilman Schneider spoke to persons in the audience about the La Jolla Country Club having granted a right of way for the sewer, rather than obstructing it. He said that could have been delayed, and the Club have been paid under a condemnation. He spoke of having gone out and looked at the property. He agreed that a small portion of the Club property could be subdivided. Mr. Schneider said "the Engineer says that the assessment is fair" - and he agreed.

When Mr. Woodlock attempted to be heard, the Mayor pointed out that the hearing had been closed.

Councilman Schneider then asked Mr. Woodlock questions about possibility of laying out 9 extra lots if subdivided at no cost (for the sewer) to them.

Mr. Woodlock declared that he was "not asking for something unreasonable." He stated that he was just asking for a fair assessment to the Club.

Councilmen Kerrigan and Burbener discussed the question with Mr. Woodlock.

Mayor Dail said that it would be assuming future use, if supposed that properties were to be subdivided by the Club.

There was continued discussion between Councilmen and Mr. Woodlock.

Councilman Schneider said that it is a question of equity, as the situation exists - not regarding something in the future.

Meeting convened
Hearing which had been continued

10/4/56

Mayor Dail said to the interested property owners present that if they disagree with the Council, this would be a matter for the courts.

An unidentified man, representing the Country Club properties, whose owners did not want the sewer, appeared.

There was discussion between Councilmen and him.

Councilman Burgener expressed the opinion that the Country Club should not be assessed on individual lots of the future (if Club property should be subdivided).

The roll was called on the motion, resulting in in RESOLUTION 135543, confirming and approving Street Superintendent's modified and corrected Assessment 2522 made to cover costs and expenses of work of installing sanitary sewer main in Country Club Drive, Mimulus Way, Mint Canyon Path, Lobelia Path, Public Rights of Way in Lots 2, 9, 11, 12, 13, 14, 18, 19, 20 and 21 Block G La Jolla Country Club Heights Unit 2; Public Rights of Way in Pueblo Lot 1263; Lanes between Lots 2 and 4 and 6 and 7 in La Jolla Country Club Estates, Resolution of Intention 129453; 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, adopted by following vote: Yeas-Councilmen Schneider, Kerrigan, Kerrigan, Curran, Evenson, Mayor Dail. Nays-Councilman Burgener; Absent-Councilman Williams.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on rezoning of Lots 13 to 24 Block 63 and Lots 37 to 48 Block Park Villas, on Pershing Avenue, northerly of Landis, from R-2 to R-4, the Mayor inquired if applicants were present.

There was no response.

Report of Planning Commission, by P. Q. Burton, was read. It identifies property a commencing about 600 feet south of University Avenue, 5 or 6 blocks from North Park business center. It says that about 90% of the property owners have signed the application, as have many surrounding property owners, that practically all of the lots are developed for single-family dwelling purposes; on the west, north and east is R-4 and on south, across Landis is R-2; all of original lots have dedicated alleys at rear of the lots. The report says that only 1 written protest was received and the same person appeared at the meeting to protest; she pointed out that present zoning, in her opinion, was ample for needs in the area, and it is a residential area, and that R-4 would change its character and that it would result in more traffic, more noise, more crowded living conditions and altogether in more undesirable surroundings. The communication reports that the Commission voted 3-2 to approved the proposed rezoning - which does not constitute a recommendation, but merely a report.

Mr. Burton laid a map on the Council for members of the Council to study.

No protests were filed.

Mr. Burton described the property from the map, and discussed questions asked by Councilman Kerrigan.

RESOLUTION 135444, requesting City Attorney to prepare and present necessary ordinance to rezone from R-2 to R-4 a portion of Blocks 63 and 68 Park Villas, in accordance with Drawing B-733, 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 incorporating portions of La Jolla Park, The Terrace Subdivision and The Park Subdivision into SC Zone, and repealing Ordinance 13294, communication from Planning Commission, by P. Q. Burton, was read.

It says that this is to rezone the existing C Zone in La

Jolla business district. It says that SC was established in August 1954 at request of La Jolla property owners who opposed the many signs which are common to so many business districts and some other more objectionable uses such as open air auto repair shops. The report states that SC limits billboard to maximum of 12x24 feet and not more than 1 such billboard per 50 feet of street frontage; the proposed zoning also limits total size of signs on any 1 street frontage of a building to 25 square feet or 1 square foot of sign for each lineal foot of frontage, whichever is larger. It says that proposed SC also places more restrictions on amusement places (there are protests in the file because of a theatre being not permitted), and requires automobile repair shops to be located entirely within a building. It says that original petition was given out in September of 1954 and when 55% of property owners had signed the various petitions, the matter was set for public hearing. It tells of protests, and says it was explained to the Planning Commission that when Glenn A. Rick was City Planning Director the question of a theater in SC was brought to him and that he stated that in his opinion a theater is permitted in SC either under item 2 "Amusement Place" or item 3 "Assembly hall". It states that the City Attorney's office in a verbal discussion stated that it would be their opinion that a theater would not automatically be approved in SC, but that the Council and Commission could approve such use under a ruling that it is not more obnoxious or detrimental than other permitted uses. The report says that several representatives of La Jolla Town Council and La Jolla business men appeared to advocate the rezoning, and stated emphatically, that there had been no misrepresentation (as one of the protests had alleged) when petitions for rezoning were circulated. It states that no protests were voiced at the Planning Commission meeting, and the Commission voted 5-0 to recommend that area be zoned SC, and that it is presently zoned C under Ordinance 13294.

Councilman Burgener advised the Council that people were here on the subject.

Councilman Schneider spoke to Mr. Haelsig about the petition. He replied that originally they were insufficient (causing the delay).

LeRoy Drew, president of La Jolla Town Council, introduced several individuals who did not speak. He said they were here to answer questions, if there was any opposition.

On motion of Councilman Burgener, seconded by Councilman Schneider, it was proposed to introduce the ordinance.

Answering a question, Mr. Burton told the Council that this covers practically all of the C zone property in La Jolla, and that "La Jolla has had this desire" for the zone change.

Mayor Dail told of there having been a large committed which worked out the SC zone.

Mr. Drew said that it is almost fun, now. He said "the merchants favor this, and are glad it is happening."

Ordinance incorporating portions of La Jolla Park, The Terrace Subdivision and the Park Subdivision in The City of San Diego into SC zone as defined by Section 101.0409.1 of the San Diego Municipal Code and repealing Ordinance 13294 approved August 31, 1951, insofar as it conflicts, was introduced, by the following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams.

Mayor Dail read a resolution relative to the preceding subject.

RESOLUTION 135545, finding that a theatre with a seating capacity of less than 400 is a business similar to and not more obnoxious or detrimental to the welfare of the SC Zone in the La Jolla area than other permitted uses in SC Zone, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Hearing set at this time by request of Harry W. Beum, 1818 Moore Street, San Diego 1, dated September 24, 1956, relative to storm water

Hearing
135545
Ord. Intr.

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damage to his Lots 8 and 9 in Block 19 The Muirlands; Mr. Beum appeared.

Mr. Beum said to the Council that "he was here to get help." He spoke along the lines of the letter in the Clerk's file. He stated that he started in March to get the situation corrected, and told of a background of meetings. He stated that Blom (E. W. Blom, Asst. City Mgr.) says that it is a natural problem, and that he has to meet 1/2 the cost. He told of meeting with Mr. Eckenrode, of the City Engineer's Office, on the site, and of Mr. Eckenrode having said that he would recommend that the City take care of it. He read a letter from City Engineer Fogg, saying that Mr. Beum can grant a right of way and that City will pay 1/2 of cost of financing for engineering. He said that costs have gone up, and that he would have to pay the 1/2 in advance. Mr. Beum said that there would be many problems if the drain is not completed, and that the City has asked for additional right of way. He said he cannot see why the City has asked for it. He said that this has been delayed 6 months, and that it is either a natural drain, or is man made. He said he was told that there would be a problem below, and "that Mr. Tavares would not like it." He handed Councilman Burgener a map.

Councilman Kerrigan told Mr. Beum that he has the same problem on 2 lots, but because he is a Councilman, he can do nothing about it.

Mayor Dail stated that the Council is in a position to accept recommendations of administrative departments.

Mr. Beum said he has asked to have the drain sealed off.

Councilman Burgener spoke to Mr. Beum from the map. He said he has a lot on the same street; the street has been oiled, so he supposed there is a petition for paving. He said he had been asked to sign a 1911 Act petition. Then, he said that Mr. Tavares had sold his property.

Mayor Dail said that there is need to continue this item a week, and get particulars.

RESOLUTION 135546, referring to Council Conference the matter of storm water damage to Lots 8 and 9 Block of the Muirlands, to which the City Manager is requested to make a report, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

During discussion with Mr. Beum, Mayor Dail stated that it will be here a week from today.

Report of Purchasing Agent, approved by City Manager, on low bid of Gould Hardware & Machinery Co. for furnishing 1 Air Compressor for use at Alvarado Filtration Plant - \$1,167.30 plus City and State Sales Tax; 7 bids - was presented.

RESOLUTION 135547, accepting bid of Gould Hardware & Machinery Co. for furnishing 1 80 CFM Air Compressor; awarding contract, authorizing and instructing City Manager to enter into and execute contract on behalf of The City of San Diego, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Tractor Supply Co. for furnishing 2 Golf Course Type Wheel Tractors - \$4,040.00; 5 bids - was presented.

RESOLUTION 135548, accepting bid of Tractor Supply Co. for furnishing 2 Golf Course Type Wheel Tractors; 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, approved by City Manager, on second low bid, for construction of Storm Drain in portion Lot 28 Lemon

Villa - \$4,583.40; 7 bids - was presented.

Report says that low bidder, while he has a State Contractor's license for construction of buildings, does not have the type called for in the contract.

RESOLUTION 135549, accepting bid of Pace Construction Co. for construction of storm drain in portion of Lot 28 Lemon Villa; 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 Curran, adopted.

Report of Purchasing Agent requesting authorization for advertisement for bids for furnishing 101 trucks (97 for Public works; 3 for Fire; 1 for Harbor), was presented.

RESOLUTION 135550, authorizing and directing Purchasing Agent to advertise for sealed proposals for furnishing 101 Trucks, under Document 541799, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 135551, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 1 Electric Line Truck Maintenance Body, Winch & Derrick; 1 Surveyors Crew Transit Body to be mounted on Standard Cab and Chassis, under Document 541800, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 135552, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 12 Packer Type Rubbish Collection Bodies, under Document 541801, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135553, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 7 items of Building Materials for Dulzura Conduit Cover, under Document 541802, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Final Map of Mission Village Annex, located on Kearny Mesa easterly of Sandrock Road, southerly of Hurlbut Street, consisting of 7 lots, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 135554, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with American Housing Guild, Inc., a California corporation, for installation and completion of unfinished improvements and setting of monuments required for Mission Village Annex subdivision; directing City Engineer to present ordinance establishing official grades of streets within the subdivision, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135555, adopting Map of Mission Village Annex, being portion of Lot 40 of Rancho Mission of San Diego, accepting on behalf of the public Hammond Drive, and declaring it to be a public street, dedicated to public use; authorizing and directing Clerk of the City to endorse upon map, as and for act of the Council, that the Council has approved the map and the City has accepted street on behalf of the public; directing City Clerk

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to transmit map to Clerk of Board of Supervisors of County of San Diego, California, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

At this point the Mayor said that he had the delightful duty of performing a task (not listed on the agenda). He told of Fred Fulkerson, the Mayor's chauffeur and bailiff in the Council meetings, having served under Mayors from P. J. Benbough to the present time. As a result, officer Fulkerson has earned a 15-year service pin, the Mayor said, as he handed it to Mr. Fulkerson.

In connection with the next item, Councilman Curran asked if there had been a change of ownership, and stated that "it has been a kind of sore spot".

The City Manager reviewed the Social Service report.

Councilman Curran asked if it was recommended.

The City Manager replied "yes".

Application of Harold L. Morris, Jr. & John D. Seibert, for a Class "A" Dine & Dance license for Club Boomerang, 630 Market Street, was presented, together with recommendations for approval made by affected City departments.

RESOLUTION 135556, granting application of Harold L. Norris, Jr., and John D. Seibert for Class "A" license to conduct public dance at Club Boomerang, 630 Market Street, on premises where intoxicating liquor is sold, subject to compliance with existing ordinance and regulations, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from Street Superintendent, approved by Assistant City Manager, recommending closing of alley shown on Drawing 6154-B, except (a) that portion within Koe Street, dedicated on Map 3473 be not closed (b) that a 4-foot easement be retained within closing adjacent to existing 4-foot easement over Lots 755, 756, 757, 794 through 800, 816 and 826 Lomita Village Unit 5, under "Street Vacation Act of 1941", was presented. It identifies alley as within "Foster's Annexation No. 1", annexed by Ordinance 6961 (NS), and is unimproved except for pole line; area to north has been subdivided as Grove Heights Unit 2 since petition to close the alley was filed; the Pac. Tel & Tel Co. has made satisfactory arrangements for location of their plant within the proposed closing.

RESOLUTION 135557, adopting recommendation of Street Superintendent, Document 541821, to close portion Alley adjacent to Lots 21 and 22 Moody's South Addition to Lemon Grove; instituting closing under "Street Vacation Act of 1941", was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Civil Service Commission, by Mildred Perry Waite, president, dated October 1, 1956, listing for Council information, expenses the Department incurred in helping to recruit for the unclassified position of City Auditor (\$135.42), was presented. It says bills have been paid out of regular Civil Service funds, and Council is not being asked for reimbursement. Asked by the Council the amount spent, the Clerk gave it.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was filed.

Communication from American Legion Veterans' Home and Farm

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Committee, dated September 27, 1956, signed by Alfred P. Chamie, chairman, was presented. It thanks the Council "for the valuable help you have given a very worthy cause." (The Council endorsed, by Resolution, the \$500,000,000 bond issue on the State's November ballot). Speaking of the California Veteran, the letter says "he pays all the costs, including administration, and at the same time becomes a taxpayer, thereby carrying his proportionate share of the cost of the government."

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was filed.

Communication from C. Leon de Aryan, P.O. Box 5549 San Diego 5, dated September 28, 1956, was presented. It is a lengthy recitation of events following his placing a note on his windshield that the meter in front of which he parked, was out of order. He reviewed, verbally, the parking as outlined in the letter, and told of the incorrect meter which did not allow him the right parking time. He said he put in a nickel which registered 12 minutes instead of an hour; an additional penny registered 12 minutes - a total of 24 minutes for 6 cents. Mr. DeAryan told the Council that he got a ticket, and reviewed in detail, actions with the Police Department. He said that it would have involved 20¢ to telephone a report that the meter was out of order, as advised - for something that was not his fault. He stated that the City Manager, whom he had seen, said that he should not have been charged, and that his secretary reported the meter had been found defective, so the charge was dropped. He maintained that the fault was the City's; not his. He said that a policeman should drop in a nickel to find out if the meter was defective. He said the police were notified that the meter was out of order.

Councilman Schneider discussed the situation with Mr. deAryan (publisher of a paper called "The Broom").

Councilman Burgener asked Mr. deAryan "what he is asking the Council to do?"

Mr. de Aryan replied "instruct the policemen to drop in coins to test meters" which are alleged to be out of order.

As Mr. deAryan continued, Mayor Dail said that the "Council will take the matter under advisement". He added that the views expressed are appreciated.

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

Communication from McKinnis, Hamilton & Fitzgerald, attorneys at law, 830-840 San Diego Trust & Savings Building, San Diego 1, dated October 1, 1956, signed by Roscoe S. Silkey - as attorneys for Michael C. Birnkrant; College Grove - was presented.

It requests that section of City-owned property be dedicated to and for use of access to the major shopping center - indicated on attached plat.

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

Communication from Robert J. McPherson, 2644 Teresita Street, San Diego 4, stating "at this time I should like to ask for about ten minutes time before the Mayor and City Council Tuesday morning, October 9th", was presented.

On motion of Councilman Schneider, seconded by Councilman Burgener, the Clerk was directed to inform him he would be heard October 9, 10:00 A.M. (He was so advised by mail).

RESOLUTION 135558, approving plans, drawings, typical cross-sections, profiles and specifications for sidewalks on 55th Street, Hardy Avenue, Lindo Paseo, Campanile Drive; approving Plat 2882 showing exterior boundaries of assessment, directing City Clerk to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135559, for sidewalks on 55th Street, et al., was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135560, establishing parking time limit of 2 hours between 8:00 a.m. and 6:00 p.m., Sundays excepted:

Northerly side of Pearl Street between Eads and Fay Avenues; directing installation of necessary signs and markings, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135561, authorizing City Manager to accept work on behalf of The City of San Diego in Clairemont Plaza Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135562, authorizing City Manager to accept work on behalf of The City of San Diego in Del Cerro Unit 1 subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RWSOLUTION 135563, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, Joint Use Agreement with State of California affecting City sewer easement in Lot 67 of Partition of Rancho Mission of San Diego, in connection with improvement of State Road XI-SD-12-SD, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135564, extending for 1 year beginning July 1, 1956, agreement between City and County of San Diego, Document 469266, for operation of teletype writer service, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135565, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against easement and right of way for public road in portion Lot 21 La Mesa Colony, 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 Burgener, adopted.

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RESOLUTION 135566, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against easement and right of way for public road in portion Lot 23 La Mesa Colony, 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 Burgener, adopted.

RESOLUTION 135567, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portions of Lots 37 to 48 inclusive Block 1 Leebrick'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 Burgener, adopted.

RESOLUTION 135568, denying claim of Martin N. Sousa, 1854 Palm Avenue, Palm City, California, Document 540729, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135569, authorizing City Manager, on behalf of The City of San Diego, in action entitled "Heron Corporation, a corporation, plaintiff, vs. The City of San Diego, a Municipal Corporation, Doe One, Doe Two and Doe Three, Defendants", No. 209228, pending in Superior Court of State of California, to file Stipulation that upon recordation of final subdivision maps (in portion of Grantville and Out-Lots) affecting any portion of property described, a decree may be entered quieting title against the City, in and to said portion of real property, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted. (It has to do with Allied Gardens Units 11 & 12)

RESOLUTION 135570, 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, quitclaim deed quitclaiming to County of San Diego its right, title and interest in portions of Lot 4 and of Southwest Quarter of Southeast Quarter of Section 32 Township 12 South Range 2 West S.B.B.M., described in Document 541878; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions to complete transaction, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135571, 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, quitclaim deed quitclaiming to Cecil B. Grove and Maude L. Grove, portion of Lot 24 Block 445 Duncan's Addition; authorizing and directing City Clerk to deliver quitclaim deed to Property Supervisor with instructions that deed, together with sum of \$100.00, be delivered, when Property Supervisor shall have received to property required by the City, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Resolution says that The City is desirous of acquiring portions

Lots 17 through 24 Block 1 Pacific Tract No. 1 in connection with proposed construction of South Chollas Creek drainage channel, and the Groves are willing to deed property listed in exchange for quitclaim and payment by the City of \$100.00; property value to be granted is \$150.00 (Grove) and City land is \$50.00.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, 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 written or printed copy.

ORDINANCE 7164 (New Series), amending Section 65.17 of San Diego Municipal Code concerning refund of excess assessment for maintenance of lighting system, 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 Schneider, seconded by Councilman Kerrigan, 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 written or printed copy.

ORDINANCE 7165 (New Series), incorporating Pueblo Lot 238 and portions of Bay View Tract into CP and C-1A Zones, as defined by Sections 101.0410 and 101.0411.1 respectively of San Diego Municipal Code, and repealing Ordinance 34 (New Series) and Ordinance 7138 (New Series) 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 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 written or printed copy.

ORDINANCE 7166 (New Series), incorporating portion Pueblo Lot 219 into RC-1A Zone as defined by Section 101.0409.2 of San Diego Municipal Code, and repealing Ordinance 31 (New Series) insofar as it conflicts, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams.

On motion of Councilman Evenson, 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 written or printed copy.

ORDINANCE 7167 (New Series), incorporating portions of Pueblo Lots 1179, 1180, 1189 and 1190, and Lots 5 through 8 Block 26 Linda Vista Unit 5 into R-2 Zone as defined by Section 101.0406 of San Diego Municipal Code, and repealing Ordinance 3792 (New Series) insofar as it conflicts, was on motion of Councilman Evenson, seconded by Councilman

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Burgener, 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 Kerrigan, 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 written or printed copy.

ORDINANCE 7168 (New Series), incorporating portions of Blocks 33 and 34 Western Addition into R-1 Zone as defined by Section 101.0405 of San Diego Municipal Code, and repealing Ordinance 31 (New Series) insofar as it conflicts, 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, ~~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.~~ Ordinance establishing a 5-foot setback line on Jacob Lane between Ivy Street and Hawthorn Street, was introduced, by following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams.

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

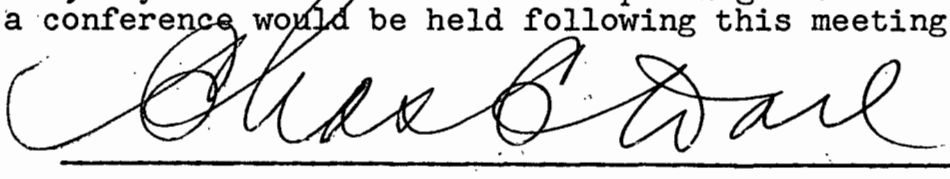
RESOLUTION 135572, granting permission to St. Rita's Church to erect and maintain for 8 days commencing October 9, 1956, a tent to be used for bazaar purposes on the Church grounds, near Euclid and Imperial Avenues, on conditions of the Resolution; waiving Section 91.14 of San Diego Municipal Code requiring \$500.00 deposit for cleanup, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Burgener, at 10:53 o'clock A.M.

Upon adjournment, Mayor Dail announced after polling the wishes of the Council, that a conference would be held following this meeting.

ATTEST:

FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By 

Deputy

7168 N.S.
Ord. intr.
135572 under U.C.
Meeting adjourned

10/9/56

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, October
9, 1956

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

The Mayor called the meeting to Order at 10:05 o'clock
A.M.

Lt. Herbert L. Wiebe, of the Salvation Army Temple Corps,
was presented by Mayor Dail. Lt. Wiebe gave the invocation.

Councilmen Burgener and Williams entered

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 119.

Mayor Dail spoke of a pleasant task to be performed - the
awarding of service emblems to City employees who had long service with
the City. He asked individual Councilmen to make the awards. They were:
Fernando Dailey, Sanitation Crewman I, Sanitation Division,
Public Works Department - 35-year button and scroll. Award was made by
Councilman Evenson.

Nona G. Goodwin, Custodian I, Public Buildings Division, Pub-
lic Works Department - 30-year pin and scroll. Award was made by Councilman
Schneider.

Samuel E. McKinney, Sanitation II, Sanitation Division, Pub-
lic Works Department - 20-year pin. Award was made by Councilman Kerrigan.
Arthur W. Hill, Construction & Maintenance General Foreman,
Street Division, Public Works Department - 30-year button and scroll. Award
was made by Councilman Williams.

On motion of Councilman Schneider, seconded by Councilman
Kerrigan, minutes for the regular meetings of Tuesday, October 2, 1956, and
Thursday, October 4, 1956, were approved without reading - after which they
signed by the Mayor.

Mayor Dail told of there being a priority which is recognized
at the auditorium (which is to be on the ballot as a \$8,500,000. bond issue
on November 6, 1956). He recognized George Scott, chairman.

Mr. Scott came to the microphone, and said that what he had
to say was with adoption of a name for the proposed auditorium. He told
of the representative group of citizens working on this campaign. Mr.
Scott urged that it be called the "Hall of the Americas". Then, he iden-
tified committee men, who make this same request, and each of whom has a
specific job in the campaign. Mr. Scott told of a survey, and said that
the first result is already 60% favoring the buildings. He told of there
being documented on the record the matter of parking facilities - 5,033

Meeting convened
Invocation
Presentation of employee awards
Minutes approved & signed
Verbal presentation re "Hall of Americas" election.

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which would be available. He identified them, within a 4-block area of the proposed auditorium. Mr. Scott stated that there will be another 500 to the north of Date Street, when the freeway is built. He said that plans and sketches show over 1,110 parking spaces at the building, so there may be even more. He said to the Council that there will be more than enough parking spaces. He said that since this item had been before the people (at the previous election), 182,000 persons saw the history of California (the "California Story"). He said that the plan is that the Fiesta, which was known as Fiesta del Pacifico is to be expanded beyond California - to the Americas. He asked for adoption by the Council of a resolution designating the name proposed "Hall of the Americas".

Mayor Dail thanked Mr. Scott for the presentation.

On motion of Councilman Curran, seconded by Councilman Evenson, the City Attorney was requested to draw and present to the Council a resolution giving the name "Hall of the Americas" to the proposed civic auditorium.

Mayor Dail wished the committee "good luck, for the City interest", and said that this is important for the future of the City.

The Purchasing Agent reported in writing that 3 bids had been opened October 5, 1956, for improvement of Franklin Avenue.

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

The Purchasing Agent reported in writing that 3 bids had been opened October 5, 1956, for improvement of Nogal Street.

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

The Purchasing Agent reported in writing that 3 bids had been opened October 5, 1956, for improvement of Valle Avenue.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, finding was made that bids had been opened as stated. By the same motion, the report 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 Intention 13500, for paving and otherwise improving Alley Block 2 Tract 1382 Wilshire Place, and Meade Avenue, the Clerk reported written protest from Arthur L. Lamb.

When the Mayor asked if anyone was present to be heard, there was no response.

The City Engineer said that it a 6.8% on the basis of a fence and wall having to be taken out, if alley is paved.

RESOLUTION 135573, overruling and denying protest of Arthur L. Lamb against improvement of Alley Block 2 Tract 1382 Wilshire Place, and Meade Avenue; overruling and denying all other protests, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

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

Verbal presentation re
auditorium
Purchasing reports on
1911 Act bids
Hearing
135573

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 135107 for vacating portion of Poe Street, adjacent to Lots in Blocks 132 and 137 Roseville, between Evergreen Street and Willow Lane, 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 Kerrigan, proceedings were referred to the City Attorney for the next step.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 135100 of Preliminary Determination for paving and otherwise improving Alleys in Blocks 127 and 134 City Heights, and portion of Redwood Street, 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.

RESOLUTION 135574, determining that improvement of Alleys in Blocks 127 and 134 City Heights, Redwood Street, Resolution 135100 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 135101 of Preliminary Determination for paving and otherwise improving Alley Block 2 Ocean Front, 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.

RESOLUTION 135575, determining that improvement of Alley Block 2 Ocean Front, Resolution 135101 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 Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 135126 of Preliminary Determination for paving and otherwise improving Easterly and Westerly Alley Block 31 Normal Heights, 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.

RESOLUTION 135576, determining that improvement of Easterly and Westerly Alley Block 31 Normal Heights, Resolution 135126 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 Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on furnishing electric energy in Logan Avenue Lighting District 1 for 1 year from and including November 1, the Clerk reported no protests.

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The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 135577, confirming and adopting as a whole "Engineer's Report and Assessment for Logan Avenue Lighting District 1" filed August 31, 1956, 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 furnishing electric energy in Pacific Highway Lighting District 1 for 1 year from and including November 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 protests were filed.

RESOLUTION 135578, confirming and adopting as a whole "Engineer's Report and Assessment for Pacific Highway Lighting District 1" filed August 31, 1956, 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 for paving and otherwise improving Celia Vista Drive and Rolando Boulevard, Resolution of Intention 130932, the Clerk reported written appeals from Laura E. Bazar and Andrew E. Bazar and from Allen C. and Dolores M. Dunaway.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 135579, overruling and denying appeals of Laura E. Bazar and Andrew E. Bazar, Allen A. Dunaway and Dolores M. Dunaway, from Assessment 2533 made to cover costs and expenses of work of paving and otherwise improving Celia Vista Drive and Rolando Boulevard; 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 Curran, seconded by Councilman Evenson, adopted.

Before the Resolution was adopted, the Engineer told the Council that there was a 3.3% appeal - 1 on price; 1 on area.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on assessment for paving and otherwise improving Gregory Street, the Clerk reported no written appeals.

The Mayor inquired if anyone was present to be heard.

Racine Tann told the Council that the lots are wrong; she is assessed for 9, 10, 11, but owns only 11; she sold the others.

Councilman Burgener told her that the assessment goes with the land; therefore the current owner.

RESOLUTION 135580, overruling and denying appeal of Racine Tann from Street Superintendent's Assessment made to cover costs and expenses of work of paving and otherwise improving Gregory Street, Resolution of Intention 129063; 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 Williams, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment 2535 made to cover cost and expenses of paving and otherwise improving Alley Block 18 Ocean Beach 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 filed.

RESOLUTION 135581, confirming and approving Street Superintendent's

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Assessment 2535 made to cover cost and expenses of paving and otherwise improving Alley Block 18 Ocean Beach Park, Resolution of Intention 130931; 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 Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment for paving and otherwise improving Howard Avenue, Resolution of Intention 131462, the Clerk reported written appeals from Mrs. Reba L. Ford, Mrs. George S. Gardner, Mrs. James Locke.

The Mayor inquired if anyone was present to be heard.

Mrs. Locke said that hers is the 6th house on 32nd; assessment is \$138.00; the next is \$138.00 - it is unfair, for 6 houses away (from the work).

The City Engineer explained to Mrs. Locke the assessment district, and showed her a map at which he looked while he explained it. Willard Olson, of the City Engineer's office gave a detailed explanation to Mrs. Locke and a woman who joined them at the microphone.

Mrs. Locke told of having to consult "the Veterans", since her husband is a veteran.

Mrs. George Gardner said to the Council that she has property on Howard, and thinks the assessment is more on it than the adjoining property. Mr. Olson talked to her, after which she thanked the Council.

Councilman Burgener said to the appealing ladies that that the purpose of the hearings is to be sure that the same rules are used over the City; apparently this is the same formula. There was additional discussion, during which Councilman Kerrigan and Mr. Olson told of manner of "paying off" the assessment (after having gone to bond).

RESOLUTION 135582, overruling and denying appeals of Reba L. Ford, Mrs. George S. Gardner, Mrs. James Lock from Street Superintendent's Assessment 2536 made to cover costs and expenses of paving and otherwise improving Howard Avenue, Resolution of Intention 131462; overruling and denying all other appeals; 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 Schneider, seconded by Councilman Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on assessment made to cover costs and expenses of paving and otherwise improving Vancouver Avenue, Kalmia Street, the Clerk reported no written appeals.

The Mayor inquired if anyone was present to be heard.

Mrs. Everett L. Truesdale said to the Council that her property is on a curved street - a half block up Vancouver. She joined Willard Olson, of the City Engineer's office, over the assessment.

RESOLUTION 135583, overruling and denying appeal of Mrs. Everett L. Truesdale from Street Superintendent's Assessment 2537 made to cover costs and expenses of work of paving and otherwise improving Vancouver Avenue and Kalmia Street, Resolution of Intention 130037; 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 Burgener, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing of an undisclosed subject, by Robert J. McPherson, at his request, Mr. McPherson appeared at the microphone. He told of having admiration for Mayor Dail after watching treatment of protestants on preceding hearings. He said that Les Halcomb (City Manager of La Mesa) had told him over the phone that "San Diego is not interested in anything other than sewage disposal".

He made statements about reclamation of water, as he had in several previous appearances before the Council. He told of a radio program on KGB, to which he invited the Councilmen to listen. He spoke of other interested cities. Then, he said that he had tasted water reclaimed by El Cajon, and that San Diego can reclaim 30,000,000 gallons per day. He said that The Union and The Tribune refuse to use anything in their stories, about water reclamation.

Mayor Dail said that the plans bear a great deal of credence. He said that he is going to set up a committee for discussion of several plans.

Mr. McPherson said that The Union and The Tribune "are one controlled newspaper in San Diego".

The Mayor replied that letters of Mr. McPherson have been published.

Councilman Williams asked the status of the new sewer facilities. He asked if engineers had been employed, or interviewed.

Mr. McPherson said that he "is paying the sewer tax".

The City Manager told of having sent out items for comment, and that the attorney is reviewing.

Mayor Dail stated that progress is being made.

Mr. McPherson said that he had left copies of a report on Councilmen's desks.

Mayor Dail thanked Mr. McPherson.

On motion of Councilman Kerrigan, seconded by Councilman Williams the "subject" (on which nothing was filed) was filed.

Petition of College Ave. Baptist Church, 4647 College Ave., San Diego, signed by Robert Isensee, chairman, Carl G. Ericsson, secy., was presented. It asks for dedication and acceptance as public street of prolongation of Arosa Street across westerly 187 feet Lot 5 La Mesa Colony. It says rights of way will be granted to the City without cost.

Councilman Kerrigan said that this has been kicking around a long period of time. He said petition should be referred to City Manager; interested persons have talked with (Asst. City Manager) Blom.

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

Report of Purchasing Agent, approved by City Manager, reporting on low bids of Balboa Pipe & Supply Company for furnishing Copper Tubing; Items 1 through 4 at total of \$10,868.25 terms 1/2 of 1% 30 days plus tax - Western Metal Supply Co., low tie bidder for furnishing Copper Fittings; items 5 through 27 at total of \$16,080.45 terms 2% plus Sales Tax; 8 bids - was presented.

RESOLUTION 135584, accepting bid of Balboa Pipe & Supply Company for furnishing Copper Tubing; awarding contract; authorizing and instructing City Manager to execute on behalf of The City contract, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135585, accepting bid of Western Metal Supply Co. for furnishing Copper Fittings; awarding contract; authorizing and instructing City Manager to execute on behalf of The City contract, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Griffith Company for improvement of Bond Street - \$4,374.84; 4 bids - was presented.

RESOLUTION 135586, accepting bid of Griffith Company for improvement of Bond Street; awarding contract; authorizing and instructing City Manager to execute on behalf of The City contract, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Report of Purchasing Agent on low bid of R.M.&S.Engineering Contractors for construction of sanitary sewer replacement in Block 92 Middletown -

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\$3,330.70; 2 bids - was presented.

RESOLUTION 135587, accepting bid of R.M.&S.Engineering Contractors for construction of sanitary sewer replacement in Block 92 Middletown; awarding contract; instructing City Manager to execute on behalf of The City of San Diego contract, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on sole bid of Tork-Master Division of Harville Corporation, for furnishing 3 Valve Operating Units for Murray Pumping Plant Remote Control @ \$645.04 ea., plus \$35.00 ea. for mounting plates - \$2,040.12 plus State tax, was presented.

RESOLUTION 135588, accepting bid of Tork-Master Division of Harvill Corporation for furnishing Valve Operating Units; awarding contract, authorizing City Manager to execute on behalf of The City contract, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, recommending acceptance of bid of San Diego Harley-Davidson Co. for furnishing 11 Motorcycles @ \$1,387.95 ea., plus Sales Tax, less trade-in allowance on 3 -1951 Motorcycles @ \$200.00 ea., and 8 -1953 Motorcycles @ \$300.00 ea.; total of \$15,267.45 plus Sales Tax, less \$3,000. trade in allowance, was presented. There is only 1 source of supply.

RESOLUTION 135589, accepting bid of San Diego Harley-Davison Co. for furnishing 11 Motorcycles; less trade-in; awarding contract, instructing City Manager to 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.

Communication from Purchasing Agent, approved by City Manager, recommending purchase of 8 items of parts for Sewer Cleaning Machine from Southwest Sewer Tool Company, sole source of supply @ \$1,616.20 f.o.b. Los Angeles (approx. \$15.00 shipping charge) plus Sales Tax, was presented.

RESOLUTION 135590, authorizing and directing Purchasing Agent to purchase parts for sewer cleaning machine; was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135591, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for improvement of 30th Street at Beech Street; under Document 541928; authorizing and directing Purchasing Agent to publish notice calling for bids, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135592, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of 13 concrete cross gutters; under Document 541927; 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 Richard L. Wieser, recommending approval of final map of Muirlands Acres Unit 3, located north of Buckingham Drive, south of Canyon View Subdivision, in Muirlands area - 10 lots - was presented.

RESOLUTION 135593, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with John I. Wilhelm and Rose Marie Wilhelm, for installation and completion of unfinished improvements and setting of monuments required for Muirlands Acres Unit 3 subdivision; directing City Engineer to present ordinance establishing official grade of all streets within the subdivision, was on Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135594, adopting map of Muirlands Acres Unit 3, a subdivision of portion Pueblo Lot 1256; accepting on behalf of the public, Hartley Drive, portion of El Camino del Teatro, portion Buckingham Drive and easements shown for sewer, water, drainage and public utilities; dedicating them to public use; authorizing and directing Clerk of the City to endorse

on the map, as and for act of Council, that Council has approved 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 Evenson, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Shattuck Highlands Units 1 to 4, for 207-lot subdivision of portion Pueblo Lot 1240, on northerly side of Clairemont Unit 14, easterly of Glen Oak Heights Unit 1, subject to 14 conditions, and to suspension of portion Municipal Code, was presented.

RESOLUTION 135595, approving tentative map of Shattuck Highlands Units 1, 2, 3, 4; suspending portion of Municipal Code, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

Papers from the meeting of September 27, 1956, regarding Sam Bompensiero, and referred to Council Conference, re residence at 2125 Locust, were listed on today's agenda.

Councilman Williams filed a letter addressed to him by Dorothy Rabell, and a petition (signers presumed to be property owners) requesting the Council to revoke encroachment issued to Sam Bompensiero at Lot 12 Block 169 Roseville under Resolution 133115. (Heretofore papers on this subject had spelled the name "Bompensiero").

Councilman Williams said that the document had been read to Council in conference.

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

Communication from Community Welfare Council of San Diego, dated October 2, 1956, by Edgar N. Brown, executive director, expressing on behalf of Board of Directors appreciation for action by the City in establishing Alcoholic Rehabilitation Clinic for San Diego.

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

Communication from San Diego City-County Band & Orchestra Commission requesting approval of 5 events, in Document 541850, was presented.

RESOLUTION 135599, approving music program, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted. ++

RESOLUTION OF AWARD 135596, accepting bid of Al E. Riley, Inc., and awarding contract for paving and otherwise improving Alley Block 66 City Heights, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

City Engineer reported low bid 6.2% above estimate.

RESOLUTION OF AWARD 135597, accepting bid of V. R. Dennis Construction Co., and awarding contract for paving and otherwise improving Van Dyke Avenue and Thorn Street, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

City Engineer reported low bid 9.7% above estimate.

RESOLUTION OF AWARD 135598, accepting bid of Griffith Company, and awarding contract for paving and otherwise improving West Point Loma Boulevard and Muir Avenue, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

City Engineer reported low bid 9.8% above estimate.

RESOLUTION 135599 is shown above. ++

RESOLUTION 135600, Intention for paving and otherwise improving Alleys Blocks 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220 and 221 Mission Beach, Strandway, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135601, Intention for paving and otherwise improving Alley in Block 18 North Shore Highlands, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 135601, for paving and otherwise improving Alley Block 18 North Shore Highlands, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 135602, for paving and otherwise improving Alley Block 58 University Heights, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 135603, appointing time and place for hearing protests, and directing notice of hearing, for furnishing electric energy in El Cajon Boulevard Lighting District 1 for 1 year from and including December 1, 1956, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 135604, appointing time and place for hearing protests, and directing notice of hearing, for furnishing electric energy in Montemar Lighting District 1 for 1 year from and including December 1, 1956, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 135605, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 9 Bird Rock City by the Sea, et al., Resolution of Intention 132010, and to be assessed to pay expenses, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

Communication from City Engineer recommending amendment to proceedings for improvement on Cabrillo Avenue, to include cross gutters and return segments as required, and portion of Pearl Street, was presented.

RESOLUTION 135606, authorizing City Engineer to amend proceedings for improvement of Cabrillo Avenue, as recommended in Document 541920, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 135607, expressing appreciation for the splendid contribution Dr. Walter R. Hepner has made to the furtherance of the City Civil Service during his tenure of office thereon, and wishing Godspeed in pursuit of his life work in other vineyards, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

RESOLUTION 135608, authorizing City Manager to employ V. R. Dennis Construction Co. to do replacement work in connection with Sterling Court, et al., in connection with 1911 Street Improvement Act proceedings, at not to exceed \$727.69, to be payable from Ordinance 5341 (New Series), was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

RESOLUTION 135609, authorizing and empowering City Manager to do all work in connection with installation of temporary pumping facilities at Barrett and Lower Otay Reservoirs, in order to remove water below lowest reservoir outlets, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

RESOLUTION 135610, authorizing and empowering City Manager to do all work in connection with installation of 700 feet of 6" AC main and appurtenances on Kiowa Drive, from Lake Murray Boulevard, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135611, authorizing and directing City Attorney to prepare and file disclaimer in action entitled Curtis Hillyer, Jr., et al., vs. the City of San Diego et al., being Case 208815, that City of San Diego does not have any right, title, interest or estate in property generally described as Myrtle, Indiana and Upas Street closings, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135612, directing Property Supervisor to file petition with Board of Supervisor of County of San Diego, requesting that all taxes against Lots 78 and 79 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; ~~and that all deeds to The State~~ and that Property Supervisor be authorized and directed to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135613, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portion Lot 10 and east half Lot 11 Block 420 Duncan's Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that Property Supervisor be authorized and directed to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135614, granting revocable permit to Robert D. Burner, 4496 Upland, La Mesa, to install and maintain 150 feet of 1" C.I. water line for use and benefit of owner's property: 3066 Meade Avenue; east 40 feet Lots 22, 23, 24 Block 63 University Heights, under Meade Avenue to City water main in Ohio Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135615, granting revocable permit to Thorsten Hermanson, 1232 28th Street, San Diego 2, to install and maintain 100 feet of 4" C.I. sewer, from owner's property: 4681-91 Kansas Street; westerly 50 feet Lots 1, 2, 3, 4 Block 12 University Heights, to sewer main in Alley Block 12 University Heights under Adams Avenue, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135616, granting revocable permit to C. G. Makrenos, 6450 Medio Street, San Diego, to install and maintain 185 feet of 6" C.I. sewer ((125 feet along Eleanor Drive and 60 feet across Bishop Drive) for use and benefit of owner's property: 6445 Eleanor Drive; Lot 14 Edmonds Tract, under Eleanor and Bishop Drive's to City sewer in Bishop Drive, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135617, granting revocable permit to Robert Mullen, 3001 Imperial Avenue, San Diego, to install and maintain 14 feet of 3" electrical service conduit for use and benefit of owner's property: 3001 Imperial Avenue; Lots 1 and 2 Block 104 Central Park Addition under sidewalk, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135618, authorizing Mayor Chas. C. Dail to attend 33rd Annual American Municipal Congress in St. Louis, Mo., November 25 through 28, 1956, and to incur all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135619, authorizing J.J. DuPaul, City Attorney, and

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Aaron W. Reese, Assistant City Attorney, to attend meeting of Finance Committee of Board of Supervisors of City and County of San Francisco, in San Francisco, November 14, 1956, and incur necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135620, approving claim of Mrs. L. Florentin, Document 541428, \$7.04; authorizing City Auditor & Comptroller to draw warrant in favor of Mrs. L. Florentin, 2807 28th Street, San Diego 4, in full payment of the claim, was on motion of Councilman Williams, seconded by Councilman Evenson, adopted.

RESOLUTION 135621, denying claim of Motors Insurance Corporation, 1447 6th Avenue, San Diego, Document 541429, was on motion of Councilman Williams, seconded by Councilman Evenson, adopted.

RESOLUTION 135622, denying claim of Mrs. Phenie M. Young, 5952 Linnet Street, San Diego, Document 540978, was on motion of Councilman Williams, seconded by Councilman Evenson, adopted.

RESOLUTION 135623, accepting quitclaim deed of La Jolla Mesa Lands, Inc., a corporation, 1150 Silverado, La Jolla, 25th day of September, 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 Muirlands Vista Unit 2; 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 Williams, seconded by Councilman Evenson, adopted.

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 7169 (New Series), amending Chapter IX of San Diego Municipal Code by adding a new article to be known as and numbered Article 6; repealing Section 91.01.1 - Regulating Refrigeration - 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-Councilmen None.

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 prior to day of final passage a written or printed copy.

ORDINANCE 7170 (New Series), appropriating \$4,800.00 out of Capital Outlay Fund, for replacement of curbs on Bond Street, 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-Councilmen None.

On motion of Councilman Williams, seconded by Councilman Schneider, 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 7171 (New Series), appropriating \$3,700.00 out of Capital Outlay Fund for constructing sanitary sewer facilities in Block 92 Middletown, 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-Councilmen 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 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 7172 (New Series), establishing grade of Alley Block 19 Lexington Park, between northerly line of Columbine Street and southerly line of Olive Street, 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-Councilmen 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 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 7173 (New Series), establishing grade of Juniper Street, between southerly prolongation of westerly line of Sumac Drive and southerly prolongation of easterly line of Modesto Street, 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 Williams, seconded by Councilman Schneider, the next ordinance was introduced.

On motion of Councilman Williams, seconded by Councilman Schneider, reading in full 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 7174 (New Series), establishing grade of Modesto Street, between southeasterly line of Sumac Drive and northerly line of Juniper Street, 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 Williams, seconded by Councilman Schneider, the next ordinance was introduced.

On motion of Councilman Williams, seconded by Councilman Schneider, reading in full 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 7175 (New Series), establishing grade of Olive Street, between west line of Fairmount Avenue and easterly line of Columbine Street, was on motion of Councilman Williams, seconded by Councilman Schneider,

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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 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 7176 (New Series), establishing grade of Sumac Drive, between line northwesterly at right angles to southeasterly line of Sumac Drive from intersection of southeasterly line of Sumac Drive with southerly line of Laurel Street and northerly line of Juniper Street, 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.

Councilman Kerrigan brought up under unanimous consent, the next item, not listed on the agenda. He said that he had received many calls regarding Montgomery Field, on account of low-flying planes over Allied Gardens.

There was discussion between Councilmen Burgener and Councilman Kerrigan on the subject.

Councilman Kerrigan asked if there is anything the Council do,

Councilman Burgener said that a sonic blast ~~by jet~~ broke windows in Clairemont.

Mayor Dail said that there was no excuse for that.

Councilman Evenson moved to refer to the City Manager the subject of sonic blasts, violation of CAA flying over populated areas, and authorizing him to take up the situation with military authorities. Motion was seconded by Councilman Kerrigan.

Mayor Dail said that Idlewild (New York airport) does not allow jet carriers until they become equipped with mufflers to cut down the noise. He said that it is not feasible to allow them over closely-built up areas. He said "everybody is conscious of the noise and sonic blasts."

Councilman Kerrigan stated that he has asked people to write to the Council. He said "everybody is ~~scared~~", and referred to a frightened child crying in a house.

The roll was called, resulting in

RESOLUTION 135624, referring to the City Manager the subject of sonic blasts within the City, as well as violation of CAA rules having to do with flying over populated areas; authorizing him to take up the situation with military authorities.

Councilman Kerrigan brought up an item, not listed on the agenda, under unanimous consent. He said the City Attorney should be directed to prepare a Resolution for Don Larson who pitched a no hit game in the World Series.

There was discussion between several Councilmen on the subject.

RESOLUTION 135625, congratulating Don Larson, fellow-townsmen, and proudly saluting his meteoric achievement in baseball in pitching a perfect game in the fifth game of the current World Series, between the Yankees and Dodgers, at Yankee Stadium, Monday, October 8, 1956, as an inspiration to the youth of America.

The resolution says that Don Larsen, a graduate of Point Loma High in 1947, entered professional baseball with the old St. Louis Browns in the same year, became a Major Leaguer in 1953, and was traded to the

7176 N.S.

135624 U.C. - re sonic blasts

135625 U.C. - re Don Larson's baseball feat

Yankees in 1954, with which team he has played ever since; Don was a carrier for the San Diego Union and Evening Tribune while a high school student; he became the first pitcher in World Series history to pitch a perfect game of baseball when he retired 27 Brooklyn batters in order in 9 innings.

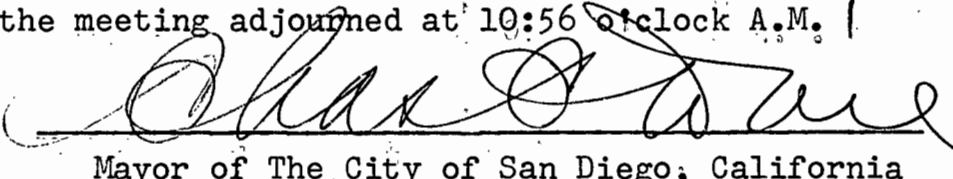
The resolution was adopted on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The Mayor referred to Don Larson as another of the many athletic champions from San Diego.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 10:56 o'clock A.M. |

ATTEST:

FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By 

Deputy

10/11/56

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, October 19, 1956

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

Ordinances and Resolutions for this meeting are recorded
on Microfilm Roll 120

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on petition for rezoning of 12 lots on south side of Montezuma Road and on both sides of College Avenue - in College Park Unit #1 - report from Planning Commission was presented.

The Mayor said it was assumed that it would be a contested hearing, and that the Council wants to hear everybody possible. He stated that each side would be allowed 20 minutes, with 10-minute rebuttal. He said that the purpose would be for a sorority house.

Report of Planning Commission, by P. Q. Burton, was read. It forwarded petition which originally requested that Lots 3, 4, 5 Block 4 College Park Unit 1 be rezoned from R-1 to R-4; subsequently at request of some property owners, the Commission approved a zoning plan pattern--entire area to be rezoned to R-4, including Lots 1 and 2 now in C Zone and Lots 6 to 9 inclusive Block 4 in Zone R-1, latter lots to be R-4. It says the Commission added Lots 1 and 2 in C and 3 and 4 (R-1) in Block 8, to proposed R-4. It says that pattern included, in addition to property fronting on College Avenue, 4 lots which front only on College Place which intersects College Avenue approximately 200 feet south of Montezuma Road. The report says that Lots 1 and 2 Block 4 at southwesterly corner of Montezuma Road and College Avenue are occupied by a large new apartment house which appears to contain 17 living units; the property is zoned C. It states that Lots 1 and 2 Block 4 at southeasterly corner of same intersection, are also occupied by fairly new apartment houses; remainder of lots in area proposed to be rezoned are all occupied by single family dwellings except that lot at southwest corner of College Place and College Avenue is occupied, as result of zone variance, by a single family dwelling and an apartment, although it has been alleged that 3 families occupy the property. It states that College Avenue is only 80 feet in width, while Montezuma Road is 100 feet in width; College Place is only 40 feet in width, and dimensions are for full right of way and not the narrower roadway. The report says that the Commission found that all of the single family dwellings are of fairly recent construction and the area cannot be called old by any standard; lots are not too large, especially since it is considered that they are only occupied by large single family dwellings and garages and the lots on College Place drop off into a canyon so that very little land beyond limits of existing dwellings is usable for R-4 purposes. It says the Commission found land not more suitable for R-4 purposes than R-4 as now zoned. It states that although original petition and subsequent letters indicate that owners of 8 lots wish to have their properties zoned R-4, the Planning Department has received protests from 19 property owners in the immediate vicinity and shown on the (accompanying) map. It says that of the 19 protestants, 5 previously signed application for rezoning; 5 have now asked that their names be stricken from the application to rezone and some have indicated they are opposed to the R-4. That leaves signatures of owner of 2 lots in C and 3 in R-1 still approving original proposal that Lots 3, 4, 5 Block 4 be rezoned R-4. It tells of protest received from owner of Lots 1 and 2 Block 4 now zoned C, objecting to rezoning to R-4. It says that it might be noted that within past year the Department has received inquiries regarding possible rezoning Lots 1 and 2 Block 8 at southeast

Meeting convened
Hearing

corner of Montezuma Road and College Avenue, concerning possibility of rezoning the C Zone lots to R-4 for purpose of being able to finance additional apartment development. It reports that at the Planning hearing several property owners appeared to object to the proposed rezoning on basis that over-crowding of neighborhood, increased traffic congestion, intolerable parking problem all would contribute to a situation they seek to prevent. It says 1 property owner appeared to advocate R-4, especially on 3 and 4 Block 4 College Park Unit 1 at northwesterly corner of College Place and College Avenue, and pointed out big demand for apartment units in the area and she felt that location of property on a major street and adjacent to "C" at Montezuma made it ideal for R-4. It reports that Planning Commission voted 5 to 1 to deny application shown on Drawing 742.

Councilman Burgener entered during reading of the report.

Mayor Dail asked if Councilmen had received communications.

The general reply was "some".

The Mayor filed a letter from John A. Brant on stationery of Torrence & Wansley, attorneys at law, dated October 9, 1956 - approving rezoning Lot 4 Block 4 College Park Unit 1 to R-4.

Councilman Schneider spoke to Harry Haelsig, Planning Director, regarding a former zoning action, and questioned the extension (beyond the original petition) which brought forth the protests.

Mr. Haelsig spoke of there being problems of no equal right, and spoke of being not good zoning in that there would be "unidentical uses". He told the Council that the Planning office encourages petitions under logical pattern; it encourages a logical plan.

Delta M. Boren, president, House Corporation of the Gamma Omicron Chapter of Delta Zeta and Equitable Owner of Lot 4 Block 4 College Park Unit 1, was heard. She asked to have the zoning decided on the basis of the original petition. She read a petition "to clarify ambiguity". She said that protestants become remote from the property involved, and told of distance of some of the protestants. She referred to the Planning report, and said there are still property owners in favor - within less than the 600 feet. She discussed a map, which Councilmen had, submitted to Planning. She said that in Planning's original report to the group, it was recommended that another group be brought in. She said that was left out of the letter to the Council. Mrs. Boren told of need for use as proposed, on account of extension of State College campus, and said there is no housing on the campus. She stated that Quezel Hall, formerly occupied by women students, has been taken over for football players. She spoke of need for a home for girls, and for a central meeting class. Mrs. Boren said that many of them have to drive 25 miles, and said that the only way to correct the parking would be "to move the college". She told of need for people to meet in the area. Sororities have been meeting in the House of Hospitality - 10 miles away, according to Mrs. Boren. She pointed out that the house would not be used for parties, except for rushes. She stated that girls are begging even for back bedrooms and garages to sleep. She said she was "sorry the other property was brought in".

Mrs. L. S. Blankenship spoke - Lot 3 Block 4 - of being party in the position of having a little finger in the dike. She said it was C when bought, and approves of a sorority next door. She said it is now R-1, and she approves R-4.

Charles Rogers, probation officer for the County of San Diego told of looking to State College as a reservoir for trained personnel. He said "housing at State College is acute". He stated that he lives in the area, and knows of need for additional multiple housing. He asked the Council to consider the original petition.

Mrs. John Meek, who owns property at the corner of College Avenue and College Place, spoke, and identified property as 75 ft x 110 ft. She said she has boys in apartments. She said that property should be zoned "at least R-4"; it was taken from C. She stated that there will be a parking problem, no matter what zone. She said that Freeman property is leased; other is leased - plus apartment at the back. She asked that zoning go into R-4.

There were no more property owners to be heard as proponents. The Mayor then called on opponents.

John Hartson, Lot 9 Block 8, said property was bought as R-1 -

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it was residential. He told of being afraid of encroachment, and said that as soon as granted, request will be made for more sorority houses. He said "it will be on fraternity and sorority row". He said that there is plenty of vacant land on Montezuma. He said that the place in question is a 3-bedroom house, and is not sure if there are 2 full baths. Mr. Hartson said he was "afraid of the future". He said that it has to stop somewhere. He said he is across from the vacant land, and is afraid that will be R-4.

Mrs. J. R. Hefner said that she wants it to remain R-1, and that she can't park in front. Property is Lot 4 Block 8.

W. R. Harpster, Lot 6 Block 4 said he had lived there 4 years; it was bought as R-1, and was assured that it would be in an area of no sorority houses. He said "the Marshals moved out; the girls moved in". He asked for removal of his name from the petition to rezone. Mr. Harpster said that "no off-street parking has been provided". He said he understands that the garage is to be used as a dormitory. He told of garages having been put up "to get off the street", and "no one wants to buy that type property". He said value of his property would be lowered.

Councilman Schneider talked to Commander Harpster as his "old shipmate". They had a discussion.

Councilman Burgen discussed the situation with Comdr. Harpster.

Mrs. Henry S. Gierlich, 5080 College Place, spoke of "health, public nuisance and fire ordinances", and said property should stay R-1.

Leo N. Martin, owner of Lot 11 Block 4, spoke of congestion, and of not wanting to make it worse. He said the College has planners - the same as the City. He spoke of being forced into taking care of students, and of being in favor of the Planning report. He said the City "should not stand for tearing down values".

Irving VanHorn, Lot 7 Block 8, said he concurs with other opponents; he is directly opposite the vacant lot which was up for rezoning earlier. He said he was "opposed to the parking and to the devaluation of the property".

Mrs. E. Hamblin said she owns Lot 8 Block E across the street from the empty lot. She urged that property stay R-1; she likes it; the other would devalue.

Then, the Mayor called for rebuttal.

Mrs. Meek said that when property was laid out in 1941 it was zoned commercial 'til '50. He said they are asking only R-4 - not commercial. She said that although they hoped for C, they were asking only R-4. She spoke of having been turned down in 1950, over protest. She said they pay \$600. per year taxes on the corner. She said it was taken away from commercial - to R-1.

Mrs. Boren said she wishes to try R-4. She said that to the west on Montezuma Road the property is hoarded, and that other students can't afford to go there. She said her house is very large; 1 bedroom is 18 feet square. She said there have been meetings, but girls have not moved in. Mrs. Boren told the Council that she has a property frontage of 200 feet, and that she still can't park. She said that the college has no housing plan, although it owns property across the Valley.

Mrs. Bens, as the name was understood, said she is the mother of an active Delta member. She said she went out to a party, but did not park on the circle. She said she thinks girls will have ~~have~~ cars; the only time of cars will be at meeting times.

Mrs. Wm. Moore, mother of an active Delta, said she has a problem at her home on Point Loma in that she can't park on account of teachers who do. Mrs. Moore said that her daughter has a parking sticker for State College, but that she can't park - and has to go to almost El Cajon Blvd.

Charles Rogers said that no one could park in the circle, and that "students who live that close, walk." He referred to a newspaper article having to do with fraternity house to be built. He said that opponent has a closer fraternity house. He said "it is not going to hurt people who live there."

Opponents' rebuttal was invited next.

Mr. Hartson said that his group is really not organized. He said that property owners don't ask for the change. He said what is there....that's what is the zoning. If he bought and then there was change of zone, Mr. Hartson said it would be different. He said that there are family homes, and there is no room for multiple dwellings. He said there are good improvements in R-1; there is a good area on the approach to State College, on College Avenue. He said that a change is not wanted. Answering Councilman Evenson, Mr. Hartson said he bought in 1953.

There was discussion between Councilmen and Mr. Hartson. He said that Mrs. Meek's is a multiple building; it might have been an injustice to her. He said the rest is R-1 development.

Councilman Evenson spoke to Mr. Hartson about the size of the student body. There was discussion between them, with comment from the audience.

Councilman Williams entered

Mr. Hartson said that they are not the type of lots for multiple dwellings. He declared that the "rezoning of 2 lots won't help 8,000 people" (referring to the student body).

Councilman Burgener spoke to Mr. Hartson about the traffic count.

Mr. Hartson said "it is enormous". He said that if there were parking there would be only 1 lane. He said that the trouble is the bottle neck nearer El Cajon Blvd.

Mrs. Gierlick said that when they bought in 1941 it was C; the Meek house was already there, and they kept adding. She said she "protests everything they say". She asked that this stay R-1.

Councilman Burgener moved to close the hearing.

Mrs. Meek said that the plan was laid out in 1941, and it was known what was being done.

Councilman Evenson moved- seconded the motion to close the hearing.

Councilman Burgener spoke of there being a real problem; people on both sides have points. He told of the State's enlargement at the college, but being unrealistic in connection with parking.

Mayor Dail suggested reference to Conference on the parking.

Councilman Burgener stated that buffer zoning might be applied; R-4 buffer would be good. He said the residents have to reconcile themselves to living in an 8,000 student area.

Councilman Schneider said that people in the circle have had parking abused. He spoke to Mrs. Boren about preventing parking by "her" people.

Mrs. Boren said that it is the new students who park in the circle.

Councilman Schneider discussed with Mrs. Boren party use.

Mrs. Boren said that it used for new students for a tea, once.

Councilman Burgener moved to refer to Council Conference the parking in the State College area.

Aaron Reese, Asst. City Atty. discussed that subject with Councilman Burgener.

Councilman Burgener spoke about the original Lots 3, 4, 9 on the original petition.

Councilman Kerrigan read a report prepared and signed by Mr. Burton.

Councilman Burgener spoke to Harry Haelsig, Planning Director, regarding the Meek non-conforming use.

Councilman Burgener moved that an ordinance incorporating Lots 3, 4, 9 in Block A-4, be drawn. Motion was seconded by Councilman Schneider.

Blk 8 Councilman Curran offered an amendment, to include Lots 3 and 4 Block, with Lots 5 to 8 to remain R-1. Motion was seconded by Councilman Schneider.

Mrs. Gierlich arose and protested that.

Charges were made about parties, beer cans, and booed down. The Mayor silenced the clamour.

Mr. Hartson said that on College Ave. traffic is heavy - N to S - midnight to noon; then later.

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The roll was called on the amendment, and then the roll called on the original motion.

RESOLUTION 135626, directing the City Attorney to prepare and present for the meeting of Thursday, October 18, ordinance incorporating Lots 3, 4, 9 Block 4 and Lots 3 and 4 Block 8 College Park Unit 1 into R-4 zone, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Mayor Dail announced to those interested, that Ordinance will be drawn by the City Attorney and before the Council in a week.

There was discussion by Councilman Williams about "another hearing, at the time the ordinance is introduced".

RESOLUTION 135627 referring to Council Conference for consideration of the parking situation in San Diego State College area, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Application of Perry Black, 5049 Newport Avenue, for 2 additional taxicabs under the name of A.B.C. Cab Co. of Ocean Beach, was presented.

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

Report of Purchasing Agent, approved by City Manager, recommending acceptance of low bids of United States Plywood Corp. for furnishing Item 4 Plyscore for forms = \$729.60 terms 2% plus Sales Tax; Dixie Lumber Co., lumber = \$795.07 terms 2% plus Sales Tax; 6 bids - was presented.

RESOLUTION 135628, accepting bid of United States Plywood Corp. for furnishing 200 pieces Plyscore; 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 Curran, adopted.

RESOLUTION 135629, accepting bid of Dixie Lumber Co. for furnishing various items of lumber; 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 Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, recommending acceptance of low bid of Frye & Smith Ltd., for furnishing 100,000 copies of Civil Defense Evacuation Plan = \$1,654.00 plus tax; 6 bids - was presented.

RESOLUTION 135630, accepting bid of Frye & Smith Ltd. for furnishing 100,000 copies Civil Defense Evacuation Plan; 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 Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, recommending acceptance of low bid of Wilbur-Ellis Company for furnishing 90 tons Ammonium Phosphate Fertilizer for Torrey Pines Mesa Golf Courses = \$7,285.50 plus Sales Tax; 4 bids - was presented.

RESOLUTION 135631, accepting bid of Wilbur-Ellis Company for furnishing Ammonium Phosphate Fertilizer; awarding contract, authorizing

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 Evenson, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on low tie bids of Caudell & Johnson and H. G. Fenton for furnishing Concrete Sand and Gravel = \$1,249.50; 2 bids = was presented. It says that recommendation of award was decided by lot.

RESOLUTION 135632, accepting bid of H. G. Fenton Material Co. for furnishing Concrete Sand and Granite; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of City of San Diego contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, on second low bid of Leslie Miles for lathing and plastering in Gymnasium of the Police Building = \$1,690.00; 5 bids = was presented. Report says that low bid of A. B. Kear Plastering Company was submitted without bid bond; Miles has already gone to some expense on the job, and it recommends continuance rather than possibly involving The City in litigation.

RESOLUTION 135633, accepting bid of Leslie Miles for Lathing and Plastering in Gymnasium of Police Building; 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.

RESOLUTION 135634, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Concrete Water Meter Boxes for 1 year beginning 11/1/56, under Document 542082, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 135635, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing approximately 280 tons Ferric Sulphate for period from Nov. 1, 1956, through Apr. 30, 1957, under Document 542083, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135636, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Recapping of Passenger and Truck Tires, for period 11/1/56-4/30/57, under Document 542084, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 135637, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for improvement of 14th Street from center line of Russ Boulevard to southerly line of "A" Street; Document 542268; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Record of Survey for 2-lot resubdivision Lot 3 Beverly Heights, located between Miramar Ave. and Cabrillo Ave., south of Pearl Street in the La Jolla area, in lieu of final subdivision map, was

presented.

RESOLUTION 135638, approving filing of Record of Survey Map in lieu of Final Subdivision Map, in Lot 3 Beverly Heights, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending reapproval of College Grove Shopping Center, subject to conditions set forth in Resolution 129036 adopted October 11, 1955, was presented.

RESOLUTION 1359639, reapproving tentative map of College Grove Shopping Center, subject to conditions of Resolution 129036, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending granting request of subdivider's engineer for elimination of 4-foot easement requirement in connection with resubdivision of Lots 25 through 28 Block 6 Imperial Heights. It says that as shown on tentative map, garage exists on rear portion of property, and easement would cut 2½ feet into the building. It recommends suspension of Section 102.06 of San Diego Municipal Code.

RESOLUTION 135640, suspending Section 102.06 of the Municipal Code in connection with tentative map for 2-lot resubdivision of Lots 25 through 28 Block 6 Imperial Heights, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of subdivider's engineer that setbacks as required on tentative map of La Mesa Colony Townsite approved by Resolution 135423 be reduced to 5 feet, at northeast corner of 72nd and Mohawk Streets, was presented.

RESOLUTION 135641, amending 10-foot setback on 72nd Street as required on tentative map for resubdivision Lot 24 Block 16 La Mesa Colony Townsite, approved by Resolution 135423, to show 5-foot setback on 72nd Street, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of 2-lot Record of Survey for resubdivision Lots 45, 46, 47, 48 Block 36 Ocean Beach, between Delmonte Street and Santa Cruz Avenue, immediately adjacent to Sunset Cliffs Boulevard, in lieu of a final subdivision map, was presented.

RESOLUTION 135642, approving filing record of survey map of Lots 45, 46, 47 & 48 Block 36 Ocean Beach, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending granting requests that tentative map of Vista Mesa Annex (formerly Vista Mesa No. 2) by Resolution 128011 on August 16, 1955, be re-approved, subject to all conditions of that resolution, was ~~on motion of Councilman Schneider~~ presented. Recommendation includes suspension of portion of Municipal Code.

RESOLUTION 135643, approving tentative map of Vista Mesa Annex (formerly known as Vista Mesa #2), a 616-lot subdivision of Pueblo Lot, located on Kearny Mesa approximately 3/4 mile northerly of new Kearny High School on north side of Balboa Extension, approved by Resolutions 128010 and 128011, subject to conditions of those resolutions, excepting that all reference to pavement requirements be changed to refer to Schedule B, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by P. Q. Burton, forwarding petition proposing to rezone portion Pueblo Lot 1313 from R-1 to C-1A, located in Torrey Pines area, northwesterly of intersection of Highway 101 and Miramar Road, immediately west of City-owned property. It says that purpose was to permit establishment of stable for use of owner's land in adjacent subdivision. It says the proposed rezoning would not have permitted such use. It reports that inasmuch as a commercial stable had previously been approved and was operating, applicant was advised to apply for zone variance for type of operation proposed; variance was granted October 1, 1956, so rezoning is not unnecessary. It recommends filing without further action.

Speaking from the agenda, Councilman Williams asked what is happening.

Mr. Burton talked to him along the line of the report, and recommended filing.

RESOLUTION 135644, filing petition requesting rezoning portion Pueblo Lot 1313 from R-1 to R-4 and C-1A, as recommended by City Planning Commission, under Document 542011, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by P. Q. Burton, reporting on petition because of fact that Federal Government had condemned surrounding land upon which they later built Federal Housing, was presented. It refers to action entitled "United States of America vs. E. E. Bennett; City of San Diego; et al," being Civil Action 199 in Federal District Court for Southern California. It says that inasmuch as land is not now a public street, accompanying petition should be filed without action.

RESOLUTION 135645, filing petition to close Everts Street, and portion Alley Block 9 Hollywood Park, as recommended by Planning Commission under Document 542027, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

There was listed on the agenda communication from Harry W. Beum, on which he had been heard on October 4, 1956, requesting remedy to alleged damage on his property in Muirlands from storm water. The first communication had been referred to Council Conference, and the City Manager requested to report to the Council.

Mayor Dail said that the Council "has been briefed out", and "the City has no other means of constructing a storm drain, other than on a 50-50 basis".

Mr. Beum appeared, and referred to his letter of 7/5.

Councilman Burgener spoke to Mr. Beum, saying "this is a little unique". He said that Mr. Beum might have an action against the City.

The City Manager replied that he has "no record of who built the pipe".

Mr. Beum contended that the drainage pipe is owned by the City, and that it is discharging storm water on his property. He said that he was asked to alleviate the situation for others. He asked why the pipe could not be stopped up, which would eliminate the nuisance. He stated that he had been told by Mr. Blom (Asst. City Mgr.) and by Mr. Eckenrode (of the City Engineer's office) that it was a natural drain. He told of wanting to "get the water past this point".

Councilman Burgener said that he disagrees with City Engineer A. W. Fogg regarding an open asphalt drain, which might solve the problem.

Mr. Beum said he "wants somebody to look at it". He said Mr. Eckenrode recommended that the City take care of it; it would be \$1250.; work to be done after July 1. Then he spoke of there being a total loss. He said that the City has a 10-foot strip of land to continue the drain, and that he can't build on the property because of this drain.

Mayor Dail spoke to the City Manager about the Eckenrode recommendation.

The City Manager said he was "not sure". He stated that City's engineers had talked with Mr. Beum, and had recommended a 50-50 construction. He said that it is not a policy of the City to bear the

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whole cost.

Mr. Beum said that he has to get some action, and that "The City has the necessary ground" (for added drain).

Asst. City Attorney Aaron Reese said that if the "City has done something to collect and distribute water so as not to go over naturally, the City could be held liable". He said that on the other side, the property must take the natural flow. He said the owner cannot dam up the flow to keep the water on other property. He said if it is proved to be a concentration, not natural, the City would have a responsibility. He said it would be necessary to rely in engineering facts.

Mr. Beum said that water is discharged in contraction on his lot; he does not want a law suit; it is the City's moral obligation.

Mayor Dail said that there is no policy other than for others.

Mr. Beum said that the situation is to alleviate the problem below, and that if the drain were not there, there would not be this problem.

Councilman Burgener said that the City "has deviated from its policy, partly - like Noyes Street".

Mayor Dail pointed out that the property has not been damaged yet.

Mr. Reese said that if the facts are as stated by Mr. Beum, there is a source of potential liability. He said a claim can be filed, or the City could remedy the situation before damage exists.

The Mayor said that this will be referred to the City Manager.

The City Manager said that he will go out and look at it.

Mayor Dail stated that this situation "will be re-examined".

The City Manager said that Mr. Eckenrode is quite thorough, and that Mr. Blom is familiar with the condition. He said he will look at it, and talk with the attorney. He said he will give Mr. Beum a ring.

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

Communication from Planning Commission, by P. Q. Burton, dated June 18, 1956, forwarding drawing B-721 showing proposed setback line for widening 70th Street between Saranac Street and Colony Road, was presented. (It had been before the Council on June 21, 1956, on which date it was referred to Conference).

RESOLUTION 135646, requesting City Attorney to prepare and present ordinance to establish setback line on 70th Street, as recommended by the City Planning Commission, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Manager reporting on application of William L. Sale for certificate of convenience and necessity to operate 5 taxicabs in Clairemont and Linda Vista areas, was presented. It says that investigations to determine public demand reveals that service now being rendered is adequate; in fact it is evident that there is not sufficient demand for the business in either locality to justify assignment of a taxicab in either area by any of the existing companies. It recommends on the basis of findings, that application be filed without action.

Mr. Sale was present, and came to the microphone.

Mayor Dale spoke to Mr. Sale about the Manager's report, and recommendation to file.

Mr. Sale requested a continuance for 2 weeks.

On motion of Councilman Burgener, seconded by Councilman Evenson, consideration of the application was continued 2 weeks (to meeting of Thursday, October 25, 1956).

Communication from Deputy City Attorney, approved by Aaron W. Reese, Assistant City Attorney (communication was from Mona N. Andreen), giving opinion on interpretation of subsection 3 Section 101.0412.1 of San Diego Municipal Code, having to do with permitted uses in M-2, restriction of their use, which thereby authorizes their use in M-1A. It cites several

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court cases, says "The provisions of an ordinance are to be construed in the light of the whole ordinance", and concludes "In view of the apparent intent and purpose of Section 101.0412.1, the mere enumeration of certain M-2 uses in connection with certain regulatory restrictions, would not operate to authorize their use in the M-1A zone".

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was filed.

Communication from San Diego City and County Administrative Building Control Committee, signed by T. M. Heggland, chairman and secretary, dated October 5, 1956, was presented.

The subject is "Additional Elevators - Civic Center", and says that the Committee has given matter of inadequate elevator service considerable study over a period of many months, and makes 4 recommendations.

They are:

a. Designation of the high-lift elevator as a tower express making no stops in the up direction between the 1st floor and the 5th floor, with removal of the call buttons for this elevator at the 2nd, 3rd and 4th floors;

b. Installation of an additional low-lift passenger elevator directly across the hall from the present No. 2 elevator;

c. Installation of an additional low-speed freight elevator in the remaining hatchway;

d. Installation of electronic door controls and conversion of all of the passenger elevators to fully automatic so that they would not require operators.

Mayor Dail said that recommendation should be approved.

RESOLUTION 135647, approving recommendation of Administration Building Control Committee for improvements in elevator system in the Civic Center, as soon as possible, and referring the matter to the City Manager, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Mayor Dail recognized Chester L. Dorman, former member of the City Council. Mr. Dorman said that he had no presentation to make; he came just to observe.

Communication from Frank DeVito, 1876 Ebers St., San Diego, dated October 4, 1956, was presented. It bore 2 other signatures. It gave notice "pursuant to Section 53051 of the Government Code, that a dangerous and defective condition of public property exists on the northeast corner of Grand Avenue and Ingraham Street in Pacific Beach, California, in that two Eucalyptus trees located on City property have caused buckling and deterioration of the City owned cement sidewalk. Said Eucalyptus trees are themselves a dangerous condition, in that they have reached the age where they have become brittle and heavy overhanging branches may break off at any time injuring passers-by, especially in connection with heavy winds".

By request of the Council, it was read by the Clerk

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

Communication from Kiwanis Club of Pacific Beach, signed by Elmer R. Austin, president, Roscoe Arnett, Secretary, in the form of a resolution, petitioning the Council to proceed with improvement and development of east half of Pueblo Lot 1785 reserved for use as a City Park and designated as "Soledad Terrace Park", was presented.

Communication from Ocean Beach Chamber of Commerce, expressing distress at learning that plans for improvement of Ocean Beach Park "were completely ignored in the appropriation of funds for capital improvements by the Park and Recreation Department. Our dismay was compounded by the fact that we had been

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Recognition of
visitor
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given assurance at a meeting in 1955, with Mr. Leoland Calland, that the improvement of our beach was of first priority". It tells of information that proceeds from sale of Collier Park to Board of Education may be used for development and improvement of athletic field adjacent to the floor control channel. It opposes such allocation.

RESOLUTION 135648, referring to Council Conference communications from Kiwanis Club of Pacific Beach re improvement in east half of Pueblo Lot 1785, and from Ocean Beach Chamber of Commerce requesting improvement of park at Ocean Beach, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

Carbon copy of petition of "undersigned owners and tenants of several hundreds of acres of property urgently request the City Council to take all necessary steps at this time to assure the most appropriate design and development of the proposed highway traffic separation structure to be built on Kearny Mesa, at the intersection of Clairemont Mesa Blvd. and U.S. Highway No. 395", was presented. It makes a long, detailed statement.

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

Communication from San Diego Community Theatre requesting installation of heating and ventilating system at approximate cost to the City of \$9000., was presented. It tells of improvements made, and past history of developments. By request, the letter was read by the Clerk.

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

Communication from Porter E. Peterson, committeeman, South Crest Civic Club, 1801 So. 43rd Street, National City, Calif., dated October 5, 1956, was presented. It asks that there be placed on the agenda of the 18th of October "to discuss with the Council a proposition of vital importance to this community" (it does not say what), was presented. It asks for notification.

The communication was read, and on motion of Councilman Curran, seconded by Councilman Schneider hearing was set for 10:00 o'clock A.M., on the date requested. Councilman Curran said that he would notify the writer.

Several communications favoring location in Mission Valley for Padres Baseball Park, were presented.

On motion of Councilman Kerrigan, seconded by Councilman Williams, they were referred to the Planning Commission (for its hearing on November 31, 1956).

Proposed resolution referring to result of petition filed requesting submission of bond proposition for purpose of constructing a public assemblies building, etc., to be designated on November 6, 1956 ballot as Proposition H, and telling of recommendation for naming the building "Hall of the Americas", was presented.

RESOLUTION 135649, designating public assemblies building proposed to be constructed by Proposition H on the November 6, 1956 ballot Hall of The Americas, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Prior to adoption, the resolution was read to the Council by the Clerk.

The next resolution was read to the Council by the Clerk.
RESOLUTION 135650, declaring it to be the policy of the City Council that the Council will take no official position regarding propositions submitted to the electors by other governmental agencies unless said propositions directly affect municipal functions of the City of San Diego, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Mayor Dail said at this time that the Council should support proposition "H" on the ballot for November 6, 1956 - the bond election item for the "Hall of The Americas".

It was moved by Councilman Burgener, seconded by Councilman Williams, that a resolution was to be adopted as of today, when drawn by the City Attorney.

It was found necessary for the City Attorney's office to confer with the Public Assemblies Building committee regarding the wording, so it will be available for a later meeting.

RESOLUTION 135651, 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 Highland Avenue between-Highland-Avenue- and 45th Street; establishing parking meter zones; directing City Manager to cause parking meters to be designated, and authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135652, authorizing and empowering City Manager to do all work in connection with restoration and improvement of Blood Bank Building for use as Alcoholic Rehabilitation Clinic, by appropriate City forces in accordance with recommendation, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135653, authorizing and empowering City Manager to execute, for and on behalf of the City, lease with Esther G. Boddy of portion Lots 120 and 121 La Mesa Colony, for 5 years beginning October 1, 1956, at \$60.00 per year, for providing site for lessee's dwelling now located on the premises; real property has value of \$6,000.00; leased for reason that City will derive revenue not otherwise obtainable; under Document 542334, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135654, authorizing and empowering City Manager to execute, for and on behalf of the City, lease with C. L. Wagner of portion Lot 1 Magnolia Ranch Tract, El Cajon Valley, for 5 years beginning October 1, 1956, at annual rental of \$50.00 for purpose of homesite; real property has value of \$350.00, leased for reason that City will derive revenue not otherwise obtainable; under Document 542335, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 135655, approving request of H. W. Grizzle, September 27, 1956, Change Order 1 for use of concrete foundation wall along north and west side instead of extensive regrading and provide cover over plumbing clean-out in floor, in connection with contract for addition to Club Building, Document 539251, Change Order bearing Document 542113, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 135656, approving change order 4 dated September 18,

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1956, heretofore filed with City Clerk as Document 542115, issued in connection with contract between The City of San Diego and R. E. Hazard Contracting Co. for construction of Balboa Avenue, Pacific Highway to Clairemont Drive, contract Document 529606 on file in office of City Clerk, changes amounting to increase in contract price of \$2,658.99, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

Councilman Evenson said he had a question in connection with the next resolution. The City Manager explained it.

RESOLUTION 135657, authorizing and directing City Manager, for and in behalf of the City, to make application to Board of Supervisors of the County of San Diego, State of California, and to take all necessary steps to acquire from the State of California In Assessor's Map No. 20 all Lot 41, etc.; in H. C. Skinner's Addition Lot 6 Block 412 and Lot 7 Block 412, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

Aaron Reese, Asst. City Atty. explained the purpose of the next 10 resolutions. The City Manager told of the purpose for which acquired, and said lands are City-owned.

RESOLUTION 135658, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against easterly 8.0 feet Lot 142 Empire Addition to Encanto 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; and 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 Burgener, adopted.

RESOLUTION 135659, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against easterly 8.0 feet Lot 142 Empire Addition to City 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 Burgener, adopted.

RESOLUTION 135660, 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 12 Gardena Home Tract, 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 Burgener, adopted.

RESOLUTION 135661, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against westerly 5.0 feet of easterly 30.0 feet of southerly 100.0 feet of northerly 505.58 feet Lot 29 La Mesa Colony, 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

Questions, explanations

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of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135662, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against westerly 30.0 feet Lot 32 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 Burgener, adopted.

RESOLUTION 135663, 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 17 and 18 Miramar 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 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 Burgener, adopted.

RESOLUTION 135664, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portions Lots 6 and 7 Block 44 Paradise Hills Unit 3, 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 Burgener, adopted.

RESOLUTION 135665, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portions Lots 6 and 7 Block 43 Paradise Hills Unit 3, 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 Burgener, adopted.

RESOLUTION 135666, 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 Quarter Section 101 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 Burgener, adopted.

RESOLUTION 135667, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Lots 13 to 24 inclusive Block 2 of resubdivision Lots 8, 9, 10 H. C. Skinner's Addition, and Lot 7 H. C. Skinner's Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California

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nia 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 Burgener, adopted.

RESOLUTION 135668, granting to Alfred La Cascio, 669 Albion, San Diego, revocable permit to install and maintain 100' of 4" C.I. Sewer for use and benefit of owner's property: 669 Albion Street; portion Pueblo Lot 170, vicinity of Gage Street and Albion Street, under Gage Drive to City sewer in Gage Drive, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135669, stating that claim of Utica Mutual Insurance Company, Document 524651, has gone to trial and judgment rendered in favor of plaintiffs in amounts of \$1,649.03 and \$60.00, against The City of San Diego; approving amounts for payment; authorizing and directing City Auditor and Comptroller to draw his warrants in favor of Utica Mutual Insurance Company and Melvin Ander as joint payees on each respect-warrant in the amounts in full payment of the judgment, was on motion of Councilman Burgener, ~~seconded by Councilman Burgener~~, seconded by Councilman Schneider, adopted.

RESOLUTION 135670, approving claim of Charles H. Stain, Document 541738, in sum of \$262.00; authorizing City Auditor & Comptroller to draw warrant in favor of Charles H. Stain, 4868 35th Street, San Diego 16, in full payment of claim, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135671, approving claim of A. N. Thompson, Document 541517; authorizing and directing City Auditor & Comptroller to draw warrant in favor of A. N. Thompson, 4781 Long Branch, San Diego 7, in sum of \$15.00 in full payment of the claim, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135672, approving claim of Ira Turner and Great American Insurance Company, Document 540738; authorizing City Auditor & Comptroller to draw warrant in favor of Ira Turner and Great American Insurance Co., 320 California Street, San Francisco, in full payment of claim, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 135673, authorizing City Attorney to settle the \$122.54 claim of William G. Briggs, Document 540802, for \$118.31; directing City Auditor & Comptroller to draw his warrant in favor of William G. Briggs, 687 Islay Street, San Luis Obispo, California, in full settlement of claim, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135674, authorizing City Attorney to settle \$156.65 claim of Michele Fisher, Document 537931, for \$78.32; directing City Auditor and Comptroller to draw warrant in favor of Farmers Insurance Company, 2100 Fifth Avenue, San Diego, in settlement of the claim, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135675, authorizing City Attorney to settle \$71.65 claim of Robert R. Jenks, 541405 for sum of \$60.00; directing City Auditor & Comptroller to draw his warrant in favor of Robert R. Jenks, 4059 Willamette Avenue, San Diego 17, in settlement of the claim, was on

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

RESOLUTION 135676, denying claim of H. A. Anderson, 4538 Olive, San Diego 4, Document 541018, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135677, denying claim of Mrs. Irene S. Barrett, 2541 Albatross Street, San Diego 1, Document 537990, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135678, appointing Fred Lawrence City Auditor and Comptroller, effective November 13, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135679, appointing John Filippi to Board of Architectural Review to fill unexpired term of Walter M. Trebor, Jr., resigned; term to expire January 31, 1958, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 135680, designating George W. Kimball as an individual qualified to do real estate appraisal work; designating him as an individual approved to do real estate appraisal work for and on behalf of The City of San Diego, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 135681, authorizing Alan M. Firestone, Chief Deputy City Attorney, to appear before Senate Interim Committee on Public Lands, at meeting to be held in Los Angeles on October 25 and 26, 1956; authorizing incurring all expenses necessary in connection with the trip, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 135682, authorizing Councilman George Kerrigan, to attend a meeting of the Feather River Association in Lancaster, California, Friday, October 12, and incur all necessary expenses, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 135683, authorizing Councilman George Kerrigan to attend meeting of Finance Committee of Board of Supervisors of City and County of San Francisco, for purpose of discussing telephone franchise problems, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted. The resolution authorizes incurring all necessary expenses.

RESOLUTION 135684, authorizing members of the City Council to attend the 33rd Annual American Municipal Congress, St. Louis, Missouri, November 25 through 28, 1956, and incur all necessary expenses, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 135685, setting aside easement for right of way for storm drain and appurtenances in portion of Pueblo Lot 1101; directing City Clerk to file certified copy of resolution in office of County Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

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RESOLUTION 135686, accepting subordination agreement, executed by Curtis P. Green, beneficiary, and The First National Trust and Savings Bank of San Diego, trustee, September 26, 1956, subordinating all their right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances, in strip of land 10.0 feet wide in Pueblo Lot 1287; 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 Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135687, accepting subordination agreement, executed by Home Federal Savings & Loan Association, beneficiary, and Land Title Insurance & Trust Co., trustee, September 20, 1956, subordinating all right, title and interest in and to easement for right of way for public street and incidents, in portion Lot 13 Block 8 Encanto Heights; 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 Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135688, accepting subordination agreement, executed by Home Federal Savings & Loan Association, beneficiary, and Land Title Insurance & Trust Co., trustee, September 20, 1956, subordinating all their right, title and interest in and to easement for right of way for sewer, water, drainage and public utilities and right of ingress thereto and egress therefrom in westerly 4.00 feet of northerly 117.88 feet Lot 13 Block 8 Encanto Heights; 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 Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135689, accepting subordination agreement, executed by Union Title Insurance and Trust Company, beneficiary, and Union Title and Trust Company, trustee, October 5, 1956, subordinating all their right, title and interest in and to easement for right of way for public sewer and appurtenances in portion Lot 40 Rancho Mission; 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 Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135690, accepting deed of Clyde E. Brisendine and Inez R. Brisendine, September 14, 1956, conveying portion of Lot 101 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 135691, accepting deed of Cecil B. Grove and Maude L. Grove, October 2, 1956, conveying portions Lots 17 through 24 Block 1 Pacific Tract No. 1; 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 135692, accepting deed of Roger T. Pelton and Jennie Jewell Pelton, September 26, 1956, conveying easement and right of way for street purposes in portion Torrey Road (formerly State Street) closed by Resolution 20335, lying southerly of southerly line and its easterly

extension of Lot 1 Block 3 Amalfi; naming easement Amalfi 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 Kerrigan, adopted.

RESOLUTION 135693, accepting deed of Carrie Justus Nash, aka Mrs. Joseph P. Nash, September 20, 1956, conveying easement and right of way for street purposes in portion Pueblo Lot 1297; naming easement El Paseo Grande; 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 Kerrigan, adopted.

RESOLUTION 135694, accepting deed of San Diego Unified School District of San Diego County, California, September 11, 1956, conveying easement and right of way for street purposes in portion of Pueblo Lot 1199; naming easement Kearny Villa Road; 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 Kerrigan, adopted.

RESOLUTION 135695, accepting deed of Jesse W. Morris and Katherine L. Morris, September 13, 1956, conveying easement and right of way for street purposes in portion Lot 13 Block 8 Encanto Heights; naming easement 63rd 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 Kerrigan, adopted.

RESOLUTION 135696, accepting deed of W. G. Boughton and Dorothy L. Boughton, September 11, 1956, conveying easement and right of way for street purposes in northerly 3.60 feet Lot 15 and northerly 3.60 feet Lot 18 Block 6 Golden Park; naming easement 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 Kerrigan, adopted.

RESOLUTION 135697, accepting deed of Albert Sidney Freedman, Jr. and Katherine M. Freedman, September 17, 1956, conveying for street purposes northerly 3.60 feet Lot 16 Block 6 Golden Park; naming easement 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 Kerrigan, adopted.

RESOLUTION 135698, accepting deed of Ah Lum Fong and Cheng Yuet Ying Fong, October 5, 1956, conveying easement and right of way for street purposes in portion Lot 7 Block 54 Normal Heights; naming easement 35th 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 Kerrigan, adopted.

Resolutions accepting deeds of Dudley P. and Olive C. Messenger; Pirl and Esther K. Oates, for street purposes, were presented. The City Manager asked that they be returned to him. On motion of Councilman Burgener, seconded by Councilman Williams, both were referred to the City Manager.

RESOLUTION 135699, accepting deed of John F. Conway and Doris Conway, October 3, 1956, conveying easement and right of way for drainage purposes in portion of land

purposes in portion of land of unnumbered tract in First Addition to South La Jolla, deeded to John F. Conway and Doris Conway on May 17, 1956; authorizing 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 Evenson, adopted.

RESOLUTION 135700, accepting deed of Hidden Valley Hills, Inc., September 26, 1956, conveying easement and right of way for drainage purposes in strip of land 10.0 feet wide in Pueblo Lot 1287; 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 Evenson, adopted.

RESOLUTION 135701, accepting deed of Nicholas Punak and Anna Punak, October 1, 1956, conveying easement and right of way for drainage purposes in strip of land 8.0 feet wide in Lots 31, 32, southerly 6.0 feet Lot 33 Block 6 Pauly'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 Williams, seconded by Councilman Evenson, adopted.

RESOLUTION 135702, accepting deed of Richard Todd Building Enterprises, October 1, 1956, conveying easement and right of way for drainage purposes in strip of land 8.0 feet wide in Pueblo Lot 1202; 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 Evenson, adopted.

RESOLUTION 135703, accepting deed of Walter Wilhelm, October 2, 1956, conveying easement and right of way for drainage purposes in strip of land 10.0 feet wide in Lot 18 Block 22 Mission Bay Park 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 Williams, seconded by Councilman Evenson, adopted.

RESOLUTION 135704, accepting deed of O. D. Arnold & Sons, September 7, 1956, conveying easement and right of way for sewer purposes in portions of Pueblo Lots 1139 and 1140; 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 Evenson, adopted.

RESOLUTION 135705, accepting deed of O. D. Arnold & Sons, September 7, 1956, conveying easement and right of way for sewer purposes in portion Lots 1 and 2 Block 8 Ravenna Park; 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 Evenson, adopted.

RESOLUTION 135706, accepting deed of Columbia Construction Co., September 28, 1956, conveying easement and right of way for sewer purposes 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 Evenson, adopted.

RESOLUTION 135707, accepting deed of Oswald C. Ludwig and Margaret E. Ludwig, September 25, 1956, conveying easement and right of

way for sewer purposes in portion Lot 4 Block 9 Ravenna Park; 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 Evenson, adopted.

RESOLUTION 135708, accepting deed of Frederic C. Roome and Eugenia T. Roome, September 26, 1956, conveying easement and right of way for sewer purposes in easterly 12.00 feet of westerly 26.00 feet Lot 20 and northerly 7.89 feet of easterly 12.00 feet of westerly 26.00 feet Lot 19 Block 16 The Muirlands; 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 Evenson, adopted.

RESOLUTION 135709, accepting deed of Security Title Insurance Company, September 28, 1956, conveying easement and right of way for sewer purposes in portions of Pueblo Lot 1187; 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 Evenson, adopted.

RESOLUTION 135710, accepting deed of Tabur Apartments, September 25, 1956, conveying easement and right of way for sewer purposes in northeasterly 4.00 feet of Lot 88 Clairemont Manor Unit 1; 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 Evenson, adopted.

RESOLUTION 135711, accepting deed of Union Title Insurance and Trust Co., September 27, 1956, conveying easement and right of way for sewer purposes in portions of Pueblo Lot 1257; 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 Evenson, adopted.

RESOLUTION 135712, accepting deed of Carrie D. Walker, September 19, 1956, conveying easement and right of way for sewer purposes in portion Block 65 Eastern 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 Williams, seconded by Councilman Evenson, adopted.

RESOLUTION 135713, accepting deed of Richard Todd Building Enterprises, October 1, 1956, conveying easement and right of way for sewer and drainage purposes in strip of land 14.0 feet wide in Pueblo Lot 1202; 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 Evenson, adopted.

RESOLUTION 135714, accepting deed of Jesse W. Morris and Katherine L. Morris, September 13, 1956, conveying easement for sewer, water, drainage and public utilities and right of ingress and egress in westerly 4.00 feet of northerly 117.88 feet of Lot 13 Block 8 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 Evenson, adopted.

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RESOLUTION 135715, accepting deed of Frank W. Remington and Mary Elizabeth Remington, October 4, 1956, conveying easement and right of way for water purposes in parcel of land in Pueblo Lot 256; 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 Evenson, adopted.

On motion of Councilman Williams, 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 7177 (New Series) incorporating portions of La Jolla Park, The Terrace Subdivision, and The Park Subdivision, into SC Zone as defined by Section 10.0409.1 of San Diego Municipal Code and repealing Ordinance 13294 approved August 31, 1931, insofar as it conflicts, 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 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. There was available for consideration of each member of the Council prior to day of final passage a written or printed copy.

ORDINANCE 7178 (New Series), establishing a 5-foot setback line on Jacot Lane between Ivy Street and Hawthorn Street, on Lots 1 through 12 Block 132 Choates Addition, 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.

In connection with the next ordinance, the City Manager told the Council that the item had already been acted on; funds need to be appropriated; they are to be reimbursed from the State.

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

On motion of Councilman Curran, 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 7179 (New Series), appropriating \$39,000.00 out of Unappropriated Balance Fund for expenses in connection with establishment of Alcoholic Rehabilitation Clinic in The City of San Diego; repealing Ordinance 7131 (New Series) adopted September 11, 1956, was on motion of Councilman Curran, 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 Kerrigan, seconded by Councilman Burgener, the next ordinance was introduced.

On motion of Councilman Kerrigan, 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 7180 (New Series), appropriating \$1,850.00 from Unappropriated Balance Fund, for lathing and plastering Gymnasium at the Police (Station) Building, was on motion of Councilman Kerrigan, seconded

by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. 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 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 7181 (New Series), establishing grade of Benicia Street between southerly line of Riley Street and northerly line of Gaines Street, was on motion of Councilman Burgener, 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 Burgener, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Burgener, 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 7182 (New Series), establishing grade of Gaines Street between southerly prolongation of easterly line of Azusa Street and southerly prolongation of westerly line of Benicia Street, was on motion of Councilman Burgener, 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 Williams, seconded by Councilman Schneider, Ordinance incorporating Lots 13 to 24 inclusive Block 63, and Lots 37 to 48 inclusive Block 68 Park, into R-4 zone as defined by Section 101.0408 of The San Diego Municipal Code, and repealing Ordinance 12889, approved July 7, 1930, insofar as it conflicts, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Councilman Schneider spoke to the City Manager about Imperial Beach annexation. The Manager discussed it with him. There was no action.

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

RESOLUTION 135716, authorizing and empowering Port Director to do all work in connection with removal of pier at foot of Crosby Street, by appropriate City forces in accordance with his recommendation, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:46 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstein
Deputy

Philip C. Dail
Mayor of The City of San Diego, California

7181 N.S. - 7182 N.S.
Ord intr
135716 under U.C.
Meeting adjourned

10/16/56

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, October
16, 1956

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

The Mayor presented Bishop Charles E. Ruplinger, of San Diego Ward of Jesus Christ of Latter Day Saints. Bishop Ruplinger gave the invocation.

Ordinances and Resolutions for this meeting are recorded on Microfilm Roll 120.

On motion of Councilman Curran, seconded by Councilman Schneider, the Minutes for the Regular Meetings of Tuesday, October 9, 1956, and of Thursday, October 11, 1956, were approved without reading - after which they were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 135094 for paving and otherwise improving Alley Block 23 Bird Rock Addition, 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, proceedings were referred to 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 135095 for paving and otherwise improving Alley Block 95 Ocean Beach, the Clerk reported written protest from Fred H. Glover.

The Mayor inquired if anyone was present to be heard. Mr. Glover came to the microphone and identified his property as Lot 31 Block 59. He said he "can't find anybody that signed for it". Then he asked for a "cheaper cover".

The Clerk told the Council, from the record, that a petition of 60.4% had been filed, requesting that the work be done.

Councilman Burgener entered

Russell Hall, Asst. City Engineer, stated that it has been the City's policy for 5 or 6 years to use concrete in alleys. He said that it is the Engineer's opinion that concrete makes a "much more workable job". He said no asphalt had been used in alleys for 7 or 8 years.

Mayor Dail pointed out that the City Engineer is charged with the responsibility of preparing the proper specifications.

There was discussion by the Mayor and Councilmen with Mr. Glover over the specifications.

Mr. Glover and Mr. Hall discussed cost.

Mr. Hall said that in addition to surfacing, there is drainage involved, and said "asphalt is not suitable for that".

Meeting convened

Invocation

Minutes approved and signed

Hearings

Councilman Burgener pointed out that the City "is faced with a majority petition" for the improvement.

RESOLUTION 135717, overruling and denying protest of Fred H. Glover against improvement of Alley Block 59 Ocean Beach, under Resolution of Intention 135095; overruling and denying all other protests, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

On motion of Councilman Schneider, seconded by Councilman Burgener, proceedings were referred to 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 135096 for paving and otherwise improving 43rd Street and portion of Hilltop Drive, the Clerk reported written protests from Charles H. Dockens, Chas. E. Moss, L. H. Beckwith and others.

Mr. Dockens came to the microphone, and asked that his protest be read. It was.

Councilman Kerrigan entered

Mayor Dail said that the Engineer sets out the (assessment) district - based on State law. He told of increased values resulting from the improvement. He said that this was "set up by a petition of the people".

The Asst. City Engineer stated that the original petition was signed by 72.4%; the protest by 56%.

RESOLUTION 135718, sustaining protests of Charles H. Dockens, Chas. E. Moss, property owners, against improvement of 43rd Street and Hilltop Drive, under Resolution of Intention 135096; abandoning proceedings heretofore taken under Resolution of Intention 135096, was on motion of Councilman Burgener, 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 135215 for paving and otherwise improving Alley Block 215 Pacific Beach, and Lamont 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 135719, determining that improvement of Alley Block 215 Pacific Beach and Lamont Street, Resolution 135215 of Preliminary Determination, is feasible and that lands to be assessed therefor will be able to carry burden of proposed assessment; finding and determining that public convenience and necessity require the 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 Resolution 135216 of Preliminary Determination for grading and sidewalking of Baker Street, Zoe Street, Sumter Street, Ticonderoga Street and Chicago Street, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard. An unidentified woman came to the microphone and said she was in favor of the sidewalks, and asked where they were to be located.

Willard Olson, of the City Engineer's showed her a plat, which he explained to her.

RESOLUTION 135720, determining that improvement of Baker Street, Zoe Street, Sumter Street, Ticonderoga Street and Chicago Street, Resolution 135216 of Preliminary Determination, is feasible and that lands to be assessed therefor will be able to carry burden of proposed assessment; finding and determining that public convenience and necessity require the 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 of Preliminary Determination 135217, for paving and otherwise improving Guy 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.

RESOLUTION 135721, determining that improvement of Guy Street, Resolution 135217 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 Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Street Superintendent's Assessment made to cover costs and expenses of paving and otherwise improving Alleys in Blocks 29 and 30 Ocean Beach, Resolution of Intention 130461, the Clerk reported written appeal from Mrs. Helga A. Benson.

The Clerk reviewed the appeal.

The Mayor inquired if anyone was present to be heard.

Mrs. Benson asked why property not on the alley is assessed.

The Assistant City Engineer said that Mrs. Benson's property "is a split lot; the assessment is on the whole lot".

Mrs. Benson looked at the assessment map.

Mr. Hall explained the plat to her.

Mrs. Benson said her property does not touch the alley; there is no benefit.

There was general discussion over the plat, which was ~~over-the-plat,~~ explained by Mr. Hall.

RESOLUTION 135722, overruling and denying appeal of Helga A. Benson from Street Superintendent's Assessment 2538 made to cover costs and expenses of work of paving and otherwise improving Alleys Blocks 29 and 30 Ocean Beach, Resolution of Intention 130461; overruling and denying all other protests; 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 Curran, adopted.

Petition of Property Owners requesting acceptance of dedication for public street an additional 15 feet on each side of the north-south Alley Block 15 Swan's Addition, between Maple and Laurel Streets and adjacent to Lots 1 through 48, was presented.

Petition of Property Owners requesting improvement of Alley Block 15 Swan's Addition, under 1911 Improvement Act as amended, was presented.

Councilman Curran asked if this was new, or unusual.

The Mayor said that it "had not been checked out".

On motion of Councilman Schneider, seconded by Councilman Curran, both petitions were referred to the City Manager.

Report of Purchasing Agent on low bid of Johnson Western Constructors for construction of Municipal Fishing Pier, Shelter Island - \$27,414.00; 3 bids - was presented.

RESOLUTION 135723, accepting bid of Johnson Western Constructors for The Construction of the Municipal Fishing Pier, Shelter Island; 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 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. R. Stong Building Materials Co., for furnishing 2,960 bags of cement - \$3,256.00 net, plus Sales Tax; 4 bids - was presented.

RESOLUTION 135724, accepting bid of E. R. Stong Building Materials Co. for furnishing Cement; 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 Curran, adopted.

Councilman Curran said he had a question in connection with the next item. The City Manager explained it to him.

Report of Purchasing Agent, approved by City Manager, on furnishing 1½", 2½" and 3" fire hose - \$9,074.00 plus tax, terms 2%; 6 bids - was presented. (According to the report, the Gould Co. was low on a portion, and second low on portion).

RESOLUTION 135725, accepting bid of Gould Hardware & Machinery Co. for furnishing Fire Hose; 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 Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135726, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing requirements of Centrifugally Spun Reinforced Concrete Pipe for 6 months beginning 11/1/56, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135727, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for Improvement of 54th Street from Lea Street to El Cajon Blvd.; University Ave. from Shiloh Rd. to Lot 29 Lemon Villa Tract, and El Cajon Blvd. from Marcellena Rd. to Dayton Street, under Document 542317; 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 135728, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for Roof Repairs on 21 Buildings at Municipal Housing Project, Frontier Area, under Document 542318; 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 Richard L. Weiser, recommending approval of tentative map for 2-lot resubdivision of Lot 3 Block F, Starkey's Prospect Park, was presented. It makes a detailed report on the property, and hearings, as well as recommending suspension of portion Municipal Code.

RESOLUTION 135729, approving tentative map of Starkey's Prospect Park 2-lot resubdivision Lot 3 Block F, between Bonair Street and Bonair Place, southerly of Draper Avenue; suspending portion Municipal Code,

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

RESOLUTION 135730, directing notice of filing assessment and of time and place of hearing, on Assessment 2546 made to cover costs and expenses of paving and otherwise improving Alley Block 12 Point Loma Heights, Resolution of Intention 131175, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135731, directing notice of filing assessment and of time and place of hearing on Assessment 2547 made to cover costs and expenses of paving and otherwise improving Alleys Blocks 13, 14, 16 Ocean Beach and in Blocks 97 and 98 Point Loma Heights, and Guizot Street, Resolution of Intention 130668, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135732, directing notice of filing assessment and of time and place of hearing, on Assessment 2545 made to cover costs and expenses of paving and otherwise improving Missouri Street, Resolution of Intention 132387, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135733, directing notice of filing assessment and of time and place of hearing on Assessment 2544 made to cover costs and expenses of paving and otherwise improving Shasta Street and Crown Point Drive, Resolution of Intention 131057, was on motion of Councilman Burgener, seconded by Councilman Burgener, adopted.

Councilman Curran raised a question on the estimates in connection with the next 3 resolutions of award.

The Mayor and Councilman Burgener discussed the situation with him, in connection with estimates having been prepared on past bid experience.

The City Manager and the Asst. City Engineer also made explanations.

Councilman Curran continued to discuss the question.

RESOLUTION OF AWARD 135734, accepting bid of Daley Corporation, and awarding contract, for paving and otherwise improving Franklin Avenue, Resolution of Intention 134262, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

City Engineer reported in writing that low bid is 4.6% above the estimate.

RESOLUTION OF AWARD 135735, accepting bid of Daley Corporation, and awarding contract, for paving and otherwise improving Nogal Street, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

City Engineer reported in writing that low bid is 4.3% below the estimate.

Company V. R. Dennis Construction
RESOLUTION OF AWARD 135736, accepting bid of Daley Corporation, and awarding contract, for paving and otherwise improving Valle Avenue, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

City Engineer reported in writing that low bid is 3.1% below the estimate.

RESOLUTION ORDERING WORK 135737, for paving and otherwise

improving Alley Block 2 Tract No. 1382, Wilshire Place; and Meade Avenue, Resolution of Intention 135001, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135738, vacating portion of Poe Street, shown on Map 5214B on file in office of City Clerk as Document 540396; directing City Clerk to cause certified copy of resolution, attested by him under seal, to be recorded in office of County Recorder, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135739, approving plans, drawings, typical cross-sections, profiles and specifications for sidewalks in Agua Vista Way and Trinidad Way; approving Plat 2891 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 Williams, adopted.

RESOLUTION 135740, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Locust Street; approving Plat 2843 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 Williams, adopted.

RESOLUTION 135741, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Sea Breeze Drive; approving Plat 2871 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 Williams, adopted.

RESOLUTION OF INTENTION 135742, for furnishing electric energy in Eighth Avenue Lighting District Number One, for 1 year from and including January 1, 1957, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION OF INTENTION 135743, for furnishing electric energy in Pacific Beach Lighting District Number Two, for 1 year from and including January 1, 1957, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION OF INTENTION 135744, for furnishing electric energy in Seventh Avenue Lighting District Number One, for 1 year from and including January 1, 1957, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135745, for grading and sidewalking Agua Vista Way and Trinidad Way, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135746, for paving and otherwise improving Locust Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135747, for paving

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and otherwise improving Sea Breeze Drive, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135748, ascertaining and declaring wage scale for paving and otherwise improving Alleys Blocks 127 and 134 City Heights, Redwood Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135749, ascertaining and declaring wage scale for paving and otherwise improving Easterly and Westerly Alley Block 31 Normal Heights, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135750, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 2 Ocean Front, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135751, directing City Engineer to furnish diagram of property affected and benefited by work and improvement for paving and otherwise improving Alley Block 61 Park, Resolution of Intention 133204 and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135752, directing City Engineer to furnish diagram of property affected and benefited by work and improvement for paving and otherwise improving Gardena Avenue, Gardena Place and Public Right of Way in Pueblo Lot 265, Resolution 133344 and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135753, directing City Engineer to furnish diagram of property affected and benefited by work and improvement for installing sanitary sewer 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, Resolution of Intention 133345 and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135754, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on installing sidewalks in Hughes Street, Boren Street, Gayle Street, Rock Street, Nelson Street and Kerch Street, Resolution of Intention 133524 and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135755, directing City Engineer to furnish diagram of property affected and benefited by work and improvement for paving and otherwise improving Opal Street, Resolution of Intention 133055 and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135756, authorizing City Manager to employ Griffith Company to do 1,900 square feet of 4" A.C. paving, etc., shown on Drawing 3240-D, in connection with 1911 Street Improvement Act proceeding for improvement of Bond Street, Figueroa Boulevard, et al., cost not to exceed \$518.70, payable from Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135757, authorizing City Manager to employ T. B. Penick & Sons to do 210 square feet of paving, etc., shown on drawing 3341-D in connection with 1911 Street Improvement proceeding for improvement of Alley Block 14 La Jolla Hermosa and in Block 14 Bird Rock City by the Sea, under 1911 Street Improvement Act proceeding, not to exceed \$136.50, payable from Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

There was listed on the agenda a Resolution approving a contract heretofore executed by Chairman of County Board of Supervisors of San Diego County determining title to the San Diego County Primary Health Center Building (on Civic Center grounds) to the County of San Diego, directing Mayor to execute contract on behalf of the City of San Diego.

In the file was communication from the Clerk of the Board of Supervisors enclosing 5 copies of proposed contract and a certified copy of Board of Supervisor's approval. Also attach is communication from the City Attorney, stating among other things: "The title to the San Diego County Primary Health Center Building directed above, to be erected on a portion of the North parking lot of the Civic Center shall be vested in the County as sole owner". The City Attorney's letter states that the Council ordered the Planning Commission to hold public hearings to determine whether or not the master plan for public buildings should be amended to the end that north parking lot be incorporated as a site for a health administration building, and hearings were held on or about November 10, 1955. It makes other detailed statements, and encloses for Council action a resolution.

Mayor Dail asked if it had been definitely assured by the Supervisors that the Health Centers (this includes others) are to be built.

There was discussion between Councilmen and the Mayor.

Mayor Dail said that he would be willing to discuss the subject with the Supervisors.

On motion of Councilman Curran, seconded by Councilman Schneider, the subject was continued 1 week (to the meeting of October 23, 1956) - and referred to the Mayor.

RESOLUTION 135758, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portion Lot 264 of Pueblo 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 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 135759, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against portions of Lot 24 Soledad 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 Williams, adopted.

RESOLUTION 135760, approving Change Order 2, October 2, 1956, filed as Document 542273, issued in connection with contract between The City of San Diego and M. H. Golden Construction Co., for construction of

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Cyclopean Concrete Quay Wall - 10th Avenue Marine Terminal, contract Document 523233, amounting to increase in contract price of \$833.00, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135761, approving Change Order 3, October 3, 1956, Document 542271, issued in connection with contract between The City of San Diego and M. H. Golden Construction Co., for construction of cyclopean concrete quay wall - 10th Avenue Marine Terminal, contract Document 523233, amounting to increase in contract price of \$328.00, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135762, approving Change Order 2, September 8, 1956, for extension of 30 days to and including October 9, 1956, filed as Document 542365, to complete contract for construction of a kitchen in Linda Vista Recreation Building, contract Document 534285; extending completion time to October 9, 1956, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135763, granting revocable permit to Adams Avenue Business Association, Kenneth A. Carter, president, G. A. Dougherty, vice president, to install and maintain neighborhood Overhead Street Sign, across Adams Avenue at east side of Felton Street, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135764, granting permission to the Salvation Army to place Christmas Kettles in locations in the City from November 25, 1956 through December 24, 1956 (in accordance with list presented by the Social Service Director to the City Manager, October 9, 1956), for soliciting funds and toys to be used to provide extra assistance and Christmas cheer for the underprivileged of San Diego, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135765, granting permission to The Volunteers of America to place Christmas Chimneys in locations in the City from November 25, 1956 through December 24, 1956 (in accordance with list presented by the Social Service Director to the City Manager, October 4, 1956), for general relief for needy at Christmas-time and to be used the year, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 135766, approving claim of W. F. Durfee, Document 541758; authorizing City Auditor & Comptroller to draw warrant in favor of W. F. Durfee, 2820 Bayside Walk, San Diego 8, in full payment of the claim - \$93.00 - was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135767, denying claim of Mrs. Robert E. Jenson, 3245 Dale Street, Document 541675, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135768, naming parcels 1 and 2, over street easement conveyed to City of San Diego in portion Pueblo Lot 1785 by deed of Floyd A. Cox and Annabel L. Cox, recorded September 13, 1956, Archer Street and Alta Vista Street, respectively, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135769, accepting deed of Clayton E. Frost and Ruth K. Frost, August 10, 1956, conveying portion Lot 12 Gardena Home 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; rescinding Resolution 134953, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

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 7183 (New Series) appropriating \$58,100.00 from Capital Outlay Fund for purchase of land, building and fixtures in conjunction with widening Euclid (Avenue) Imperial (Avenue) and Churchward 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.

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 7184 (New Series), establishing official curb grades and positions of curbs on Amalfi Street between southerly line of Torrey Pines Road and westerly line of Pueblo Lot 1285, 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 Kerrigan, seconded by Councilman Schneider, the next ordinance was introduced.

On motion of Councilman Kerrigan, 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 7185 (New Series), establishing grade of Donna Avenue, between northerly line of Celia Vista Drive and line from intersection of easterly line of Donna Avenue with northeasterly line of Donna Way to intersection of westerly line of Donna Avenue with southerly line of Park Vista Unit 2, was on motion of Councilman Kerrigan, 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 Curran, ordinance dedicating easement for public street purposes in Lots 18 and 19 New Riverside, and naming it Aero Court, was introduced, by the 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 changing name of Ridgeview Road in Pueblo Lot 1290 to La Jolla Scenic Drive, was introduced, by the following vote: Yeas=Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays=None, Absent=None.

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

RESOLUTION 135770, authorizing and directing the Mayor to execute for and on behalf of The City of San Diego, the name of the City on the certificate of ownership on final map of La Jolla Highlands Unit 3 subdivision, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Resolution says that H. and B. Construction Corporation is owner of portion Pueblo Lot 1299 and proposes to file subdivision map to be known as La Jolla Highlands Unit 3, and proposed subdivision includes within the boundary, a parcel acquired by The City of San Diego in fee from the United States of America, by Patent recorded June 17, 1874, in Book 1 Page 190 of Patents, and it would be to the advantage of The City to dedicate the parcel of land for street purposes and name it Torrey Pines Road. It says that the Planning Commission has approved the final map of La Jolla Highlands Unit 3 subdivision, and has recommended to the City Council approval of the map, and it is necessary for The City of San Diego to execute a final map as owner of property therein.

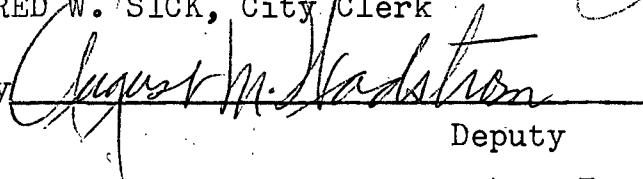
There being no further business to come before the Council at this time, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Evenson.

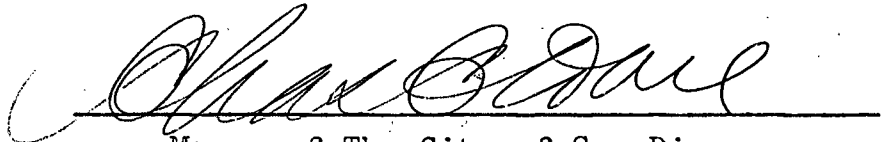
Upon adjourning, the Mayor announced that the Council would go into Conference.

ATTEST:

FRED W. SICK, City Clerk

By


Deputy


Mayor of The City of San Diego,
California

10/18/56

REGULAR MEETING

Chamber of The Council of The City of San Diego,
California, Thursday, October
18, 1956

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

Mayor Dail called the meeting to order at 10:06 o'clock A.M.
Ordinances and Resolutions are recorded on Microfilm 120.

There was listed on the agenda as a hearing request of South Crest Civic Club, 1801 So. 43rd Street, National City, Calif., dated October 5, 1956, signed by Porter E. Peterson, Committeeman, for today "to discuss with the Council a proposition of vital importance to this community" (not identified).

The Mayor invited representatives of the Club to be heard.

Daniel Kristjanson, 1534 So. 43rd Street, San Diego 13, came to the microphone and said that presentation would be in connection with Extension of 43rd Street to the north. He called Porter E. Peterson.

Mr. Peterson said endorsements have been sent in. He stressed need for extension of South 43rd Street, saying that there is no north-south streets through. He said that 43rd is the most direct from Alvarado Freeway. He pointed out that a freeway is not being asked, but what is proposed "will rival El Cajon Boulevard", and that it has potential possibilities. He read a "history by Mr. Wagner", which he did not file. Mr. Peterson said he was sorry that Mr. Wagner was not here. He said that this has to do with going through Greenwood Memorial Park, and asked if "anything has been done regarding the Federal housing". He said the project has been found to be 56th on a priority list of 78. He said that would mean having to wait over 4 years. He filed 3 identical "resolutions calling for immediate action by The City of San Diego to preserve right-of-way for Extension of South Forty-Third Street from Logan Avenue North to Fairmount Avenue", adopted by East San Diego Chamber of Commerce, Inc.; Southeastern Chamber of Commerce, San Diego; Southcrest Civic Club.

Wm. C. Mosier was called next. He said he concurred in the statements of Mr. Peterson, and pointed out that it is an artery from the south, from Tijuana into San Diego. He said there is tremendous need for another artery, that Harbor Drive and Montgomery are over-crowded. He referred to statements made by Mr. Dekema (District Engineer for the Division of Highways) for needed roads. Speaking of great growth, Mr. Mosier said the street would be of tremendous value to San Diego as well as to the South Bay area. He started to say the Montgomery Freeway and crosstown freeway.....but did not finish. He said the 43rd Street extension is "sadly needed". He said that the South Bay highway group is endorsing it, along with others. Mr. Mosier expressed hope for favorable consideration.

Mr. Kristjanson said that what's being done is regarding purchase of right of way on the south, and 43rd to the north. He said there is a strip through Greenwood that belongs to the County.

Mayor Dail suggested collection of data by Councilman Curran, his holding a meeting, and Mr. Curran giving the City further data, furnished by the interested group.

Mr. Kristjanson said he "will do that".

Councilman Kerrigan discussed problems with Mr. Kristjanson. He talked about whose responsibility it would be to build the road, and of there being 3 or 4 governments involved. He referred to diligence on the part of San Diego City jurisdiction. He said that some answers should be made by the Supervisors (of San Diego County).

Mr. Kristjanson spoke about going ahead when the City is assured that the County will purchase the right of way.

Councilman Kerrigan had a discussion with Mr. Kristjanson.

Meeting convened
Hearing

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Mr. Kristjanson said that National City has moved to the east - from National Avenue to Highland Avenue. He said there is no direct road to the north, to East San Diego and State College, and told of the length of time to reach the College.

Councilman Curran said that the speakers are asking, basically, if rights of way are being acquired. He said that the City is constantly acquiring them.

The City Manager said that the major problem is going through the County cemetery, and of negotiations under way.

Mr. Kristjanson said that the "cemetery is moving out", and that it will be difficult to climb over bodies.

Councilman Curran spoke to individuals in the audience, asking that he be given notice of meetings.

Mr. Mosier said it takes an hour and 15 minutes to go to State College.

Councilman Kerrigan said that it takes longer from a point in town.

The Mayor suggested that this be referred to Councilman Curran, and then said this should be filed.

On motion of Councilman Schneider, seconded by Councilman Williams, the endorsements and the subject were filed.

(It is understood that Councilman Curran and those interested will gather and present data on this subject).

Petition from parents of children attending Noah Webster Elementary School at Brookline and Elm Streets, located on north side of California State Highway #94 known as Federal Blvd., was presented. It says that all the signers live on the south side of Federal, in bad need of marked school crossing at 49th and Federal; there is a cross walk marking there but no attention is shown to children waiting to cross. It tells of location of signal lights, and of there being no sidewalk from 49th to 47th on either of Federal, as well as no sidewalk to Euclid on either side of Federal. It concludes "if a school crossing is marked at 49th Street and Federal Blvd. we parents agree to take turns patrolling the crossing for our children."

The City Manager spoke of getting petitions from P.T.A.'s principals, and that they would go to a committee to analyze and report. He asked that he be authorized to advise the signers of the facts.

Attached to the petition was one from Mrs. Harold Weinberger, 1552 Altadena, San Diego, requesting that a hearing be set for Tuesday October 23, 1956, in connection with the attached petition and diagram.

Councilman Curran said that this "has been checked out".

RESOLUTION 135771, setting a hearing for the hour of 10:00 o'clock A.M., Tuesday, October 23, 1956, on petition of parents of children attending Noah Webster Elementary School at Elm and Brookline Streets, requesting marking of a School Crossing at 49th Street and Federal Boulevard; requesting Councilman Curran to advise interested persons that hearing has been set for that time, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Final Map of Allied Gardens Unit 11, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 135772, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego a contract with Heron Corporation, a corporation, for installation and completion of unfinished improvements and setting of monuments required for Allied Gardens Unit 11 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.

Hearing
Petition
Communication

135771 - 135772

RESOLUTION 135773, adopting Map of Allied Gardens Unit 11 Subdivision, a subdivision of all of Blocks 27, 28, 29 and portion Block 26 Grantville and Out Lots; accepting on behalf of the public Burgundy Street, Orcutt Avenue, portion of Zion Avenue, portion of Seaman Street and portion of Crawford Street, and easements shown for sewer, water, drainage and public utilities, for public purposes; declaring them to be dedicated to public use; directing Clerk of the City to endorse upon 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; 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 Williams, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending adoption of final map of Allied Gardens Unit 12, subject to posting bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 135774, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Heron Corporation, a corporation, for installation and completion of unfinished improvements and setting of monuments required for Allied Gardens Unit 12 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 135775, adopting Map of Allied Gardens Unit 12, a subdivision of portion Lot 66 Rancho Mission, portions of Lots 1 to 20 inclusive Block 25 and portions of Lots 17 to 70 inclusive Block 26 Grantville and Out Lots; accepting on behalf of the public Burgundy Street, Clara Lee Avenue, Delbarton Street, Seaman Street, Glacier Avenue and portions of Estrella Avenue, Crawford Street and Vandever Avenue, and easements shown for sewer, water, drainage and public utilities, 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 the Council has approved the subdivision map, that streets, portions of streets, 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 Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission by Richard L. Weiser, recommending approval of tentative map of Foxhill Subdivision, a 2-lot subdivision of portion Pueblo Lot 1263 in La Jolla area, located adjacent to Lot 1 La Jolla Country Club Estates, subject to 8 conditions, and suspension of portion of San Diego Municipal Code, was presented.

RESOLUTION 135776, approving tentative map of Foxhill Subdivision, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135777, suspending portion San Diego Municipal Code in connection with Foxhill Subdivision, 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 La Jolla Highlands Unit 3, easterly of Torrey Pines Road, south of Azul Street, in La Jolla, for 30 lots, subject to posting bond in amount sufficient to insure installation of required improvements, was presented.

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RESOLUTION 135778, authorizing and directing City Manager, for and on behalf of The City of San Diego, to execute contract with H. and B. Construction Corporation, for installation and completion of unfinished improvements and setting of monuments required for La Jolla Highlands Unit 3 subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135779, adopting Map of La Jolla Highlands Unit 3 Subdivision, a subdivision of portion of Pueblo Lot 1299, accepting on behalf of the public Cliffridge Avenue, Glenbrook Way, Nottingham Place, Robin Hood Lane and portion of La Jolla Scenic Drive and portion of Torrey Pines Road; easements shown for sewer, water, drainage and public utilities, together with any and all abutters rights of access in and to Torrey Pines Road adjacent and contiguous to Lots 67 to 83 inclusive, also in and to Glenbrook Way, adjacent and contiguous to Lots 82 and 83, shown for public purposes; dedicating them 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, portions of streets, easements, and abutters rights of access in and to Torrey Pines Road and Glenbrook Way, 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 Evenson, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Mesa Industrial Tract Unit 1, located on Kearny Villa Road, Kearny Mesa area, consisting of 3 lots, was presented.

RESOLUTION 135780, adopting map of Mesa Industrial Tract Unit 1 Subdivision, being a portion of Lot 78 Rancho Mission of San Diego; accepting on behalf of the public portion of Kearny Villa Road, 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 future street portion 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 that portion of public street and easements are accepted on behalf of the public; and that Council rejects as dedication for public street 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 Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Pepita Heights, a 2-lot resubdivision of Lots 10 and 11 and portion Lot 9 Block H Villa Tract, located between Mar Avenue and Pepita Way, southwesterly of Country Club Drive in La Jolla, subject to 5 conditions, and to suspension of portion of San Diego Municipal Code, was presented.

RESOLUTION 135781, approving tentative map of Pepita Heights; suspending portion of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Grand Jury, County of San Diego, 406 Civic Center, San Diego 1, California, dated October 11, 1956, by Waldron J. Cheyney, foreman, was presented.

It says that there have been certain violations of Section 1090 of the Government Code of the State of California in the State in the past few years, and so it is bringing the section to the attention of city councils and city attorneys. (It has to do with being interested in contracts, etc.)

On motion of Councilman Kerrigan, seconded by Councilman Schneider, it was filed.

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There was listed next on the agenda a communication from Vyrne Gierlich requesting rezoning of Lot 5 Block 4 College Park Unit 1. The Mayor spoke of there being an ordinance on the same agenda near the end of the meeting - for introduction - on rezoning in College Park Unit 1.

On motion of Councilman Williams, seconded by Councilman Schneider, it was held over, and considered at the same time of the Ordinance.

Communication from J. R. Heriot, 4628 Hilltop Drive, San Diego 2, dated Oct. 15, 1956, was presented.

It tells of the existing Chollas Housing, which it favors removing, and speaks of other projects.

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

+++ Communication from Mrs. J. A. Murray was presented, and referred to the City Manager. After presentation of the next item, action was reconsidered.

Communication from Wm. L. Ries, P.O. Box 938, Arcadia, Florida, dated October 9, 1956, telling of having been in San Diego during Fiesta del Pacifico, and of having been favorably impressed with the Spanish Village and the artists, and of having attended and enjoyed the "California Story", was presented. The writer tells of having been quite unimpressed with the general frenzy of the Spanish Village except the studios and the solidarity of the people who manned them. It tells of having been advised of proposed plans of the Fiesta to take over Balboa Park as a tourist attraction. It concludes "speaking as a tourist, I believe that to uproot these artists and turn the village into a mere 'tourist trap' would be to forfeit rather than gain prestige for the City of San Diego".

On motion of Councilman Schneider, seconded by Councilman Williams it was referred to the "Park Use Committee" (and sent by the Clerk to the Mayor, inasmuch as it is a Mayor's committee).

+++ Bob Stanforth, of the Mission Beach Chamber of Commerce, came to the microphone and said that the Council went too fast on the Murray letter. He said he wanted to be heard.

The action (to refer to the City Manager) was reconsidered.

Mr. Stanforth said that there is a controversy as to whether there should be parking or recreation on Santa Clara Point fill-in (the subject of the Murray letter). He stated that there is great recreational need, told of the many children, and of the area being crowded. Mr. Stanforth said he believed that the west section will be developed, under the bond issue.

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

Communication from San Diego City-County Band & Orchestra Commission, dated October 10, 1956, was presented.

RESOLUTION 135782, approving 3 events in music program submitted by City-County Band and Orchestra Commission, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from San Diego Public Safety Committee, 2100

Communications
Discussion
135782

10/18/56

Fourth Avenue, San Diego 12, dated October 10, 1956, by George H. Dorn, secretary, was presented. It refers to the portion of La Mesa Freeway between Wabash Blvd. and 18th Street, and expresses alarm at the possibility that unless quick solution is found, the available funds may be transferred to other projects, resulting in another delay of possibly two years in the completion of the Freeway. It says it is the understanding that the only question delaying final decision is whether or not a Vehicular Overpass in addition to proposed vehicular overpass is to be provided at 22nd Street. In addition to stating that many members of the committee are familiar with the Golden Hill area and little traffic, it says "we understand that the State plans adequate vehicular crossings at 16th, 19th, and 25th Streets, which will be fully adequate for the streets within one or two blocks of the above named crossings, and very satisfactory to most people who now use 22nd Street". It states that the Committee in regular meeting and by unanimous vote directed the Secretary to express appreciation of the clear and forthright manner in which the City Manager has presented supporting facts and recommendations against any change to provide a cross-over the La Mesa Freeway at 22nd Street.

Prior to the reading, the City Manager stated that the communication relates to the 22nd Street problems, and urges no delay.

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

Communication from Wright Lincoln-Mercury, 1372 Kettner Blvd., dated October 13, 1956, signed by C. F. Hemgren, Office Manager, "Re: Sales and Use Tax Return to City of San Diego Month of August, 1956. Permit #38303, Wright Lincoln Mercury", was presented. It tells of check #505 dated September 25, 1956, in amount of \$4,829.77 for sales and use tax return to the City of San Diego for August, 1956, mailed to City Treasurer's office on September 25, 1956, returned because of no signature together with form dated September 27, 1956. It tells of delays in making returns because of misplaced letter and ~~and the~~ resulting penalty of \$500.00 plus personal anguish. It requests waiving of the penalty.

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

Communications from Mission Beach Coordinating Council; Pacific Beach Woman's Club, Bertha Benson for that Club (a duplicate); Pacific Beach Post 5985 VFW, Pacific Beach Garden Club, Rotary Club of Pacific Beach, Pacific Beach Lions Club, were presented. They request improvement of part of east half of Pueblo Lot 1785 and naming it "Kate O. Sessions Memorial Park" (in honor of a prominent San Diego botanist who did much in the beautification of San Diego, and who lived in that area). On motion of Councilman Kerrigan, seconded by Councilman Schneider, they were referred to the City Manager.

Communication from Harbor Department, by John Bate, dated 10 October 1956, enclosing for approval form of agreement of sublease to be entered into between The Institute of Aeronautical Sciences, Inc., and Caterers, Inc. - for 1 year or until terminated by either party upon 60-day notice; rental \$45 per month; office to be occupied by Caterers, Inc., is same as formerly occupied by Robert L. Read, whose lease was cancelled by mutual agreement 6 July 1956, was presented.

RESOLUTION 135783, ratifying, confirming and approving sublease, copy filed as Document 542596, between The Institute of Aeronautical Sciences, a New York Corporation, sublessor, and Caterers, Inc.,

a California Corporation, Document 542596, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 135784, determining and declaring that public interest, convenience and necessity of The City of San Diego require construction, operation and maintenance of limited access highway and public roads and slopes, across portions of Lots 1, 2, 3, 4, 5, 6, 7, and all Lot 19 Block 1 Berkeley Heights; portions of Lots 12, 22, 28, 29, 32 Lemon Villa; portions of Lot 1 Hubner Estates; all Lot 6 Trojan Heights; determining and declaring that public interest, convenience and necessity of The City of San Diego demand acquisition of title to limited access highway and public roads and easements for slopes through, along and across property to be used by the City for construction of limited access highway and public roads 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 condemning property and acquiring fee title and easements, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener.

RESOLUTION 135785, determining and declaring that public interest, convenience and necessity of The City of San Diego and the inhabitants thereof require construction, operation and maintenance of a public street across portions of Pueblo Lot 1188; and that public interest, convenience and necessity demand acquisition of property to be used by the City for purposes aforementioned; declaring intention of The City of San Diego to acquire the property under Eminent Domain proceedings; directing City Attorney to commence action in the Superior Court of The State of California, in and for the County of San Diego, for purpose of condemning the property, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135786, accepting offer of Frederick C. Whitney to develop a brochure, 8-page booklet measuring 5½ by 8½ inches, suitably illustrated, to be presented to school children and other members of the public at large who may be touring the Civic Center, in capsule form on the City government, under Document 542597; directing City Manager to employ Fred C. Whitney for amount of \$350.00, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 135787, authorizing City Manager to accept work on behalf of The City of San Diego in Kolgra Manor Subdivision, Agreement Document 522940, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135788, granting permit to The City of El Cajon to construct and maintain sewer crossings over the City's right-of-way for El Monte Pipe Line (description and conditions set out in the resolution), was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

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RESOLUTION 135789, accepting granting revocable permit to Walter Willard Holmstrom, 4366 Ohio Street, San Diego, to install and maintain 8' of 3" U.G. Conduit for use and benefit of owner's property: 4379 30th Street, Lots 4 and 5 Block 111 University Heights, under Alley Block 111 University Heights from power pole, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135790, directing the Property Supervisor to file petition with the Board of Supervisors of the County of San Diego, California, requesting that all taxes against portion Lot 24 La Mesa Colony, 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 Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135791, accepting subordination agreement, executed by Bank of America Trust and Savings Association, beneficiary, and Continental Auxiliary Company, trustee, October 5, 1956, subordinating all their right, title and interest in and to easement for right of way for public street and incidents in portions of Lots 1 and 2 Block 44 Paradise Hills Unit 2; 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 Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135792, accepting deed of Arthur Watson and Ethel Watson, September 7, 1956, conveying easement and right of way for street purposes in strip of land 30.0 feet wide in portion Parcel "O" Lot 19 Rancho Ex Mission of San Diego; naming land Donna 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 135793, accepting deed of Charles W. Rusie and Martha R. Rusie, September 7, 1956, conveying easement and right of way for street purposes in strip of land 30.0 feet wide in portion Parcel "O" Lot 19 Rancho Ex Mission of San Diego; naming land Donna 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 135794, accepting deed of Harold L. Evans and Marian June Evans, September 7, 1956, conveying easement and right of way for street purposes in strip of land 30.0 feet wide in portion of Parcel "O" Lot 19 Rancho Ex-Mission of San Diego; naming land Donna 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 135795, accepting subordination agreement, James S. Rusie and Myrtle M. Rusie, beneficiaries, and Union Title and Trust Company, trustee, September 15, 1956, subordinating all their right, title and interest in and to easement for right of way for public street and incidents thereto in portion Parcel "O" Lot 19 Rancho Ex-Mission of San Diego; (not named) 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 Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135796, accepting deed of O. D. Arnold & Sons, August 27, 1956, conveying easement and right of way for sewer purposes in portion Lots 2 and 3 Block 9 Ravenna Park; 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 135797, accepting deed of Boys Incorporated of America, a Delaware Corporation, August 15, 1956, conveying permanent easement and right of way for cathodic protection station in portion Lot 2 Section 25 Township 14 South, Range 4 West S.B.B.M.; 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 135798, accepting deed of Louise C. Ford, September 6, 1956, conveying easement and right of way for street purposes in portions of the North One Half of the Northeast Quarter of Lot 41 Ex-Mission Lands 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 Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135799, accepting deed of San Diego Unified School District of San Diego County, October 2, 1956, conveying easement and right of way for street purposes in westerly 5.00 feet of easterly 45.00 feet of southeast quarter Lot 30 Ex-Mission Lands 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 Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135800, accepting deed of Wilhelmina Reynolds, also known as Wilhelmina Crower, October 9, 1956, conveying easement and right of way for drainage purposes in strip of land 6.00 feet wide in Pueblo Lot 243; 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 135801, accepting deed of Union Title Insurance and Trust Company, October 5, 1956, conveying easement and right of way for drainage purposes in strip of land 6.0 feet wide in Pueblo Lot 243; 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 135802, accepting deed of Wilbur W. Easton, as Tax Collector of the County of San Diego, State of California, October 2, 1956, conveying Lot 6 (exc. South 7') Block 8 and Lots 1 to 3 inclusive Block 9 Wetmore & Sanborn's Addition, for drainage purposes; authorizing and directing City Clerk to file deed for record in office of County Recorder of County of San Diego, together with certified copy of Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135803, accepting deed of Reginald G. Stalmer, also known as Reg. G. Stalmer, September 7, 1956, conveying easement and right of way for street purposes in portion Lot 4 Subdivision of East Half of Pueblo Lot 1215; naming land El Mirador; 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 135804, accepting quitclaim deed of Ed Fletcher Company, October 10, 1956, quitclaiming portions of Lot 4 Subdivision of East Half of Pueblo Lot 1215; 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 135805, accepting deed of William Recht, September 20, 1956, conveying easement and right of way for public street and incidents, in north 2.5 feet of south 12.5 feet Lots 113, 114, 115 of Oakemere; naming easement Rose 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 Kerrigan, adopted.

RESOLUTION 135806, accepting deed of Department of Veterans' Affairs of the State of California; Douglas Reynolds and Lita Reynolds, September 18, 1956, conveying easement and right of way for street purposes in North 2.5 feet of South 12.5 feet Lots 111 and 112 of Oakemere; naming easement Rose 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 Williams, adopted.

RESOLUTION 135807, accepting subordination agreement, executed by Silver Gate Building and Loan Association, beneficiary, and Union Title Insurance and Trust Company, trustee, September 21, 1956, subordinating all their right, title and interest in and to easement for

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public street and incidents, in north 2.5 feet of south 12.5 feet Lots 105 and 106 Oakemere; 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 Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135808, accepting deed of Harold W. Russell and Evelyn C. Russell, September 7, 1956, conveying easement and right of way for street purposes in easterly 2.5 feet Lots 102, 101 and southerly half 100 Oakemere; naming easement 63rd 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 Kerrigan, adopted.

RESOLUTION 135809, accepting deed of Dudley E. Clemmons and Nancy Belle Clemmons, September 13, 1956, conveying easement and right of way for street purposes in portions of Lots 103 and 104 Oakemere; naming easement 63rd Street and Rose 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 Kerrigan, adopted.

RESOLUTION 135810, accepting deed of John Edward Webb and Alice Evelyn Webb, September 7, 1956, conveying easement and right of way for street purposes in north 2.5 feet of South 12.5 Lots 107 and 108 Oakemere; naming easement Rose 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 Kerrigan, adopted.

RESOLUTION 135811, accepting deed of James Ogden and Effie Ogden, September 14, 1956, conveying easement and right of way for street purposes in north 2.5 of South 12.5 feet Lots 105 and 106 Oakemere; 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 135812, accepting subordination agreement, executed by Home Builders Savings and Loan Association, beneficiary, and Paul A. Endicott and Russell K. Pitzer, trustee, September 28, 1956, subordinating all their right, title and interest in and to easement for right of way for public street and incidents, in easterly 2.5 feet Lots 102, 101 and southerly half Lot 100 Oakemere; 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 Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135813, accepting subordination agreement, executed by John W. Wilhoit and Berta M. Wilhoit, beneficiaries, and Union Title Insurance and Trust Company, trustee, June 27, 1956, subordinating

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all their right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances, in portions of Pueblo Lot 265; 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 Schneider; seconded by Councilman Kerrigan, adopted.

RESOLUTION 135814, accepting deed of Tom Sheng and Yee Ngoon Gin Sheng, May 18, 1956, conveying easement and right of way for drainage purposes in portion Pueblo Lot 265; 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 135815, accepting deed of Frontier Properties Company, October 10, 1956, conveying easement for access for water meter and control valve in portions of Pueblo Lot 241; 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.

On motion of Councilman Williams, 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 7186 (New Series), incorporating Lots 13 to 24 inclusive Block 63, Lots 37 to 48 inclusive Block 68, Park Villas, into R-4 Zone as defined by Section 101.0408 of The San Diego Municipal Code, and repealing Ordinance 12889 approved July 7, 1930, insofar as it conflicts, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener.

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 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 7187 (New Series), establishing grade of Alley Block 318 Reed and Daley's Addition, between easterly line of 28th Street and westerly line of 29th Street, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener.

The communication from Vyrne Gierlich, 5080 College Place, continued to this time, from an earlier consideration of the item on this agenda, it was submitted for Council consideration.

It apologizes for speaking after the meeting "was adjourned

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7186 N.S. - 7187 N.S.

Communication (continued from earlier on the agenda)

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yesterday", and says the writer misunderstood. It makes an explanation about the property owned by Mrs. J. Meeks, Lot 9 Block 4, rented as a large rumpus room to a sorority of 25 to 30 girls for a year or more, "regardless of zoning law". It says that has nothing to do with the sorority now occupying 5074 College Avenue. It tells of dangerous parking at certain places on College Avenue, etc. It says "at certain times of the day, we have quite a bit of traffic coming from Montezuma Road through the alley and College Place to College Avenue (some do this to avoid signals at Montezuma Road and College Avenue)." It requests withdrawal of her name from a petition and disregard of a letter from her. It asks for inclusion of Lot 5 Block 4 College Park 1 "if the City Council decides to prepare an ordinance re-zoning from R-1 and C Zones to Zone R4 Lots 3, 4, 9, Block 4 College Park 1". It says that she signed petition for R1 while her husband was out of the city, and they now wish and desire to have R4.

RESOLUTION 135816, denying petition of Vyrne Gierlich requesting inclusion of Lot 5 Block 4 College Park Unit 1 into proposed rezoning of portion of College Park Unit 1 from R-1 to R-4, was on motion of Councilman ~~Councilman~~ Curran, seconded by Councilman Schneider, adopted.

After adoption of the Resolution, it was indicated that it would be necessary to apply through the Planning Commission for rezoning.

After presentation of the request for rezoning, and before adoption of the Resolution, the following took place:

Mayor Dail stated that there has been a request for inclusion of Lot 5 Block 4 College Park Unit 1.

The Clerk then read to the Council the ordinance which it had directed the City Attorney to prepare. It reads "An Ordinance Incorporating Lots 3, 4, and 9, Block 4, and Lots 3 and 4, Block 8, College Park Unit 1 in the City of San Diego, California, into R-4 Zone, as defined by Section 101.0408 of The San Diego Municipal Code, and repealing Ordinance No. 4062 (New Series) adopted May 31, 1941, insofar as the same conflicts herewith".

Harry C. Haelsig, Planning Director, said that the ordinance was not correct. (It was examined, and found to be).

It was at this point that motion was made and seconded to deny the request of Vyrne Gierlich.

Councilman Kerrigan said that the Gierlich request should be referred to Planning. By request, the petition was read to the Council.

Councilman Williams said that the owners are "going to have to re-apply".

Councilman Curran said "it was to eliminate property on the circle; it is not fair to put on 1 (re-zone 1 lot)".

The roll was called here, resulting in Resolution 135816.

Then a portion of the proposed ordinance was read to the Council by the Clerk.

On motion of Councilman Schneider, seconded by Councilman Curran, ordinance incorporating Lots 3, 4, 9 Block 4, Lots 3 and 4 Block 8 College Park Unit 1 into R-4 zone, as defined by Section 101.0408 of San Diego Municipal Code, and repealing Ordinance 4062 (New Series) insofar as it conflicts, was introduced, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener.

Mrs. Meek and Mr. Hartson attempted to be heard.

The Mayor said that "last week the Council heard everybody".

Mrs. Meek said she denied the statements made in the Gierlich letter about the rubbish.

Mayor Dail said that "The Council is not considering that".

Mr. Hartson said that the Council "did not definitely close the hearing", and that he wanted to make a remark.

Mayor Dail spoke against there being a repetition of last week's hearing.

Mr. Hartson said that opponents were ill prepared, at the hearing, and it was thought that the Council would not overrule the

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the Planning Commission. He said that "written objections were not referred to at the hearing."

Mayor Dail pointed out to Mr. Hartson that all are in the file, and that it was much in order.

Mr. Hartson contended that this is "spot zoning". He started to say "the progress of the College (but did not complete the statement)". He said that zoning for the property has not improved it; it should be zoned for that purpose. Mr. Hartson said that he wanted it put in the record that it is "spot zoning". He stated that residence area should not be divided, and told of having a real investment.

Councilman Schneider said that the City Manager should investigate the bypassing of Montezuma, as said in the Gierlich letter.

RESOLUTION 135817, referring to the City Manager the matter of traffic in the alley from Montezuma Road through the alley, and College Place to College Avenue, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Mrs. Meek said "the alley is dangerous".

On motion of Councilman Williams, seconded by Councilman Schneider, Ordinance amending Chapter II Article 2 of The San Diego Municipal Code, by adding thereto Section 22.0603 "Disposal of Unclaimed Property", was introduced, by the following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener.

Councilman Kerrigan requested, and was granted, unanimous consent to present the next item, not listed on the agenda. He said he was to present an item for Joe Caporaletti, who was present. He said it had to do with improvement on 38th Street. He presented a letter to the Council for Mr. Caporaletti, which reads: "Due to the fact that the majority of the people on 38th St. south of Wightman to the Dead End are facing the alley, it is to our advantage to have this street oiled if at all possible rather than paving. This street is not used by the residents as all the garages are approached from the alley." He said he wanted it referred to the City Manager for decision, and said "the Council has a policy". Councilman Kerrigan asked to have this item referred to the City Manager, and said that Mr. Caporaletti is worried about this.

Councilman Schneider seconded motion of Councilman Kerrigan. Resolution will be found at the end of these minutes.

Following adoption of the resolution, Mr. Caporaletti talked at length about existing conditions, of having people on low rent, and of his physical condition.

Mayor Dail said this has been referred to the City Manager, who will report back, if he can institute a 1911 improvement proceeding. He said the Council "has to follow the law, and the policy".

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

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Robyn Heights, a 18-lot subdivision located in the Clairemont area, westerly of Clairemont Drive and southerly of Chippewa Court, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 135818, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego contract with Franklin Hobusch and Geraldene M. Hobusch, for installation and completion of unfinished improvements and setting of monuments required for Robyn Heights subdivision; directing City Engineer to present ordinance establishing

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Discussion by Joe Caporaletti - U.C.

Robyn Heights sub - U.S.

official grades of all streets within the subdivision, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

RESOLUTION 135819, ADOPTING Map of Robyn Heights Subdivision, a portion of Lot 2 of subdivision of Pueblo Lot 1209; accepting on behalf of the public Boone Street and Zed Street, 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 the Council has approved the subdivision map and that streets and easements shown for sewer, water, drainage and public utilities 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 Evenson, seconded by Councilman Williams, adopted.

Councilman Curran said to the Council that "Leon Schweikard is here; he is interested in disposal of Chollas".

The City Manager said that he had a report on that last week, and the schedule is in his office.

Mayor Dail recommended to Mr. Scheikard that he see E. W. Blom, Asst. City Manager.

There was no action.

RESOLUTION 135820, referring to the City Manager the question presented by Joe Caporaletti, for the oiling of 38th Street south of Wightman Street to the dead end, for report to the Council, was on motion Councilman Kerrigan, seconded by Councilman Schneider, adopted.

(Verbal presentation was made on the subject, under unanimous consent, and is shown earlier in these minutes).

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:10 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Chris B. Dail
Mayor of The City of San Diego, California

10/23/56

REGULAR MEETING

Chamber of The Council of The City of San Diego,
California, Tuesday, October 23,
1956

Present-Councilmen Schneider, Kerrigan, Curran, Evenson, Mayor Dail
Absent--Councilmen Burgener; Williams (on vacation)
Clerk---Fred W. Sick

Mayor Dail introduced Father J. B. Eagen, of St. Joseph's Cathedral, who gave the invocation.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, Minutes of the Regular Meetings of the Council, for Tuesday, October 16, 1956, and Thursday, October 18, 1956, were approved without reading - after which they were signed by the Mayor.

Ordinances and Resolutions for this meeting are recorded on Microfilm Roll 120.

At this time awards were made honoring long-time service to the City of San Diego, to the following employees:

Helen Dysart, Supervising Librarian - 40-year pin and scroll - presented by Councilman Schneider;

Molly Levenson, Sr. Clerk, Public Library - 30-year pin and scroll - presented by Councilman Schneider;

Gladys McNary, Assistant Librarian - 30-year pin and scroll - presented by Councilman Evenson;

Mary Underwood Swenson, Senior Typist-Clerk - Building Inspection Dept. - presented by Councilman Evenson; 25-year pin;

Richard M. Grenfell, Senior Building Inspection Department - 25 years; presented by Councilman Curran;

Lloyd W. Ham, Building Inspector, Building Inspection Department - 30 years (H. P. Ringer, Building Inspector, accepted the award in Mr. Ham's behalf); presentation by Councilman Curran

Jesse Fickas, Construction and Maintenance Senior Foreman, Water Production Department - 20 years - presentation by Councilman Kerrigan;

Dr. C. E. Rees, Chief Surgeon of the San Diego Fire Department 40 year pin and scroll - presentation made by Mayor Dail. The Mayor made a comprehensive report on Dr. Rees' official and personal activities, to which Dr. Rees responded. The Mayor mentioned the presence of Fire Chief George Courser, together with others from the Fire Department. Dr. Rees, in his response spoke of the splendid men in the Fire Department, and of past 3 Fire Chiefs who had duty with the City during his term.

The Purchasing Agent reported in writing on 4 bids opened October 19, 1956, for improvement of Cumerland Street, Calle Tres Lomas, et al.

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

The Purchasing Agent reported in writing on 6 bids opened

Meeting convened

Invocation

Service Awards

Minutes approved & signed

Purchasing reports on 1911 Act bids

October 19, 1956, for improvement (sewers) in Avamida de la Playa.

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

The Purchasing Agent reported in writing on 4 bids opened October 19, 1956, for improvement of Estudillo Street.

On motion of Councilman Schneider, seconded by Councilman Evenson, report 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 135212 for paving and otherwise improving Alley Block 190 City Heights, R. A. Hall, Asst. City Engineer, reported a written protest of 41% (it had been greater, but Charles L. Fisk requested cancellation of signature on petition of rejection).

A woman, whose name was understood to be Mrs. Bess (there is a Hess on the ownership list) told the Council that she is in favor of the improvement.

Mr. Hall, asked about the original petition, said it was 68% requesting the improvement.

Councilman Curran asked the nature of the protests.

Mr. Hall replied that they had to do with high cost.

The first speaker said there had "been misinformation"

RESOLUTION 135821, overruling and denying written protests of Property Owners, and Charles L. Fisk (the withdrawal) against proposed improvement of Alley Block 190 City Heights, Resolution of Intention 135212; overruling and denying all other protests, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

On motion of Councilman Curran, 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 135213 for paving and otherwise improving Alley lying westerly of and contiguous to Lots 1 to 27 inclusive Block J Montecello, 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, 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 135214, for paving and otherwise improving Alley Block 81 Pacific Beach, 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 Evenson, seconded by Councilman Curran, proceedings were referred to the City Attorney for Resolution Ordering Work.

The Mayor announced that it would be necessary to have 6 votes to adopt resolutions of feasibility in connection with the next 3 hearings. He said that the hearings could be held, and the Council continue them for the resolutions.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 135358, for grading and sidewalking Aragon Drive, Nassau Drive, Waite Drive, Suffolk Drive, Rockland Street, Duchess Street and 69th Street, the Clerk reported no written protests.

The Mayor inquired if anyone was present to be heard.

Sam Weiss said that he was protesting, and said he "signed, not knowing what was being signed". (His reference to signing was "many") He identified his property as Lot 7 at Aragon and Waite.

Willard Olson, of the City Engineer's office, said there was a 68% petition requesting the work.

Mr. Weiss said it was not explained.

The Mayor said that The City "goes on percentage".

Wayne Ring, Jr. said he had no protest; several reside on the west side of Nassau Drive, with quite a grade behind. He said that people on the west side desire sidewalks, but consider having them adjacent to the curb better than "an island".

Mr. Hall said that they are moved when they can; the whole design is set back.

Mayor Dail said that when there is necessity for that, they can be run continuous to the curb.

Mr. Ring spoke of others being approximately to the curb, and said that property would be lost on the present plan.

Mr. Hall spoke of generally not liking to set the walks too near the curb, and needing room enough for the curb.

Mr. Ring said that this is requested only for the west side; on some of the properties, the walk would come almost to the front door.

Mayor Dail said that there would be about 90 days' delay, in making change; proceedings would have to be abandoned, and start over.

Councilman Kerrigan discussed with Mr. Ring the question of setback.

Mr. Hall told of there being about 16 or 17 feet between sidewalks and property.

William Chambers came to the microphone, and said that distance between sidewalk and curb is 17 feet, and that he "wants the sidewalk in the conventional place". He said his property is on the east side of the street. He said that some of his neighbors had taken the same stand. He asked if the walks could differ on both sides.

Mr. Hall said that they can be designed "any way instructed".

The Mayor asked if property owners want this delayed, and said that it would be if redesigned, and proceedings would be abandoned. He said "this is an unusual request". He stated that it can be delayed, and pointed out that the Council wants to be helpful.

Mr. Ring said he would be willing to have a 90-day delay; there are 22 lots on the west side; a protest on 3 of them.

Councilman Curran pointed out that "the driveway would be on a slope, in the middle of the sidewalk."

Donald Gamble said that if it is difficult walking, he hasn't noticed it. He said the parkway is difficult to maintain and water.

Art Pepin told the Council that he "started the petition, originally". He said he explained the situation to the property owners, and said "there are a lot of kids to protect".

Councilman Curran said there are insufficient votes to act today.

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

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RESOLUTION 135822, continuing hearing on proposed improvement of Aragon Drive, Nassau Drive, Waite Drive, Suffolk Drive, Rockland Street, Duchess Street and 69th Street, Resolution of Preliminary Determination 135358, until 10:00 o'clock A.M., Tuesday, October 30, 1956, 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 of Preliminary Determination 135359 for paving and otherwise improving 55th Street, 56th Street, 58th Street, Orange Avenue and Trojan Avenue, the Clerk reported no written protests.

W. S. Putnam came to the microphone and said that he would lose his driveway on 56th Street (under the plan for improvement). He said the City wants to widen the street, and then he would have to pay. He spoke of there being no need for sidewalk. Mr. Putnam said the Engineer informed him that there is to be a retaining wall. He said there will be a sheer drop and that he "will not spend a penny to keep the land from washing into the street".

Russell A. Hall, Asst. City Engineer, said to the Council that it will be the main entrance street into the new high school. He said that 56th Street, between Meade and El Cajon is paved 30 feet, which is inadequate. He stated that "the sidewalk is required for the children who use the grade". He told of having raised the grade, and raised for the driveway. He told the Council that the drive is an encroachment, and was built in the street.

Mayor Dail interrupted the proceedings hearing to announce that today is "International Day", and that he would have to leave this meeting.

Then, the Mayor said that the City was to pay for the retaining wall, and has agreed to put in the wall to take the place of the terrace, from Meade to the garage.

Mr. Hall said that the property owner is asking for a wall extension, which would be another \$500. - back to the property line. Answering Councilman Schneider, said there would be a guard rail for protection.

Mayor Dail left the meeting, and Councilman Kerrigan took the chair at the Mayor's request (the Vice Mayor was not present).

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

RESOLUTION 135823, continuing until 10:00 o'clock A.M., Tuesday, October 30, 1956, the hearing on proposed improvement of 55th Street, 56th Street, 58th Street, Orange, and Trojan Avenue, Resolution of Preliminary Determination 135359; referring to Council Conference the matter involved in this hearing, 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 135360 of Preliminary Determination for installation of sidewalks on Lea Street, the Clerk reported no protests.

When the Mayor (Councilman Kerrigan, in his stead) inquired if anyone was present to be heard, no one appeared to be heard, and no protests were filed.

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

RESOLUTION 135824, continuing hearing on Resolution of Preliminary Determination 135360 for improvement of Lea Street, Streamview Drive and Chollas Parkway, until 10:00 o'clock A.M., Tuesday, October 30, 1956, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment for improvement of 63rd Street, the Clerk reported no appeals.

The Chairman inquired if any interested property owners were present to be heard.

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

RESOLUTION 135825, confirming and approving Street Superintendent's Assessment 2539 made to cover cost and expenses of paving and otherwise improving 63rd Street, Resolution of Intention 128396; 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 office of Street Superintendent a 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 for improvement of Alleys in Blocks 49 and 49-1/2 University Heights, Resolution of Intention 130034, the Clerk reported no appeals.

The Chairman inquired if any interested property owners were present to be heard.

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

RESOLUTION 135826, confirming and approving Street Superintendent's Assessment 2540 made to cover cost and expenses of paving and otherwise improving Alleys in Blocks 49 and 49-1/2 University Heights, Resolution of Intention 130034; 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 for paving and otherwise improving East and West Alley northerly of and contiguous to Long & Hickok's Subdivision, the Clerk reported no written appeals.

The Chairman inquired if anyone was present to be heard.

Clarence B. Jackson, Lots 1, 2, 3, said his objection was to the price. He asked what he was paying for.

Councilman Curran discussed with Mr. Jackson the question of his amount of property.

Mr. Jackson said he "paid \$50. to have a survey made; the survey was not completed; a log was left on the property". He said he spoke to the contractor.

A. R. Kingaard, the contractor, said it was "news to him".

Mr. Jackson repeated that the survey was not completed.

Councilman Schneider asked who that was (The City and the contractor do not do surveying on private property).

Mr. Jackson's reply was "a guy".

Mr. Kingaard stated that he was not involved in the survey, and that Mr. Jackson had given the \$50. to his own surveyor.

R. A. Hall, Asst. City Engineer, said he will "replace the stake".

Mr. Kingaard said that he will "remove the log".

The Chairman said that the hearing is on the assessment, and that Mr. Kingaard will remove the log.

Mr. Jackson said "the price is a little steep", and discussed it.

The Chairman said that the costs can be investigated.

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Willard Olson, from the City Engineer's office, explained to members of the Council and to Mr. Jackson from a map.

Councilman Schneider spoke to Mr. Jackson about having had bids for the project, and about his having 10 years to pay for the improvement.

RESOLUTION 135827, overruling and denying the appeal of Clarence B. Jackson from Street Superintendent's Assessment 2541 made to cover costs and expenses of paving and otherwise improving East and West Alley lying Northerly of and contiguous to Long and Hickok's Subdivision, Resolution of Intention 127367; 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 Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment for paving and otherwise improving High Avenue, Resolution of Intention 131461, the Clerk reported written appeal from Jane D. Patrick, Joseph Hamilton, Horace D. Everett, Jr., Madeleine Applegate.

The Chairman inquired if anyone was present to be heard.

Three persons came to the microphone, and Horace D. Everett, Jr. spoke for them. He said that Mrs. Patrick and Mrs. Applegate were here, but that Mr. Hamilton was unable to attend this hearing. He said to the Council that the assessment is spread "over too few". He said that across the street, the property is not being assessed, although it will be benefited. He asked "is that correct?"

The Acting City Engineer's reply was "correct".

Councilman Curran stressed the fact that the "assessment was made on the regular formula".

The 3 appellants came up to look at a map with Mr. Hall and Willard Olson.

Mr. Hall pointed out that the street had been narrowed, and that as a result the paving is less expensive than it would otherwise have been.

Councilman Curran spoke to Mr. Olson who explained the methods used in assessing the property, and stated that he had given out estimates, which were fairly close. He told of there being frontages of 140 feet.

Mr. Everett asked if there are any changes in method of assessing.

The chairman replied that is "set out in the law".

Councilman Curran said, again, that this is the same procedure as used by others. He said the street could be petitioned by the property owners to be closed inasmuch as it has been narrowed.

Mr. Everett replied that the property owners would then be taxed for the closing (as private property).

RESOLUTION 135828, overruling and denying appeal of Jane D. Patrick, Joseph Hamilton, Horace D. Everett, Jr., Madeline Applegate, made to cover assessments under No. 2542; overruling and denying all other appeals; confirming and approving the Street Superintendent's Assessment; 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.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on petition of Mrs. Harold Weinberger, and others, relative to

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crosswalk on Federal Boulevard at 29th Street, Mrs. Harold Weinberger, 1552 Altadena St., appeared.

The petition tells of children attending the Webster School, and lists a total 21 children all of whom live on the south side of Federal Blvd. and who have to cross the Blvd. to reach the school. It says there is bad need for a marked crossing (school) at 49th Street and Federal Boulevard, and says "there is a cross walk marking there at the present time, but no attention is shown to the children waiting to cross the street. Signal lights are located at Euclid Ave. and Federal Blvd. as well as 47th Street and Federal Blvd. Both locations are busy shopping centers with entrances for gas stations, used car lot, and various types of shopping. Also there is no sidewalk from 49th Street to 47th Street on either side of Federal Blvd. as well as no sidewalk to Euclid Ave. on either side of Federal Blvd. If a School Crossing is marked at 49th Street and Federal Blvd. we parents agree to take turns patrolling the crossing for our children."

Mrs. Weinberger said that mothers and parents want a yellow school crossing painted, and marked. She spoke along the lines of the petition, in detail. She said they were told that the mothers could not patrol the crossing if not painted yellow.

Councilman Schneider discussed the problem with Mrs. Weinberger, about the yellow zone would have to be located at the school.

Mrs. Weinberger said "some others at distances from the schools are marked in yellow".

Councilman Curran pointed out that the area in question is a State highway.

Mrs. Weinberger said that school boy patrol is not permitted. "others have them, although streets are ^{not} as wide".

The City Manager pointed out that the State Law is clear on the subject, and quoted from the Motor Vehicle Code regarding yellow cross walks. He said "it is very clear; the law is explicit".

Mrs. Weinberger contended that "the school is stuck in a corner, in a canyon".

The City Manager stated that he will refer this problem to the school traffic committee.

Mrs. Weinberger said that "cars won't stop" for the children.

Councilman Curran agreed that this is a real problem. He said that 47th Street is signalized, now, and told of how it is necessary to walk. He asked if it would be feasible to have a pedestrian control signal installed.

Chairman Kerrigan said that the State Highway people control the situation.

Councilman Curran stated that "there is a discrepancy".

The Chairman said that this can be checked out.

The City Manager replied that "the Police has checked it out".

Mrs. Weinberger continued, by saying that some children have to walk in the road, and that she will not allow her child to go to the signal light. She said that there is such heavy use, that one can't get across on a signal.

The Chairman said "there are complications to be answered".

Mrs. R. T. Murphy, 1543 Marilou Street, told of having talked to a sergeant who was to talk to the children at the school today, but said he did not know what to tell them.

Chairman Kerrigan said to Mrs. Murphy that this should be referred to the City Manager.

Mrs. Weinberger asked who was meant.

The Chairman repeated "the City Manager", and said that the individuals came to the right body to be heard. He said that the Council will get some answers; the Manager will find out, and will get the answers.

Individual Councilmen carried on discussions directly with Mrs. Weinberger.

Councilman Curran spoke of need to know the law, and what use of the street is to be (it is in a freeway pattern now under construction by the State).

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The City Manager stated that he will review this situation.

A woman came to the microphone and asked to be heard. Asked what her name is, she replied Mrs. Begue, on Mary Lou. She said that one lane will stop for children, but then the other does not. She said she has had to wait 10 minutes. Mrs. Begue stated that many people in her own area are the offenders. She said that her husband often can't cross on Federal Boulevard, and has lost buses because of the wait.

RESOLUTION 135829, referring to the City Manager and to Council Conference the matter of marking a school crossing at 49th Street and Federal Boulevard, for children attending the Noah Webster Elementary School at Elm and Brookline Streets, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

After resolution was adopted, Mr. Randolph asked if there was "anything else?"

The Chairman said that the City will try to solve the problem.

Petition of Disabled American Veterans, 520 11th Avenue, San Diego 1, by Richard J. Cosgriff, adjutant, dated 10-16-56, was presented. It asks, in behalf of Harry S. Nelson Chapter #2 and San Diego Chapter #70, that 9th and 10th of November 1956 be proclaimed D.A.V. "Forget-Me-Not Days" and permission be granted to conduct drive on streets in various parts of the City, to raise funds to aid needy veterans and their families, was presented.

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

Report of Purchasing Agent, approved by City Manager, on low bid of Peter Pirsch & Sons Co. of Kenosha, Wis., for furnishing 2 Combination Pumping Engines, Hose Carriers, Water Tanks (Fire Fighting Eq. No.16.03, Ref.1) - \$48,370.00 plus sales tax (less total trade-in of \$900.00) - 5 bids, was presented. It says that Chief of Fire Department has recommended additional items be ordered, and reports on wide use of the equipment in various parts of the country.

RESOLUTION 135830, accepting bid of Peter Pirsch & Sons Co. for furnishing 2 Combination Pumping Engines, etc., less trade-in; 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 Schneider, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Western Fence Company for furnishing 2 items of Chain Link Fence - \$1,302.00 including Tax; 5 bids - was presented.

RESOLUTION 135831, accepting bid of Western Fence Company for furnishing Chain Link Fence; 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 low bid of F. Morton Pitt for furnishing 59 ea. Police Badges, 40 ea. Police Cap Ornaments, 28 ea. Panels for Police Badges - \$1,414.00 terms 2% plus 4%

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Sales Tax, was presented. There were 5 bids.

RESOLUTION 135832, accepting bid of F. Morton Pitt Co. for furnishing Badges, Cap Ornaments, and Panels for Badges; 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 Purchasing Agent, 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 Weston's Villa, located on southerly side of Los Altos Road in north Pacific Beach Area, subject to posting bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 135833, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with William P. Evans and Grace T. Evans, George F. Weston and Alvina Weston, for installation and completion of unfinished improvements and setting of monuments required for Weston's Villas 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 135834, adopting map of Weston's Villas Subdivision of portion Lot 23 Soledad Terrace; accepting on behalf of the public portion of Los Altos Road and easements shown for water, sewer, drainage and public utilities, for public purposes; declaring them to be portion of public street and easements dedicated to public use; authorizing Clerk 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 Curran, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Wood Acres, located between La Jolla Rancho Road and La Jolla Scenic Drive in La Jolla area, consisting of 2 lots, was presented.

RESOLUTION 135835, adopting Map of Wood Acres Subdivision, being portion of Pueblo Lot 1774; accepting on behalf of and dedicating to public use, portion of La Jolla Scenic Drive and portion of La Jolla Rancho Road, easements shown for sewer, water, drainage and public utilities; 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 portions of 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 Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for resubdivision of portion of Lot 5 C. M. Doty's Addition (2 lots), subject to 5 conditions, and to suspension of portion of Municipal Code, was presented.

RESOLUTION 135836, approving tentative map for resubdivision of portion Lot 5 C. M. Doty's Addition, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

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Communication from Planning Commission, by Richard L. Weiser, recommending granting request of subdivider's engineer (East Clairemont) to reduce 44th Street from 60 feet to 56th feet in width (originally was a collector street, but plan has been revised and is no longer considered a collector street), was presented.

RESOLUTION 135837, reducing width of 44th Street in Clairemont, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending reapproval of tentative map of Grace Manor subject to all conditions of Resolution 129357 adopted October 27, 1955, was presented.

RESOLUTION 135838, reapproving tentative map of Grace Manor, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Harrington Hollow (formerly Harrington Homesites) a 1-lot subdivision of portion of Pueblo Lot 1299, located on easterly side of La Jolla Scenic Drive, adjacent to La Jolla Highlands, westerly of Pacific Highway, subject to conditions set forth in Resolution 135507 which approved the former subdivision, was presented.

RESOLUTION 135839, reapproving revised tentative map of Harrington Hollow (formerly Harrington Homesites), approved by Resolution 133507, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Larwood Park Unit 4, for 415-lot subdivision of portion Lot 12 Ex-Mission Rancho including resubdivision of Angelus Heights, was presented. It says that portion of property to be subdivided is within the City, but greater portion is within unincorporated county area, and in view of that fact any approval given the map will be subject to Section 11531 of the State Act. It reports that subdivider has initiated annexation proceedings. The recommendation attaches 15 conditions, and recommends suspension of portion of San Diego Municipal Code.

RESOLUTION 135840, approving tentative map of Larwood Park Unit 4; suspending portion of the Municipal Code, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Logan Plaza, a 1-lot subdivision of portion Lot 62 Rancho Mission, on southerly side of Logan Avenue easterly of proposed Village Center Subdivision, between 47th Street and Euclid Avenue - within R-4 zone, subject to 12 conditions and suspension of portion of San Diego Municipal Code, was presented.

RESOLUTION 135841, approving tentative map of Logan Plaza; suspending portion of the Municipal Code, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending granting request of subdivider's engineer for reduction from 15 to 10 feet of setback along northerly side of Canary Way, involving 10 through (lots) in tentative map of Mesa Hills Unit 1, was presented.

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RESOLUTION 135842, reducing setbacks shown on Lots 10 through 15 in connection with tentative subdivision map of Mesa Hills Unit 1, from 15 feet to 10 feet, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Record of Survey for resubdivision of Lot 7 Block 54 Normal/into 2 lots, in lieu of final subdivision map, was presented.

Heights RESOLUTION 135843, approving filing Record of Survey Map in lieu of Final Subdivision Map under Section 102.02.1 of San Diego Municipal Code in Lot 7 Block 54 Normal Heights, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Ozark Terrace, a 4-lot subdivision of portion Lot 42 Horton's Purchase, located at northerly terminus of Ozark Street northerly of Imperial Avenue, subject to 5 conditions; and suspension of portion of the Municipal Code, was presented.

RESOLUTION 135844, approving tentative map of Ozark Terrace; suspending portion Municipal Code, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Quality Brands Tract Annex, a 1-lot resubdivision of Block 85, and portion Block 112 Choates Addition, on westerly side of Wabash Boulevard, southerly of Ash Street, northerly of and adjacent to Quality Brands Tract Subdivision, subject to 12 conditions; and suspension of portion of the Municipal Code, was presented.

RESOLUTION 135845, approving tentative map of Quality Brands Tract Annex; suspending portion Municipal Code, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for adjustment of lot lines between Lots 362 and 363 Rancho Cabrillo Unit 3, was presented. It states that it is proposed to move the original lot lines 5 feet westerly in order to provide adequate side yard for a residence which was inadvertently erected too close to the lot line. Approval is made subject to 5 conditions, and to suspension of portion of Municipal Code.

RESOLUTION 135846, approving tentative map for resubdivision of Lots 362 and 363 Rancho Cabrillo Unit 3; suspending portion of the Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending granting subdivider's engineer request that Section 102.18 of San Diego Municipal Code be suspended to allow final map of Rancho Cabrillo Unit 4, was presented.

RESOLUTION 135847, suspending Section 102.18 of San Diego Municipal Code in connection with tentative subdivision map of Rancho Cabrillo Unit 4, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

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Communication from Planning Commission, by Richard L. Weiser, on rezoning portions of Grantville and Out Lots, from interim zoning to permanent zoning, referred back to the Commission by the Council on August 11, 1956, was presented. It gives a detailed report by the Commission, and tells of Industrial Development Commission of the City action. Evenson

On motion of Councilman Curran, seconded by Councilman, it was continued 2 weeks - to the meeting of Tuesday, November 6, 1956 (since that is election day, the Clerk set the item for Wednesday, November 7).

Communication from The City of San Diego Civil Service Commission, dated October 16, 1956, signed by Raymond Krah, secretary, was presented. It requests permission to incur necessary expenses in conducting of a field trip by Boyd L. Wilson, Associate Personnel Technician, to the personnel agencies of the City-County of San Francisco, cities of Los Angeles, Oakland, and Long Beach, and the State of California Personnel Board in Sacramento, for on-the-spot comparisons as outlined. It says that necessary expenses will be approximately \$220.00.

RESOLUTION 135848, authorizing Boyd L. Wilson, Associate Personnel Technician to attend personnel agencies and incur expenses necessary therefor, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

A form letter from Harry L. Steinmetz, General Chairman, Homecoming Activities, Associated Students of San Diego State College, dated October 17, 1956. It outlines events during homecoming week starting October 22, 1956, and says "We sincerely hope that all the organizations in the City of San Diego will join us in making Homecoming 1956 the greatest ever. We will appreciate any co-operation and participation from your organization."

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

Communication from H. L. Edwards Engineering, Inc., by H. L. Edwards, 4309 Ohio Street, San Diego 4, dated October 18, 1956, was presented. It says that developers of Allied Gardens are about to improve Unit #13 from which a street connection to Estrella Avenue would be desirable. It tells of rejection by the City Council of "reserved for future street" shown on the title sheet, and asks for steps necessary to assure the developers that the reservations will be accepted as a public street upon proper guarantees to improve it to City standards.

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

Communication from National Association for the Advancement of Colored People, 333 Plaza Park Building, Room 309, dated October 18, 1956, signed by Ruth A. Green, president, was presented. It requests permission to sell seals ("Freedom Seal Drive") as a means for raising funds for right against racial and religious discrimination.

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

Three communications from San Diego City-County Band & Orchestra Commission, dated October 15, 16, 17, 1956, by Cletus W. Gardner, secretary, were presented. They request approval of 4 musical events.

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RESOLUTION 135849, approving musical programs submitted by City-County Band and Orchestra Commission, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Communications from Pacific Beach Lions Club, by Harry E. Bogue, pres.; Mission-Pacific Lioness Club, by Mrs. Ethel Mae Root, Pres.; Mrs. Grace Cromwell, Sec.; Clairemont Post 4089 & Ladies Aux. VFW, by Robert T. Castrey, commander, Marjorie G. Brown, pres.; Pacific Beach Junior Woman's Club, by Mrs. Gene Cornell, Corresponding Secretary; Martha T. Farnum P.T.A., by Myrtle McKenna, pres., Herzel Eberwein, secy.; and a duplicate (not listed), were presented.

All the communications request improvement and development of East half of Pueblo Lot 1785 as a public park, and some of them request changing name to "Kate O. Sessions Memorial Park" in honor of her 100th birthday.

RESOLUTION 135850, referring communications re park in Pueblo Lot 1785 to Council Conference, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135851, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Bangor Street and Public Rights of Way; approving Plat 2879 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 Evenson, seconded by Councilman Curran, adopted.

RESOLUTION 135852, approving plans, drawings, typical cross-sections, profiles and specifications, for paving and otherwise improving Cabrillo Avenue, Pearl Street, Rhoda Drive; approving Plat 2845 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 Evenson, seconded by Councilman Curran, adopted.

RESOLUTION 135853, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Emerald Street; approving Plat 2910 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 Evenson, seconded by Councilman Curran, adopted.

RESOLUTION 135854, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Maple Street, Vancouver Avenue, Haller Street; approving Plat 2895 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 Evenson, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 135855, for paving and otherwise

improving Alley Block 23 Bird Rock Addition, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 135856, for paving and otherwise improving Alley Block 59 Ocean Beach, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

In connection with the next item, Willard Olson, of the City Engineer's office, said that it was a Paradise Hills change order, which can be amended under a 1953 Act.

RESOLUTION 135857, declaring the intention of the Council of The City of San Diego to order additions, changes or deletions, shown on plans and specifications filed in office of City Clerk on October 11, 1956, as Document 542298, and setting November 20, 1956, at 10:00 o'clock A.M. in the Council Chamber as time and place for any persons having objection to the changes to appear (re Resolution of Intention 131178 for Roanoke Street, Rachel Avenue, Hopkins Street, et al. improvement), was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF INTENTION 135858, for paving and otherwise improving Alleys Blocks 127 and 134 City Heights, Redwood Street, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF INTENTION 135859, for paving and otherwise improving Easterly and Westerly Alley Block 31 Normal Heights, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF INTENTION 135860, for paving and otherwise improving Alley Block 2 Ocean Front, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135861, for paving and otherwise improving Bangor Street, Public Rights of Way, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135862, for paving and otherwise improving Cabrillo Avenue, Pearl Street, Rhoda Drive, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135863, for paving and otherwise improving Emerald Street, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 135864, for paving

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and otherwise improving Maple Street, Vancouver Avenue, Haller Street, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135865, appointing time and place for hearing protests, and directing notice of hearing, for furnishing electric energy in Seventh Avenue Lighting District 1, for 1 year from and including January 1, 1957, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135866, appointing time and place of hearing protests, and directing notice of hearing, for furnishing electric energy in Eighth Avenue Lighting District 1, for 1 year from and including January 1, 1957, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135867, appointing time and place for hearing protests, and directing notice of hearing, for furnishing electric energy in Pacific Beach Lighting District 2, for 1 year from and including January 1, 1957, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135868, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 215 Pacific Beach, and Lamont Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135869, ascertaining and declaring wage scale for installation of sidewalks in portions of Baker Street, Zoe Street, Sumter Street, Ticonderoga Street and Chicago Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135870, ascertaining and declaring wage scale for paving and otherwise improving Guy Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135871, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Bond Street, Figueroa Boulevard, Magnolia Avenue, Hornblend Street and Grand Avenue, Resolution of Intention 132898, and to be assessed to pay expenses thereof, made by City Engineer; directing Clerk of the City at same time of approval, to certify date and fact thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135872, ~~approving diagram~~ directing City Engineer

The balance of the minutes for this meeting are continued in the next volume.