

Minutes for the Regular Meeting of Tuesday, October 23, 1956, are continued here, from the preceding volume.

to furnish diagram of property affected and benefited by improvement of Alley Block 2 City Heights Annex 1, Resolution of Intention 131459, and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The next item had been continued from the meeting of October 16, 1956, to this date, and had been referred to the Mayor to communicate with the Board of Supervisors.

It was a contract determining title to the County Primary Health Center Building (to be constructed on the Civic Center's north parking lot), and a communication from the City Attorney addressed to the Council on the same subject.

On motion of Councilman Schneider, seconded by Councilman Evenson, the subject was continued 1 week - to the meeting of October 30, 1956.

RESOLUTION 135873, authorizing and directing San Diego Gas & Electric Company to install a 6000 lumen overhead street light at each of 21 locations set out in the resolution, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135874, approving change order 2, September 24, 1956, filed as Document 542716, issued in connection with contract between The City of San Diego and R. E. Staite, Roy C. Ek for construction of storm drain in Newport Avenue, Cable Street and Sunset Cliffs, contract Document 535160; changes amounting to increase in contract price of approximately \$347.25, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135875, denying claim of Farmers Insurance Group, 2104 - 5th Avenue, San Diego, Document 541931, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135876, denying claim of Michael H. Gleason, 3946 Bayside Walk (rear) San Diego 8, Document 541867, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135877, denying claim of Roy A. Gullo, c/o Daniel E. O'Connell, 204 Geer Building, Turlock, California, Document 542254, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 135878, accepting subordination agreement, executed by Security Trust and Savings Bank of San Diego, beneficiary, and Union Title Insurance and Trust Company, trustee, September 26, 1956, subordinating all

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right, title and interest in and to permanent easement and right of way for cathodic protection station, in portion Lot 2 of Section 25 Township 14 South, Range 4 West S.B.B.M.; 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.

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

ORDINANCE 7188 (New Series), dedicating easement for public street purposes in Lots 18 and 19 New Riverside and naming it Aero Court, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilmen Burgener, Williams, Mayor Dail.

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

ORDINANCE 7189 (New Series), changing name of Ridgeview Road in Pueblo Lot 1290 to La Jolla Scenic Drive, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilmen Burgener, Williams, Mayor Dail.

On motion of Councilman Curran, seconded by Councilman Evenson, Ordinance changing name of Avenida Algodon to Muirlands Vista Way, was introduced, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilmen Burgener, Williams, Mayor Dail.

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

RESOLUTION 135879, approving increase in salary to \$825.00 per month for Hoyt E. Ray, Deputy City Attorney, as requested by the City Attorney, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Councilman Schneider requested, and was granted, unanimous consent to bring an item to the attention of the City Manager. He spoke at length of the City Manager's statement in the press about use of metal containers for trash, and told of hardships worked on various business places - particularly at Christmas time. He said that the rule is being applied in the business areas as well as residence areas, and told of trash standing in a shopping area at nearly 1:30 P.M. He declared that the enforcement is burdensome.

The City Manager discussed with Councilman Schneider the problems involved in spilling trash, and of taking containers.

7188 N.S. - 7189 N.S.

Ord. intr.

135879 U.C.

Discussion re trash collection U.C.

Councilman Evenson told of there being a problem in Hillcrest on the same subject.

The City Manager said that it can be worked out.

Councilman Kerrigan, chairman, said that the Council adopted the ordinance (which sets up the regulations on trash collection), and that the subject was discussed in detail. He said "maybe the Council should look at the ordinance".

Councilman Evenson declared that some deviations to the regulations are necessary.

There was continued discussion between various members of the Council and the City Manager, but no action was taken.

Councilman Schneider requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

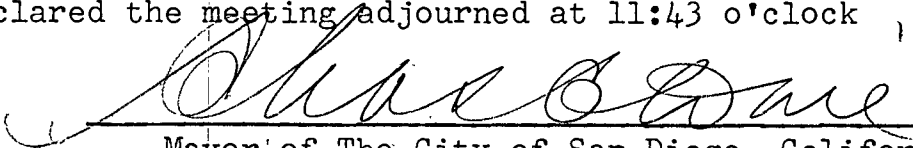
He said that it has to do with shuffle board courts at 6th Avenue and Date Street in Balboa Park. He said that request had been made last April for some new electrical outlets. He read to the Council a letter from W. Allen Perry, Park Superintendent, about the expense involved. He said that a lot of people make use of the facilities. He said that "the Manager would find it useful to bring the current to the building".

RESOLUTION 135880, referring to the City Manager for report, verbal presentation of Councilman Schneider in behalf of the persons interested in securing electrical outlets at the shuffle board courts, 6th Avenue and Date Street in Balboa Park, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

There being no further business to come before the Council at this time, the Chairman declared the meeting adjourned at 11:43 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By 

Deputy

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REGULAR MEETING

Chamber of The Council of The City of San Diego,
California, Thursday, October 25,
1956

Present--Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor
Dail
Absent--Councilman Williams (on vacation)
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 the rezoning of portion Pueblo Lot 1801 - both sides of Gresham
Street - between La Palma and Graham Streets, in Pacific Beach near Mission
Bay - from R-4 to R-2, report of the Planning Commission, was read by the
Clerk to the Council.

The report forwards petitions of property owners proposing
to make the zoning more restrictive by changing it, and says that in the
area some of the lots are 50 x 100 in size, and others are large as 120 x
300, and for that reason, the Commission considered both the number of
people in favor of or opposed to the rezoning, and also the area of land
represented by the property owners. It says that at the hearing before the
Commission it was pointed out that approximately 38% of the property
owners in the area had signed the petition for the rezoning, figured on
the basis of area represented by the signers, but that 61% of the number
of parcels were represented on the petition for the rezoning. It continues
with detailed report on percentages, setting out the objections as 45.6%
of land involved. It sets out the character of improvements on individual
parcels. It reports that the Commission voted 4-1 to deny the petition
for the proposed rezoning, which constitutes a report only, and is not a
recommendation. It says that the existing R-4 zone was established by
Ordinance 119 N.S.

Harry C. Haelsig, Planning Director, laid down a map at which
Councilmen looked as the report was being read.

The Mayor announced that the applicants for the zone change
would be heard first.

Bert Schaefer, 3930 Gresham Street, told of having signed
the request (it shows that he was the circulator). He handed another map
to Councilman Burgener, and said he stipulates that property rights of
all in the area should be protected. He asked to "keep the status quo".
He told of the existence of an attractive rental unit, and said he was not
quarreling about "that, and the next one"; "they should be protected". He
said they don't face the Bay (Mission Bay), but Lot 39 faces the Bay. He said
he was quarreling about Lot 39, and what he has been exposed to. Mr. Schaefer
told of that property having been rented to the Blue Lodge in Covina, for
use of children from broken homes. He said they slept outdoors, and had
revile at 6:00 A.M. He said he "believes in camps, but does not want them
next door to him", and does not want to be exposed to that probability.
He said that he has checked on the lot, and has found that it can be sub-
divided. He maintained that his own rights should be protected, and said
he had turned down \$50,000 for his home; Mr. Rogers turned down the same.
He spoke of wanting to protect themselves against schemes authorized under
R-4, and of trying to stop promotion schemes on Lot 39.

John Rogers said that he built his home on Lot 43 last
year. He said the area was picked "because it was predominantly residential".

Meeting convened
Hearing

He said that there are mostly single-family homes, and he moved from South Mission Beach. Mr. Rogers said he realized that the area was zoned R-4, but that it has been developed as R-2, and he wants it to stay that way. He said "the large lot owners are not going to live there". He said it would be ridiculous to have 2 or 3 stories, in order to have the proper lot coverage. He told of the harangue, with loud speakers that went from 6:00 A.M. to late at night (when rented for use by the children). He said that one side is on the Bay side, and therefore it is "on the side" (of the zoning pattern). He recommended that the area be continued as a residential neighborhood.

J. Milford Ellison read from a City booklet regarding zoning protection, and said protestants are "trying to keep homes together". He said that the Planning Department has said his plats were incorrect regarding figures. He showed plat of views of property owners. He said there are 2 vacant parcels, and 1 wants to retain the existing zoning. He analyzed signers, present views and said 65% of the owners want change.

Councilman Burgener spoke to Mr. Ellison about land-ownership; not the number of persons who own the land.

Mayor Dail said that Councilman Burgener is right.

Mr. Ellison continued to show detailed charts, in color, with percentages. He told of having had originally 48% by square footage, and of types of things permitted in R-4. He said that last summer there was the camp next door to him. He said that was fine, but arrows from the camp hit house, and a youngster was on the roof. He said that condition has been remedied. He said they were "fighting for their own homes", and hopes that the Council will agree with the petition (for the change to R-2). He asked people in favor, from the neighborhood, to stand. They did.

Mrs. Charles Hicks told the Council that she "lives across the street", and that she has investigated the rent in the area. She said it would be possible for a duplex to go in, that if 3-or-4 bedrooms, each would bring as much as 7 1-bedroom units - especially on the Bay front. She said that R-2 would equal the investment-wise property in R-4.

Supporters of R-4 were heard, next.

William Hamilton, attorney, of Pacific Beach, represented 3 owners. He passed around plats made by Security Title Company. He showed, and explained, the colored maps. There was discussion between Councilmen and Mr. Hamilton, who said that 103,000 sq. ft. are in favor of rezoning (to R-2); 123,000 sq. ft. are against it. He said that more owners, area-wise, oppose the change. Mr. Hamilton told of there being individual problems, and said that it has been R-4 since 1933, and that most of those who protest bought since then. He said Lot 9 was bought 32 years ago, and the owner feels that he is going to lose his rights. He said there would be non-conforming uses. He said that proponents have asked to rezone the property, without thought to block lines. Mr. Hamilton contended that this "would be an island of zoning". He said property would be surrounded by R-4, and repeated that it would be an island. He said the motivating use was the boys' camp, which was leased for the summer. He said the lease has been terminated; the occupants have moved out; they are not going to purchase the property. He said that owners of the property have authorized him to state that "there will be no more camps". He declared that "the people who live closest are not protesting". He said he agrees with Mr. Schaefer that property should retain its "status quo".

Councilman Schneider spoke to Mr. Hamilton about owners putting up a bond regarding use of property.

Mayor Dail said they can't do that, and then spoke to Mr. Schaefer about occupants having ceased and desisted their activity.

Mr. Schaefer said he did not know that.

Mr. Hamilton said that statement was made at the Planning hearing. He said the Council should follow the Planning Commission's recommendation to deny the rezoning. He said that representatives of less than 1/2 want the change, and that they should not be permitted to dictate.

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Councilman Schneider discussed the situation with Mr. Hamilton.

Mr. Hamilton said that "it could happen in any R-4 zone, and the present owners want no more camps".

Jim Wilcoxon identified himself as 1/2-owner of Lot 39. He told of having been approached to see if a lease would work, and told that it would be under strict supervision. He said property was leased on a trial basis. He said the point was brought up that if there was opposition, the lessees did not desire to continue. Mr. Wilcoxon told of having assumed full responsibility.

Councilman Schneider had a discussion with Mr. Wilcoxon.

Mr. Hamilton told of over-all plans, which are creditable, but of not being firm.

John Butler, attorney, representing Mr. Arvidson, part owner of Lot 39, was heard. He stated that it is a large property, and that it would be a harsh economic loss if it goes R-2. He told of it having been before the Rogers. Mr. Butler stated that it is a minority petition to rezone, and that it would constitute spot zoning. He said that there are civil rights in connection with schools and camps. He requested denial of the request to rezone.

Mr. Rogers objected to the chart, and spoke of majority rule of property and people. He said that a majority of the people want the change. He said he feels that the owners would not lose money; the question is "how much they can make". Mr. Rogers said it is not an island zoning; it is on the edge, not surrounded by R-4. He pointed out that R-4 people "cannot guaranty the future". He said there should be factual, definite information.

Mr. Schaefer said he refutes stress on areas; property values of improved properties have more at stake than the vacant Lot 39.

Mr. Ellison spoke of underprivileged children, and said he is a teacher. He declared that the children (who occupied the leased premises) were not underprivileged. He said he has been told that Lot 39 is going to sell to a ski club. Again, he read a statement from a zoning booklet. He spoke of his property having been in his family since the early 1920's. He said that people who have homes want to keep them that way.

Mrs. Ellison came to the microphone, and stated that she, too, is a teacher. She said that her father purchased the property as "the first person there". She said there was nothing on Crown Point, and that they rowed around. She told of her father having worked hard to keep the property.

Mr. Hamilton said that the Rogers statement was not correct. He said that more people area-wise are against the rezoning, rather than favoring it. He said "there is only 1 vacant lot."

There were challenges from the audience, which the Mayor stopped.

Mr. Hamilton spoke of Lot 39 being developed with 4 units, and said it is not a question of emotions - it's a question of facts.

Councilman Curran asked if there isn't a provision under the law regarding nuisance.

Mayor Dail replied "yes", said questions had come up time after time, and related instances, stressing the holy roller church on Broadway.

Councilman Schneider spoke to people in the audience, who want rezoning. He expressed hope for compromise. He spoke to Mr. Schaefer about camp property being multiple court.

Mr. Schaefer said that he was not objecting to a multiple unit, but to an apartment house. He said there is "no objection to a 1-story multiple unit."

Councilman Schneider spoke to Hoyt Ray, Deputy City Attorney, who answered him.

Councilman Curran said that "zoning has no control over architecture and height."

Councilman Burgener said there was a similar one on the Bay on Rosecrans Street, to change to R-1, which was denied. He said the City should determine, accurately, percentage of property interested.

P. Q. Burton, Associate Planner, referred to the report to the Council, which had been read.

Councilman Kerrigan moved to close the hearing. Motion was seconded by Councilman Curran.

Roll was called, and hearing closed.

Councilman Burgener asked if owner of Lot 15 was here.

Mr. Hamilton replied that the owner had changed his mind.

Councilman Burgener reviewed, from the map, views of owners.

When individuals attempted to speak again, the Mayor said that the hearing had been closed, but that Councilmen could ask questions.

By request, the Clerk read petition signed by several, protesting a change.

Councilman Burgener said "if the record is correct, a majority oppose the change".

Mr. Schaeffer said that value of property is more than that of those who oppose the change.

Councilman Schneider recalled a Point Loma case where up-grading was encouraged. He said this is one of those cases, and said "there is an angle to up-grading".

Councilman Evenson said it is known that it has been zoned since 1933. He said "people who buy...(but did not complete the statement),

Councilman Evenson moved to uphold the Planning Commission. Councilman Curran seconded the motion.

Harry C. Haelsig, Planning Director, said that the Council is probably aware of a request for residential-professional zone. He told having processed the first draft, including an R-4 re-draft. He said that in revamping there would be an R-P zone. He told of there being some opposition to the ordinance regarding property purchased for motels and hotels. He said it would eliminate those uses, but schools would be in R-2. He said "there is a glimmer of hope".

Councilman Schneider asked if there would be action shortly on that ordinance.

Mayor Dail said that "it is for the future".

RESOLUTION 135881, denying petition to rezone from R-4 to R-2 of Lots 39 to 44 inclusive, Lots 91, 92 and 93, and westerly half of Lots 98 to 104 inclusive, all in Southern Title Guaranty Co.'s subdivision of Pueblo Lot 1801, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on rezoning Lots 6 to 10 Block 57 Paradise Hills, from R-1 to R-2, report of Planning Commission, by P. Q. Burton, was read. It identifies property as 5 lots on north side of Rancho Hills Drive, about 1½ blocks west of Reo Drive in Paradise Hills, and says that circulators of petition represents that property is to be purchased by a church group, and if rezoning is approved, will erect a church thereon. It gives detailed ~~detailed~~ report on the area, and says that it would be spot zoning, and probably illegal. It says that no one appeared at the Planning Commission meeting to support the proposed rezoning and no one appeared to oppose it. It reports that the Commission voted 5-0 to deny the request, and that property is zoned R-1 under Ordinance 118 N.S.

No one appeared to be heard.

Councilman Evenson was excused

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

RESOLUTION 135882, denying petition to rezone from R-1 to R-2 Lots 6 through 10 Block 57 Paradise Hills Unit 3, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on proposed rezoning of Southeast One-Quarter of Lot 30 Ex-Mission Lands of San Diego (Horton's Purchase) on west side of Euclid Avenue, about 300 feet north of Market Street, to R-2, the Clerk reported no protests.

The Planning Commission, by P. Q. Burton, stated in a communication that no protests were received, and that the Commission voted 5-0 to recommend the rezoning of property which is now zoned R-1 under Ordinance 35 N.S.

Councilman Curran said that he understands this is for an elementary school; it is isolated; it should be referred to Council Conference.

RESOLUTION 135883, referring to Council Conference the proposed ordinance incorporating Southeast Quarter of Lot 30 Ex-Mission Lands of San Diego into R-2 zone, and continuing the hearing until 10:00 A.M., Thursday, November 1, 1956, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Pace Construction Company for construction of storm drain in portion of Pueblo Lot 1782 near La Jolla Mesa Drive and Torano Road - \$1,368.00; 3 bids - was presented.

RESOLUTION 135884, accepting bid of Pace Construction Company for construction of Storm Drain in portion PL 1782; 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 Schneider, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent on single bid of Shellmaker, Inc. for Clean-Up Dredging in Municipal Yacht Harbor - \$14,175.00, was presented. It says that ~~that~~ the Commission concurs in recommendation of award, and that engineering estimate is \$17,000.

RESOLUTION 135885, accepting bid of Shellmaker, Inc. for Clean-Up Dredging in Municipal Yacht Harbor (13,500 cu. yds. @ \$1.05 per cu. yd.); 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 Schneider, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent on sole bid of Stauffer Chemical Company for furnishing Ferric Sulphate for period of 6 months beginning Nov. 1, 1956, @ \$61.00 per ton F.O.B. Alvarado Filtration Plant - \$17,080.00, was presented. It says price offered represents \$5.00 per ton increase over expiring contract - the first increase in price since 1952, and believed to be reasonable in view of generally rising costs.

RESOLUTION 135886, accepting bid of Stauffer Chemical Company for furnishing Ferric Sulphate; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135887, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other

expense necessary or incidental for construction of Montezuma Road from 55th Street westerly approximately 1500 feet, Document 542802; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135888, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for sandblasting and painting of Bar Screen Room in Sewage Treatment Plant, 3375 East Harbor Drive, Document 542805; authorizing and directing Purchasing Agent to publish notice to contractors for bids, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 135889, approving plans and specifications for Remodeling 2 Mission Beach Sewage Pump Stations, Document 542803; authorizing and directing Purchasing Agent to publish notice calling for bids, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 135890, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of storm drain in Benicia Street at Gaines Street; Document 542802; authorizing and directing Purchasing Agent to publish notice 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 24-lot tentative map in Allied Gardens area located between Units 8 and 10 north of Green Avenue - Allied Gardens Unit 13 - subject to 16 conditions, and to suspension of portion of the Municipal Code, was presented.

RESOLUTION 135891, approving tentative map of Allied Gardens Unit 13; suspending portion of 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 for 2-lot resubdivision of Lot 37 Block 15, located on southerly side of Roswell Street westerly of Selma Place and easterly of Melrose Place, subject to 5 conditions, and to suspension of portion of the Municipal Code, was presented.

RESOLUTION 135892, approving tentative map for resubdivision of Lot 37 Block 15 Beverly; suspending portion of 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 for 2-lot resubdivision of portion Lot 1 Block 4 Encanto Heights, located at southeast corner of Brooklyn and 63rd Street, to be divided into 2 lots, each 50 ft x 100 ft., fronting on 63rd Street, subject to 4 conditions, and to suspension of portion Municipal Code, was presented.

RESOLUTION 135893, approving tentative map for resubdivision

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portion Lot 1 Block 4 Encanto Heights; 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 Record of Survey for 3-lot resubdivision portion Lots 15, 16, 17, 18 Block 6 Golden Park, in lieu of a final subdivision map, was presented.

RESOLUTION 135894, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with W. G. Boughton and Dorothy L. Boughton, Pirl Oates and Esther Oates, A. S. Freedman, Jr., Katherine M. Freedman, for installation and completion of unfinished improvements in portion Lots 15 through 18 Block 6 Golden Park, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 135895, approving filing of Record of Survey Map in lieu of final subdivision map under Section 102.02.1 of San Diego Municipal Code for ~~Record of Survey~~ portion Block 6 Golden Park; was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by P. Q. Burton, forwarding petition to rezone portion Lot 22 Moody's South Addition to Lemon Grove and Grove Heights 1, 2, 3 - newly-annexed territory north of Lomita Village, consisting of about 16 acres - was presented. It says that rezoning was initiated by Planning Commission and no fee was required; due to error in legal description advertising hearing, the Commission voted unanimously to deny the petition and hold another hearing.

On motion of Councilman Burgener, seconded by Councilman Schneider,

RESOLUTION 135896, filing petition to rezone portion Lot 22 Moody's South Addition to Lemon Grove and Grove Heights, was adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for 2-lot resubdivision Lot 5 Block F Kensington Park Extension, located at southeasterly corner of Alder Drive and Biona Drive, within R-1 zone, was presented. Six conditions are included, together with suspension of portion of Municipal Code.

RESOLUTION 135897, approving tentative map for 2-lot subdivision Lot 5 Block F Kensington Park Extension; suspending portion San Diego Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Record of Survey for resubdivision of Lot 12 Block G La Jolla Country Club Heights Unit 2, in La Jolla area, on Country Club Drive, was presented.

RESOLUTION 135898, approving filing of Record of Survey Map of division Lot 12 Block G La Jolla Country Club Heights Unit 2; approving filing pursuant to provisions of Section 102.02.1 of San Diego Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

The next item had been continued to this date, from meeting of October 11, 1956, at the request of the applicant.

Communication from City Manager recommending filing applica-

Paper

11/8

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not
used

tion of William L. Sale for certificate of convenience and necessity to operate 5 taxicabs in Clairemont and Linda Vista areas, "without action", was presented.

Mayor Dail stated that Mr. Sale was here at the last meeting on this subject, and is present today.

Mr. Sale told of his application having been made on August 7, referred to the Police Department, and after interviews, had been told that recommendation would be to deny. He said there is need for "something better than adequate, and that Ocean Beach has 6 taxicabs; La Jolla has 6 taxicabs". He pointed out that Clairemont and Linda Vista have no such service. He declared that "there are no more cabs on the streets than there were years ago". He told of others having been approved in various areas. He said to the Council that mass transportation is not very frequent, and Linda Vista's last bus to downtown is a 6:40 P.M. Then, he told of personal interviews he had with residents, and of encouragement given him.

Councilman Evenson returned

Mr. Sale continued speaking, and handed in several petitions containing many names, reading "We, the undersigned, respectfully request that favorable consideration be given to an application for a certificate of convenience & necessity and the operation of a taxicab service in & for the Linda Vista-Clairemont area be permitted".

Mayor Dail spoke to Mr. Sale about convenience and necessity. He pointed out that the City Manager has recommended against granting the application. He said that the Council has to make a finding, and added "the petition has little bearing".

Chief of Police A. E. Jansen was present. Councilman Burgener discussed with him the number of companies and cabs.

The Chief gave the information to him.

There was discussion between Mayor Dail and the Chief. Chief Jansen said that there are available detailed reports on the survey. He pointed out that he is not concerned with location of the companies; it is the service to the public.

The City Manager spoke about there being very few calls for cab drivers, and that they are "free to cruise". He maintained that there is not enough business for the drivers to "cruise in Clairemont".

Mr. Sale spoke of need for service, and said that the downtown companies will not assign cabs (to those areas).

Mayor Dail pointed out that "the procedure is being followed".

John Butler, attorney, told the Council that Yellow Cab Company has 1 in Clairemont; there are 15 near; they give service. He stated that the demand is "practically nil; service is adequate".

Mayor Dail had a discussion with the Chief about radio equipped cabs.

Councilman Schneider moved to accept the recommendation, and deny the application. Motion was seconded by Councilman Curran.

Councilman Burgener then discussed the general taxicab situation in the area with the City Manager and the Police Chief.

Mr. Sale said to the Council that "1 (cab) was granted in La Jolla in 1956".

The Chief pointed out that other companies don't cruise in La Jolla.

Councilman Burgener said to Mr. Sale that he can re-apply, and discussed with him the subject of "motivating applications".

The roll was then called on the motion, resulting in RESOLUTION 135899, denying application of William L. Sale for certificate of convenience and necessity to operate 5 taxicabs in the Clairemont and Linda Vista area of the City, as recommended by the City Manager, was on motion adopted.

Communication from San Diego Post 6, The American Legion,

Taxicab discussion on
cont. application
Communication

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dated October 19, 1956, signed by Richard J. Curran, was presented. It begins: "We in the American Legion, among other things, associate ourselves together to foster and perpetuate a one hundred percent Americanism; to preserve the memories and incidents of our associations in the great wars; and to inculcate a sense of individual obligation to the community, state and nation". It expresses a sincere desire that the greatest "Fighting Lady" in all naval history, the U.S.S. Enterprise (CV6) be saved from such humiliating end to such an illustrious and courageous career of service to her country. It says that it seems truly ironical that she should be awarded the highest Presidential Citation for her gallantry in war, and then be sentenced to death for her uselessness in peace. It says it is believed that she should continue to serve her country in a new peace time mission as a National Shrine and Naval Museum, dedicated to the 13,000 equally gallant men who fought and died aboard her during her 20 bloody sea battles, when she engaged and destroyed more than 70 enemy ships and nearly 1,000 enemy planes; all bent on destroying her and her sons, and her sisters and their sons, and even her native land. It asks return to her original home port of San Diego, and be manned by men of her former crew, who have vowed that she will be gracefully retired in a manner befitting the Queen that she is.

On motion of Councilman Schneider, seconded by Councilman Burgener, it was referred to the Harbor Commission.

Communications from Kiwani-Annes of Pacific Beach, by Betti Littan, president, Doris Williams, secretary; Martha T. Farnum P.T.A., by Myrtle McKenna, pres., Hazel Eberwin, secy.; Pacific Beach Junior Woman's Club, by Mrs. Gene Cornell, corresponding secretary; Pacific Beach Town Council, by H. George Roney, president, Roscoe Arnett, secretary, were presented. All are resolutions petition the City Council to proceed with improvement of the East Half of Pueblo Lot 1785, reserved for City Park and designated as "Soledad Terrace Park", and some request changing of name to Kate O. Sessions Memorial Park.

RESOLUTION 135900, referring to Council Conference communications urging park improvements in east half of Pueblo Lot 1785, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION CHANGING GRADE 135901, of Sterne Street, Resolution of Intention 135099; providing for publication, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135902, adopting recommendation of Acting City Engineer, Document 542691; authorizing and directing Acting City Engineer to amend proceedings for improvement of Alley Block 127 San Diego Land and Town Company's Addition, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135903, granting petition, Document 542556, for paving and otherwise improving Fresno 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 Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135904, adopting recommendation of Acting City Engineer, Document 542690, to order district formed to pay costs and expenses

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of improving Landis 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 Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Acting City Engineer, recommending granting petition for paving and otherwise improving Sterne Street, was presented.

RESOLUTION 135905, granting petition, Document 542555, for paving and otherwise improving Sterne 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, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135906, confirming Mayor's appointments to the Psychology Commission, from and after October 25, 1956, pursuant to Section 33.2103 of San Diego Municipal Code: Wallace V. Lockwood, Ph. D. and Irving R. Stone, each for 3 years; Eunice Simmons, M.D. and Fannie D. Montalto, Ph.D., each for 2 years; Arnold M. Small, Ph.D., for 1 year, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135907, rescinding Resolution 135117 passed and adopted September 11, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

(Although the Resolution does not state, it has to do with authorizing City Attorney to commence condemnation proceedings to acquire property in The Highlands for public sewer).

RESOLUTION 135908, approving and adopting as the policy of The City of San Diego policy statement titled "San Diego County Water Agencies' Position Regarding Their Water Rights As They Affect The Soil Conservation Program", copy filed in office of City Clerk as Document 542905 and attached to Resolution as Exhibit "A", was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135909, determining that the City of San Diego file an appearance as an interested party in application of railroad companies, among them the Atchison, Topeka and Santa Fe Railway, for authority to increase interstate passenger fares and excess baggage charges, Application 38056, before the Public Utilities Commission of the State of California, matter set for hearing in San Francisco on 14th day of November, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135910, determining that the City of San Diego file appearance as an interested party in matter of application of Southern Counties Gas Company for general increase in gas rates, Application 38211,

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before Public Utilities Commission of the State of California, matter set for hearing in Los Angeles on 14th day of November, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Listed on the agenda was Resolution "That the City Manager be and he is hereby authorized to execute contracts with consultants who will constitute the members of the Sewage Board, said contracts to be in accordance with the form thereof on file in the office of the City Clerk under Document No. _____".

Councilman Evenson spoke of there being a "lot of controversy" on this subject. He said that it is now proposed to have an agreement to provide advice on the subject. He asked who the engineers are.

The City Manager said that he has the names of the men available, and will reveal them when authorization is given.

Councilman Evenson moved to refer the subject to Council conference, and continue it 1 week. Motion was seconded by Councilman Schneider.

The City Manager told of wanting to protect the consultants.

RESOLUTION 135911, referring to Council Conference the proposed resolution authorizing City Manager to execute contracts with consultants who will constitute members of Sewage Board, and continuing the subject to the meeting of Thursday, November 1, 1956, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 135912, authorizing and empowering City Manager to execute, for and on behalf of the City, lease agreement with C. W. Tobey, of portion of Municipal Golf Course Club House in Balboa Park, for restaurant, for 3 years beginning October 1, 1956, at flat rental or percentage, whichever is greater, under Document 542911, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 135913, approving Change Order 2, 542795, issued in connection with contract between City of San Diego and V. R. Dennis Construction Co. for improvements in Nile and 39th Streets, Document 538796; changes amounting to increase of approximately \$1,337.77, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135914, granting revocable permit to San Diego Gas and Electric Company for furnishing electric power to a tool shed at south end of Municipal Golf Course, and temporary permit to allow the Company to run power line across the Municipal Golf Course, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135915, granting permission to Francis J. Riedy to install sewers by private contract to serve portion of San Diego Property Union and Pueblo Lot 1140 southeasterly from Fir Street, under Document 541708, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135916, authorizing City Manager to accept

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\$46.82 on behalf of The City of San Diego, in full settlement of claim of the City against Cameron Brothers, Route 1 Box 173 Santee, California, for damages to water main at 5037 Glasgow, as invoiced July 16, 1956, Invoice W07484 in amount of \$93.64; authorizing City Auditor and Comptroller to execute release upon payment of \$46.82, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135917, authorizing representative of Building Inspection Department to attend annual meeting of Western Plumbing Officials Association, Inc., Sacramento, California, November 7 through 10, 1956; authorizing incurring all necessary expenses, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135918, declaring bid of J. M. Tangway to be the highest bid received for sale of Lots 39 and 40 Block 308 Pacific Beach; accepting bid, and authorizing property to be sold at \$6,100.00, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Resolution tells of auction sale held, 6 bids, minimum price of \$4,500.00 for the sale having been fixed by the Council. It authorizes and empowers Mayor and City Clerk to execute, for and on behalf of and as act and deed of The City of San Diego, a quitclaim deed quitclaiming the property to John B. Tangway and Alice E. Tangway, husband and wife as joint tenants. The resolution authorizes and empowers City Auditor and Comptroller to refund to John Worobec \$200.00 deposit; to refund to Thomas F. Corso \$225.00 as broker's deposit; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions to complete transaction; and all expenses in connection with the sale shall be deducted from proceeds received from the sale.

RESOLUTION 135919, declaring bid of Joseph Czarzasty to be the highest bid received for sale of Lot 11 Block 39 Western Addition (it was the only bid), and authorizing property to be sold for \$1,800.00, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Resolution tells of auction sale held, minimum of \$1,800.00 for sale having been fixed by the Council. It authorizes and empowers Mayor and City Clerk to execute, for and on behalf of the City, quitclaim deed quitclaiming the property to Joseph Z. Czarzasty and Rachel F. Czarzasty, husband and wife as joint tenants. The resolution authorizes and empowers City Clerk to deliver deed to Property Supervisor with instructions to complete transaction; and that all expenses in connection with sale of the property shall be deducted from proceeds received from the sale.

RESOLUTION 135920, accepting quitclaim deed of Watt Homes, Inc., a corporation, Ohm Homes, Inc., a corporation, and Magnet Homes, Inc., a corporation, c/o Freeland, Peterson and Evenson, 639 Spreckels Building, San Diego 1, executed on 1st day of October, 1956, quitclaiming to The City of San Diego, all water mains and appurtenant structures constructed for its use, located in public streets, etc., either within or without subdivision named Clairemont Unit No. 17; 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 135921, accepting deed of Walton Development Company,

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a corporation, Paul A. Wenhe and Mary B. Wenhe, 5506 University Avenue, executed on 28th 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, etc., either without or within subdivision named Southclair Terrace Unit No. 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 135922, accepting subordination agreement, executed by Security Trust and Savings Bank of San Diego, beneficiary, and Security Trust and Savings Bank of San Diego, trustee, October 16, 1956, subordinating all right, title and interest in and to easement for right of way for public sewer and appurtenances 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 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 135923, accepting deed of Pirl Oates and Esther K. Oates, September 12, 1956, conveying easement and right of way for street purposes in northerly 3.60 feet Lot 17 Block 6 Golden Park; naming land Talbot Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135924, accepting deed of W. G. Boughton and Dorothy L. Boughton, October 23, 1956, conveying easement and right of way for sewer, water, drainage and public utilities and right of ingress and egress in southerly 4.00 feet of northerly 82.00 feet Lots 15 and 18 Block 6 Golden 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 Kerrigan, adopted.

RESOLUTION 135925, accepting deed of Albert Sidney Freedman, Jr. and Katherine M. Freedman, October 23, 1956, conveying easement and right of way for sewer, water, drainage and public utilities and right of ingress and egress in southerly 4.00 feet of northerly 82.00 feet Lot 16 Block 6 Golden 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 Kerrigan, adopted.

RESOLUTION 135926, accepting deed of Pirl Oates and Esther Oates, October 23, 1956, conveying easement and right of way for sewer, water, drainage and public utilities and right of ingress and egress, in southerly 4.00 feet of northerly 82.00 feet Lot 17 Block 6 Golden Park; authorizing and directing City Clerk to file deed, together with certified copy of Resolution, for record in office of Recorder of San Diego, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 135927, accepting deed of The Hotel Kingsway Operating Company, October 10, 1956, conveying easement and right of way for public sewer and storm drain, or drains and appurtenances, in strip of land 8.00 feet wide in Lot 21 Partition of Rancho Mission of San Diego; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 135928, accepting deed of Dudley P. Messinger and Olive C. Messinger, October 1, 1956, conveying easement and right of way for drainage purposes in strip of land 8.0 feet wide in Lots 33 and 34 Block 6 Pauly's Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 135929, accepting deed of San Diego Gas & Electric Company, October 2, 1956, conveying easement and right of way for drainage purposes in portion Pueblo Lot 1101; 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 Curran, adopted.

RESOLUTION 135930, accepting quitclaim deed of United States of America, Housing and Home Finance Agency, Public Housing Administration, October 8, 1956, quitclaiming portion of Lot 3 Block 463 Old 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 Curran, adopted.

RESOLUTION 135931, accepting deed of Dan B. Berry and Ethel R. Berry, September 20, 1956, conveying easement and right of way for street purposes in portion Acre Lot 2 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 Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 135932, accepting deed of Frank F. Faust and Ruth K. Faust, Herbert C. Kelly and Helen G. Kelly, conveying easement and right of way for sewer, water, drainage and public utilities and right of way for ingress and egress in portions of east half of northeast quarter Pueblo Lot 1343; 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 Curran, adopted.

RESOLUTION 135933, accepting deed of Myrtle R. Shook, September 28, 1956, conveying Lots 4, 5, 6, 7, 8 Block 55 Campo Del Dios 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,

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

RESOLUTION 135934, accepting deed of Douglas Scripps McKellar and Katherine F. McKellar, October 11, 1956, conveying easement and right of way for drainage purposes in strip of land 10.0 feet wide in Pueblo Lot 1782; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135935, accepting deed of William N. Hamilton and Edna Lee Hamilton, October 10, 1956, conveying easement and right of way for drainage purposes in strip of land 10.0 feet wide in Pueblo Lot 1782; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135936, accepting deed of R. W. Kerns and Alberta G. Kerns, October 10, 1956, conveying easement and right of way for drainage purposes in strip of land 10.0 feet wide in Pueblo Lot 1782; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135937, accepting deed of San Diego Unified School District of San Diego County, California, October 10, 1956, conveying easement and right of way for street purposes in portion Lot 22 La Mesa Colony; naming lands Solita Avenue and Mataro 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 135938, accepting deed of J. L. Adkinson, October 15, 1956, conveying easement and right of way for sewer purposes in easterly 10.0 feet of westerly 17.50 feet Lot 10 Block 4 G.H. Crippen'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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135939, accepting deed of Arthur S. Makepeace and Minnie Makepeace, October 19, 1956, conveying portion 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135940, accepting deed of Lea H. Warner, October 15, 1956, conveying portion 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135941, accepting deed of Joe C. Jones and Francis Jones, October 15, 1956, conveying easement and right of way for street purposes in southwesterly 7.00 feet, measured at right angles from southwesterly line, Lot 13 Block 6 Floral Terrace; naming easement Aster 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 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 written or printed copy.

ORDINANCE 7190 (New Series), incorporating Lots 3, 4, 9 Block 4, Lots 3 and 4 Block 8 College Park Unit 1 into R-4 Zone; repealing Ordinance 4062 (New Series) insofar as it conflicts, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Williams.

On motion of Councilman 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 7191 (New Series), amending Chapter II Article 2 The San Diego Municipal Code by adding Section 22.0603, 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.

The Ordinance provides for unclaimed property (Police Department).

There was listed on the agenda an ordinance appropriating \$30,000.00 out of Sewer Revenue Fund, Fund 506, to pay expenses of the San Diego Sewage Board.

On motion of Councilman Burgener, seconded by Councilman Schneider, it was continued 1 week - to the meeting of November 1, 1956.

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 final map of Rose Terrace Unit 1, immediately west of Highway 101 and east of Floral Terrace, about 1200 feet north of Balboa Avenue, was presented.

RESOLUTION 135942, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with

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Bratcher and Russo Corporation for installation and completion of unfinished improvements and setting of monuments required for Rose Terrace Unit 1 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 Burgener,

RESOLUTION 135943, adopting map of Rose Terrace Unit 1; accepting on behalf of the public portion of Bluffside Avenue and easements shown for drainage, together with any and all abutters' rights of access in and to Pacific Highway, adjacent and contiguous to Lot 1; dedicating them to public use; rejecting as a dedication for a public 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 the Council has approved the subdivision map, and that portion of public street and easements shown on the map, together with any and all abutters' rights of access in and to Pacific Highway adjacent and contiguous to Lot 1 are accepted on behalf of the public; and that the Council rejects as dedication for public street portion marked "Reserved for Future Street"; directing City Clerk to transmit the map to the Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

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 Clairemont Park Unit 1, located on easterly side of Tecolote Canyon, adjacent to Clairemont, on northeasterly extension of Field Street, consisting of 215 lots, was presented. It makes the approval subject to posting of bond in amount sufficient to insure installation of required improvements.

RESOLUTION 135944, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Clairemont Company, a partnership, for installation and completion of unfinished improvements and setting of monuments required for Clairemont Park Unit 1 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 135945, adopting Map of Clairemont Park Unit 1, a subdivision of portions of Pueblo Lots 1195 and 1206; accepting on behalf of the public Via Alcazar, Via Amalia, Via Amata, Via Alessandro, Via Arcilla, Via Aquario, Via Bartolo, Via Benito, Via Bello, Via Carancho and Field Street, easements shown for sewer, water, drainage and public utilities, together with any and all abutters' rights of access in and to Field Street, adjacent and contiguous to Lots 1 and 2 and Lots 66 to 70 inclusive, shown on the map for public purposes; declaring them to be dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that Council has approved the subdivision map and that streets and easements shown are accepted by 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 Schneider, seconded by Councilman Kerrigan, adopted.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:34 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By August M. Hadstrom
Deputy

Oliver O. Jones

Mayor of The City of San Diego, California

Communication - U.C.
135943 - 135945
Meeting adjourned

REGULAR MEETING

Chamber of The Council of The City of San Diego,
California, Tuesday, October 30,
1956

Present-Councilman Kerrigan
Absent--Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor
Dail (in Los Angeles attending the League of California
Cities' conference)

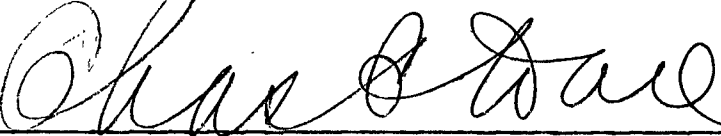
Councilman Kerrigan appeared in the Council Chamber at
10:00 o'clock A.M., announced that no meeting would be held, that it would
be adjourned until Thursday, November 1, 1956, for lack of a quorum.

The hearings on Resolutions of Preliminary Determination,
continued to this date from meeting of Tuesday, October 23, 1956, because
of lack of 6 votes to adopt "Resolutions of Feasibility":

- a - Araron Drive, Nassau Drive, et al;
- b - 55th Street, 56th Street, et al;
- c - Lea Street;

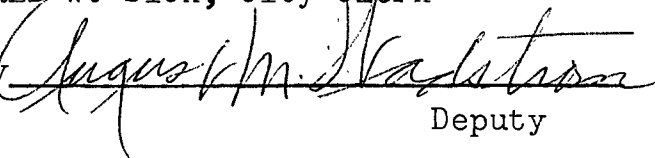
will be presented to the Council at its regular meeting on Thursday, November
1, 1956, because no meeting was held this date.

ATTEST:
FRED W. SICK, City Clerk



Mayor of The City of San Diego, California

By


Deputy

Meeting not conducted -
items held over until 11/1/56

11/1/56

ADJOURNED REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, November 1, 1956;
(In lieu of Tuesday,
October 30, 1956)

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

Absent--None

Clerk---Clark M. Foote, Jr.

Ordinances and Resolutions for this meeting are recorded
on Microfilm Roll 120.

Thomas Mitchell, motion picture actor, and "Mayor of The Town"
on CBS presented to Mayor Charles C. Dail a plaque naming him the honorary mayor
of Springdale (mythical town of the Mitchell television show).

The Mayor thanked Mr. Mitchell for his gracious gesture, and
told of Mr. Mitchell having been present and of his participation at the
League of California Cities' meetings in Los Angeles.

On motion of Councilman Schneider, seconded by Councilman
Kerrigan, Minutes of the regular meetings of Tuesday, October 23, 1956, and
of Thursday, October 25, 1956, were approved without reading - after which
they were signed by the Mayor.

The Purchasing Agent reported in writing on 3 bids opened
October 26, 1956, for improvement of Alleys in Catalina Terrace, Resolu-
tion of Intention 134755.

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

The Purchasing Agent reported in writing on 3 bids opened
October 26, 1956, for paving and otherwise improving Alley Block 22 Ocean
Beach Park, Resolution of Intention 134644.

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

The Purchasing Agent reported in writing on 3 bids opened
October 26, 1956, for paving and otherwise improving Alley Block 20 Swan's
Addition, and Fairmount Avenue, Resolution of Intention 134756.

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

The Purchasing Agent reported in writing on 3 bids opened
October 26, 1956, for paving and otherwise improving San Luis Obispo Place,

Meeting convened

Plaque presented to the Mayor

Minutes approved

Reports on 1911 Act bids

et al, Resolution of Intention 134643.

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

Councilman Burgener entered

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on Resolution of Preliminary Determination 135358, for grading and sidewalk on Aragon Drive, Nassau Drive, Waite Drive, Suffolk Drive, Rockland Street, Duchess Street and 69th Street, the Mayor announced that the hearing had been closed (as of October 23, 1956) and was held over for the 6-vote Resolution of Feasibility. He spoke of a protest having been filed against locating the sidewalk next to the curb.

Councilman Curran said that the hearing has been closed, and spoke about possible abandonment of the proceedings.

A Navy chief, who had appeared at the previous hearing, answered Councilman Curran about abandonment. He said he would have "honest answer on the petitions".

Councilman Curran moved to adopt the Resolution of Feasibility. Motion was seconded by Councilman Evenson.

Councilman Kerrigan told of having had 5 or 6 calls on the subject, and that he had recommended getting in touch with the Engineer. He pointed out that there will be a Resolution of Intention, on which hearing will be held.

RESOLUTION 135946, overruling and denying protests of Wayne Ring, Wm. Chambers, Donald Gamble and Art Pepin against proposed improvement of Aragon Drive, Nassau Drive, Waite Drive, Suffolk Drive, Rockland Street, Duchess Street and 69th Street, Resolution of Preliminary Determination 135358; overruling and denying all other protests, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 135947, determining that improvement of Aragon Drive, Nassau Drive, Waite Drive, Suffolk Drive, Rockland Street, Duchess Street and 69th Street, Resolution 135358 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 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 continued hearing on Resolution of Preliminary Determination 135359, for paving and otherwise improving 55th Street, 56th Street, 58th Street, Orange Avenue and Trojan Avenue, Mayor Dail announced that the hearing had been closed.

RESOLUTION 135948, determining that improvement of 55th Street, 56th Street, 58th Street, Orange Avenue, Trojan Avenue, Resolution 135359 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 Kerrigan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on Resolution of Preliminary Determination 135360, for grading and sidewalk on Lea Street, with Streamview Drive and Chollas Parkway, the Mayor pointed out that the hearing had been closed.

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RESOLUTION 135949, determining that improvement of Lea Street, Streamview Drive and Chollas Parkway, Resolution 135360 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 Kerrigan, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of B.D.K. Corporation for construction of sanitary sewer connecting former United States sewer in and along Hillside Drive, to sewer manhole 14A near S'Ely corner Lot 62 La Jolla Hills, was presented. There were 3 bids.

RESOLUTION 135950, accepting bid of B.D.K. Corporation for construction of sanitary sewer connecting former United States sewer to manhole 14A near s'ely corner Lot 62 La Jolla Hills; \$7,079.00; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego contract pursuant to specifications and plans 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 (approved by City Manager) of V. R. Dennis Construction Co. for improvement of Zion Avenue from 51st Street to 140' westerly of Winona Avenue; 5 bids, was presented.

RESOLUTION 135951, accepting bid of V. R. Dennis Construction for improvement of Zion Avenue from 51st Street to 140' westerly of Winona Avenue; \$7,431.37; 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 Williams, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Harbor Tire & Supply Co. (1 bid was slightly lower on some items), for retreading passenger and truck tires; 3 bids; was presented.

RESOLUTION 135952, accepting bid of Harbor Tire & Supply Co. for furnishing Recapping of Passenger and Truck Tires for 6 months beginning November 1, 1956 - including option to renew for additional 6 months - awarding contract; authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of 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 A. R. Kingaard for Improvement of Castellana Road southeasterly of Crespo; \$1,575.50, 3 bids; was presented.

RESOLUTION 135953, accepting bid of A. R. Kingaard for Improvement of Castellana Road southeasterly of Crespo; awarding contract, authorizing and directing City Manager to enter into and execute contract pursuant to plans and specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

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RESOLUTION 135954, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Butterfly Valves, under Document 542964; was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135955, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for Pacific Highway 12" A C Pipeline Relocation from Bean St. to Witherby St.; 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 Aaron W. Reese, Assistant City Attorney, forwarding report from the Claim Investigator relating to use of City forces to repair asphalt parking lot at 41st and Market Streets (which had come up in Conference), was presented.

The report, signed by Lee Severson, relates incidents in connection with a broken water main at 41st and Market, which flooded a liquor store and damaged the parking lot, and of the repairs made by City forces.

Communication from Pacific Beach Junior High School PTA pointing out "at present a definite need for a community park for family use in which the children of the North Shore Area may have a safe place for their recreational activities"; requesting improvement and development of the east half of Pueblo Lot 1785 which has been reserved for use as a City park and designated "Soledad Terrace Park", was presented. It asks that in recognition of her many contributions to the City of San Diego that the Park name be changed to "Kate O. Sessions Memorial Park" for rededication as a usable park during the year 1957 in honor of her 100th birthday.

On motion of Councilman Burgener, seconded by Councilman Schneider, it was referred to the Planning Commission.

Communication from Purchasing Agent, approved by City Manager, on low bid of Radford Overhead Doors at a total of \$1,134.23, incl. sales tax (for Central Garage and Machine Shop); 3 bids, was presented.

RESOLUTION 135956, accepting bid of Radford Overhead Doors for furnishing 7 overhead garage doors; 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.

Communication from Property Owners requesting permission to circulate petition for annexation to City of San Diego of area to be known as "Rosedale-Rancho Mission Tract", was presented.

Councilman Burgener said that a gentleman was here with a series of petitions, asking that certain properties be excluded from the request to annex.

Mayor Dail asked if this was the proper time to present the request.

The item was held, awaiting arrival of Assistant to the City Manager.

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RESOLUTION OF AWARD 135957, accepting bid of L. B. Butterfield, and awarding contract, for sewer main and appurtenances in Avenida de la Playa, and Pueblo Lot 1280, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

City Engineer reported low bid 11.5% below the estimate.

RESOLUTION OF AWARD 135958, accepting bid of Kenneth H. Golden Co., Inc. and awarding contract, for paving and otherwise improving Cumberland Street, Calle Tres Lomas, Calle Quebrada, Potomac Street, Calle Canada, Alleghany Street and Public Right of Way, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

City Engineer reported low bid 1.2% below the estimate.

RESOLUTION OF AWARD 135959, accepting bid of R. E. Hazard Contracting Co. for paving and otherwise improving Estudillo Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

City Engineer reported low bid 4.6% below the estimate.

RESOLUTION OF INTENTION 135960, 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 OF INTENTION 135961, for grading and sidewalking Baker Street, Zoe Street, Sumter Street, Ticonderoga Street, Chicago Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 135962, for paving and otherwise improving Guy Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 135963, for furnishing electric energy in Garnet Street Lighting District Number One, for 1 year, from and including February 1, 1957, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 135964, for furnishing electric energy in Sunset Cliffs Lighting District Number One, for 1 year, from and after January 1, 1957, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Listed on the agenda was a Resolution, continued from the meeting of October 16, 1956, approving contract with County Board of Supervisors determining title to County Primary Health Center Building on the Civic Center site. It authorizes the Mayor to execute contract. It had been referred to the Mayor on October 16, 1956, who had written to the Board of Supervisors regarding area to be contained in the agreement, and expressing readiness to confer. The Mayor told the Council that he had

received no answer.

On motion of Councilman Schneider, seconded by Councilman Curran, the proposed resolution, communication from City Attorney and copy of communication from the Mayor, were continued to the meeting of Thursday, November 8, 1956 (Tuesday is election day, so there will be no meeting; the Council has determined not to meet on Wednesday).

RESOLUTION 135965, declaring intersection stop; Bacon Street at Narragansett Street affecting traffic on Narragansett Street; authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135966, authorizing and directing San Diego Gas & Electric Company to install a 6000 lumen overhead street light at each of 17 locations, and 2 20,000 lumen mercury vapor lights, at locations specified in the Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135967, authorizing City Manager to accept work on behalf of The City of San Diego in Colony Park Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135968, authorizing City Manager to accept work on behalf of The City of San Diego in Euclid Mesa Subdivision, and execute notice of completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 135969, authorizing City Manager to accept work on behalf of The City of San Diego in Mesa Park 2 Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135970, authorizing City Manager to accept work on behalf of The City of San Diego in Southclair Terrace Unit 2 subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135971, authorizing City Manager to execute agreement with County of San Diego whereby the County will provide the City with microfilm service, in accordance with Document 543262, was on motion Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135972, approving Change Order 1, October 9, 1956, Document 542983, issued in connection with contract between The City of San Diego and Einer Brothers, Inc. for construction of Murray Second Pipeline

contract^{is} contained in Document 536625; changes amounting to increase in contract price of approximately \$2,000.00, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 135973, approving request of A. R. Kingaard, September 17, 1956, Change Order 2, for extension of 30 days to and including November 27, 1956, Document 543002, in which to complete contract for improvement at various downtown intersections, contract Document 540194; extending completion time to November 27, 1956, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135974, 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 1 and 2 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 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 135975, 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 5 and 6 Block 42 Paradise Hills Unit 2, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing 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 135976, authorizing and directing Property Supervisor to advertise for at least 5 consecutive days in official newspaper of the City, sale at public auction of Lots 14, 15, 16 Block 39 Western Addition, reserving and excepting easement and right of way for storm drains and appurtenances; reason for selling is that real property is no longer needed for City purposes; value as disclosed by appraisal of qualified real estate appraiser is \$4,500.00; minimum amount Council will consider for the sale is \$4,500.00; reserving right to reject any and all bids at the public auction; directing that all expenses in connection with the sale shall be deducted from proceeds received from the sale, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Resolution says that Adolph W. Johnson, 3747 Udal Street, San Diego, has petitioned The City to put property up for sale, and has deposited \$200.00 to cover all costs pertaining to the sale, including cost of title report, and as guaranty that depositor will at sale bid minimum amount fixed by the Council, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 135977, granting revocable permit to Coast Security Corporation, 4314 Voltaire Street, San Diego, California, to install and maintain 1 80' 1" C.I. Water Lateral and 1 105' 1" C.I. Water Service for use and benefit of owner's property: 3126 through 3132 38th Street; Lots 27, 28 Block 121 City Heights, was on motion of Councilman Schneider,

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seconded by Councilman Burgener, adopted.

RESOLUTION 135978, granting revocable permit to S. B. Craig, 1805 Hornblend Street, Pacific Beach, San Diego, to install and maintain 100' 1" copper water service for use and benefit of owner's property: 4425 2727 Kendall Street; Lots 1 and 2 Block 238 Pacific Beach, under Kendall Street from owner's property to City water main in Hornblend Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135979, approving claim of Robert C. Olson, Document 542668 in amount of \$18.75; authorizing City Auditor & Comptroller to draw warrant in favor of Robert C. Olson, 7975 Paseo del Ocaso, La Jolla, in full payment of the claim, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135980, approving claim of Mrs. Joseph F. Durbin, Document 542319, in amount of \$74.64; authorizing City Auditor & Comptroller to draw warrant in favor of Mrs. Joseph F. Durbin, 3272 Holly Way, Chula Vista, in amount for full payment of the claim, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135981, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of The City of San Diego, quitclaim deed, for valuable consideration, quitclaiming to County of San Diego, a political subdivision, a permanent easement for extending excavation slopes and drainage structures beyond limits of right of way, under Document 543293, where necessary for construction and maintenance of County road to be constructed on the right of way, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

(Resolution does not identify property, but deed lists it as portions of Lot 4 (Southeast Quarter of Southeast Quarter) and Southwest Quarter of Southeast Quarter Section 32 Township 12 South, Range 2 West S.B.B.M., within strip of land 60. feet wide.

RESOLUTION 135982, 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 State of California, a Corporation Sovereign, all rights, title and interest in and to all real property situated in The City of San Diego, County of San Diego, State of California, described in form of deed under Document 543294 (the form defines land as Lots 19 to 24 inclusive in Block 84 of E. W. Morse's Subdivision; northerly 15 feet Lots 2, 4, 5 and all Lots 6, 7, 8 and 19 Block 115 E. W. Morse's Subdivision; Lots 19 to 24 inclusive Block 68 E. W. Morse's subdivision of Pueblo Lot 1150 together with portion "G" Street adjoining Lot 19 on the north, as closed to public use), was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135983, authorizing and empowering City Manager to execute, for and on behalf of the City, a right of way contract - State Highway with State of California Department of Public Works Division of

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Highways, agreeing to necessary acts to consummate sale to the State of California of Lots 19 to 24 inclusive in Block 84 ~~inclusive-in-Block-84~~ E. W. Morse's Subdivision of Pueblo Lot 1150; terms and conditions set out in form filed as Document 543297, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135984, authorizing and empowering City Manager to execute, for and on behalf of the City, a right of way contract - State Highway with State of California Department of Public Works Division of Highways, agreeing to necessary acts to consummate sale to the State of Lots 28, 29, 30 Block, and Lots 19 to 24 inclusive Block 68 E. W. Morse's Subdivision of Pueblo Lot 1150; terms and conditions set out in form filed as Document 543299, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135985, authorizing and empowering City Manager to execute, for and on behalf of the City, a right of way contract - State of California Department of Public Works Division of Highways, agreeing to necessary acts to consummate sale to the State of California of Northerly 15 feet Lots 3, 4, 5 and all Lots 6, 7, 8, 12 Block 115 E. W. Morse's Subdivision of Pueblo Lot 1150; terms and conditions set out in form filed as Document 543300, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 135986, 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 Hotel Kingsway Operating Company, a co-partnership, easement for right of way for construction, operation and maintenance of public sewer and appurtenances thereto and storm drain, or drains and appurtenances, in Lot 21 Partition of Rancho Mission, described in form filed as Document 543303; 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, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Resolution says that The City is desirous of acquiring portion Lot 21 Partition of Rancho Mission for easement for drainage and sewer purposes; Hotel Kingsway Operating Company, owner of the property is willing to deed it to the City in exchange for quitclaim deed from the City, quitclaiming portion of said Lot 21; value of both properties as determined by last report of City Auditor and Comptroller are the same, or \$100.00. It says City Manager has recommended the exchange.

RESOLUTION 135987, 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 Security Title Insurance Company, as trustee of its Trust P.T. 942, City's interest in Parcel 2 of portion of Pueblo Lot 1187, described in form of deed filed under Document 543304; 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.

Resolution says that The City is desirous of acquiring portion Pueblo Lot 1187 shown as Parcel 1 on City of San Diego Engineering Department Drawing 6189-B, as easement for water pipe line purposes; Security Title Insurance Company, as trustee of Trust P.T. 942 acting for subdivider of portion

of Pueblo Lot 1187, is willing to deed the land to the City in exchange for quitclaim deed from the City conveying City's interest in Parcel 2 shown on Drawing 6189-B to Security Title Insurance Company as trustee. It gives value of Parcel 1 and Parcel 2, as determined by last report of City Auditor and Comptroller, as equal, or the sum of \$500.00, and the City Manager has recommended exchange.

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

ORDINANCE 7192 (New Series), changing name of Avenida Algodon to Muirlands Vista Way, 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 Williams, seconded by Councilman Burgener, the next ordinance was introduced.

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

ORDINANCE 7193 (New Series), appropriating \$14,000.00 out of Unappropriated Balance Fund of The City of San Diego and transferring same to Financial Services Department Fund to provide funds for microfilm program, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Burgener, seconded by Councilman 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 7194 (New Series), appropriating \$8,200.00 out of Capital Outlay Fund for paving portion of Zion 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 Evenson, seconded by Councilman Kerrigan, the next ordinance was introduced.

On motion of Councilman Evenson, 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 7195 (New Series), appropriating \$2,300.00 out of Capital Outlay Fund for sewer work in La Jolla Hills Subdivision, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted,

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by following vote: Yeas-Councilmen ~~Councilmen~~ Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

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

On motion of Councilman Evenson, 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 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 7196 (New Series), appropriating \$1,700.00 out of Capital Outlay Fund for improvement of portion of Castellana Road, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

The item which had been shown earlier in these minutes as a request of Property Owners for permission to circulate petition for annexation to the City of San Diego, and area to be known as "Rosedale-Rancho Mission Tract", ~~it~~ was considered again by the Council.

Mayor Dail said that there would "be no action now". He said that request which was presented by Jack Passmore, ~~signed by 8-- individuals~~ for exclusion of property should be held for protest time, since it would be premature now.

An unidentified man, but who gave his name to the Clerk later as Jack Passmore, 3951 California Street, talked about the annexation.

The Mayor said there will be a time when protest would be effective.

Mr. Passmore said he does not understand "why".

There was continued discussion.

Tom Fletcher, Assistant to the City Manager, who had arrived, said that the request for permission to circulate petition should be referred to Planning today. Reviewing annexation procedure, Mr. Fletcher said there would be 2 to 3 months before the protest hearing.

The City Manager discussed the subject with Mr. Passmore, and pointed out that "the City cannot annex islands".

The petition for permission to circulate petition for annexation was referred to Planning - together with notes of discussion. (Petitions requesting annexation exclusion were returned to Mr. Passmore, and therefore are not a part of this record. It is assumed that they will be presented at protest hearing time).

There being no further business to come before this meeting, the Mayor declared it adjourned at 10:18 o'clock A.M. He also called a 5-minute recess.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Charles Dail
Mayor of The City of San Diego, California

7196 N.S.

Discussion re "Rosedale-Rancho Mission Tract" - ref to Plan
Meeting adjourned - Recess

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REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, November
1, 1956

Present--Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor
Dail
Absent--Councilman Kerrigan
Clerk---Clark M. Foote, Jr.

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 120.

The Mayor called the meeting to order at 10:30 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing, which had been continued from the meeting of October 25, 1956, on which date the subject was referred to conference at the suggestion of Councilman Curran, on proposed rezoning, a communication from San Diego City Schools, by George H. Geyer, Associate Superintendent, was presented. The hearing was set on ordinance incorporating Southeast Quarter Lot 30 Ex Mission Lands of San Diego into R-2 Zone and repealing Ordinance 35 (New Series) insofar as it conflicts.

On motion of Councilman Schneider, seconded by Councilman Williams, the file was referred to the Planning Commission, after Councilman Curran said that he wanted the subject referred to conference, and the City Manager said that "Planning has ideas".

RESOLUTION 135988 is shown near end of these Minutes.

Report of Purchasing Agent on second low bid of Clarence E. Rathbun for installation of Street Name Signs for 6 months with option on the part of the City for additional 6 months, of Street Name Signs - \$28,840.50. It reports that bid of Anderson & Harville was recommended for rejection on the basis of irregularities. (There were 5 bids - second low bid was 22.8% below estimate of City Engineer).

RESOLUTION 135989, accepting bid of Clarence E. Rathbun, for furnishing installation of Street Name Signs; awarding contract; authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

Report of Purchasing Agent, approved by Acting City Manager, on low bid of H. W. Grizzle for construction of fire station building for fire engine company 7 at National Avenue and Crosby Street; \$61,140.00, 6 bids - was presented.

RESOLUTION 135990, accepting bid of H. W. Grizzle for construction of Fire Station Building for Fire Engine Company 7 at National Avenue and Crosby Street; awarding contract; authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Meeting convened
Hearing
Purchasing reports

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Report of Purchasing Agent on low bid of Rogers Construction Company for construction of Morena Boulevard, between Linda Vista Road and Clairemont Drive, and Weeks Avenue between Cushman Street and a point north of Frankfort Street - \$999,350.97; 4 bids - was presented.

RESOLUTION 135991, accepting bid of Rogers Construction Company for construction of Morena Boulevard, and Weeks 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 Burgener, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent, approved by Acting City Manager, on low bid of W. P. Fuller & Co. for furnishing Roofing Material (Public Buildings Div.) - \$1,729.52, terms 2% plus sales tax; 3 bids - was presented.

RESOLUTION 135992, accepting bid of W. P. Fuller & Co. for furnishing Roofing Material; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of 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 A. R. Kingard for construction of concrete boat launching ramps at Dana Basin - \$2,906.00; 5 bids - was presented.

RESOLUTION 135993, accepting bid of A. R. Kingard for construction of Concrete Boat Launching Ramps at Dana Basin; 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 Acting City Manager, on low bid of Pace Construction Co. for construction of Storm Drain in Block 6 Pauly's Addition - \$2,446.80; 3 bids - was presented.

The report states that low bid is 23.6% above the estimate.

RESOLUTION 135994, accepting bid of Pace Construction Co. for construction of Storm Drain in Block 6 Pauly's Addition; awarding contract, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

(Resolution does not direct the execution of contract)

Report of Purchasing Agent, approved by Acting City Manager, on low tie bid of Reliable Pipe Supply Co., Inc. for furnishing 42 items of Steel Sheet, Bars, Angles, for stock - \$1,277.62; terms less 1/2 of 1% 10 days, plus Sales Tax (there were 4 identical bids; award was made by lot).

RESOLUTION 135995, accepting bid of Reliable Pipe Supply Co., Inc. for furnishing 42 items of Steel; 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 Curran, adopted.

Report of Purchasing Agent, approved by Acting City Manager,

reporting on low bid of Southern Equipment & Supply Co. for furnishing 3300 ft. 8" casing (for Storeroom stock) - \$3,925.35 plus sales tax, terms 2% 10th prox - 7 bids; was presented.

RESOLUTION 135996, accepting bid of Southern Equipment & Supply Co. for furnishing Casing; 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 Williams, adopted.

Report of Purchasing Agent, approved by Acting City Manager, on low bid of Coast Electric Company for furnishing Electrical Fixtures - \$2,659.75 terms 1% 10th prox. plus 4% sales tax - 3 bids; was presented.

RESOLUTION 135997, ~~accepting bid of Coast Electric Company,~~ accepting bid of Coast Electric Company for furnishing 48 fixtures (for alteration of Civil Service Area, 4th floor, Civic 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 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 Warren Southwest, Inc. for furnishing 25 Pcs. 30' Long, Douglas Fir Piling (stock for bulkheads and bridge repairs) - \$1,382.50 plus sales tax; 4 bids; was presented.

RESOLUTION 135998, accepting bid of Warren Southwest, Inc. for furnishing 25 Pcs. Douglas Fir Piling; 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, seconded.

Report of Purchasing Agent, approved by Acting City Manager, for furnishing Gate Valves (Stores stock, for use by Water Dept.) - \$33,931.03 terms 2% plus sales tax; 4 bids; was presented.

RESOLUTION 135999, accepting bid of Industries Supply Co. for furnishing 12 items of Gate Valves; 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 Williams, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent, approved by Acting City Manager, for furnishing 3,000 lbs. of Krilium Loamaker (for Torrey Pines Golf Course) \$2,558.40 including tax; 3 bids; was presented.

RESOLUTION 136000, accepting bid of Germain's of San Diego, for furnishing Krilium Loamaker; 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 Acting City Manager,

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for furnishing Centrifugally Spun Reinforced Concrete Pipe for 6 months beginning November 1, 1956 (at prices set out in schedule attached) - 1 bid, was presented.

RESOLUTION 136001, accepting bid of American Pipe and Construction Co. for furnishing Pipe; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 136002, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for Improvement of Access Road and Perimeter Road, Lindbergh Field; Document 543116; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136003, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for construction of Storm Drain in Catalina Boulevard, from Garden Lane to 480' south of Rosecroft Lane; Document 543113; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 136004, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for construction of Storm Drain at 5th Avenue and Brookes Avenue; Document 543115; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Williams, seconded by Councilman Evenson, adopted.

RESOLUTION 136005, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for construction of storm drain at Grand Avenue and Pacific Highway; Document 543114; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by Acting City Manager, on low bid of A. R. Kingaard for improvement of Landis Street between 39th and 40th Streets - \$1,762.20; 5 bids - was presented.

RESOLUTION 136006, accepting bid of A. R. Kingaard for improvement of Landis Street; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 136007, authorizing and directing Purchasing Agent to advertise for sale and sell 6 motor vehicles, no longer desirable for use or retention by the City; costs in connection with sale to be deducted

from proceeds received from the sale, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Clairemont Villas Unit 5, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 136008, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Jonathan Manor Inc., a corporation, for installation and completion of unfinished improvements and setting of monuments required for Clairemont Villas Unit 5; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 136009, adopting Map of Clairemont Villas Unit 5 subdivision, being a subdivision of portion of Pueblo Lot 1243; accepting on behalf of the public Conrad Avenue, easements shown for sewer, water, drainage and public utilities, for public purposes; declaring them to be dedicated to the public; 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 street and easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of the Board of Supervisors of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Clairemont Villas Unit 6, subject to posting bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 136010, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Jonathan Manor, Inc., a corporation, for installation and completion of unfinished improvements and setting of monuments required for Clairemont Villas 6 subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136011, adopting map of Clairemont Villas Unit 6, a subdivision of portion Pueblo Lot 1243; accepting on behalf of the public Amnest Street, Appleton Street, Barstow Street, Cadet Street, Conrad Avenue, Diane Avenue, alleys, and easements shown for sewer, water, drainage and public utilities, for public purposes; declaring them to be dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that the Council has approved the map and that streets, alleys and easements shown for sewer, water, drainage and public utilities, 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, California, 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 Clairemont Villas Unit 7, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 136012, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with

Jonathan Manor Inc., a corporation, for installation and completion of unfinished improvements and setting of monuments required for Clairemont Villas Unit 7 subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136013, adopting map of Clairemont Villas Unit 7 Subdivision, a subdivision of portion of Pueblo Lot 1243; accepting on behalf of the public, Artesian Street, Barstow Street, Conrad Avenue, Dawne Street, and easements shown ~~for sewer, water, drainage and public utilities~~ ^{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 are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Del Cerro Unit 5, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 136014, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with The Vinley Corporation, a corporation, for installation and completion of unfinished improvements and setting of monuments required for Del Cerro Unit 5 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 Evenson, adopted.

RESOLUTION 136015, adopting Map of Del Cerro Unit 5 Subdivision, a subdivision of portion Lot 67 Rancho Mission of San Diego; accepting on behalf of the public Calvin Way, Elmhurst Drive, Hillgrove Drive, Lambda Drive, Madra Avenue and Rockhurst Drive, easements shown for sewer, water, drainage and public utilities for public purposes; declaring them to be public streets and easements, and dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that the Council has approved the subdivision map and that streets and easements are accepted on behalf of the public; 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 Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Glen Oaks Heights Unit 2 (amended) at northwest portion of Clairemont Development, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 136016, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Glen Oaks Heights, Inc., a corporation, for installation and completion of unfinished improvements and setting of monuments required for Glen Oaks Heights 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 Evenson, adopted.

RESOLUTION 136017, adopting map of Glen Oaks Heights Unit 2, portion of Pueblo Lot 1252; accepting on behalf of the public Monongahela Street and Wyandotte Avenue, and easements shown for sewer, water, drainage and public utilities, for public purposes; declaring streets and easements to be dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, ~~as-and-for-public-use; authorizing-and-directing~~

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~~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 and easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, California, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Mesa Hills Unit 1 (revised), located easterly of Highway 395 southerly of Chesterton Drive, and approximately 800 feet south of Juvenile Hall, subject to posting bond in amount sufficient to insure installation of required improvements, and subject to dedication of Mocking Bird Road and service road to connect presently dedicated street, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136018, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Cameron Bros. Construction Company, a partnership, for installation and completion of unfinished improvements and setting of monuments required for Mesa Hills Unit 1 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 Burgener, adopted.

RESOLUTION 136019, adopting Map of Mesa Hills Unit 1, a subdivision of portion Pueblo Lot 1187; accepting on behalf of the public, Mocking Bird Drive, Canary Way, Sprig Place, Meadow Lark Drive, Pheasant Drive, Tern Drive, Teal Place, Peacock Drive, 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 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 Schneider, seconded by Councilman Burgener, adopted.

Communication from Community Welfare Council of San Diego, 645 A Street, San Diego 1, dated October 26, 1956, ~~dated October 26, 1956~~, by Edgar N. Brown, Executive Director, was presented. It tells of the Board of Directors having voted unanimously ~~voted~~ to support the proposal for a special census for the City of San Diego in 1957. Among other things, it says "this kind of information is fundamental to our efforts to plan for a logical and adequate pattern of service in health, welfare and recreation. We earnestly hope that such information can be made available since the results of the 1952 special census are already outmoded.

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

Communication from Zonta International - Zonta Club of San Diego, California - 246 Broadway, San Diego, Calif., dated Oct. 26, 1956, signed by Monette D. Beverley, was presented. It thanks the Council for allowing Frank Curran to be its guest at the recent banquet as a representative of the City; and expresses in a P.S. disappointment and a little embarrassment that Councilman Williams did not show up at the opening on Friday, October 12th as he said he would be there.

On motion of Councilman Schneider, seconded by Councilman Evenson, it was filed. (Before the minutes for the meeting had been written, the Mayor's office secured the communication and answered it).

There was listed next on the agenda, the continued Resolution authorizing the City Manager to execute contracts for Sewerage Advisory Services.

By common consent, the item was continued until after a conference was scheduled on the subject.

Communication from Harbor Commission, requesting adoption of Resolution authorizing work by appropriate City forces for replacement of underground cable to tetrahedron at Lindbergh Field - \$3,502.00, was presented.

RESOLUTION 136020, authorizing and empowering Port Director to do all work in connection with replacement of underground cable to tetrahedron at Lindbergh Field by appropriate City forces in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136021, authorizing City Manager to employ Daley Corporation to do additional work in connection with improvement of 33rd Street, between Date and Elm Streets, in connection with a 1911 Street Improvement Act proceeding, not to exceed \$627.98, payable from funds appropriated by Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136022, authorizing and directing Mayor to execute for and on behalf of The City of San Diego, name of the City on certificate of ownership on final map of Mesa Hills Unit 1 (City is owner in fee of parcel of land lying within boundaries of the subdivision, designated as "Lot A" and portions of Mocking Bird Drive, Canary Way and easements), was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136023, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against northerly 3.60 feet Lot 15, 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 Curran, adopted.

RESOLUTION 136024, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against northerly 3.60 feet Lot 16 Block 6 Golden Park, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136025, directing Property Supervisor to file

Resolution - cont.
Communication

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petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Pueblo Lot 1297, 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 Curran, adopted.

RESOLUTION 136026, 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 Torrey Road (formerly State Street) (closed by Resolution 20335, shown on City of San Diego Engineering Department Plat 257) lying southerly of southerly line and its easterly extension of Lot 1 Block 3 Amalfi, 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 Curran, adopted.

RESOLUTION 136027, 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 13 Block 8 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; 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 Curran, adopted.

RESOLUTION 136028, granting revocable permit to Expo Stucco Company, Inc., 1420 West Palm Street, San Diego, to install and maintain 34' additional dock facilities for use and benefit of owner's property: Lots 82, 83, 84 and portions Lots 3, 4, 5, 6 Block 269 Middletown, over California Street adjacent to owner's property, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136029, granting revocable permit to Home Federal Savings and Loan Association, Broadway at 7th Avenue, San Diego 1, to install and maintain 12' 3" Power and 2.5" Telephone conduit for use and benefit of owner's property: 6094 El Cajon Boulevard; Lots 3, 4, 5, 6 El Retiro La Mesa Colony, under El Cajon Boulevard, from owner's property to power pole No. J P 471411, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136030, granting revocable permit to San Diego Downtown Association, 521 B Street, San Diego, to install and maintain 13 ornamental light standards at downtown street intersections (locations on file with City Clerk) to provide means of furnishing power for Christmas decorations, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

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RESOLUTION 136031, authorizing City Attorney to settle \$78.68 claim of Ben White, 230 East Hobsonway, Blythe, California, Document 541894 for sum of \$74.62; directing City Auditor & Comptroller to draw his warrant in favor of Ben White in amount of settlement, was on motion of Councilman Williams, ~~seconded by Councilman Williams~~, seconded by Councilman Schneider, adopted.

RESOLUTION 136032, accepting subordination agreement, executed by George P. Pearson and Gladys L. Pearson, subordinating all right, title and interest in and to easement for right of way for public street and incidents in portion Lots 103 and 104 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 Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136033, accepting deed of Wilfred W. Mast and Associates, October 24, 1955, conveying easement and right of way for portions 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 Schneider, adopted.

RESOLUTION 136034, accepting deed of Wilfred W. Mast and Associates, October 22, 1956, conveying easement and right of way for water 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 Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136035, accepting deed of Wilfred W. Mast and Associates, October 22, 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 Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136036, accepting deed of Linda Vista Methodist Church, May 1, 1956, conveying easement and right of way for water main and fire hydrant, in strip of land 4 feet in width, in Lot 91 Block 68 Linda Vista Subdivision 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 Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136037, accepting deed of Edmond J. Daverin and Janet Mae Daverin, June 14, 1956, conveying easement and right of way for water main and fire hydrant, together with any or all fittings and appurtenances, in portion Lot 25 Block 78 Linda 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 Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136038, accepting deed of Donald A. Howard and ~~Dorothy B. Howard~~ and Dorothy B. Howard, conveying easement and right of way for water main and fire hydrant, in portion Lot 55 Block 68 Linda Vista Subdivision 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 Curran, ~~seconded by Councilman~~ ~~by Councilman Curran~~, seconded by Councilman Williams, adopted.

RESOLUTION 136039, accepting deed of Edmund J. Zsutty and Dorothy J. Zsutty, March 20, 1956, conveying easement and right of way for water main and fire hydrant in portion Lot 65 Block 68 Linda Vista Subdivision 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 Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136040, accepting deed of Thomas G. Kent and Elsie Ruth Kent, September 28, 1956, conveying easement and right of way for water main and fire hydrant in portion Lot 5 Block 78 Linda Vista Subdivision 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 Curran, seconded by Councilman Williams, adopted.

In connection with the next Resolution, Councilman Schneider asked what the City was buying. The City Manager answered him.

RESOLUTION 136041, accepting deed of Ella M. Johnston, October 18, 1956, conveying Lots 1 and 2 Block 6 Hartley's North Park; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 136042, accepting deed of W. R. Vick, October 24, 1956, conveying easement and right of way for street purposes in portion Lot 16 Block 3 Silver Terrace; naming land Eureka 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 136043, accepting deed of Campbell C. Murray and Georgina W. Murray, October 19, 1956, conveying easement and right of way for street purposes in portions Lot 1 Block 3 Bay View Addition; naming land Eureka 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 136044, accepting deed of Stanley W. Foster and Irene F. Foster, October 22, 1956, conveying easement and right of way for street purposes in portion Lot I Block 4 Bay View Addition; naming land Goshen Street; authorizing and directing City Clerk to file deed in office of Recorder of San Diego County for recording, together with certified copy of Resolution, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

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RESOLUTION 136045, accepting deed of Albert Jean Thurlby and Flossie M. Thurlby, October 19, 1956, conveying easement and right of way for street purposes in portion Lot 8 Block 3 Silver Terrace; naming land Goshen 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 136046, accepting deed of D. J. Kent and Blanche A. Kent, October 24, 1956, conveying easement and right of way for street purposes in portion ~~portion~~ Lot 9 Block 4 Silver Terrace; naming land Hueneme 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.

Ordinance, which had been continued from a previous meeting, appropriating funds out of Sewer Revenue Fund to pay expenses of San Diego Sewage Board, was held until later in this meeting.

The next ordinance was numbered out of order, at this point, by request.

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

On motion of Councilman Curran, seconded by Councilman Evenson, reading of the next ordinance 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 7197 (New Series), establishing grade of Solita Avenue, between southeasterly line of Seminole Drive and easterly line of Lot 22 La Mesa Colony, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

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

On motion of Councilman Burgener, seconded by Councilman Williams, reading of the next ordinance 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 7198 (New Series), appropriating \$293,000.00 out of Storm Drain Bond Fund Fund-of 1952 of The City of San Diego, for purpose of providing funds for construction of storm drains in portions of Morena Boulevard and Weeks Avenue, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

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

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Ord. held for later consideration

7197 N.S. - 7198 N.S.

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

ORDINANCE 7199 (New Series), appropriating \$148,000.00 out of Capital Outlay Fund for acquiring land for widening intersection of University Avenue and 54th Street, and portions of University Avenue, in connection therewith, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

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

On motion of Councilman Curran, 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 7200 (New Series), appropriating \$74,000.00 out of Capital Outlay Fund, for purchase and installation of Street Name Signs in the City, was on motion of Councilman Curran, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

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

On motion of Councilman Evenson, 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 7201 (New Series), appropriating \$67,000.00 out of the Capital Outlay Fund of The City of San Diego for construction of Fire Station No. 7 at Crosby and National Streets (National is an "avenue") was on motion of Councilman Evenson, seconded by Councilman Curran, was adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

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

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

ORDINANCE 7202 (New Series), appropriating \$25,200.00 out of Capital Outlay Fund for purchasing Lots 1 and 2 Block 6 Hartley's North Park Subdivision, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

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

On motion of Councilman Williams, seconded by Councilman Evenson, reading in full was dispensed with by vote of not less than 4

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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 7203 (New Series), appropriating \$12,500.00 out of Unappropriated Balance Fund, for maintenance of newly-developed areas of Torrey Pines Golf Course, was on motion of Councilman Williams, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

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

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

ORDINANCE 7204 (New Series), appropriating \$3,200.00 out of Capital Outlay Fund for constructing concrete boat launching ramps at Dana Basin in Mission Bay, was on motion of Councilman Williams, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

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

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

ORDINANCE 7205 (New Series), appropriating \$1,950.00 out of Capital Outlay Fund, for improving portion of Landis Street, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

Listed on the agenda at this point was the Ordinance establishing grade of Solita Avenue, which was shown earlier in these minutes.

On motion of Councilman Evenson, seconded by Councilman Burgener, Ordinance amending Section 91.09.1 of The San Diego Municipal Code establishing Fire Zone No. 1, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

Mayor Dail requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

RESOLUTION 136047, pointing out that San Diego has long recognized need for a complete public assembly building to provide recreational, cultural and economic benefits for the citizens of The City of San Diego; that San Diego is one of only 3 major cities in the United States without a public assembly facility; the Ash Street site was selected upon recommendation of an unbiased, fact-finding organization as the best of all sites because of location, accessibility to transportation, availability of automobile parking spaces, convenient access by automobile, convenient proximity to hotels, restaurants and retail stores; rapid expansion and population growth in The City of San Diego, will tax areas and facilities,

7203 N.S. - 7205 N.S.

Ord. listed numbered earlier

Ord. introduced

136047 - under U.C.

etc; Proposition H in consolidated election on November 6, 1956, provides for public assembly building with 1) area for sports events, conventions and other public assemblies; 2) hall for civic receptions, trade show exhibits, expositions and displays; 3) concert hall and theatre; 4) little theatre and assembly hall; Hall of the Americas, which Proposition H would authorize, would perpetuate symbol of community aspiration to a better life, etc; strongly urging and unanimously recommending that voters support the construction, operation and maintenance of Hall of Americas by casting affirmative vote on Proposition H at election November 6, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The Mayor requested, and was granted, unanimous consent to present the next Resolution, not listed on the agenda; and was numbered out of order, and shown on the first page of Minutes for this meeting.

RESOLUTION 135988, urging all legislative bodies within San Diego County to enlist cooperation of their citizens in exercising extreme care in use of water, and to adopt reasonable water conservation measures for preservation of water resources in this County, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

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

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for resubdivision of Lots 15, 16 & 17 Block 3 La Huerta, to adjust lot lines between the 3 lots, was presented. It identifies property at southwest corner of Calle Gaviota and Winchester in Paradise Hills, makes it subject to 4 conditions, and suspension of portion of San Diego Municipal Code.

RESOLUTION 136048, approving tentative map for resubdivision of Lots 15, 16, 17 Block 3 La Huerta; suspending portion of San Diego Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

The Mayor declared at 10:27 o'clock A.M. that a recess would be taken until 11:00 A.M.

Upon reconvening, at 12:12 P.M., the roll call showed the following:

Present--Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson
Absent--Mayor Dail
Clerk---Clark M. Foote, Jr.

In the absence of the Mayor, Vice Mayor D. D. Williams, Jr., presided.

On motion of Councilman Burgener, seconded by Councilman Schneider, resolution authorizing City Manager to execute contracts with consultants (unnamed) who would constitute the members of the Sewage Board, was filed.

(This item was continued for consideration in conference from earlier on today's agenda).

On motion of Councilman Burgener, seconded by Councilman

135988 (numbered out of order)
136048 (both under unanimous consent)
Recess - Meeting reconvened
Resolution "filed"

11/1/56

Schneider, ordinance appropriating \$30,000.00 out of Sewer Revenue Fund (Fund 506) to pay expenses of San Diego Sewage Board, was filed.
(This item, along with resolution to authorize contract for employment by contracts of unnamed consultants, was continued for consideration in conference from earlier on today's agenda).

There was returned by Council Secretary from Council Conference communication from San Diego County Wildlife Federation, dated September 19, 1956, by Eugene V. Conway (who made a lengthy verbal presentation to the Council on September 27, 1956).
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 12:14 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By August M. Hadstrom
Deputy

Charles D. Williams, Jr.
Mayor of The City of San Diego,
California

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Wednesday, November 7,
1956 (in lieu of Tuesday,
November 6, 1956, the regular
Council meeting day - not held)

Present-Vice Mayor D. D. Williams, Jr.
Absent--Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor
Dail

The Vice Mayor appeared in the Council Chambers at 10:10 o'clock A.M., and declared the meeting adjourned for lack of a quorum.

ATTEST:
FRED W. SICK, City Clerk

By August M. Hadstrom
Deputy

Charles D. Williams, Jr.
Mayor of The City of San Diego,
California

Resolution & Ordinance "filed"
Meeting adjourned
Meeting convened (not held, for lack of quorum)

REGULAR ADJOURNED MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, November 8,
1956

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

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

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 120.

The regularly scheduled meeting for Tuesday, November 6,
1956, was not held since it was a holiday. The agenda for that meeting
was prepared for Wednesday, November 7, 1956. That meeting was adjourned
until this date.

On motion of Councilman Schneider, seconded by Councilman
Williams, the Minutes for October 30, 1956 and for November 1, 1956, were
approved without reading - after which they were signed by Mayor Dail.

A majority of members of the Council signed undertakings,
with San Diego Gas & Electric Company for furnishing electric energy in
Adams Avenue Lighting District No. 1, Midway Drive Lighting District No.
1, La Jolla Shores Lighting District No. 1.

There was listed on the agenda a petition of Checker Cab
Company of San Diego, Inc., 518 Land Title Building, San Diego, California,
signed by C. Guy Selleck, president. It reads: "The undersigned respect-
fully petition as follows: That the City Council, by appropriate resolution,
confirm the written order of The City traffic engineer, dated October 4,
1956, wherein the Checker Cab Company was awarded the use of that certain
cab stand located immediately south of the passenger zone on the west side of
First between Broadway and C Street".

The petition was read to the Council by the Clerk.
Guy Selleck, a practicing attorney, and president of Checker
Cab Co. appeared. He told of operating 8 licenses, and of a problem having
come up regarding a taxicab stand close to the Greyhound bus station entrance.
He told of allocation (of zones) having been left up to the Traffic Engineer
for years - subject to resolution of the Council. Mr. Selleck said there has
been gentlemen's agreement regarding use of the zones by the cab companies.
He said that it is usually the one that applies which has its use, and that if
used by anyone else, the occupant would move out. He said the situation
in which he is interested came up 9 or 10 months ago. He told of having had
another zone, which was not good. He said he talked to Mr. Reinemun, of the
Traffic Engineer's department, and of there being many fares at the Greyhound
entrance. Mr. Selleck said he was told that there was already a cab stand

Meeting convened
Lighting contracts signed
Minutes approved
Hearing (unscheduled) on
a petition

11/8/56

a few feet away, and another around the corner. He talked at length about existing conditions., and of having been advised to make an application in writing. He said he put in the request, in writing, February 26, and read it. He passed around copies, and said he "did not hear from Mr. Reinemun for a month. He said that it would not be feasible at either of 2 locations. He reviewed discussion with Mr. Reinemun, and told of the Council having passed a resolution in May.

There was discussion between The Mayor and Mr. Selleck about the "gentlemens' agreement" for use of stands.

Mr. Selleck said "no notice is put on", but there has never been any trouble; word goes around via the grapevine among the drivers, over the custom. He showed a drawing of cab stand on a meter he had requested. He said that he "found the Yellow Cab received the stand the same day as the other one given". He related his discussion with the Traffic Director, and subsequent investigations, reports and meeting. He told of receiving copy of letter to Yellow Cab, about the stand being available to Checker instead of Yellow. He passed around copies of the letter, and said that trouble developed between drivers and the Police Department. He said his manager went to the Police Department business office with copy of the letter. Then, he told of another call from Mr. Reading, to rescind the order, on account of orders from the City Manager. He said inference is that something is wrong with him in the City Manager's office. Mr. Selleck stated that no explanation was given to him, and that Capt. Thien said he wanted to set up another meeting. He said the Chief of Police said no purpose would be served by a meeting. He contended that they are "at loggerheads". He quoted from the applicable articles from "the Ordinance" (the Municipal Code). He contended that the Council has a great deal of leeway, and he asked the Council to "pass a resolution to award the cab stand to Checker". He declared that "checker got "a pretty bad deal". He told of others having had similar situations, with some corrected.

Councilman Burgener discussed "open stands" with Mr. Selleck.

Mr. Selleck said there are open stands at the airport and at "the nickel snatcher at the foot of Market" (the ferry to North Island). He said that the Santa Fe stands are on their own property, and added that "some would work".

Councilman Schneider expressed interest in knowing why the Traffic Engineer's decisions were overruled.

Councilman Kerrigan said he understands that the Council adopts the Resolution, and use is by gentlemens' agreement.

Councilman Burgener said that "they write letters assigning".

W. E. Pickerl, Tanner Gray Line Cab Co., came to the microphone, to incident mentioned by Mr. Selleck and of Yellow Cab Co. having taken over the stand. He told of a meeting after his return from Chicago, some 4 years ago, and related the discussion. He said that the Chief of Police stated that it is a City street, and that the Yellow Cab Co. could not take it over. He said there has been "no trouble up until this time".

E. J. Hornung, of Lo Fare Cab Co., said he is the oldest cab operator in San Diego, and has been here since there was not a good Council (members of which he named). He told of having a little difficulty in February, and of discussions with the Traffic Engineer. He said that if there is collusion between the City Manager's office and Yellow Cab Co. it will come out into the light. He said that a Yellow Cab Co. man entertained the City Manager, who has the right to pick his friends. Mr. Hornung told of his activities and of "the town having been good to him".

John Butler, attorney, representing Yellow Cab Co., said that statements made are not true; Yellow Cab Co. is not about to push out competition. He said he has been aware of this since it developed. Mr. Butler maintained that "it has been mishandled". He said that application had been put in without knowledge of conversation with the man in the Traffic Engineer's office. He said the "police has been operating on a policy basis". He said that Mr. Taylor, of Yellow, is willing to give up the stand - if it goes back to a meter. He said that the letter (which had been referred to by Mr. Selleck) was not received by the Yellow Cab Co.

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Mr. Butler said that putting competing stands together is bad. He said he resents inferences made between Yellow, the City Manager, and employees. He declared that there is no collusion by the Yellow Cab Co. He said he hopes the situation can be worked out between the Police Department and other cab companies.

Mayor Dail pointed out that the Council does not swear witnesses, and that statements can be taken with a grain of salt until proved. He told of another statement having been referred by the Council to the County Grand Jury.

The City Manager said that "the facts presented are accurate, but the emphasis is not". He said that the stands are competitive, and that the application was based on something not accurate. He told of trying to avoid competition by separating the stands. He said that when Yellow is given a stand in some general area, it seems to be unfair to deny in the first instance, and then grant to another. He said he felt it should be transferred to Checker. He said that a ruckus developed when 2 companies tried to use the same stand. He told of having asked that this be held in status quo, and the Police Department was asked to work it out. Mr. Campbell said there was "inadequate, or misinformation".

Councilman Schneider discussed with the City Manager about the rescinding, to hold in status quo. He said it is better to concentrate in one department.

The Mayor showed the City Manager a copy of the letter which had been referred to by Mr. Selleck.

The City Manager said he had directed that it be held in status quo, until resolved.

Councilman Schneider spoke, from a map, regarding conditions at Greyhound. He said it might be made open, with no 2 of 1 company together.

Mayor Dail asked if it was the intention for the Council to do that.

Councilman Schneider replied "The City Manager".

Councilman Curran expressed confusion; related to meeting with the City Manager and Fletcher (Tom Fletcher, Asst. to the City Manager), and said that "it is incumbent on the Council to set a policy".

The Mayor said that it goes through channels.

Councilman Curran said that it has gone through channels - since February.

Councilman Burgener stated that the hearing has been interesting (this was not a scheduled hearing; rather, it was a petition). He said that apparently the system has worked fairly well. He said "it ought to be resolved quickly".

Councilman Burgener moved to refer this item to Conference immediately. Motion was seconded by Councilman Curran. (There is an addition to this motion, which is shown later).

Councilman Curran spoke about a conference about 4 weeks ago.

Councilman Williams said he does not know what will be resolved in conference.

Councilman Evenson pointed out that there are not "closed stands".

The City Manager said that the agreement (the so-called "gentlemen's agreement" referred to earlier) is evidently not holding.

Councilman Williams asked what would be gained by the Council going into conference on the subject. He said he does not want to adopt a policy to assign stands.

Councilman Burgener said that it is to continue discussion.

Councilman Schneider said that "interested parties should attend the conference".

Councilman Williams stated that he "gets fed up on insinuations". He said that it is incumbent upon Conference to determine. He said that "one man can break down confidence which has taken years to build up."

Discussion on the motion was to provide for attendance at the Council Conference of all interested parties.

Resolution follows.

Hearing (unscheduled) on a
petition

11/8/56

RESOLUTION 136049, referring to Council conference, immediately, the subject of assigning taxicab stands on public streets, which conference is to be attended by "all interested parties", was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Report of Purchasing Agent on meeting of the Harbor Department relative to statement of National Steel & Shipbuilding Corporation that it failed to bid on construction of a Harbor Patrol Boat because of unexpected work load which would employ all of its boat builders for many months, was presented. It says that the company's representative stated that the sole bid of Kohler Kraft was reasonable and that the National would have entered a higher bid. It reports that the several concerned judge the sole bid to be satisfactory.

RESOLUTION 136050, accepting bid of Clarence F. Koehler dba Koehler Kraft Co. for construction of a Harbor Patrol Boat, for \$31,167.30 plus taxes; 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 Burgener, adopted.

RESOLUTION 136051, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of Boat Washing Float at San Vicente Recreation Station; Document 543306; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, reporting on item referred back to the Commission in connection with proposed Grantville zoning, was presented. The proposal has to do with permanent zoning in Grantville and Out Lots, which has been under interim zoning following annexation. Recommendations differ somewhat from the Council's proposal following previous hearings, and said that "On October 10, 1956, the Industrial Development Commission of the City voted to support a recommendation of M-1A zoning for the Grantville area on the basis that industrial zoning for areas within the City of San Diego should only be created in appropriate areas and should most assuredly provide an up-to-date approach toward industrial zoning for the industrialists". The communication makes detailed recommendations, in connection with the property presently interim zoned R-2, R-4, C, CP and M-1A under Ordinances 6488 and 6708.

Mayor Dail stated that this now "comes back from Planning". Bertrand L. Comporet, attorney, who had represented various property owners at previous hearings, appeared. He said that "the Council vote was unanimous; there were to be minor changes".

Mayor Dail said that it is "not according to the way set up by the Council".

Richard Weiser, Asst. Planning Director, mentioned that it had been re-referred to the Commission. He said that the Commission agreed on a portion, but that it felt the commercial area was too great. Mr. Weiser said that "the Commission re-iterated its recommendation". He read a report of October 11, 1956, and spoke of agreement about being no R-4 in the river bottom. He maintained that the commercial should be C-1A (Not C), and manufacturing should be M-1A (Not M).

Mayor Dail reviewed the Council's idea in referring this back to the Planning Commission.

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Councilman Williams said that "the people want M-1 and C".

Mr. Weiser said that they can develop as C-1A, and that there are very few conflicts.

Mr. Comparet said he was under the impression that the Council favored C for "deepening" on both sides of the road.

Councilman Kerrigan said that 100 feet would not be sufficient, because of future opening.

Councilman Williams pointed out that it would be difficult to put a road on the east.

Mr. Comparet told the Council that he can't understand the statement about objection of the Planning Commission. He told of having had battle with Planning, and of the Council having taken time to go out and look at the property. He said that the position has not been changed; the owners want C and M-1.

Councilman Williams moved to direct the Attorney to draw an ordinance to leave R-1 and R-2 zones; C-1A to be C Zone; M-1A to be M-1 Zone. Motion was seconded by Councilman Burgener.

Harry C. Haelsig, Planning Director, told the Council that there has been "provided for the County". He said that there will be 12 times more commercial area than needed. He said it will result in the same problem as on El Cajon Boulevard ("string zoning"). He said that M is going to effect the character of the problems, and that there will be problems.

Councilman Williams said that the problem would be that of the developers; not more C than is profitable will be used.

There was discussion between Councilman Evenson and Mr. Haelsig about "what's wrong with El Cajon".

Councilman Burgener spoke of there being excellent planning, when starting from scratch, and that the Planning Commission and Planning Department are trying to create better zoning. He and Mr. Haelsig held a discussion.

Councilman Burgener spoke to Mr. Comparet regarding objections, and of which would be least objectionable - M-1A or C-1A.

Mr. Comparet said that the property owners are desirous of protecting their own interests, and that they are not going to have parking problems.

Mayor Dail asked Mr. Haelsig if there are any M-1 zones (not providing for off-street parking, as does M-1A).

Mr. Haelsig replied that there have been recommendations for M-1 "near other areas"; many M-1A zones have been recommended. He said that On Kearny Mesa more parking and setbacks are been required, through deed restrictions. He said, again, that there have been instances of M-1.

RESOLUTION 136052, directing the City Attorney to prepare and present an ordinance in Grantville and Out Lots to "leave R-1 and R-2 zones; C-1A shown by Planning Commission shall be C; M-1A shown by the Commission shall be M-1, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

Following the action, there was continued discussion over time it would take to draw new map and an ordinance.

Communication from the Planning Commission, by Richard L. Weiser, recommending approval of Record of Survey for 2-lot resubdivision of Lots 362 & 363 Rancho Cabrillo Unit 3, in the recently-approved subdivision of Rancho Cabrillo Unit 3, located on Kearny Mesa area south of Montgomery Airport and east of Highway 395, in lieu of a final subdivision map, was presented.

RESOLUTION 136053, 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 362 and 363 Rancho Cabrillo Unit 3, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

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On motion of Councilman Schneider, seconded by Councilman Curran, recommendation of City Manager recommendation for approval of petition of The Sero Amusement Company for annexation to The City of portion Lot 17 Rancho Mission, on conditions, was referred back to the City Manager (for his reference to the Boundary Commission).

Application of R. Jeanne Marmarose for cabaret license at 1672 India Street, Chez Paree, was presented, together with recommendations for approval from affected City departments.

RESOLUTION 136054, granting permission to R. Jeanne Marmarose to conduct cabaret with paid entertainment at Chez Paree, 1675 India Street, where liquor is sold, subject to regular license fee, and to compliance with existing regulations, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Street Superintendent, approved by Assistant City Manager, recommending denial of petition "To close a portion of Aragon Drive adjacent to Lots 14 and a portion of Lot 15 Block 26 Rolando Unit 3, from front property line to within 1 foot of the existing curb", was presented. The report tells of Aragon Drive and adjacent lots being part of "Rolando Tract" annexed in 1954, and of encroachments which existed for a number of years before annexation, and agreement on record in County Recorder's office obligating owners to remove obstructions from the street at the request of the Board of Supervisors. It says that since the adjacent streets are substandard in width, and area proposed to be closed may be required for future sidewalks, petition is recommended for denial.

RESOLUTION 136055, denying petition to close portion of Aragon Drive as recommended by Street Superintendent, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from La Jolla Town Council, by H. Bailey Gallison, executive manager, dated October 29, 1956, protesting use of funds from City treasury to pay for Christmas decorations in any part of the City, was presented.

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

Resolution of City Beautiful, by Mrs. Raymond E. Smith, pres., and Mrs. Philip Crittenden, Corres. Secy., urging development of East half of Pueblo Lot 1785 designated as "Soledad Terrace Park", and naming it "Kate O. Sessions Memorial Park" (similar to many others on the same subject, was presented.

RESOLUTION 136056, referring to Council Conference the resolution from City Beautiful, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION 136057, directing notice of filing assessment and of time and place of hearing thereof, No. 2548, for installing Sanitary Sewer Main in Normandie Street and Birmingham Drive, Resolution of Intention 132504, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

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RESOLUTION 136058, directing notice of filing Assessment 2549 and of time and place of hearing thereof to cover costs and expenses of work of installing sidewalks in Vista Grande Drive, Racine Road, et al., Resolution of Intention 132282, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION OF AWARD 13_6059, accepting bid of T. B. Penick & Sons, and awarding contract for paving and otherwise improving Alleys in Catalina Terrace, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

City Engineer reported in writing that low bid is 0.7% below the estimate.

RESOLUTION OF AWARD 136060, accepting bid of T. B. Penick & Sons, and awarding contract for paving and otherwise improving Alley in Block 22 Ocean Beach Park, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

City Engineer reported in writing that low bid is 1.4% below the estimate.

RESOLUTION OF AWARD 136061, accepting bid of John B. Henry, Inc. and awarding contract 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, and 148 Mission Beach, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

City Engineer reported in writing that low bid is 3.8% below the estimate.

RESOLUTION 136062, approving plans, drawings, typical cross-sections, profiles, and specifications for paving and otherwise improving Alley Block 29 Fortuna Park Addition; approving Plat 2896 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk upon passage of Resolution of Intention to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136063, approving plans, drawings, typical cross-sections, profiles, and specifications for paving and otherwise improving Alley Block 269 Pacific Beach, Ingraham Street; approving Plat 2903 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk upon passage of Resolution of Intention to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136064, approving plans, drawings, typical cross-sections, profiles, and specifications for paving and otherwise improving Alley Block 299 Pacific Beach; approving Plat 2889 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk upon passage of Resolution of Intention to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

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RESOLUTION 136065, approving plans, drawings, typical cross-sections, profiles and specifications for installation of sidewalks on Point Loma Avenue, Santa Barbara Street, Bermuda Circle, et al; approving Plat 2887 showing boundaries of district to be included in assessment for work and improvement; directing City Clerk upon passage of Resolution of Intention to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 136066, for paving and otherwise improving Alley Block 190 City Heights, Resolution of Intention 135212, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 136067, for paving and otherwise improving Alley Block J Montecello, Monroe Avenue, Resolution of Intention 135213, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK 136068, for paving and otherwise improving Alley Block 81 Pacific Beach, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted. This is on Resolution of Intention 135214.

RESOLUTION ORDERING IMPROVEMENT 136069, 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 ORDERING IMPROVEMENT 136070, for furnishing electric energy in Pacific Highway Lighting District 1, for 1 year from and including November 1, 1956, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING IMPROVEMENT 136071, for furnishing 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 OF INTENTION 136072, for furnishing electric energy in La Jolla Lighting District 1, for 1 year from and including January 1, 1957, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION OF INTENTION 136073, electing to proceed under provisions of Street Vacation Act of 1941, declaring intention of the City Council to vacate portion of Ampudia Street, and fixing time and place for hearing thereof, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION OF INTENTION 136074, electing to proceed under provisions of Street Vacation Act of 1941, declaring intention of the City Council to vacate portion of Colima Street and Alley Block 29 Bird Rock Addition, and fixing time and place for hearing thereof, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION OF INTENTION 136075, electing to proceed under provisions of Street Vacation Act of 1941, declaring intention of the City Council to vacate portion of Oliphant Street, and fixing time and place for hearing thereof, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION OF INTENTION 136076, electing to proceed under provisions of Street Vacation Act of 1941, declaring intention of the City Council to vacate portion of 29th Street, and fixing time and place for hearing thereof, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 136077, setting Tuesday, 20th day of November, 1956, at 10:00 o'clock A.M., in Council Chamber of Civic Center, as time and place for hearing protest against proposed change of grade of 30th Street, under Resolution of Intention 135375; authorizing and directing City Clerk to give notice of hearing in manner and form required by law, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136078, PRELIMINARY DETERMINATION, for paving and otherwise improving Alley Block 29 Fortuna Park Addition, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136079, for paving and otherwise improving Alley Block 269 Pacific Beach, Ingraham Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136080, for paving and otherwise improving Alley Block 299 Pacific Beach, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136081, for ^{sidewalking} ~~paving~~ and otherwise improving Point Loma Avenue, Santa Barbara Street, Bermuda Circle, Savoy Circle, Venice Street, Alexandria Drive, Pescadero Avenue, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136082, approving diagram of property affected or by work of improvement to be done on installing sidewalks in Hughes Street,

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Boren Street, Gayle Street, Rock Street, Nelson Street, Kerch Street, Resolution of Intention 133524, 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 Evenson, adopted.

RESOLUTION 136083, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving 52nd Street, Orange Avenue and 54th Street, Resolution of Intention 134052, and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136084, directing City Engineer to furnish diagram of property benefited and affected by work and improvement on paving and otherwise improving Frankfort Street and Alleys Block 3 Corella Tract, Resolution of Intention 133815, and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136085, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving Kendall Street, Resolution of Intention 133814, and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

There was listed on the agenda the continued item (which had been before the Council several times) approving contract heretofore executed by Chairman of County Board of Supervisors determining title to the County Primary Health Center; ; authorizing Mayor of The City of San Diego to execute the contract, was on motion of Councilman Schneider, seconded by Councilman Evenson, referred to the Mayor.

(It had been referred to the Mayor, previously. He had written to the Board of Supervisors, County of San Diego, October 18, 1956, asking for an area to be designated in the agreement, and offering to have a conference).

RESOLUTION 136086, establishing parking time limit of 2 hours, between 8:00 A.M. and 6:00 P.M., Sundays excepted:

South side of Date Street between 7th and 8th Avenues; establishing parking meter zones; directing City Manager to cause parking meters to be installed, and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136087, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:

Both sides of 4th Avenue between Ivy and Juniper Streets; establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136088, establishing parking time limit of 2 hours, between 8:00 A.M. and 6:00 P.M., Sundays excepted; Both sides of India Street between Kalmia Street and Laurel Street; establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136089, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted: Both sides of Wightman Street between Granada Avenue and 29th Street; establishing parking meter zones; authorizing Mayor of the City to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136090, authorizing and directing San Diego Gas & Electric Company to install 6000 lumen overhead street lights and 20,000 lumen ornamental street lights to be added to the general street lighting contract (as outlined in the resolution) in accordance with recommendation of City Manager, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136091, authorizing and directing City Treasurer to invest Storm Drain 1953 Bond Construction Funds in sum of \$1,500,000 in United States Treasury Notes maturing August 1, 1957 at price to yield not less than 2.85%; authorizing and directing City Treasurer to sell all or such amount of investments whenever additional cash is required for purpose for which funds were originally accumulated and placed in Treasury of the City, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 136092, 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 17 through 24 Block 1 Pacific Tract 1, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 136093, granting permission to The American Veterans of World War II, Post #5, to conduct annual sale of white clover flowers on City streets (set out in Resolution) on December 6, 7, 8, 1956, between 8:00 A.M. and 5:00 P.M., daily, for raising funds for welfare work of the organization, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

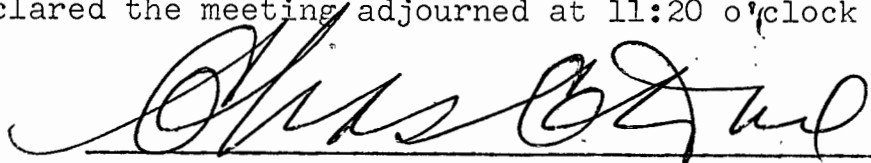
RESOLUTION 136094, granting permission to San Diego Branch of National Association for the Advancement of Colored People, to sell "Freedom" seals on public sidewalks at areas designated in Resolution; between 10:00 A.M. and 4:00 P.M., for purpose of raising funds to be used in fight against racial and religious inequalities in the United States, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

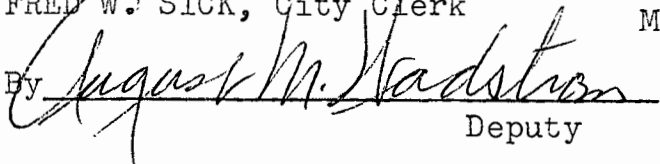
RESOLUTION 136095, granting permission to Disabled American Veterans, Chapters #2 and #70 to conduct annual Forget-Me-Not Sale on the City streets, November 9 and 10, 1956, for purpose of raising funds to aid needy veterans and their families and support hospital work for needy veterans, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 136096, authorizing City Manager, or a member of his staff, to attend meeting of Finance Committee of Board of Supervisors of City and County of San Francisco, California, November 14, 1956; and to meet with representatives of California Water and Telephone Company in San Francisco, November 15, 1956; and to incur all necessary expenses, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:20 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By 
Deputy

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REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Thursday, November 8,
1956

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

The Mayor called the meeting to order at 11:30 o'clock A.M.

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 rezoning portion of Pueblo Lots 1202 and 1203, from R-1 to C-1A and RC-1A in vicinity of Chesterton and Linda Vista Road and U.S. Highway 395 (or Cabrillo Freeway), report from Planning Commission, by Richard L. Weiser, was read. It forwards 5 petitions of property owners requesting that portions of Pueblo Lots 1202 and 1203 be rezoned; identifies petitions with property lying northerly of north boundary of Chesterton and between Linda Vista Road and U.S. Highway 395; also property lying northerly of Artillery Drive on either side of Ashford Street. It says that 3 of the petitions involve land which has been before the Council in January of 1955 and July of 1955. It states that 5 separate parcels are concerned: first petition requests that 15-acre parcel of land immediately north of Chesterton be rezoned RC-1A for proposed Medical Center; second requests that 5.4-acre parcel just north of petitioned for Medical Center be RC-1A, on which owner proposes to build a supermarket; third requests that parcel northerly of first 2 parcels, about 7½ acres be rezoned C-1A for unspecified use; fourth for approximately 9 acres, northerly of other 3 parcels, also requests C-1A for unspecified use; fifth is for 33 acres of C-1A zoning purportedly to be used for shopping center, on north side of Artillery Drive, and entire parcel was recently sold by The City. It says that the Commission heard arguments in favor of proposed rezoning, as well as arguments opposed. It reports that studies were made and presented by consultants in favor of the rezoning, as well as departmental studies which were concerned with amount of commercial zoning needed on Kearney Mesa, and more particularly with amount of commercial zoning needed to serve the immediate area. It states that after approximately 2½ hours, the Commission closed the hearing and asked proponents for rezonings submit briefs, to be considered by the Commission prior to decision. It says that a number of such briefs were submitted and the Commission reconvened on October 5, 1956 to consider evidence presented and to make decision on each and every request. The communication says that after hearing briefs and reviewing evidence, the Commission voted 7-0 to deny all 5 petitions on following basis:

1. None of petitioners had shown economic justification as required by the ordinance;
2. That development of commerce in the general location was not conducive to good planning nor was it conducive to preservation of property values of already existing development in immediate vicinity;
3. Access to sites was of such design as to encourage heavy use of streets designed for purposes other than commercial development;
4. Service area immediately adjacent to proposals does not have sufficient supporting population due to prior use by such facilities as Kearny High School, the Armory, a large Community Park, and an elementary school.

It says that property is now zoned R-1 under Ordinance 13457.

Meeting convened
Hearing

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Harry C. Haelsig, Planning Director, explained to the Council each of the areas, and pointed to them on maps posted. He said that the Planning Commission initiated two of the proceedings. He stated that The City sold a large portion of the property - zoned R-1.

Councilman Burgener stated that changes take place year-to-year; not week-to-week.

Glenn Rick, engineering consultant on planning - former Planning Director for the City - referred to wording on the agenda. He asked if the rezoning should be denied there would be another hearing.

Mayor Dail discussed with him the procedure.

He asked the Council that if the hearing (today) is to be a rehearsal, the Council wants to hear the discussion.

The Mayor asked about getting the ordinance drawn, and added that the procedure is cumbersome.

Councilman Schneider asked if the petitions can be segregated.

Mr. Rick said that there are "5 petition".

The Mayor said that the "7 to 0 vote" (to deny) applies to all 5.

Councilman Williams spoke to Mr. Haelsig about the Planning hearing.

Mr. Haelsig replied that "it was advertised as 2" - all 5 were heard, and acted upon individually.

The Mayor said that the hearing will have to go until the afternoon.

Councilman Burgener said that the Council has done it both ways (heard the zoning, at the time of the original hearing, and on the ordinance).

Aaron Reese, Asst. City Engineer, said that there is a procedure, and others could waive their rights to hearing when the ordinance comes before the Council.

Mr. Rick said he wants to know what the Council will do.

The Mayor held a discussion with Mr. Rick.

Mr. Rick said that there are important questions; the Council is confronted, actually, with 3 hearings.

Councilman Schneider said that he would like to see the 2 areas segregated.

Mr. Reese said that if there is to be any re-zoning, the Council would have to overrule the Planning Commission. He said "there are 5 separate hearings".

The Mayor said that the hearing could be held over until 2 P.M. today.

The hearing, by common consent, was held over until today's afternoon session.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on rezoning of portion Grove Heights Units 1 and 2, and portion Lot 22 Moody's South Addition to Lemon Grove from Interim Zones R-1 and R-2 to permanent zones R-1 and R-2 in vicinity of Lansing Drive, Glencove Drive and Carlisle Drive, the Clerk reported no protests.

Communication from Planning Commission, by P. Q. Burton, was presented. It forwards papers, initiated by Planning Commission, because it is newly-annexed territory. It identifies property as being immediately north of Lomita Village at Glencoe, and contains about 16 acres; Unit 1 is being developed for single-family dwellings, and Unit 2 being developed with duplexes. It reports that the unsubdivided portion of Lot 22 Moody's South Addition to Lemon Grove is proposed to be zoned R-1 and not subdivided at this time. It says that the proposed R-1 zoning is in conformity with or is more restrictive than surrounding zoning, while R-2 is to be applied along extension of Koe Street in Lomita Village, which is now R-2. It recommends change to permanent R-1 and R-2 - property is presently zoned under Ordinance 7095 NS interim zoning.

When the Mayor inquired if anyone was present to be heard, no one responded, and no written protests were filed.

Ordinance incorporating Grove Heights Unit 1 Subdivision and Grove Heights Unit 2 Subdivision and portion of Lot 22 Moody's South Addition to Lemon Grove into R-1 and R-2 Zones; repealing Ordinance 7095 (New Series) insofar as it conflicts, was introduced, on motion of Councilman Kerrigan, seconded by Councilman Schneider, 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 rezoning of portion of Alta Vista Suburb Block E, and portion Lot 55 Ex-Mission Lands from R-4 to C, in area of 47th Street north of Logan Avenue and south of T Street, report from Planning Commission, by P. Q. Burton, was presented. It says that property is occupied by 2 single-family dwellings, one duplex and 2 4-unit apartment buildings; 2 25-foot lots are vacant adjacent to existing C Zone. It identifies property in detail, and said that it is bounded by M-1 zoning on the south and east; some of the M-1 is occupied by a potato chip manufacturing concern, and a portion is vacant. It proceeds further with details of the existing zoning, and says that 20-acre parcel of land is vacant and another 25 acres on the north and south sides of Logan Avenue, easterly to Euclid Avenue, is still vacant for approximately 80% of the total area. It gives detailed reasons for opposition to the proposed rezoning, and reports that the Planning Commission voted 4-0 to ~~not~~ recommend that the requested rezoning be denied.

Councilman Evenson was excused during the reading
Mayor Dail left the meeting; the Vice Mayor took the chair; the Mayor returned - all during reading of the report.

The Mayor asked if anyone was present to be heard.

Edward C. Owens said that Planning contends that it objects to string-type zoning. He spoke of already being C zoning, and said that property used to be a dairy range. Mr. Owens said that he has been in San Diego since 1929, and that National Avenue from 16th to 29th is practically all business; 47th Street is ideal for business.

There was a conference by members of the Council over a Planning Department map.

Mr. Burton told the Council that "there is no opposition".

Councilman Curran said that the original request was for 1 lot; it had to be expanded.

Answering Councilman Curran, Mr. Owens said that he proposed for his lot a little variety store.

There was discussion over the map.

Mr. Owens said that there is a school opposite the dairy, that the shopping center proposed won't interfere with his proposed sporting goods store. He said that part is already commercial.

Councilman Curran said that rezoning of the 1 lot would not be feasible; it is going to be C for the shopping center; and there is to be widening.

RESOLUTION 136097, denying petition to rezone from R-4 to C approximately 150 feet of street frontage on both sides of 47th Street, commencing approximately 150 feet north of Logan Avenue, as recommended by the City Planning Commission, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

The next item was numbered at this point, out of order.

RESOLUTION 136098, accepting deed of Security Title Insurance Company, conveying portions Pueblo Lot 1187; 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 Schneider, adopted.

The next Resolution was numbered at this point, out of order, by request.

RESOLUTION 136099, accepting deed of Security Title Insurance Company, conveying easement and right of way for water main purposes in portions of Pueblo Lot 1187; 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 Williams, adopted.

Communication from Purchasing Agent, approved by City Manager, on low bid of Grindle & Heinkel for skinning of 65 Washingtonia Palms in various locations - \$1,372.00; 2 bids - was presented.

RESOLUTION 136100, accepting bid of Grindle & Heinkel for skinning palms; 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 Williams, adopted.

Communication from Purchasing Agent, approved by City Manager, on low bid of Harbor Tire & Supply Company for furnishing tires at total price of \$2,737.71 plus Sales Tax; 6 bids - was presented.

RESOLUTION 136101, accepting bid of Harbor Tire & Supply Company for furnishing tires; 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 Burgener, adopted.

Communication from Purchasing Agent submitting resolution authorizing bids for automobiles.

RESOLUTION 136102, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 49 Passenger Cars and 2 Station Wagons; Document 543421, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of 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. It reports Front Street at the point lower than end of Pennsylvania Avenue and probably will never be improved. It says that 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 Commission proposed that subdivider dedicate additional street in order that turnaround might be installed adjacent to the property. It states that subject to that condition, and 5 other conditions set out in the resolution; and suspension of portion of the Municipal Code, it is approved.

RESOLUTION 136103, approving tentative map of Sylvania Addition, a resubdivision of portion Block 12 Cleveland Heights, 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 Bowlero (formerly Bowleria), located on southerly side of Camino del Rio approx. 1/4 mile westerly of Texas St., consisting of 1 lot, was presented.

RESOLUTION 136104, adopting Map of Bowlero Subdivision and accepting portion of Mission Valley Road and easements shown for sewer, water, drainage and public utilities, together with any and all abutter's

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rights of access in and to Mission Valley Road; declaring portion of street and easements and access rights to be portion of public street and easements for public use; accepting all public ~~all public~~ improvements; rejecting as a dedication for public 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 the Council has approved the subdivision map, and that the street, easements, together with rights of access, and improvements, 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 Evenson, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Record of Survey for 3-lot resubdivision of Lots 15, 16, 17 Block 3 La Huerta, in lieu of a final subdivision map, was presented.

RESOLUTION 136105, approving filing of Record of Survey Map of Lots 15, 16, 17 Block 3 La Huerta, in lieu of Final Subdivision Map, under Section 102.02.1 of San Diego Municipal Code, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Muirlands Knolls, on northerly side of La Jolla Scenic Drive, adjacent to subdivision of Muirlands Crest Unit 1, southeasterly of Mount Soledad, was presented.

RESOLUTION 136106, adopting Map of Muirlands Knoll Subdivision, the easterly 2 acres of portion of Westerly Half of Southwesterly Quarter of Pueblo Lot 1255, accepting on behalf of the public a portion of La Jolla Scenic Drive, portion of Nautilus Street and easements shown for sewer, water, drainage and public utilities, together with any and all abutter's rights of access in and to Nautilus Street, adjacent to Lots 1, 2, 3, shown for public purposes; declaring them to be accepted and dedicated to public use; accepting all public improvements installed within the subdivision; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council that the Council has approved the subdivision map, and that portions of streets and easements together with rights of access 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 Schneider, adopted.

Application of Pig'n Whistle Corp., 1041 4th Ave., for cabaret license, was presented, together with recommendations for approval from affected City departments.

RESOLUTION 136107, granting permission to Pig'n Whistle Corp. to conduct cabaret with paid entertainment, at 1041 Fourth Avenue, where liquor is sold; subject to regular license fee, and to compliance with existing regulations, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Fallbrook Public Utility District, P.O. Box 427, Fallbrook, California, dated November 1, 1956, signed by George F. Yackey, General Manager, was presented.

It requests allocational water to augment needs to the end of the Calendar Year.

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

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Communication from Leon Westmoreland, dated November 6, 1956, 3738-40 El Cajon Boulevard, was presented. It says "I want to congratulate you in halting your foreign City Manager who wants you to spend \$30,000 in hiring some foreigner to come here and tell us how a sewer could be placed. In addition to expressing further views, it concludes "It is embarrassing to think that in a city of half a million people we have no one with sense and wisdom to manage San Diego".

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

Communication from law offices of Jennings, Engstrand & Henrikson, 8262 University Avenue, La Mesa, November 5, 1956, signed by Leo R. B. Henrikson, as attorneys for Santee County Water District, was presented. It refers to a 36-inch pipeline that follows Woodside Avenue and Mission Avenue the entire breadth of the District. It refers to a policy decision by the City Council as to whether or not the line would be available, and if so, on what basis. It asks for a time when the committee may appear before the Council.

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

Communication from The A. J. Toston Co., P.O. Box 746, Lakeside, as contractor for installation of piping in Balboa Park, was presented. It tells of delays due to delivery of concrete and galvanized metal pipe. It says that immediately upon arrival of the pipe, the contractor will be able to ascertain amount of delay involved, and will request extension of time in completion of the project.

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

Communication from Bessie Knox, 845 Bangor St., San Diego 6, California, dated October 31, 1956 (widow of Harley E. Knox, one-time Mayor), was presented. It thanks the Council for its memorial resolution relative to Mr. Knox.

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

Communication from City-County Band and Orchestra Commission, by Cletus W. Gardner, dated October 24, 1956, requesting approval of 4 musical events outlined, was presented.

RESOLUTION 136108, approving music program submitted by the City-County Band and Orchestra Commission, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

There was listed on the agenda for this meeting continued resolution approving contract determining title to County primary health center building. On motion of Councilman Schneider, seconded by Councilman Williams, it was referred to the Mayor. (The same action had been taken earlier).

RESOLUTION 136109, authorizing and empowering Port Director to do all work in connection with removal of a pier at foot of Beardsley

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Street by appropriate City forces in accordance with his recommendation, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136110, ratifying, confirming and approving cancellation and surrender of lease, copy on file in Office of City Clerk as Document 543443, entered into between the Harbor Commission of The City of San Diego and William Kairot, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136111, ratifying, confirming and approving lease, copy on file in office of City Clerk as Document 543446, between The City of San Diego, acting by and through Harbor Commission, as Lessor, and Union Oil Company of California, as Lessee, was on motion of Councilman Williams, adopted.

RESOLUTION 136112, ratifying, confirming and approving cancellation and surrender of lease, copy filed as Document 543449, entered into between Harbor Commission of The City of San Diego and Union Oil Company of California, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136113, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:
Both sides of El Cajon Boulevard between Central Avenue and 41st Street;
establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 136114, authorizing and empowering City Manager to do all work in connection with relocation and replacement of castiron water main located in Morena Boulevard, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 136115, authorizing and empowering City Manager to do all of the work in connection with decorating Christmas Tree Lane in Balboa Park, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 136116, authorizing and empowering City Manager to do all of the work in connection with installation of horizontal bars on curb inlets, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 136117, granting U. S. Marine Corps and San Diego

Racing Association which it sponsors, and Salvation Army, permission to use Balboa Stadium on Sunday afternoon, December 9, 1956, on a rent-free basis, event to be held for collecting toys for underprivileged children; rescinding Resolution 135439, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 136118, granting revocable permit to Helen Leyden, 4974 Fir Street, San Diego, to install and maintain 64' of 4" C.I. Water Line for use and benefit of owner's property: Lots 13, 14, 15, 16 Block 50 Seaman & Choate's; under Fir Street to City Water Main in 30th Street, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136119, granting revocable permit to Marine Products Company, West Washington at Hancock Street, San Diego, to install and maintain 15' 2" communications conduit for use and benefit of owner's property: Lot 7 Block 182 Middletown; under West Washington to power pole in street, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136120, granting revocable permit to Harry E. McNown and Shirley R. McNown, to install and maintain 37 feet of 6" concrete block retaining wall for use and benefit of owner's property: Lots 21 and 24 Block 213 Pacific Beach, over Noyes Street, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136121, granting revocable permit to Walter Swanson, 2045 Reed Street, San Diego, to install and maintain 65' of 3/4" C.I. Water Service for use and benefit of owner's property: 3220-22 Horton Street; Lot 8 Block 126 Middletown, under Horton Street to City Water Main in Spruce Street, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136122, authorizing E. W. Blom, Assistant City Manager, to attend meeting with Committee of League of California Cities and Home Builders Council of California, in Berkeley, California, November 9, 1956, and incur all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136123, authorizing O. W. Campbell, City Manager, to attend a meeting called by Governor Knight concerning water development in California, in Sacramento, California, November 19, 1956, and incur all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136124, authorizing representative of Water Department to attend conference on Sedimentation Problems in California, in Berkeley, California, November 26 and 27, 1956, and incur all necessary expenses, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136125, authorizing a representative of the Water Department to attend Conference on Recreational Use of Impounded Water, Richmond, California, December 13 and 14, 1956, and incur all necessary expenses, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136126, accepting deed of Irwin Goodwin and Elizabeth Goodwin, October 8, 1956, conveying easement and right of way for water pipe line purposes in portion Lot 4 of Pueblo Lot 1209, according to Partition Map; 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 Schneider, adopted.

RESOLUTION 136127, accepting deed of Franklyn D. Hankins and Frances B. Hankins, October 8, 1956, conveying easement and right of way for water pipe line, in portion Lot 4 of Pueblo Lot 1209; authorizing and directing City Clerk to file 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 Schneider, adopted.

RESOLUTION 136128, accepting deed of Ruth F. Fleishman, October 8, 1956, conveying easement and right of way for water pipe line purposes in portion Lot 4 Pueblo Lot 1209; 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 136129, accepting deed of Franklin B. Wilkins and Jean D. Wilkins, October 8, 1956, conveying easement and right of way for water pipe line in portion Lot 4 Pueblo Lot 1209; 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 Schneider, adopted.

RESOLUTION 136130, accepting deed of San Diego Unified School District of San Diego County, California, October 23, 1956, conveying easement and right of way for drainage purposes in strip of land 20.00 feet wide in Lot 4 Marcellena 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 Kerrigan, seconded by Councilman Schneider, adopted.

Two Resolutions, listed on the agenda at this point, accepting deeds from Security Title Insurance Company in Pueblo Lot 1187, were numbered out of order and will be found earlier in these Minutes.

RESOLUTION 136131, accepting deed of George D. Graham and Mary P. Graham, October 24, 1956, conveying easement and right of way

for sewer purposes in westerly 4.00 feet and southerly 4.00 feet Lot 33 Block 5 Beverley; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136132, accepting deed of George D. Graham and Mary P. Graham, October 24, 1956, conveying easement and right of way for sewer purposes in westerly 4.00 feet Lot 34 Block 5 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136133, accepting subordination agreement, executed by William Irving Hollingsworth and Flora Hollingsworth Mullin, beneficiaries, and Union Title Insurance and Trust Company, trustee, October 22, 1956, for right of way for public sewer and appurtenances in northeasterly 4.00 feet Lot 88 Clairmont Manor Unit 1; authorizing and directing City Clerk to file subordination agreement, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136134, accepting deed of E. W. Nesbitt and Frances Nesbitt, October 25, 1956, conveying easement and right of way for sewer purposes in northerly 8.00 feet Lots 33 and 34 Block 9 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136135, accepting deed of Aurelio D. Ortiz and Flora G. Ortiz, October 25, 1956, conveying easement and right of way for sewer purposes in northerly 8.00 feet Lot 31 Block 9 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136136, accepting deed of Rosalio Garcia Puente and Pauline C. Puente, October 24, 1956, conveying easement and right of way for sewer purposes in easterly 4.00 feet Lot 35 Block 5 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136137, accepting deed of Wayne T. Towle and Julia I. Towle, October 24, 1956, conveying easement and right of way for sewer purposes in westerly 4.00 feet Lot 35 Block 5 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 Kerrigan, seconded by Councilman Schneider, adopted.

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RESOLUTION 136138, accepting deed of William Vasquez and Cruz V. Vasquez, October 24, 1956, conveying easement and right of way for sewer purposes in northerly 8.00 feet Lot 29 Block 9 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136139, accepting deed of Albert G. Wallace and Ozra L. Wallace, October 24, 1956, conveying easement and right of way for sewer purposes in northerly 8.00 feet Lot 32 Block 9 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 Kerrigan, seconded by Councilman Schneider, adopted.

On motion of Councilman Curran, 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 7206 (New Series), amending Section 91.09.1 of San Diego Municipal Code Establishing Fire Zone No. 1, 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 Schneider, seconded by Councilman Williams, Ordinance amending Chapter VIII of San Diego Municipal Code by amending Sections 81.09 and 86.10.5 and repealing Section 86.10.1 concerning Traffic Regulation, was introduced, by following vote: Yeas-Councilman 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 resolution, not listed on the agenda:

RESOLUTION 136140, rescinding Resolution 130949, passed and adopted January 24, 1956, authorizing and directing City Attorney to commence condemnation action (of property which would have been used for the proposed auditorium, which proposition failed at the last election), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Kerrigan spoke about a previous item, which had been presented by him under unanimous consent, for oiling on 38th Street. He said that the property owner can't get a 1911 Act petition, and that "there is 15 feet difference in elevation". He told of the man having worked hard to build up a berm to keep out the drainage.

There was general Council discussion, but no action.

At the hour of 11:58 o'clock A.M., the Mayor declared a recess to 2:00 P.M. this date (to hear the rezoning in vicinity of Chesterton and Linda Vista Road and U.S. Highway 395 (or Cabrillo Freeway) - as agreed upon, earlier.

136138 - 136140 (incl. U.C.
7206 N.S.
Ord. intr.
Discussion U.C.
Recess

The Council reconvened at 2:05 o'clock P.M., at which time the Mayor called the meeting to order.

The roll call showed the following:

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

The hour of 2:00 P.M. having arrived, the time to which hearing had been continued from this morning's session, Glenn Rick, who had represented proponents of rezoning in Pueblo Lots 1202 and 1203 from R-1 to C-1A and RC-1A in vicinity of Chesterton and Linda Vista Road and U.S. Highway 395 (or Cabrillo Freeway), was heard. He said that this gets to be a habit, and hoped that this would be the last time he would appear on this subject. He said that "last time" the Council voted 4-2 to adopt the ordinance, and that the same condition may result today. He said that before, it was thought by 2 that more time was needed, especially regarding unsettled conditions on the Mesa (Kearny Mesa).

There was a tremendous amount of testimony given at the nearly 3-hour hearing, and will not be shown in detail here. Instead, notes will be in the file, and mention will be made of those who appeared, and the final action shown.

Speakers included Mayor Dail and members of the Council.

Councilman Kerrigan entered during the early part of the hearing.

David Payne, attorney, spoke "for the doctors"; and said the property should be rezoned; "this is the 3rd time";

Frank Frye, Jr., attorney, said he "was hopeful this time; there is a stronger case" (for the rezoning);

Eugene Glenn, attorney, speaking for the zoning, said that "many times there is too short a look", and the Frost family has owned the property for 50 years;

Mr. Rick said that the doctors filed for R-CA; "the Mesa group" came in for C-1A, and Planning sponsored.

Louis Karp, attorney, spoke about "our petition on a 9-acre plot, and 33-acre plot", and asked about constitutional rights of the doctors.

Councilman Burgener was excused

Robert O. Staniford, president of Mesa Park Development Co., told of having bought 33 and 90 parcels at approximately the same time; they were willing to go above the prices - and went over;

During the hearing, the Mayor declared a recess at 3:25 o'clock P.M., and reconvened the meeting at 3:33 o'clock P.M.

Eli Levenson, attorney, representing Linda Vista Development Co., said that "Linda Vista Center is the oldest commercial establishment on the Mesa", and that this is the 3rd time he has appeared before the Council to oppose the proposed rezoning.

R. W. Whittaker, representing the Fletcher Co., spoke of having had commercial zoning for some time, and of development of Cabrillo Heights. He said "there is no additional need outside of 'our' commercial areas".

W. A. Kolush told the Council that he owns 60 residential units in Linda Vista, and has \$350,000 property to consider. He said that those who seek the rezoning should have bought as what it is zoned.

Neil Montgomery, of the Division of Highways, said that the Division is not taking any position, and outlined "traffic hazard".

Richard Weiser, Asst. Planning Director, pointed out property on maps, and set out the Planning Commission's position;

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Following presentations, and discussion, the Council heard rebuttals.

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

The Mayor returned, after a short absence from the meeting

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

RESOLUTION 136141, directing the City Attorney to draw an ordinance, providing for rezoning of portions of Pueblo Lots 1202 and 1203, as indicated on Planning Commission Map, with provision to be made for widening of Linda Vista Road, the releasing of access to Highway 395, and with a condition that a subdivision map be filed on the property within 1 year, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

On motion of Councilman Burgener, seconded by Councilman Evenson, "the other parcel", which had been brought into the discussion in connection with rezoning of property in Pueblo Lots 1203 and 1202 on Kearny Mesa, was filed.

On motion of Councilman Schneider, seconded by Councilman Curran, the meeting was adjourned at 4:42 o'clock P.M.

The Mayor announced that members of the Council would go into conference.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

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

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, November 13,
1956

Present-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson,
Mayor Dail
Absent--None
Clerk---Clark M. Foote, Jr.

The Mayor called the meeting to order at 10:04 o'clock A.M.

The Mayor introduced the Reverend Norman J. Crider, pastor of the First Covenant Church, who gave the invocation.

Ordinances and Resolutions are recorded in Microfilm roll 120.

At this time presentations of service awards to City employees were made:

Henry J. Holland, Auto General Foreman in the Police Department - 40-year pin and scroll - presentation made by the Mayor;
Evelyn Fraser, Secretary Stenographer to the Water Director - 35-year pin and scroll - presentation made by the Mayor;

Mayor Dail introduced Fred Lawrence, the City's new Auditor and Comptroller, who was sworn in this morning and took office today;

Walter Scott, Police Lieutenant, in the Police Department - 25-year pin - presentation made by Councilman Schneider;
Frank Slaff, Groundsman-Gardener, in the Park Division of Park & Recreation Department - 25-year pin - presentation made by Councilman Williams;
Daniel T. Baldwin, Police Patrolman - 20-year pin - presentation made by Councilman Burgener;

Leo Stuart Harder, District Recreation Supervisor, in the Recreation Division of Park & Recreation Department - 20-year pin - presentation made by Councilman Kerrigan;

Harlan I. Gibbs, Jr., Police Sergeant - 20-year pin - presentation made by Councilman Evenson;

Roy F. Hartwell, Jr. Electrical Engineer, in the Electrical Division of the Public Works Department - 20-year pin - presentation made by Councilman Curran.

Mr. Lawrence, acknowledging the Mayor's introduction, thanked the Council for his appointment, and expressed pride to be a City employee.

Communication from Purchasing Agent reported on 3 bids opened November 9, 1956, for paving and otherwise improving Alley Block 2 Tract 1382, Wilshire and Meade Avenue.

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

On motion of Councilman Schneider, seconded by Councilman Williams, minutes were approved without reading, after which they were signed by the Mayor.

Meeting convened
Service awards presented
1911 Bid report
Minutes approved & signed

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The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on 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, Alleys in Floral Terrace, Pacific Beach, et al, the Clerk reported no protests, but a communication from H. M. Stiles, Jr. asking for information and "enlightenment by a few correct facts". No one appeared to be heard.

RESOLUTION 136142, overruling and denying protest of H. M. Stiles, Jr. for improvement of Chalcedony Street, et al (communication listed here as a "protest" has to do with being not included in the assessment district, and asking about possible protest, on account of property being not included for sewer); overruling and denying all other protests under Resolution of Intention 135354, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

By the same motion, 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 135355, for paving and otherwise improving Rosecroft Lane, the Clerk reported no protests. No one appeared to be heard.

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 135356 for removing existing street light luminaires, standards and foundations, construction of street light luminaires, etc., on 3rd Avenue, 4th Avenue, 5th Avenue, Sixth Avenue, between Broadway and Market Street; in E Street, F Street and G Street, between 3rd and 6th Avenues - including work in the Plaza in Horton's Addition, the Clerk reported written protest of First National Bank, by William Jeffery, vice president and trust officer "in fiduciary capacity on portions of Lots H and I Block 89 Horton's Addition, known as 620-36 Fourth Avenue; Brunswig Drug Company of San Diego; Wilson F. Clark Company; Fintzelberg & Steinmetz; Emmett & Nannie McFadin, dba Golden West Hotel, by I. A. Townville, assistant Manager; Industries Supply Co.; Buel-Town Investment Co., which protests were presented to the Council.

The Mayor inquired if anyone was present to be heard.

A representative of the First National Bank appeared. That bank's protest was read.

Willard Olson, of the City Engineer's office, spoke of 11.6% petition, of protests. He said that petitions for the improvement were circulated by Mr. Dellmann, formerly a Gas Co. employee, and said that proceedings were originated by the City because many properties are under lease and that circulator could not get original owners, in order to secure 60% petition.

The man who spoke for the First National Bank said that there is sufficient lighting on account of the character of the property.

Councilman Schneider discussed the improvement with Mr. Olson.

Mr. Olson said that there was a 52% petition, not turned in on account of not having 60%.

Councilman Schneider discussed with Mr. Olson the possibility of eliminating some of the proposed improvement.

Councilman Williams, who showed Mr. Olson a map, discussed the situation with him.

Councilman Burgener said "it is a bad practice to have petitions circulated by other than the property owners". He and Mr. Olson had a discussion about costs. Mr. Burgener said that lots of times people don't protest because they don't know about the proposals until it is too late (to protest).

The First National Bank representative identified the property on which he was protesting, as being owned by Heck Transfer, and said again that there is sufficient lighting there.

Councilman Curran said that this hearing could be continued, and the condition checked.

Councilman Kerrigan pointed out that a majority of the owners are in favor of the project.

Mr. Olson spoke of there being 4 jobs at about the same time, and said that the circulator took an estimate of the cost of the improvement when he circulated the petition.

RESOLUTION 136143, continuing until the hour of 10:00 o'clock A.M., Tuesday, November 20, 1956, hearing on proposed removal of existing street light luminaires, etc., in connection with installation of lighting on Third Avenue, Fourth Avenue, Fifth Avenue, et al., under Resolution of Intention 135356, 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 of Intention 135502 for paving and otherwise improving Manzanita Drive, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

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

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 135504 for removing existing street light standards, luminaires and foundations; constructing street light standards, complete with foundations, luminaires, ballasts and lamps, etc., in India Street, Columbia Street, State Street, Union Street, Front Street, First Avenue and Second Avenue, between Broadway and B Street; in B and C Streets, between Kettner Boulevard and Third Avenue, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 136144, determining that improvement provided for in Resolution 135504 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 Williams, adopted.

Willard Olson said to the Council, after the Resolution was adopted that "this is the same category as other one" (3rd, 4th, 5th Aves., et al) - heard and discussed earlier.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 135505 of Preliminary Determination for grading and sidewalk in Redwood Street, East Virgo Road, Sue Street, Alice Street, Lynn Street, Juanita Street and 60th 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.

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RESOLUTION 136145, determining that work to be done in Redwood Street, et al., under Resolution 135505 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 Resolution 135559 of Preliminary Determination for grading and sidewalking on 55th Street, Hardy Avenue, Lindo Paseo and Campanile Drive, the clerk reported written protests from David E. Devin, 5605 Hardy Ave., Ralph E. Byrnes, 5584 Hardy Avenue, Arthur C. Bussy, 5565 Hardy Avenue. They were presented to the Council.

The Mayor inquired if anyone was present to be heard.

John Quimby, 5585 Hardy Avenue, asked for elimination of the walk.

Willard Olson, of the City Engineer's office, said that Mr. Quimby's property is not in the assessment district.

Thorston Carlson, 5689 Hardy protested the exclusions. He said "the original petition called for all the sidewalks". He spoke of having a 60% petition, and of having secured additional footage. He passed up the petition, which was added to the file. He said that Hardy Avenue is a street which adjoins the College campus on the south side. He passed around picture of bumper-to-bumper parking. He said that many high school students walk in the street. He passed around another picture showing the condition which he mentioned. Mr. Carlson, who is a professor at the State College, declared that "foot traffic is dangerous". He said that if a portion is eliminated, pedestrians will have to cross the street to the other side. He told of the apartment and fraternity houses. He told of there being parking at night, also, and of pedestrians having to walk in the street. He said "there is not even the minimum lighting". Mr. Carlson told the Council about concern over exclusion on Hardy and the College. He continued speaking on the general subject on the north side of Hardy between the College and Campanile. He said "it is as busy as 5th & Broadway at times". He said there are petitions of over 60%.

John Quimby said that he was speaking for property owners who ask for exclusion. He said it was the intention of the owners of homes to have a quiet, suburban street; then the street was put through, but assurance was given that there would be no sidewalks. He told of having landscaped and put in driveways. He spoke of retaining walls having to go in and of his circular drive being left up in the air. He said "there is no reason why foot traffic cannot use the north side, which is adequate." He said that the College is on Hardy, and there will not be much foot traffic.

There was interruption from the audience, which was stopped by the Mayor.

Mr. Quimby said that it would be a great deal of sacrifice to put in the walks and make the changes. He said he does "not object where it is flat". He asked the Council to "go along with the recommendation of the City Engineer".

Mrs. Robert Jackson, who lives on Hardy said that there are as many children on the south side as on the north side. He spoke about hazard of walking in the streets at the night football games. She said that some who would have to tear out improvements are in favor of the walks.

Philip Martin, on Linda Paseo, said that he would have to revamp his sprinkling system and other improvements. He said it "should be on both sides of 55th Street".

Councilman Williams asked if petition was circulated on both sides for sidewalks.

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Willard Olson said "there was objection by owners of 6 lots".

Mr. Carlson said he had only a 60% petition, which he understood was all that was needed. He told of there having been a variance to the petition, but that he was not notified. He said that if the sidewalk were terminated it would mean need for painting of crosswalk. He said that property owners "on the south should not incur sidewalk (cost), and then have to cross the street". He told the Council of having been a former school principal, and then said that there had been one child killed.

The Mayor discussed the question with Mr. Olson.

Mr. Olson told of there having been many calls, and of property owners being not in agreement.

The Mayor stated that the walks have been deleted now from the plans, and to put them in would be to delay the proceedings.

Councilman Curran spoke to Mr. Olson about not inclusion, and asked about encroachments.

Mr. Olson replied that some sprinklers are in the street, and that the curbs are in.

Councilman Schneider spoke to Mr. Quimby about installing sidewalks adjacent to the curb.

Mr. Quimby repeated that would leave the driveway sitting up in the air, and there would have to be a retaining wall next door.

A woman whose name was not understood, spoke of having a circular drive; she doesn't want to tear out the drive, but said "something has to be done". She said that the expense is worth it. She said that her husband, who bought the house objected, and there is no longer any objection.

Councilman Burgener said that "State College parking is serious" (the subject having been gone into at great length in connection with a zone change hearing in the district). He said that item is on the conference agenda, and he felt he had to go along with the sidewalk. He spoke about going back to the first petition, and a delay of 3 months if these proceedings are changed.

Mr. Olson agreed that it generally does take about 3 months.

Mayor Dail pointed out that the Council has to follow the 1911 Act; if there are changes, the City has to back up and start over; the law requires it.

Mr. Carlson spoke of willingness to take the 90 day delay, on the original petition.

RESOLUTION 136146, sustaining protest of David E. Devin, Arthur C. Bussy, et al., re improvement in 55th Street, et al; abandoning proceedings, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

Councilman Williams said that the Engineer should redesign the project to include "the other sidewalk" - the original petition, and 55th Street from El Cajon to north of Hardy.

RESOLUTION 136147, directing City Engineer to furnish plat showing exterior boundaries of district of lands to be affected and benefited by and to be assessed to pay costs, damages and expenses of grading and installing sidewalk in accordance with original petitions on file in office of City Clerk under Documents 521148 and 524570, 528635, 530575, together with 55th Street northerly of Montezuma Road on both sides, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on furnishing electric energy in El Cajon Boulevard Lighting District 1 for 1 year from and including December 1, 1956, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 136148, confirming and adopting as a whole "Engineer's Report and Assessment for El Cajon Boulevard Lighting District No. 1", 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 furnishing electric current in Montemar Lighting District for 1 year from and including December 1, 1956, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no written protests were filed.

RESOLUTION 136149, confirming and adopting as a whole "Engineer's Report and Assessment for Montemar Lighting District No. 1", 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 sanitary sewer main in Alley in Block 8 Clifton Addition to City Heights, Chamoune Avenue, Quince Street and Public Rights of Way, Resolution of Intention 130033, the Clerk reported no appeals.

The Mayor inquired if anyone was present to be heard. He recognized Raymond Talbot, former Tax Collector. Mr. Talbot said he was just interested in seeing if the sewer was put in.

RESOLUTION 136150, confirming and approving Street Superintendent's Assessment 2543 made to cover cost and expenses of installation of sanitary sewer main in Alley Block 8 Clifton Addition to City Heights, Chamoune Avenue, Quince Street and Public Rights of Way, Resolution of Intention 130033; ~~confirming and approving Street Superintendent's 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 Williams, 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 Shasta Street and Crown Point Drive, the Clerk reported written appeal from Mr. and Mrs. Harlie A. Varner.

Asked for a report, Willard Olson told the Council that it is a 5.6% appeal.

The Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no further appeals were presented.

RESOLUTION 136151, overruling and denying appeal of Mabel A. Varner (for Mr. and Mrs. Harlie A. Varner), from Street Superintendent's Assessment 2544 made to cover costs and expenses of work of paving and otherwise improving Shasta Street and Crown Point Drive, Resolution of Intention 131057; overruling and denying all other appeals, written or verbal; 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 Schneider, seconded by Councilman Evenson, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on assessment for paving and otherwise improving Missouri Street, the clerk reported appeal from Mrs. Nina Allen Gird.

Asked for a report, Willard Olson said that it was 9.7% (It tells of a leak in water main at Ingraham and Missouri (apparently not this project)). No one appeared to be heard.

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

RESOLUTION 136152, overruling and denying appeal of Mrs. Nina Allen Gird from Street Superintendent's Assessment 2545 made to cover costs and expenses of paving and otherwise improving Missouri Street; overruling and denying all other appeals; confirming and approving Street Superintendent's Assessment, authorizing and directing Street Superintendent to attach his warrant thereto and issue it in manner and form provided by law; directing him to file 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 for paving and otherwise improving Alley Block 12 Point Loma Heights, 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 136153, confirming and approving Street Superintendent's Assessment 2546 made to cover cost and expenses of paving and otherwise improving Alley Block 12 Point Loma Heights; authorizing and directing Street Superintendent to attach his warrant thereto and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on assessment for paving and otherwise improving Alleys Blocks 13, 14, 16 Ocean Beach; and in Blocks 97 and 98 Point Loma Heights and Guizot Street, the Clerk reported no appeals.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 136154, confirming and approving Street Superintendent's Assessment 2547 made to cover cost and expenses of paving and otherwise improving Alleys Blocks 13, 14, 16 Ocean Beach, and in Blocks 97 and 98 Point Loma Heights; 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 Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Smith-Scott Co., Inc. for furnishing 850 ft. of 14" Steel Pipe (used) for Lower Otay emergency pumping - Water Dept., Production Div. - \$1,062.50; 4 bids - was presented.

RESOLUTION 136155, accepting bid of Smith-Scott Co., Inc. for furnishing The City of San Diego with 850 Ft. 14" steel pipe; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to 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 sole bid of Pace Construction Co. for construction of Storm Drain at Fern Glen and Neptune Place - \$1,530.30 - was presented.

RESOLUTION 136156, accepting bid of Pace Construction Co. for construction of storm drain at Fern Glen and Neptune Place; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of Purchasing Agent, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bids of American Typewriter Company for furnishing office furnishings - \$1,787.35 terms net, plus Sales Tax - and San Diego Office Supply Company - \$390.28 terms net plus Sales Tax (for Alcoholic Rehabilitation Center - 4 bids - was presented. The American Typewriter Company was the "low bid meeting specifications".

RESOLUTION 136157, accepting bid of American Typewriter 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 Williams, seconded by Councilman Evenson, adopted.

RESOLUTION 136158, accepting bid of San Diego Office Supply & Equipment Company; 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 Williams, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent, approved by City Manager, recommending acceptance of offer of San Diego Testing Laboratories, and authorizing City Manager to enter into contract for 1 year beginning November 1, 1956, was presented. It says that the Laboratories have by letter dated November 1, 1956, offered to furnish inspections, testing and other laboratory services at discount of 10% from their printed price schedule dated July 1, 1956, with exception of hourly rates, engineering and mileage charges. It states that in return, the City would agree to utilize services of the Laboratories for all testing covered by their price list with exception of testing as may be done by City employees in regular course of their employment.

RESOLUTION 136159, accepting offer of San Diego Testing Laboratories, Inc. for furnishing The City with Inspection, Testing and Analyzing Services for 1 year beginning November 15, 1956, in accordance with price schedule dated July 1, 1956, less discount of 10% from prices, etc., was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, recommending approval of final map of Allied Gardens Unit 13, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 136160, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Bollenbacher & Kelton, Inc. for installation and completion of unfinished improvements and setting of monuments required for Allied Gardens Unit 13; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136161, adopting map of Allied Gardens Unit 13 subdivision, a subdivision of Lot 2251 of Allied Gardens Unit 10; accepting

on behalf of the public: Halifax Street, Havenwood Avenue, a walk, and easements shown for sewer, water, drainage and public utilities, for public purposes; declaring them to be dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that the Council has approved the subdivision map and that streets, walk and easements shown 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, California, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Harbor Commission, by John Bate, submitting copy of its Resolution 5063 New Series, increasing Capital Outlay appropriation of 510 Fund for fiscal year 1956-1957 in amount of \$51,000.00, was presented. It tells of projects for which funds are needed.

RESOLUTION 136163, referring communication from Harbor Commission to City Attorney for preparation of necessary ordinance, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 136164, directing notice of filing assessment 2550 and of time and place of hearing, made to cover costs and expenses of work done upon installation of sanitary sewer main in Amherst Street, 68th Street, 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, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 136165, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Everts Street; approving Plat 2878 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 136166, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Orten Street; approving Plat 2898 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk, upon passage of Resolution of Intention to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 136167, approving plans, drawings, typical cross-sections, profiles and specifications for installation of sewer mains in Payne Street, Greely Avenue, and Public Rights of Way; approving Plat 2894 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk, upon passage of Resolution of Intention to file plat in office of City Engineer, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136168, for furnishing electric energy in Crown Point Lighting District 1, for 1 year from and including February 1, 1957, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136169, for furnishing electric current in Presidio Hills Lighting District 1, for 1 year from and including February 1, 1957, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION OF INTENTION 136170, electing to proceed under provisions of Street Vacation Act of 1941, declaring intention of The City Council to vacate portion of Thorn Street and fixing time and place for hearing thereof, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136171, for paving and otherwise improving Everts Street, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136172, for paving and otherwise improving Orten Street, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136173, for installation of sewers in Payme Street, Greely Avenue, and Public Rights of Way, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 136174, appointing time and place for hearing protests, and directing notice of hearing for electric energy in Garnet Street Lighting District 1, for 1 year from and including February 1, 1957, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136175, appointing time and place for hearing protests, and directing notice of hearing for electric energy in Sunset Cliffs Lighting District 1, for 1 year from and including January 1, 1957, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136176, for installation of sidewalks on Aragon Drive, Nassau Drive, Waite Drive, Suffolk Drive, Rockland Street, Duchess Street, and 69th Street - ascertaining and declaring wage scale - was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136177, ascertaining and declaring wage scale for sidewalks on 55th Street, 56th Street, 58th Street, Orange Avenue, and Trojan Avenue, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136178, ascertaining and declaring wage scale for

installation of sidewalks on Lea Street, Streamview Drive, and Chollas Parkway, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136179, granting petition, Document 542894, for paving and otherwise improving Calle Tortuosa; directing City Engineer to furnish description of assessment and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136180, granting petition, Document 543133, for paving and otherwise improving Plum Street; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136181, determining and declaring that public interest, convenience and necessity of The City of San Diego require construction, operation and maintenance of public streets and slopes across portions of Acre Lot 2 of Pueblo Lot 1784 Pacific Beach; portions of Lots 1 to 4 inclusive, and 37 to 40 inclusive, Block 9 First Addition to Pacific Beach Vista Tract; portions of Fractional Lot 4 and portions of Lots 5 to 8 inclusive Block 9 Monte Villa Tract; declaring that public interest, convenience and necessity of The City of San Diego demand the acquisition of fee title to public streets and easements for slopes to be used by The City for construction of streets and slopes; declaring intention of The City of San Diego to acquire fee title and easements under Eminent Domain Proceedings; directing the City Attorney to commence action in Superior Court of The State of California, in and for County of San Diego, for purpose of condemning and acquiring the property, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136182, authorizing and directing San Diego Gas & Electric Company to install 6000 lumen overhead street lights, in accordance with recommendation of the City Manager, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136183, authorizing and empowering City Manager to enter into contract for and on behalf of The City of San Diego, with Paul V. Borgerding, Lucyle E. Borgerding, Albin A. Stadtmiller and Harriett Grace Stadtmiller, subdivider of subdivision known as Mission Valley Inn, providing for installation of larger water mains and appurtenances by the subdivider, not necessary for the subdivision but requested by the City, for reimbursement by City to subdivider of \$814.91 covering difference in cost, upon execution and delivery to the City of a Quitclaim Deed conveying to the City all right, title and interest of subdivider in and to water distribution system in Mission Valley Inn subdivision, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136184, authorizing and empowering City Manager

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to execute, for and on behalf of The City of San Diego, 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 543710; rescinding Resolution 135384, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136185, authorizing and empowering City Manager to execute, for and on behalf of the City, joint use agreement with Department of Public Works, Division of Highways, State of California, covering portion of Lot 67 of Partition of Rancho Mission of San Diego used for Alvarado Freeway (State Road XI-SD-12-SD), under Document 543718, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136186, authorizing and empowering City Manager to execute, for and on behalf of The City of San Diego, revocable use and occupancy permit with San Diego City Schools for permission to maintain transmitting antenna on lighting tower of Balboa Stadium, under Document 543721, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Resolution authorizing City Manager to prepare for approval and execution by The City of San Diego a lease agreement with M.B.A. Company, wherein City would lease to the corporation the Mission Beach Amusement Center, was held over for consideration until later in the meeting.

RESOLUTION 136187, authorizing and empowering City Manager to execute, for and on behalf of the City, agreement with Arnold M. Small, acoustic engineer, to provide engineering services in connection with contemplated design and installation of air conditioning equipment in Central Public Library, under Document 543722, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136188, authorizing and 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 13 Block 6 Floral 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 of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136189, authorizing and directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against northerly 3.60 feet Lot 17 Block 6 Golden Park, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

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RESOLUTION 136190, authorizing and 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 7 Block 54 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 of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136191, authorizing and 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 105 and 106 Oakemere, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136192, authorizing and 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 103 and 104 Oakemere, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136193, authorizing and 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 107 and 108 Oakemere, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136194, authorizing and 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 113, 114, 115 Oakemere, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136195, authorizing and 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

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111 and 112 Oakemere, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136196, authorizing and 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 102, 101, 100 Oakemere, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136197, authorizing and 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 4 Subdivision of East Half of Pueblo Lot 1215, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136198, authorizing and directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Parcel "O" Lot 19 Rancho Ex Mission of San Diego, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136199, authorizing and directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Parcel "O" Lot 19 Rancho Ex Mission of San Diego, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136200, authorizing and directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Parcel "O" Lot 19 Rancho Ex Mission of San Diego, together with all penalties and other expenses in connection therewith, be cancelled; and that

all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136201, approving Change Order 2, Document 543580, issued in connection with contract between The City of San Diego and Sim J. Harris Co. for construction of Pacific Beach Community Center, contract Document 540193; changes increasing contract price of approximately \$2,695.30, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136202, approving Change Order 2, Document 543582, issued in connection with contract between The City of San Diego and O. O. & R. E. Maurer for construction of comfort station at Kellogg Park, Document 538352 on the contract; changes increasing contract price \$75.00, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136203, accepting quitclaim deed of Paul V. Borgerding, Luvyle E. Borgerding, Albin A. Stadtmiller and Harriett Grace Stadtmiller, October 22, 1956, quitclaiming all water mains and appurtenant structures constructed for its use in public streets, rights of way, highways and public places, either within or without subdivision named Mission Valley Inn being a portion of Pueblo Lot 1119; 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 Curran, adopted.

RESOLUTION 136204, accepting quitclaim deed of John H. Greer and Clara W. Greer, Taft Development Company, a corporation, October 29, 1956, quitclaiming all water mains and appurtenant structures constructed for its use in public streets, rights of way, highways and public places, either within or without subdivision named Westridge Unit 4 being portion Pueblo Lot 1241; 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 Curran, adopted.

RESOLUTION 136205, accepting deed of Frontier Properties Company, September 27, 1956, conveying easement and right of way for street purposes in portions of Pueblo Lots 312 and 241; naming land Fordham 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 Curran, adopted.

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

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

ORDINANCE 7207 (New Series), establishing grade of 52nd Street between westerly prolongation of northerly line of Clearview Manor and westerly prolongation of southerly line of Clearview Manor, 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 Williams, seconded by Councilman Burgener, the next ordinance was introduced.

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

ORDINANCE 7208 (New Series), establishing grade of Jupiter Street between southeasterly and northwesterly lines of Druckers Subdivision, 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 Williams, seconded by Councilman Burgener, the next ordinance was introduced.

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

ORDINANCE 7209 (New Series), establishing grade of Lapwai Street between southwesterly line of Nashville Street and line parallel to and distant 400.85 feet southeasterly therefrom, 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.

ORDINANCE 7210 (New Series), establishing grade of LaSalle Street between southeasterly and northwesterly lines of Drucker's Subdivision, was adopted, on motion of Councilman Williams, seconded by Councilman Burgener, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Prior to adoption, ordinance was introduced, on motion of Councilman Williams, seconded by Councilman Burgener.

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 written or printed copy.

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

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

ORDINANCE 7211 (New Series), establishing official curb grades and position of curbs on 54th Street between line 45.30 feet southerly of and parallel to center line of Lea Street and southerly limit of University Avenue; and between northerly limit of University Avenue and easterly prolongation of southerly line of Lot 6 Lemon Villa, 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 Williams, seconded by Councilman Burgener, the next ordinance was introduced.

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

ORDINANCE 7212 (New Series), establishing grade of Nashville Street between northeasterly line of Midway Drive and northeasterly line of Lapwai Street, 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 Williams, seconded by Councilman Burgener, the next ordinance was introduced.

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

ORDINANCE 7213 (New Series), establishing grade of Western Street between southeasterly line of Drucker's Subdivision and the northeasterly prolongation of the northwesterly line Lot 8 Block 6 Drucker's Subdivision, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Burgener, seconded by Councilman Evenson, ordinance amending Article I Chapter IX of The San Diego Municipal Code by adding Section 91.02.2 Regulating construction of buildings in Fire Zone 2, was introduced 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, there was referred to Planning Commission for study, use of land at Camp Mathews.

RESOLUTION 136206, authorizing Harry Haelsig, Planning Director, to attend meeting in Berkeley, California, concerning airports, November 15, 16, 1956, and incur all necessary expenses, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136207, authorizing Councilman George Kerrigan to attend meeting of Board of Directors, Finance Committee, on Feather River Project, November 16, 17, 1956, in Long Beach, California, and incur all necessary expenses, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

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

Application of B. N. Schweizer for cabaret license at Bernie's Chalet, 2253 Morena Blvd., was presented, together with recommendations of City departments for granting.

RESOLUTION 136208, granting permission to B. N. Schweizer to conduct cabaret with paid entertainment at Bernie's Chalet, at 2253 Morena Blvd., where liquor is sold, subject to regular license fee, and to

7213 N.S.
Ord. intr.
Plan to study Camp Mathews
land use
136206 - 136208 under U.C.

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compliance with existing regulations, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

E. W. Blom, Asst. City Manager, requested, and was granted unanimous consent to present the next item, not listed on the agenda:

RESOLUTION 136209, authorizing representative of Water Department to attend annual convention of National Association of Corrosion Engineers to be held in Long Beach, California, November 13 through November 16, 1956, and incur all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

At 11:15 o'clock A.M. the Council took a recess until 11:30 o'clock A.M., this date, in connection with the item on the agenda which had continued temporarily relative to lease agreement with M.B.A. Company.

The Council reconvened at 2:56 o'clock A.M.

The roll call showed the following:

Present--Councilmen Burgener, Kerrigan, Curran, Evenson, Mayor Dail
Absent--Councilmen Williams, Schneider.
Clerk---Clark M. Foote, Jr.

Alan Firestone, Deputy City Attorney, explained to the Council, leases at Mission Beach Amusement Center - which follow:

RESOLUTION 136210, consenting to assignment to MBA, Inc., by Mission Beach Coaster Company of all its right, title and interest in lease agreement and amendments covering roller coaster site, Documents 376433 and 425758; authorizing City Manager to sign assignment as indication of consent, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136211, authorizing and empowering City Manager to execute, for and on behalf of The City of San Diego, Termination of Lease by and between The City of San Diego and M.B.A., Inc., terminating lease agreement between The City of San Diego and The Mission Beach Coaster Company, Document 376433, amendment Document 425758, which lease as amended was thereafter assigned to M.B.A. Inc., with consent of The City of San Diego, form of Termination of Lease filed as Document 543748, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136212, authorizing and empowering City Manager to execute, for and on behalf of the City, Termination of Lease Agreement of lease between City of San Diego and Sam Lipsett and Phyllis M. Lipsett, Document 384260, and amendment filed under Document 502732, of portion Parcel 2, Pueblo Lot 1803, form of Termination of Lease Agreement filed as Document 543729, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

136209 - U.C.

Meeting recessed & reconvened

136210 - 136212 - all U.C.

John Butler, attorney, discussed with Alan Firestone, Deputy City Attorney, his understanding regarding the amusement center lease.

RESOLUTION 136213, authorizing and empowering City Engineer to execute, for and on behalf of The City of San Diego, Lease Agreement by and between The City of San Diego and M.B.A., Inc., covering portion of Pueblo Lot 1803, for constructing, maintaining and operating an amusement center thereon, upon terms and conditions as more particularly contained in form of Lease Agreement under Document 543623, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

It was explained to the Council by Mr. Firestone that the new leases with M.B.A. and the termination of Lipsett lease automatically disposes of the item which had been held from the morning session.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, resolution which would authorize and direct City Manager to prepare lease agreement with M.B.A. Company, a corporation, wherein the City would lease to the corporation Mission Beach Amusement Center for operating rides, games and concessions, upon conditions set out in resolution, was filed.

RESOLUTION 136214, ratifying, confirming and approving Cancellation and Surrender of Lease, copy bearing Document 543750, entered into between the Harbor Commission of The City of San Diego and Herbert Sinnoffer and Jack Davis, Jr., doing business under name and style of Point Loma Anchorage, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.


RESOLUTION 136215, ratifying, confirming and approving lease, copy on file as Document 543751, between The City of San Diego, acting by and through Harbor Commission of The City of San Diego and San Diego Yacht Club, a corporation - for tidelands for 30 years - was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

(This is the property at Foot of Talbot Street, relinquished by Point Loma Anchorage).

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 3:00 o'clock P.M.

ATTEST:

FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By 

Deputy

11/15/56

REGULAR MEETING

Chamber of The Council of The City of San Diego,
California, Thursday, November
15, 1956

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

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

Ordinances and Resolutions are recorded on Microfilm 120

There was listed on the agenda a hearing for 10:00 A.M.
for rezoning portion of Pueblo Lot 1105 and Pueblo Lot 1174 and Lots 3, 4
5 E. W. Morse's Subdivision of Pueblo Lot - consisting of approximately
30 acres - from R-1A and RC to C and CP for use as a Baseball Park.

On motion of Councilman Curran, seconded by Councilman
Schneider, hearing was continued until 2:00 O'clock P.M., this date -
arrangements having been made for televising the hearing "live".

The Acting City Manager requested, and was granted, unanimous
consent to present the next item, not listed on the agenda. While the
item was presented at the end of the meeting, it was numbered here by
request. It has to do with 54th Street and University Avenue.

RESOLUTION 136216, accepting deed of William F. Runnels and
Ruth E. Runnels, October 22, 1956, conveying Lot 6 Trojan Heights; authoriz-
ing 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 Schneider, adopted.

Petition of Adams Avenue Business Association, by Kenneth A.
Carter, president, requesting permission to use a public address system at
dedication of over-head sign to be hung at Adams and Felton, Wednesday
evening, November 28, 1956, was presented.

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

Application of San Diego & Arizona Eastern Railway Company,
45 12th Avenue, San Diego 2, for franchise to cover construction of
industry spur track to serve San Diego Flooring Company in Lots 6 and 7
Victory Manor, east of 54th Street, was presented.

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

Report of Purchasing Agent, approved by Acting City Manager,
on low bid of Griffith Company for improvement of 14th Street from center
line of Russ Boulevard to southerly line of "A" Street - \$1,593.65; 3
bids - was presented. It says that bid is 33.6% below estimate, and
is scheduled in Capital Outlay, that S.D. Unified School District will
participate in cost by reimbursing portion after construction is completed.

Meeting convened
Hearing cont to P.M.
136216 - U.C.
Petition & application
Purchasing report

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RESOLUTION 136217, accepting bid of Griffith Company for improvement of 14th Street; awarding contract, authorizing and instructing City Manager to execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by Acting City Manager, on low bid of International Harvester Co. for furnishing 1 Truck Chassis and Cab with Line Construction and Maintenance Body - \$10,508.57; 4 bids - was presented. (For Fire Department).

RESOLUTION 136218, accepting bid of International Harvester Co. for furnishing 1 Truck Chassis and Cab with Line Construction and Maintenance Body, for Fire Department; 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 Acting City Manager, reporting on low bids of National Lead Co. and W. P. Fuller & Co. for furnishing paint of time and in quantities stated - 8 bids, was presented.

RESOLUTION 136219, accepting bid of W. P. Fuller & Co. for furnishing paint for 6 months beginning November 15, 1956; 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.

RESOLUTION 136220, accepting bid of National Lead Co. for furnishing paint for 6 months beginning Nov. 15, 1956; 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.

Report of Purchasing Agent, approved by Acting City Manager, on low bids of American Equipment & Body Co. of Los Angeles for furnishing 1 Electric Line Truck Maintenance Body, Winch and Derrick, \$5,888.85 plus applicable taxes; low bid of Jumbo Equipment Company of California for furnishing 1 Surveyors Crew Transit Body (Public Works and Harbor Depts.) \$2,193.00 plus Tax - was presented.

RESOLUTION 136221, accepting bid of American Equipment & Body Co. for furnishing 1 Electric Line Truck Maintenance Body, Winch and Derrick; 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.

RESOLUTION 136222, accepting bid of Jumbo Equipment Company of California for furnishing 1 Surveyors Crew Transit Body; awarding contract; authorizing and directing City-Manager 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 Kerrigan, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent on low bids of City Motors, International Harvester Co., Bay Shore Motors, Crofton Truck & Tractor Co.,

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Howard Taylor Dodge for furnishing 101 Trucks - 10 bids (\$86,125.69; \$12,130.91; \$82,516.73; \$11,705.42; \$54,195.00 - plus tax, and less trade ins, was presented.

RESOLUTION 136223, accepting bid of City Motors for furnishing trucks; awarding contract; authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract with City Motors pursuant to specifications on file in office of City Clerk, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

RESOLUTION 136224, accepting bid of Bay Shore Motors for furnishing Chassis and Cabs; 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 136225, accepting bid of International Harvester Co. for furnishing Chassis and Cabs; 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 136226, accepting bid of Howard Taylor Dodge for furnishing trucks; 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 136227, accepting bid of Crofton Truck & Tractor Co. for furnishing trucks; 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.

Councilman Burgener entered prior to consideration of motion to adopt the next resolution.

Acting City Manager E. W. Blom explained the next resolution to the Council, saying that specifications had been redrawn.

RESOLUTION 136228, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for Addition to a Complete Air Conditioning System to the Main Library at 9th and E; Document 543650; 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 136229, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation, and other expense necessary or incidental for construction of Drainage Ditch and Storm Drain in Public Rights of Way in Lots 12, 13, 14 Lemon Villa, and in Lots 44, 45 Block 40 Fairmount Addition to City Heights, and in Lots 1 to 6 Trojan Heights; Document 543648; 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 136230, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for The Reconstruction of Drainage Facilities at intersections of Front and A Streets and 2nd and A Streets; Document 543647; authorizing and directing Purchasing Agent to publish notice inviting bids, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 136231, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for improvement of Solita Avenue, Seminole Drive and Mataro Drive adjacent to Henry Clay Elementary School; Document 543649; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, 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 Chollas Point, a 15-lot subdivision of portion Lot 9 Market Street Knolls, located southerly of Market Street, westerly of 47 Street, subject to 13 conditions, and suspension of portion of ~~portion~~ Municipal Code, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136232, approving tentative subdivision map of Chollas Point; suspending portion of San Diego 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 Cindy Manor, a 16-lot subdivision of portion Lot 2 and Lot 1 Horton's Purchase, located in eastern section of the city, northerly of Euclid Mesa Subdivision and westerly of Euclid Avenue, subject to 13 conditions, and suspension of portion Municipal Code, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

In connection with the next item, Councilman Kerrigan asked where the property is located.

Richard L. Weiser, Asst. Planning Director, showed members of the Council a map, which he explained to members of the Council.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Holiday Ranch, a 1-lot subdivision of portion Pueblo Lot 1119, located in Mission Valley on southerly side of Camino del Rio (US Highway 80) westerly of Mission Valley Inn - the site of a proposed 50-unit motel for which subdivider proposes to apply for zone variance, which will be a separate action altogether from subdivision of the property - subject to 9 conditions; was presented.

RESOLUTION 136234, approving tentative subdivision map for Holiday Ranch, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 136235, suspending portion of tentative map provision of San Diego Municipal Code for Holiday Ranch, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of La Playa Terrace, a 4-lot subdivision located on southerly side of Avenida de la Playa, easterly of La Jolla Shores Drive, within R-1B zone - subject to 8 conditions, and to suspension of portion of San Diego Municipal Code, was ~~on motion of Councilman~~ presented.

RESOLUTION 136236, approving tentative map of subdivision of La Playa Terrace; suspending portion San Diego Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

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Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for 3-lot subdivision of portions of Pueblo Lots 1286 and 1288, located in La Jolla area, with frontage on private road which runs westerly from Hidden Valley Road - subject to 12 conditions, and to suspension of portion of San Diego Municipal Code, was presented.

RESOLUTION 136237, approving tentative map for subdivision of portions Pueblo Lots 1286 and 1288; suspending portion San Diego Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for 3-lot resubdivision of Lots 1, 2, 3 Block 20 Wetmore & Sanborns Addition and portion East Half of Payne Street closed, located on southerly side of Martin Avenue westerly of 33rd Street in southeastern portion of the city, within R-4 zone - original lots fronted on Payne Street which has been closed for some time. Approval recommendation is based on 5 conditions, and suspension of portion San Diego Municipal Code.

RESOLUTION 136238, approving tentative map for resubdivision of Lots 1, 2, 3 Block 20 Wetmore & Sanborns Addition, and portion of east 1/2 of Payne Street closed; suspending portion San Diego Municipal Code, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Vista Irrigation District, P.O. Box 696 Vista, California, dated November 9, 1956, by L. R. Burzell, manager, requesting the City of San Diego to make available to the District through facilities of San Diego County Authority 700 acre feet of water presently stored in San Vicente Reservoir, was presented.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, the communication was "referred to the City Manager and City Attorney to prepare Resolution to loan water - to terminate January 1 (1957)".

Communication from Mrs. Chas. W. Brown, 1546 Second Ave., dated Nov. 9, 56 - as Secty; Citizens Property Owners - stating that property owners within area bounded by Ash and Cedar, First and Third Streets wish to have their property deleted from the Master Plan (which had been designated for the civic auditorium etc., which failed on a bond proposition November 9, 1956) was presented. It asks if a public meeting will be held before the Planning group and when meeting will take place - or if meeting will be held before your body (The Council).

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

Communication from Wilbur W. Easton, dated November 9, 1956, was presented. It says that many years ago the alley in Block 5 City Heights Annex No. 1 was paved with cement concrete paving at expense of property owners, that since there have been many breaks made with poor patching thereafter, so it is now in bad condition, etc. It tells of having made previous reports of the condition of alley back of his garage, and makes suggestions for filling of breaks and placing of a wearing coat of asphalt for full length.

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

Communication from Fiesta del Pacifico requesting support of an explanded plan for the fiesta in 1957, etc. was presented.

RESOLUTION 136239 referring the communication to Council Conference, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

(The letter was taken by a representative of the Administrative Management Dept. to conference immediately after the meeting - so details are not available for these minutes).

RESOLUTION 136240 granting petition, Document 543624, for paving and otherwise improving Waverly Avenue; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136241, authorizing Street Superintendent to grant A. R. Kingaard a 15-day extension of time for completion of contract for improvement of Alley northerly of and contiguous to Long and Hickok's Subdivision, Document 543559, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Communication from Harbor Commission, by John Bate, recommending adoption of resolution authorizing remodeling and rehabilitation of Harbor Department Administrative Offices by City forces - estimate \$4,500.00 - was presented.

RESOLUTION 136242, authorizing and empowering Port Director to do all work in connection with remodeling and rehabilitation of Harbor Department Administrative Offices by appropriate City forces in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136243, authorizing Director of Water Department to release not in excess of 600 acre feet of water to Fallbrook Public Utility District between now and December 31, 1956, at price that has been established by the Council, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136244, authorizing City Manager to accept work on behalf of The City of San Diego in Muirlands Vista Unit 1 Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136245, authorizing City Manager to accept work and improvements in San Miguel Terrace Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 136246, authorizing City Manager to accept work on

behalf of The City of San Diego in Western Hills Unit 2 Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 136247, authorizing and empowering City Manager to execute, for and on behalf of the City, agreement with Convair Division of General Dynamics Corporation covering proposed co-operative project by City of San Diego, Convair Div. of General Dynamics Corp. and the State of California for construction of traffic interchange at intersection of State Highway Route 77 (U.S. Highway 395) and Clairemont Mesa Boulevard, Document 543831, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 136248, authorizing City Manager to employ A. W. Thorpe to replace curbs and sidewalks in connection with 1911 Street Improvement Act proceedings on Grape Street, et al, at cost of not to exceed \$79.22, payable from Ordinance 5341 (New Series), was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 136249, authorizing Personnel Director to destroy files and records under his control (specified in the Resolution) - which have been microphotofilmed - was on motion of Councilman Curran, seconded by Councilman Curran, adopted.

RESOLUTION 136250, approving request of Ace Electric Co., October 29, 1956, Change Order 1, for extension of 60 days to and including January 21, 1957, Document 548699, in which to complete contract for electric additions to Central Police Station, Document 538501; extending time of completion to January 21, 1957, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 136251, granting revocable permit to Carmen Estudillo, 2060 Kearney Street, San Diego, to install and maintain 110' 3/4" C.I. water line for use and benefit of owner's property: 4150 Eta Street, Lot 37 Block 490 Porter's Subdivision, under Eta Street, to City water main in Eta Street, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 136252, granting Earl Pickett, 1243 Parker Place, San Diego, revocable permit to install and maintain 2 4" Tile Drains, 11' for use and benefit of owner's property: 2926 Balboa Avenue, westerly 125' except westerly 50' Lot 1 Block 6 Homeland Villas under Balboa Avenue to storm drain in Balboa Avenue, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136253, denying claim of J. H. Harris, 4444 Vista Coronado Drive, Chula Vista, California, Document 542886, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136254, accepting quitclaim deed of Bollenbacher

& Kelton, Inc., a corporation 945 N. LaCienega Boulevard, Los Angeles 46, California, executed 29th day of October, 1956, quitclaiming all water mains and appurtenant structures constructed for its use, located in public streets, etc., within or without subdivision named Allied Gardens Unit 7, being subdivision of portion Lot 65 Rancho Mission of San Diego; authorizing and directing City Clerk to file deed together with certified copy of resolution for record in office of County Recorder, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136255, accepting quitclaim deed of Bollenbacher & Kelton, Inc., a corporation, 945 N. La Cienega Boulevard, Los Angeles 46, California, executed on 29th day of October, 1956, quitclaiming all water mains and appurtenant structures constructed for its use, located in public streets, rights of way, etc., either within or without subdivision named Allied Gardens Unit 8, being subdivision of portion Lots 64 and 65 Rancho Mission of San Diego; authorizing and directing City Clerk to file deed together with certified copy of resolution for record in office of County Recorder, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

On motion of Councilman Burgener, seconded by Councilman Kerrigan, Ordinance reading was dispensed with by not less than 4 votes of the Council for incorporating Grove Heights Unit 1 Subdivision and Grove Heights Unit 2 Subdivision and portion Lot 22 Moody's South Addition to Lemon Grove into R-1 and R-2 Zones; repealing Ordinance 7095 (New Series) adopted August 7, 1956, insofar as it conflicts.

ORDINANCE 7214 (New Series), incorporating Grove Heights Unit 1 Subdivision and Grove Heights Unit 2 Subdivision and portion Lot 22 Moody's South Addition to Lemon Grove into R-1 and R-2 Zones; repealing Ordinance 7095 (New Series) insofar as it conflicts, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, 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, 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 7215 (New Series), amending Chapter VIII of the San Diego Municipal Code by amending Sections 81.09 and 86.10.5, and repealing Section 86.10.1 concerning Traffic Regulations ("Any Officers authorized to remove vehicles from Highway"; "Physically Disabled Persons - Parking of Automobiles"), 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.

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

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

ORDINANCE 7216 (New Series), appropriating \$4,950.00 out of Capital Outlay Fund, for reimbursing A. W. Livett and Associates for consulting work in connection with storm drains at Midway Drive and Taft Avenue and the Revillo Drive storm drain project, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

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.

ORDINANCE 7217 (New Series), appropriating \$1,800.00 out of Capital Outlay Fund for widening, paving and otherwise improving portion 14th Street, 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-Mayor Dail.

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

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

ORDINANCE 7218 (New Series), establishing grade of Alley Block 1 Ocean Spray Addition, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

In connection with the next item, Councilman Curran said that he had a question.

Richard L. Weiser, Asst. Planning Director, showed a plat at which several individuals looked.

Councilman Kerrigan moved to adopt the ordinance. Motion was seconded by Councilman Schneider.

Councilman Williams said it is "what the people want".

Bert Comparet thanked the Council for its consideration. He took a copy of the map which he showed to interested persons in the audience. Mr. Comparet stated "all are in agreement" (which the proposed rezoning).

Ordinance incorporating portions of Grantville and Out Lots into R-1, R-2, C and M-1 Zones as defined by Sections 101.0405, 101.0406, 101.0411 and 101.0412 respectively of San Diego Municipal Code, and repealing Interim Ordinance 6488 (New Series) adopted April 21, 1955, and Interim Ordinance 6708 (New Series) adopted October 6, 1955, insofar as it conflicts, was introduced, on motion of Councilman Kerrigan, seconded by Councilman Schneider, 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:

RESOLUTION 136256, authorizing and empowering City Manager, on behalf of The City of San Diego, to enter into agreement with A. W. Livett and Associates, a co-partnership, to prepare and submit plans and specifications and other pertinent data for construction of storm drain at Midway Street (Drive) and Taft Avenue, and at Revillo Drive, for total sum of \$4,950, under Document 543830, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

At this point there was listed under unanimous consent granted to the Acting City Manager, Resolution accepting Deed for property at 54th and University. It will be found listed earlier on this agenda.

At 10:21 o'clock A.M. the Vice Mayor declared the Council in recess until 2:00 o'clock P.M. this date.

The Council reconvened at 2:00 o'clock P.M.

The Roll Call showed the following

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

The hour of 12:00 o'clock P.M. having arrived, time to which hearing had been continued from 10:00 o'clock A.M. this date, for rezoning from R-1A and Rc to C and CP of portion of Pueblo Lot 1105 and Lot 1174 (Pueblo), and Lots 3, 4, 5 E. W. Morse's Subdivision of Pueblo Lot 1106, consisting of approximately 29.5 acres located at southwest corner of Ulric Street and Friars Road (for use as a Baseball Park) - the City Planning Commission had voted 5 to 2 to deny the application - Mayor Dail made an announcement. He said that because of the controversial situation, 2 television and all news media were represented. He said that proceedings would be started at 2:05 o'clock.

When 2:05 o'clock P.M. arrived, the Mayor read from the agenda the announcement of the hearing, after the roll had been called. Attendance was as shown above.

The Clerk read report from the Planning Commission, signed by P. Q. Burton. It forwards petition proposing to rezone property for stated purpose of establishing professional baseball and parking lots in the area. It says that approximately 11.5 acres are proposed to be C Zone and 18 acres to be CP. It also transmits several communications both for and against the rezoning. It says that preceding the Commission hearing 6 members of the Commission visited the property - which is on south side of Friars Road, west of Ulric Street (formerly Sixth Street Extension) - land extends westerly about 900 feet along Friars Road and southerly along Ulric Street about 780 feet; Friars Road is not dedicated in the immediate vicinity. It tells of permitted athletic parks etc in C zone located entirely within buildings. The report says that Mission Valley is natural channel of San Diego River and configuration of the valley indicates the entire area has been subject to floods, but not in recent years; Army Engineers in report on Mission Bay indicated maximum flood possible could be 160,000 second feet. It tells of water supply and fertile agricultural land in Mission Valley, and of the valley being a "natural" for major highways. It tells of past zoning and development, as well as current uses - some either existing as non-confirming uses or by zone variance which have ceased to operate. It states that a previous petition to establish a baseball park in Mission Valley was denied. It says that although it has been stated that petitioners propose to establish baseball park and parking lots it must be recognized that if land is rezoned as requested, any legal use of the property may be made regardless of representations made to the city at this time. It says that it should be noted that, although a baseball park functions as such only a portion of the year, facilities provided might be used virtually year-round for various other athletic events and any other use consistent with C zoning or an athletic park. It says that CP permits parking lots and parking structures. It points out that some of the uses which have been made of Lane Field on unzoned Tidelands will not be permitted in Mission Valley under proposed C. It says that the Planning Department suggested that several problems would arise if area were rezoned as requested, among them probable all-year operation, private roads intersecting public streets causing dangerous intersections, proposed flood channel crossing portion of the property, traffic problem, debris that would be scattered in the area, fact that there is no public transportation and further fact that rezoning would have material effect on future uses and development in the valley. It says that the report also pointed out that some of the problems could be eliminated or alleviated by requiring filing of subdivision map; private roads

Meeting recessed & reconvened
Hearing

11/15/56

could be blocked off, widening and improvement of street could be required, flood channel preserved by easement, landscaping and tree planting required to reduce objectionable light and noise, and setback lines could be established.

The communication attaches reports from City Traffic Engineer, State Division of Highways, and Public Works Department.

It reports that communications were received from all parts of the city and from distance into the County, and that 5 organizations advocated the rezoning. It says that in Mission Valley itself the Department reported that only 5 parcels of land, or owners, indicated approval of rezoning; 2 of the parcels are owned by the petitioner; out of signatures submitted, Planning Department was able to identify 44 property owners in Mission Valley who objected to the proposed rezoning.

It gives details of the hearing, and says that "some of the property owners in Mission Valley made the point that the city would not be keeping faith with these property owners in the intent of the zoning ordinance if they allowed this commercial establishment to be located in Mission Valley. A few property owners on the rim of the valley, such as in Mission Hills and the San Diego University, objected on similar grounds".

The report states that after the hearing was closed the Planning Commission discussed the problems and made these observations:

"1. That the ratio of CP (or parking) to C zoning proposed is only 1.6 to 6, whereas there should be three times as much parking as commercial zoning. This would call for 22 acres of parking to 7½ acres of C zoning, as opposed to the 18 acres of CP zoning and 11½ acres of C zoning proposed.

2. The Commission rejected a possible change to C-1A zoning, instead of C and CP zoning, for the entire area because the C-1A would permit the grandstand and other commercial facilities to be located indiscriminately on the property and closer to existing residences or even in the proposed flood channel.

3. The Commission was impressed by the argument that the property owners in the area have a right to believe that the existing zoning will be maintained and their property values thus preserved.

4. The Planning Commission made it clear that it was 100% in favor of a new baseball stadium for the Padres.

5. Some of the Planning Commissioners indicated that they favored a baseball stadium in this general area of Mission Valley.

6. The Planning Commission was opposed to the use of unrestricted C zone in the valley area where in the past all applications for commercialization have been handled by variance or special use permit with protective controls.

7. Several Commission members indicated that if this were an application for a Conditional Use Permit for a professional baseball, where appropriate conditions could be attached, they would favor such a permit.

After thorough discussion of the matter, the Planning Commission voted 5-2 to deny the application for rezoning. Subsequently a motion was made and seconded to advise the City Council that the Planning Commission favored this site for a professional baseball park, if the Planning Commission and the City Council had authority to attach conditions or restrictions similar to a Conditional Use Permit; and that the Planning Commission suggests that the zone ordinance be amended so that a Conditional Use Permit could be granted under the circumstances prevailing at this location. This motion lost by a vote of 3 in favor and 4 opposed."

After reading of the report, Mayor Dail announced that there would be a hearing of approximately 2 hours, including presentations and rebuttal. He spoke of being cognizant of need for a baseball field, but this hearing is confined to change of zone. He said it has been said that this item is pre-judged. He stated that the Council is hearing it for the first time, and after hearing, it "the hearing" will be closed. He called Mr. Giddings first, and said that it was the desire to complete the hearing by 4:20.

Notes from the hearing are in the file, and will not be written into these minutes in detail.

Those who spoke as proponents were:
Douglas Giddings, attorney representing the Padres Exhibition
Company;
Al Schuss, broadcaster for the Padres games;
Curtis Coleman, real estate man and property manager;
Ralph Kiner, General Manager of the Padres;
Judge Edgar Luce, director and attorney for the baseball club;
At 3:18 o'clock P.M. the Mayor declared a 5 minute recess.
Upon reconvening at 3:26 o'clock P.M., the roll call showed
all present.
Those who spoke as opponents were:
Norman T. Seltzer, attorney for Mission Valley Improvement
Association;
William Mahedy, attorney, representing San Diego College
for Women;
Charles Brown, manager of Town & Country Hotel and Club;
Howard Davin, attorney, representing San Diego College
for Men, and San Diego College of Law;
Fred Simpson, San Diego resident since 1913, a former member
of the City Council, etc.
Following presentations, rebuttals from both groups were
heard.
A man, Jim _____ (last name not understood) told of having
lived within 6 blocks of Wrigley Field.
On motion of Councilman Schneider, seconded by Councilman
Burgener, the hearing was closed.
Councilman Burgener congratulated counsel on both sides, and
told of having friends on both sides of the issue.
There was discussion by individual members of the Council
with persons who had made presentations.
Asked a question, Alan Firestone, Chief Deputy City Attorney,
stated that the Council could "be assured regarding recording of declaration".
Mr. Giddings told of willingness to record restrictions.
Answering a question put by Councilman Curran, Mr. Levi
spoke of obnoxious gathering place.
Councilman Schneider moved to direct preparation of an
ordinance to change the zone. Motion was seconded by Councilman Burgener.
Councilman Kerrigan said that it is the custom to require
a subdivision map, and stipulations.
Mayor Dail replied that Planning has that, and it would be
a part of the ordinance.
Councilman Williams asked why that could not all be included
in the motion.
Mr. Firestone replied "Zoning cannot be a contingent thing".
He said that a finding would be made regarding required rezoning, and that
the other would be outside the ordinance.
Councilman Curran said that it is only for preparation of
the ordinance.
Mayor Dail said there would be an ordinance - and subdivision
map. He said it would be up to the Council to order the ordinance and
subdivision map.
RESOLUTION 136257, requesting the City Attorney to prepare
and present the ordinance necessary to rezone a total of approximately
29.5 acres of land in E. W. Morse's subdivision and portions of Pueblo
Lots 1105 and 1174 to C and CP zones, was on motion of Councilman Schneider,
seconded by Councilman Burgener, adopted.
Mayor Dail said that Ordinance would be here 1 week hence -
including the map.
Mr. Firestone reiterated that there can be no restrictions
on the zone.

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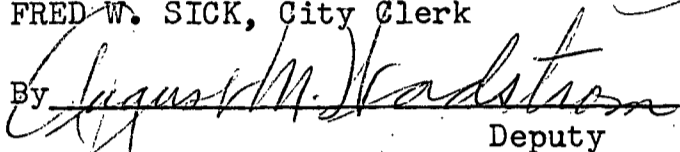

Mr. Seltzer asked if briefs may be submitted.
The Mayor's reply was "certainly"

There being no further business to come before the Council
at this time, the Mayor declared the meeting adjourned at 4:58 o'clock
P.M.

ATTEST:

FRED W. SICK, City Clerk

By


Deputy
Mayor of The City of San Diego, California

Hearing
Meeting adjourned

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REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, November 20,
1956

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

Absent--None

Clerk---Fred W. Sick

Mayor Dail called the meeting to order at 10:04 o'clock A.M.

Rabbi Baruck Stern, of the Beth Jacob Congregation, was introduced by the Mayor. Rabbi Stern gave the invocation.

Ordinances and Resolutions are recorded on Microfilm Roll 121

On motion of Councilman Williams, seconded by Councilman Schneider, minutes of the meetings of Tuesday, November 13, 1956, and of Thursday, November 15, 1956, were approved without reading - after which they were signed by the Mayor.

Mayor Dail presented a service award for 30 years with the City, together with a scroll, to Virgil Elliott, equipment repairman II in the Water Distribution Division.

Purchasing Agent reported in writing on 3 bids opened Friday, November 16, 1956, for improvement of Alley Block 23 Bird Rock Addition.

On motion of Councilman Schneider, seconded by Councilman Burgener, 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 recommendation.

Purchasing Agent reported in writing on 3 bids opened Friday, November 16, 1956, for improvement of Alley Block 59 Ocean Beach Addition.

On motion of Councilman Schneider, seconded by Councilman Burgener, 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 recommendation.

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on Resolution of Intention 135356 for removing existing street light lumaires, etc., and installation of Third Avenue, et al, the Mayor announced that the hearing had been held over from the meeting of November 13, 1956, so that a majority protest might be obtained if possible. (Written protests and a verbal protest had been presented at the scheduled hearing).

The Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no additional protests were presented. The City Engineer reported the protest at 26%.

Meeting convened
Invocation
Minutes approved
1911 Act bid reports
Hearing - which had been
cont.

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RESOLUTION 136258, overruling and denying protests of The First National Trust and Savings Bank of San Diego, Fintzelberg & Steinmets, Golden West Hotel, Industries Supply Co., Brumswig Drug Co., Wilson F. Clark Co., on Resolution of Intention 135356, against proposed removal of existing street light luminaires, standards and foundations and installation of street light luminaires, standards, ballasts and foundations, street light conduit and cables, a service connection to be constructed in 3rd Avenue, 4th Avenue, 5th Avenue, 6th Avenue, E Street, F Street, G Street and Plaza in Horton's Addition; overruling and denying all other protests, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

On motion of Councilman Williams, 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 135600 for paving and otherwise improving Alleys in Blocks 208 to and including 221 Mission 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.

On motion of Councilman Williams, 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 135601 for paving and otherwise improving Alleys in 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 protests were filed.

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 135602 for paving and otherwise improving Alley Block 58 University Heights, the Clerk reported written protest from Lena L. Cox.

Asked for a report, the City Engineer said that it was a 2% protest - against assessment on an area basis.

RESOLUTION 136259, overruling and denying protest of Lena L. Cox against proposed improvement of Alley Block 58 University Heights, Resolution of Intention 135602; overruling and denying all other protests, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

On motion of Councilman Williams, 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 135745 of Preliminary Determination for grading and sidewalking of Agua Vista Way for its entire length in Euclid Manor, the Clerk reported written protest from Joseph H. Barham and others.

Asked for a report, the City Engineer said that a majority of the affected property owners protest: 81.8%. Asked about the original

Hearings

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petition, the Engineer replied "the promoter moved".

RESOLUTION 136260, sustaining protest against proposed construction of sidewalks in Agua Vista Way and Trinidad Way in Euclid Manor, Resolution of Preliminary Determination 135745; abandoning proceedings taken for the construction, 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 of Preliminary Determination 135746 for paving and otherwise improving Locust Street, Councilman Burgener presented a written protest from Warren W. Patterson which had been handed to him. ++

RESOLUTION 136261, overruling and denying protest of Warren W. Patterson against improvement of Locust Street, Resolution of Preliminary Determination 135746; overruling and denying all other protests, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136262, determining that improvement of Locust Street, Resolution 135746 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 Kerrigan, seconded by Councilman Evenson, adopted.

++ Willard Olson, of the City Engineer's office, reported that the protest is about 4%.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 135747 for paving and otherwise improving Sea Breeze Drive, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

Drive RESOLUTION 136263, determining that improvement of Sea Breeze, Resolution of Preliminary Determination 135747 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 Resolution of Preliminary Determination 135861 for paving and otherwise improving Bangor 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 136264, determining that improvement of Bangor Street, Public Rights of Way, Resolution of Preliminary Determination 135861 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 Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 136265 for paving and otherwise improving Cabrillo Avenue, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

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RESOLUTION 136265, determining that improvement of Cabrillo Avenue, Pearl Street and Rhoda Drive, Resolution of Preliminary Determination 135826 is feasible and that lands to be assessed therefor will be able to carry burden of proposed improvement; 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 of Preliminary Determination 135863 for paving and otherwise improving Emerald 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 136266, determining that improvement of Emerald Street, Resolution of Preliminary Determination 135863 is feasible and that lands to be assessed therefor will be able to carry burden of proposed improvement; also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 135864 for paving and otherwise improving Maple Street, with Vancouver Avenue and Haller 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 136267, determining that improvement of Maple Street, Vancouver Avenue, Haller Street, Resolution of Preliminary Determination 135864 is feasible and that lands to be assessed therefor will be able to carry burden of proposed improvement; also finding and determining that public convenience and necessity require proposed improvement, 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 proposed additions, changes or deletions to the work to be done under Resolution of Intention 131178, for paving and otherwise improving Roanoke Street, Rachel Avenue, Hopkins Street, Deauville Street, Morning-side Street, Reo Drive, and Alleys in Paradise Hills, etc., the Clerk reported no protests.

E. W. Blom, Acting City Manager, reported to the Council that this "has to do with putting a curb across an alley", and that "it has been petitioned for".

RESOLUTION 136268, determining that public interest and convenience require changes as shown on plans, Document 542298 - for improvement of Roanoke Street, Rachael Avenue, Hopkins Street, et al, and that cost and expenses are to be assessed upon the district which is described in Resolution of Intention 131178, 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 furnishing electric current in 7th Avenue Lighting District,

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 136269, adopting as a whole "Engineer's Report and Assessment for Seventh Avenue Lighting District No. 1", was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on furnishing electric current in 8th Avenue Lighting District 1, 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 136270, adopting as a whole "Engineer's Report and Assessment for Eighth Avenue Lighting District No. 1", 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 furnishing electric current in Pacific Beach Lighting District 2, 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 136271, adopting as a whole "Engineer's Report and Assessment for Pacific Beach Lighting District No. 2", 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 to consider written protest against Change Of Grade on 30th Street, near Olive Street, the Clerk reported communication from Mignon Kemp. It identifies writer as legal owner of property at southeast corner of 30th and Olive - portion Lots 20, 21, 22, 23 Block 1 South Gurwell Heights, located at north end of proposed 30th Street fill to replace 30th Street bridge and "will be adversely affected by the proposed change in grade of 30th Street". It protests the grade change, in that her property will be damaged in the amount of \$4,000.00, based upon estimate furnished by a reliable contractor for garage reconstruction and incidental work necessitated by the change in grade. It concludes "I shall be glad to cooperate with the City in working out our mutual problem, but until adequate provision is made to take care of the above-mentioned damage to my property by the proposed change in grade I wish to go on record as opposing said change in grade".

The Mayor inquired if anyone was present to be heard.

Mrs. Kemp said that the change of grade would cut under the driveway 2 feet, and told of the City having offered to lower the floor of the garage. She said that would have disadvantages, with 6 steps down. Mrs. Kemp said that she has a pleasant patio now; she would lose the privacy of her kitchen and patio. She said she "would drive into a chute to enter the garage". Mrs. Kemp said that if a wall is built on each side of the drive, she would not be able to get out of her car. Then, she said that the City proposed to build a garage, which would be 5 feet from the old garage. Mrs. Kemp told the Council that there would be a drop from the new garage to the street. She said that there should be a space to get to the south garden. She said that she "protests the grade change".

Aaron Reese, Asst. City Attorney, said that if there are damages there can be recourse.

Councilman Schneider told of having talked with the lady, and said that she has a problem. He said if request is granted, there would be trouble because of the 30th Street bridge. He said that the City Manager should investigate and recommend.

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Mrs. Kemp said that she does not know^{if} the wall would be affected.

Mayor Dail suggested reference to the City Manager, and continuance.

RESOLUTION 136272, continuing hearing on protest of Mignon Kemp against proposed change of grade of 30th Street between westerly prolongation of southerly line of Olive Street and line at right angles to westerly line of 30th Street from point on said westerly line distant therealong 91.17 feet northerly from southerly line of Laurel Street, Resolution of Intention 135357, until 10:00 o'clock A.M., Tuesday, November 27, 1956; referring Mrs. Kemp's protest to the City Manager for investigation and report, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Petition of Joe Dell Garcia for permission to operate 5 Automobiles for hire, under name of American Rent-a-Car Agency, was presented.

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 Austin Safe & Desk Co., Abbey Rents, San Diego Office Supply & Equipment Co., Parron Hall Corp., American Typewriter Co. for furnishing 12 items of office furniture in conjunction with remodeling 4th floor Civil Service offices, was presented. (8 bids received)

RESOLUTION 136273, accepting bids for furnishing office furniture, awarding contract; authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego contracts 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, approved by Acting City Manager, on low bids of Electric & Diesel Equipment Co., Inc.; Southern Machinery Company (second low, low bidder quoted "all or none"); Ets-Hokin & Galvan, for furnishing 6 portable generators for Public Works Electrical Division and Equipment Division, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Curran, it was continued to meeting of November 27, 1956.

Report of Purchasing Agent, approved by Acting City Manager, on low bid of James T. Loob for construction of 13 concrete cross gutters at various locations - \$8,810.35; 4 bids - was presented.

RESOLUTION 136274, accepting bid of James T. Loob for construction of cross gutters; awarding contract, authorizing and directing City Manager on behalf of The City of San Diego, to execute contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

In connection with the next item, Councilman Curran said that he was curious about the project.

Mayor Dail said that he has a letter, which he did not bring down (from the Harbor Commission).

Acting City Manager said that "there are no moving parts".

Report of Purchasing Agent on single bid of Yeomans Bros. Company c/o Engineers Sales-Service Co., Inc. for furnishing 1 Sewage Ejector and Appurtenant Equipment for Harbor Department (specifications and bid forms furnished to 8 prospective bidders), was presented.

RESOLUTION 136275, accepting bid of Yeomans Bros. Company for furnishing Sewage Ejector and appurtenant equipment - \$4,429.00 plus

Purchasing reports

Discussion

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tax; 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 Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136276, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for improvement of Reo Drive from Alleghany Street to Winchester Street, Document 543989; 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 from Planning Commission, by Richard L. Weiser, recommending reduction of setback line from 12 feet to 7 feet on Lots 258 and 288 Unit 3 Mission Valley, requested by subdivider's engineer, was presented.

RESOLUTION 136277, amending setback line on portion tentative map of Mission Village Units 1, 2, 3, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Mission Village Unit 4, a 1525-lot subdivision of portions Lots 40 and 41 Rancho Mission, located southeasterly of Montgomery Field - now outside of present City limits, but annexation proceedings are under way - subject to 16 conditions, and to suspending of portion of San Diego Municipal Code, was presented.

RESOLUTION 136278, approving tentative map of Mission Village Unit 4, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Mission Vista, 2-lot subdivision of portion Lot 40 Rancho Mission, located northeasterly of Mission Village Subdivision, subject to 14 conditions, and to suspension of portion of San Diego Municipal Code, was presented.

RESOLUTION 136279, approving tentative map of Mission Vista; suspending portion San Diego Municipal Code, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Record of Survey for resubdivision of Lot 37 Block 15 Beverly, in lieu of final subdivision map, located on Roswell Drive between Selma Place and Melrose Place, in Encanto area, was presented.

RESOLUTION 136280, 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 Curran, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Record of Survey for 2-lot resubdivision of Lot 5 Block F Kensington Park Extension, located at Biona and Alder Drives, was presented.

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presented.

RESOLUTION 136281, 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 Evenson, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of record of survey for 2-lot resubdivision of Lots 10, 11, and portion 9 Block H Resubdivision Villa Tract, La Jolla Park (formerly "Pepita Heights"), was presented.

RESOLUTION 136282, 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 Kerrigan, adopted.

RESOLUTION 136283, directing notice of filing Assessment 2551 and of time and place of hearing thereof, made to cover costs and expenses of paving and otherwise improving Alley Block 14 La Jolla Hermosa and Block 14 Bird Rock City by the Sea, and Bird Rock Avenue, Resolution of Intention 132640, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION OF AWARD 136284, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract, for paving and otherwise improving Alley Block 2 Tract 1382 Wilshire Place, and Meade Avenue, Resolution of Intention 135001, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

City Engineer reported low bid 3.9% above estimate.

RESOLUTION OF AWARD 136285, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract, for paving and otherwise improving Alley Block 20 Swan's Addition, and Fairmount Avenue, Resolution of Intention 134756, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

City Engineer reported low bid 15.5% above the estimate, and that post card survey shows that owners of 90.5% of area of private property in the district want the contract awarded.

RESOLUTION 136286, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 21 Fairmount Addition; approving Plat 2890 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 136287, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 127 San Diego Land and Town Company's Addition, Evans Street and Sampson Street; approving Plat 2899 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk to file plat in office of City Engineer, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136288, approving plans, drawings, typical cross-sections, profiles and specifications for installation of sidewalks and otherwise improving Nutmeg Street, Maple Street, Balsa Street, and 54th Street; approving Plat 2873 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 Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING IMPROVEMENT 136289, 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 Kerrigan, adopted.

RESOLUTION ORDERING IMPROVEMENT 136290, 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 Kerrigan, adopted.

RESOLUTION ORDERING WORK 136291, for paving and otherwise improving Chalcedony Street, Law Street, Beryl Street, et al., Resolution of Intention 135354, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK 136292, for paving and otherwise improving Manzanita Drive, Resolution of Intention 135502, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK 136293, for paving and otherwise improving Rosecroft Lane, Resolution of Intention 135355, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136294, directing notice inviting sealed proposals 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 136295, directing notice inviting sealed proposals for furnishing electric energy in Pacific Highway Lighting District 1, for 1 year from and including November 1, 1956, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136296, directing notice inviting sealed proposals for furnishing 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 CHANGING GRADE 136297, on portion of University Avenue, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136298, for grading and construction of sidewalks in Aragon Drive, Nassau Drive, Waite Drive, Suffolk Drive, Rockland Street, Duchess Street, and 69th Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136299, for paving and otherwise improving 55th Street, 56th Street, 58th Street, Orange Avenue and Trojan Avenue, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136300, for grading and construction of sidewalks in Lea Street, Streamview Drive, and Chollas Parkway, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

There was listed on the agenda a resolution declaring intention of the Council to vacate portion of Alleys Blocks 43 and 44 Paradise Hills Unit 3, and fixing time for hearing. Motion was made and seconded by Councilmen Schneider and Curran to "continue 1 week".

(The item is being removed from the calendar, until proper time, since presentation was premature).

RESOLUTION OF PRELIMINARY DETERMINATION 136301, for paving and otherwise improving Alley Block 21 Fairmount Addition, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136302, for paving and otherwise improving Alley Block 127 San Diego Land and Town Company's Addition, Evans Street and Sampson Street, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136303, for grading and construction of sidewalks, etc., in Nutmeg Street, Maple Street, Balsa Street, and 54th Street, was on motion of Councilman Curran, seconded by Councilman Schneider, ~~seconded by Councilman Curran~~, adopted.

RESOLUTION 136304, ascertaining and declaring wage scale for removal of old lighting system and installation of new ornamental lighting system in India Street, Columbia Street, State Street, Union Street, Front Street, First Avenue, Second Avenue, B Street, C Street, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

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RESOLUTION 136305, ascertaining and declaring wage scale for grading and installation of sidewalks in Redwood Street, East Virgo Road, Sue Street, Alice Street, Lynn Street, Juanita Street, 60th Street, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136306, approving diagram of property affected or benefited by work of improvement to be done 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, diagram made by City Engineer; directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 136307, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 61 Park Villas, Resolution of Intention 133204, and to be assessed to pay expenses, diagram made by City Engineer; directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 136308, directing City Engineer to furnish grade elevations and/or map for change of grade on northeasterly side of Chatsworth Boulevard and Lytton Street, and on northerly side of Evergreen Street, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 136309, granting Stanford & McDonough permission to pave and otherwise improve Union Street by private contract, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 136310, authorizing City Manager to contract with Bureau of the Census for a special census to be taken of the City of San Diego, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 136311, prohibiting parking of automobiles at all times:

West side of Pacific Highway (State Route XI-SD-2-SD) between north end of Los Penasquitis Creek Bridge (Station 0 + 70 "D") and the south end of Sorrento Overhead (Station 12 + 60 "D"); authorizing necessary signs and markings; stating that provisions shall become effective upon approval in writing by the State of California Department of Public Works; and shall cease to be operative 6 months after receipt by the City of written notice of withdrawal of Department's approval, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136312, authorizing City Manager to employ W. V.

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Hutchison Co., Inc., to work in connection with 1911 Street Improvement Act proceedings; cost not to exceed \$375.00, payable from Ordinance 5341 (New Series), was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136313, 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 north one half of northeast quarter Lot 41 Ex-Mission Lands of San Diego, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing 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 Schneider, adopted.

RESOLUTION 136314, authorizing a representative of Park and Recreation Department to attend the Park and Recreation Department meetings of California Recreation Society, Cambria Pines, California, November 30 and December 1, 1956, and incur all necessary expenses, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136315, approving claim of Ballam & Stringer Electricians (Edward M. Stringer), Document 543318; authorizing City Auditor & Comptroller to draw warrant in favor of claimant, 5636 La Jolla Boulevard, La Jolla, in amount of \$28.81 in full payment of the claim, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136316, approving claim of L. M. Frink, Document 543394, in amount \$23.20; authorizing City Auditor & Comptroller to draw warrant in full payment of the claim, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136317, approving claim of Clarence W. Mahanke, Document 543291, in amount of \$22.50; authorizing City Auditor & Comptroller to draw warrant in full amount of the claim, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136318, approving claim of Pacific Telephone and Telegraph Co., Room 510, 520 West 7th Street, Los Angeles 14, California, Document 541676, in amount of \$98.16; authorizing City Auditor & Comptroller to draw warrant in favor of claimant in full payment of the claim, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136319, approving claim of Miss Margaret M. Smith, 543308, in amount of \$18.00; authorizing City Auditor & Comptroller to draw warrant in favor of claimant in full payment of the claim, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136320, denying claim of Allstate Insurance Co. for S. A. Bishop, 2948 El Cajon Boulevard, San Diego, California, Document 543367, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

Res. 136321
Deny claim of Daniel U. Barber.
Doc # 542776

RESOLUTION 136322, denying claim of Robert E. Davis, 5542 Electric Avenue, La Jolla, Document 543230, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136323, denying claim of Harbor Insurance Co., for Tolton Harris, 1017 First Avenue, San Diego 1, Document 542474, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136324, denying claim of Chris Halle, Sr., of C. Holle Glass Co., 427 9th Avenue, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136325, denying claim of San Diego Yellow Cabs, Inc., 639 13th St., San Diego 1, Document 543364, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136326, denying claim of Cdr. Lemuel C. Sansbury, 1009 Novara Street, San Diego 7, Document 543298, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136327, denying claim of Margaret Schneider, age 2½, by Ruth A. Schneider, parent, through Morris Shechter, attorney, Document 542567, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136328, accepting subordination agreement, executed by Security Trust and Savings Bank of San Diego, beneficiary, and Security Trust and Savings Bank of San Diego, trustee, November 8, 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 8 Groff Manor; 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 136329, accepting subordination agreement, Security Trust and Savings Bank of San Diego, beneficiary, and Security Trust and Savings Bank of San Diego, trustee, November 5, 1956, subordinating all right, title and interest in and to easement for right of way for public sewer and appurtenances in strip of land 8.00 feet wide in portion Lot 7 Lemon Villa; 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.

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RESOLUTION 136330, accepting subordination agreement, Andrew E. Fitch and Barbara A. Fitch, beneficiaries, and Bank of America National Trust and Savings Association, trustee, October 3, 1956, subordinating right, title and interest in and to easement for right of way for public street and incidents, in portion of southeasterly 50.0 feet of northwesterly 100.0 feet Lot 24 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 136331, accepting subordination agreement, George Lee Ford and Zola Ford, beneficiary, and Bank of America National Trust and Savings Association, trustee, October 26, 1956, subordinating right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances, in portions Lot 20 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136332, accepting subordination agreement, Home Federal Savings and Loan Association of San Diego, beneficiary, and Land Title Insurance Company, trustee, August 31, 1956, subordinating right, title and interest in and to easement for right of way for public street and incidents in portion of southeasterly 50.0 feet of northwesterly 100.0 feet Lot 24 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 136333, accepting subordination agreement, Home Federal Savings and Loan Association of San Diego, beneficiary, and Land Title Insurance Company, trustee, August 31, 1956, subordinating right, title and interest in and to easement for right of way for public street and incidents in portions of Lot 24 Block 15, and Lot 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 136334, accepting subordination agreement, LeRoy N. Koonz and Ivah J. Koonz, beneficiaries, and Bank of America National Trust and Savings Association, trustee, October 30, 1956, subordinating right, title and interest in and to easement for storm drain, or drains and appurtenances, in portions Lot 20 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136335, accepting subordination agreement, U. C. Severin, beneficiary, and Security Title Insurance Company, trustee, October 26, 1956, subordinating right, title and interest in and to easement for right of way for public street and incidents in portion of

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of northwesterly 50.0 feet Lot 24 Block 15 Beverly; authorizing and directing City Clerk to file subordination easement, 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 136336, accepting subordination agreement, Ralph A. Thompson, Jr. and Jean S. Thompson, beneficiary, and Land Title Insurance Company, trustee, November 6, 1956, wherein they subordinate right, title and interest in and to easement for right of way for storm drain, or drains and appurtenances, in portion Lot 13 Lemon Villa; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136337, accepting deed of Walter C. Lizon and Stella Lizon, November 2, 1956, conveying easement and right of way for street purposes in portion Lot 1 Block A Oak Park; naming land Oak Crest Drive; authorizing and directing City Clerk to file deed, together with 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 136338, accepting deed of Ronald Clarence Unander and Betty May Unander, October 21, 1956, conveying easement and right of way for street purposes in portion Lot 9 Block 2 Silver Terrace; naming land Eureka Street; authorizing and directing City Clerk to file deed, together with 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 136339, accepting deed of Department of Veterans' Affairs of State of California, and George J. Nagem, also known as George Joseph Nagem, and Patricia M. Nagem, October 21, 1956, conveying easement and right of way for street purposes in portion Lot 1 Block 4 Silver Terrace; naming land Goshen 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 Burgener, adopted.

RESOLUTION 136340, accepting deed of Department of Veterans' Affairs of State of California, and Elbert C. Horn and Regina Horn, October 18, 1956, conveying easement and right of way for street purposes in portion Lot 18 Block 6 Silver Terrace; naming land Goshen 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 Burgener, adopted.

RESOLUTION 136341, accepting deed of Philip Killick and Norah V. Killick, August 22, 1956, conveying easement and right of way

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for street purposes in portions Lot 24 Block 15, and Lot 25 Block 15 Beverly; naming land Melrose 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136342, accepting deed of Theo. Clark Mitchell, Jr. and Susanna Mitchell, August 24, 1956, conveying easement and right of way for street purposes in portion southeasterly 50.0 feet of northwesterly 100.0 feet Lot 24 Block 15 Beverly; naming land Melrose 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 Schneider, seconded by ~~Councilman Schneider,~~ ~~seconded by Councilman~~ Burgener, adopted.

RESOLUTION 136343, accepting deed of Julian Sicilia and Rena Sicilia, August 21, 1956, conveying easement and right of way for street purposes in portion of northwesterly 50.0 feet Lot 24 Block 15 Beverly; naming land Melrose Place; authorizing and directing City Clerk to file deed, together with certified copy of resolution, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136344, accepting deed of Benjiman Fink and Rosella Fink, October 16, 1956, conveying portion Lot 31 and southerly 12.5 feet Lot 32 Block "E" Boulevard Heights; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136345, accepting deed of Dayray Investment Corporation, September 27, 1956, conveying portion Lot 22 Lemon Villa; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136346, accepting deed of Lawrence V. Garrison and Elizabeth A. Garrison, September 26, 1956, conveying easement and right of way for drainage purposes in portions Lot 20 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136347, accepting deed of Al Kirk and Ruby Mae Kirk, November 7, 1956, conveying easement and right of way for drainage purposes, in and across strip of land 8.0 feet wide in Lots 45 and 46 Block 422 Helphingstine'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 Schneider, seconded by Councilman Burgener, adopted.

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RESOLUTION 136348, accepting deed of Union Title Insurance and Trust Company, November 6, 1956, conveying easement and right of way for drainage purposes in portion Lot 8 Groff Manor; 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 136349, accepting deed of Boulevard Mart, Inc., November 5, 1956, conveying easement and right of way for sewer purposes in strip of land 8.00 feet wide in portion Lot 7 Lemon Villa; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136350, accepting deed of Paul M. Carrick, Jr. and Martha A. Carrick, November 8, 1956, conveying easement and right of way for sewer purposes in strip of land 10.0 feet wide in Lot 32 La Mesa Colony; 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 136351, accepting deed of William S. Gray and Ethel Gray, October 19, 1956, conveying portions Block 45 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 136352, accepting deed of Edgar A. Luce, Joseph F. Sinnott, and Edgar L. Sinnott, October 22, 1956, conveying easement and right of way for sewer purposes in portions Lot 22 Block 86 Morse, Whaley & Dalton Subdivision; 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 136353, accepting deed of Security Trust and Savings Bank of San Diego, November 5, 1956, conveying easement and right of way for sewer purposes in strip of land 8.00 feet wide in portion Lot 7; 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. (Property is in Lemon Villa)

RESOLUTION 136354, accepting deed of Omer C. Bradshaw and Myrtle C. Bradshaw, October 26, 1956, conveying easement and right of way for storm drain, or drains and appurtenances, in portion Lot 13 Lemon Villa; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Asked for a report on the next item, E. W. Blom, Acting City Manager, made a verbal report to the Council.

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

ORDINANCE 7219 (New Series), amending Article 1 Chapter IX of The San Diego Municipal Code by adding Section 91.02.2 regulating construction of buildings in Fire Zone No. 2, 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 Curran, seconded by Councilman Schneider, ~~reading-of-the~~ 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 7220 (New Series), appropriating \$110,000.00 out of Unappropriated Balance Fund for conducting special census of The City of San Diego, 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 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 7221 (New Series), appropriating \$9,700.00 out of Capital Outlay Fund for constructing concrete cross gutters at various locations in The City, was on motion of Councilman Burgener, seconded by Williams, 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 Kerrigan, the next ordinance was introduced.

On motion of Councilman Evenson, 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 7222 (New Series), appropriating \$2,100.00 out of Capital Outlay Fund and transferring same to funds hereto appropriated by Ordinance 7089 (New Series) adopted August 7, 1956, to provide funds for installation of improvements at Pacific Beach Community Center, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted, by following vote: ~~Yeas-Councilmen Evenson, 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 Williams, the next ordinance was introduced.

Councilman Curran asked, before this ordinance and the next 2 were adopted, if it meant any radical changes.

The City Engineer replied that he "thinks not"; he would have to get the profiles. He said that the grades are leading up to 1911 Act jobs, and that property owners would have a chance to protest.

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

ORDINANCE 7223 (New Series) establishing grade of Alley Block 248 Pacific Beach, between westerly line of Morrell Street and easterly line of Lamont Street, was on motion of Councilman Curran, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

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

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

ORDINANCE 7224 (New Series) establishing grade of Alley Block 258 Pacific Beach, and Alley Block 263 Pacific Beach, was on motion of Councilman Curran, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

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

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

ORDINANCE 7225 (New Series) establishing grade of Santa Margarita Street: between line which bears south 37° 42' east from most southerly corner Lot M Block Las Alturas No. 4 and northeasterly line of San Jacinto; between easterly line of Las Alturas No. 2 and southerly prolongation of easterly line Lot O Block 4 Las Alturas No. 2, was on motion of Councilman Curran, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

At the request of Councilman Williams, the Clerk read to the Council the proposed ordinance listed on the agenda - entitled "An Ordinance amending Article 3 Chapter VI of The San Diego Municipal Code by Adding Thereto Section 63.17.13 regulating Power Boats and Water Skiing in the Bay of San Diego".

Councilman Schneider moved to introduce the ordinance. Motion was seconded by Councilman Williams.

Councilman Burgener said that there "should be an age limit on the observer". He said that in Mission Bay a child is sometimes

the observer. He said that this could be looked into.

Councilman Williams said that "a youngster of 12 could do as well as an adult".

On motion of Councilman Burgener, seconded by Councilman Williams the proposed ordinance was referred to the City Attorney to include a "responsible person" (as observer).

There was listed on the agenda an ordinance (as had been directed by the Council) incorporating portions of Pueblo Lots 1202 and 1203 into RC-1A and C-1A Zones as defined by Sections 101.0409.2 and 101.04.11.1 of San Diego Municipal Code and repealing Ordinance 13457 approved February 15, 1932 insofar as it conflicts. Direction to the City Attorney to prepare the ordinance resulted from hearing in connection with the rezoning, held November 8, 1956.

Councilman Burgener spoke to Eugene Glen, attorney, who had appeared at the hearing about 9 acres to the north of 3 parcels.

Mr. Glen replied "9 acres to the north are complaining about us". He said that plans had not been formalized - and can't be until it is known it can go ahead. He said that owners will go ahead shortly. He stated "there is no point in fighting the wind mills". He discussed with Councilman Schneider the question of a shopping center. He said that there are plans for retail stores.

Councilman Burgener spoke to Frank Frye, Jr. about Safeway (stores) plans.

Mr. Frye told of there being immediate plans for construction. He said that Safeway has established a real estate department in San Diego.

Councilman Burgener said that he has been sympathetic to 3 applications, but there was included property to the north. He declared that there "is too much". He said that there has been protest from the Fletcher people in Cabrillo.

Mayor Dail stated that Planning's position is the same.

There was discussion between Councilmen Burgener and Kerrigan about future use of the property.

Harry C. Haelsig, Planning Director, answering Councilman Burgener, said that he has figures regarding population - but not here. He identified property under discussion, and other property.

Councilman Curran said that the Council had discussed another problem this morning. He said he thinks this should be held up.

Several members of the Council had a discussion between themselves.

Mayor Dail spoke of broken use from the airport, and about going forth on a commercial basis.

Councilman Burgener said this is "outside of the 20,000 feet".

Councilman Curran observed that it is all interrelated.

Councilman Burgener spoke of strong community feeling a year ago.

Councilman Kerrigan stated that the City gave the people what they wanted on several areas.

Mayor Dail referred to this having been sent to Planning for study regarding difference on applications, and that "Planning has answered".

Councilman Schneider spoke of plan, as requested, being developed.

Mr. Haelsig said he thinks the plan (and study) is ready.

Councilman Williams moved to introduce the ordinance.

Motion was seconded by Councilman Schneider.

Councilman Burgener said that he does not want to quarrel with the motion, but that he is going to vote against it. The roll was called, showing the following:

Yeas-Councilmen Williams, Schneider, Kerrigan. Nays-Councilmen Burgener, Curran, Evenson, Mayor Dail. Absent-None (on the introduction). Motion lost.

Mr. Frye asked if there could be separate consideration. He spoke of portion having "come in on the coat tail".

Aaron Reese, Asst. City Attorney, said that the entire area is in this ordinance - a portion (1 parcel) - was filed last week and is no longer being considered.

Mayor Dail stated that "the entire triangle is included".

Councilman Williams moved to reconsider. Motion was seconded by Councilman Schneider.

The Mayor pointed out that the motion was out of order; motion would need to be made by a dissenter.

Mr. Reese said that the Council can still order the ordinance. He stated that the Code says that the Council can adopt the recommendation, and can make changes. He declared that "the issue is still here". He said that a different portion can be rezoned.

Councilman Burgener said that the City is faced with 5 petitions, and spoke to Mr. Reese. He said that he wants to act on portions separately.

Councilman Kerrigan said that the Council had agreed to 4, and had filed 1. He asked question about preparation of an ordinance.

Mayor Dail said that 4 portions are incorporated in 1 ordinance; there has to be a 4 to 3 vote on the application. He stated that "those who dissented have to move for the reconsideration, or it is a dead duck". The Mayor said that if one now makes a motion for separate ordinances, he has this vote against the 5 ordinances. He said that "if a dissenter reconsiders, then it is fine".

Councilman Burgener moved to reconsider.

Councilman Evenson said he made a mistake, and intended to vote "no" on the first motion.

Councilman Evenson then seconded the motion to reconsider.

Councilman Williams said there would be separate ordinances for the 4 petitions, and that the remaining would be down the drain.

Councilman Burgener seconded (he had made the motion, and Councilman Evenson had seconded).

Louis Karp, attorney, said that there were 2 petitions; others were drawn in by the Planning Department, which initiated them. He said that hearings held makes illegal the proposed action. He said action taken now would be on what are not proper hearings.

There was discussion between Councilman Schneider and Mr. Karp.

Mr. Karp spoke of being "entitled to a hearing".

Mr. Reese stated that the Council is "at the same point as at the conclusion of the hearing last week." He said that the Council can accept the recommendation or overturn it; the Council is where it was last week. He suggested continuance of the ordinance 1 week.

Roll call Motion to reconsider was:

Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran. Nays-Councilmen Evenson, Mayor Dail. Absent-None.

Councilman Burgener seconded motion to prepare ordinance - for 4 ordinances.

Mayor Dail said that a portion is dead; it was ordered filed.

RESOLUTION 136355, continuing the ordinance covering rezoning of portions Pueblo Lots 1202 and 1203 for 1 week; directing the City Attorney to draw and present to the Council 4 separate ordinances in connection with the proposed medical center, supermarket, et al., was on motion of Councilman Schneider, ~~seconded by Councilman Schneider~~, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Evenson. Nays-Councilmen Kerrigan, Curran, Mayor Dail. Absent-None.

The Mayor said that the ordinance can be ordered drawn on a majority vote.

Ordinance amending Article 2 of Chapter VI of San Diego Municipal Code renumbering certain sections, repealing certain sections, addition of certain sections relating to work in public rights-of-way, and repealing Division 20 Article Chapter III (of the Code), was on motion of Councilman Schneider, seconded by Councilman Evenson, introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

E. W. Blom, Acting City Manager, requested, and was granted unanimous consent to present the next resolution, not listed on the agenda:

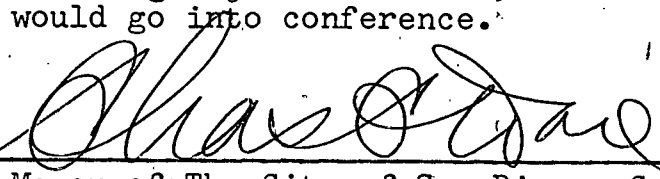
RESOLUTION 136356, ratifying and approving action of Board of Directors of Zoological Society of San Diego, Inc., increasing regular admission price for a visit to the Zoological Gardens from 50¢ to 75¢ per person, 16 years old and older, effective December 1, 1956, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

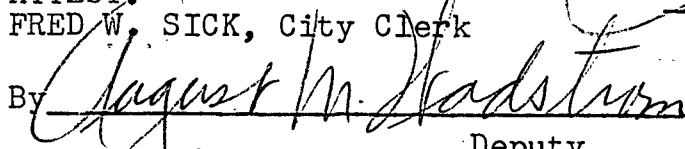
The Acting City Manager requested, and was granted unanimous consent to present the next resolution, not listed on the agenda:

RESOLUTION 136357, authorizing City Treasurer to purchase up to \$10,000,000 United States Treasury Bills, due within 91 days, offering an interest return of not less than 2%, to be purchased from inactive funds of the City in amounts and in maturities as may fit into the City Treasury funds management; authorizing and Directing City Treasurer to sell all or such amount of investments whenever additional cash is required for purpose for which they were originally accumulated and placed in the Treasury of the City, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 10:58 o'clock A.M. He announced that the Council would go into conference.

ATTEST:
FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By 
Deputy

SPECIAL MEETING

Chamber of The City of San Diego, California,
Tuesday, November 20, 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 4:05 o'clock P.M.

Resolution for this meeting is recorded on Microfilm Roll 121.

Ord intr
136356 - 136357 under U.C.
Meeting adjourned
Special Meeting

11/20/56

"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 Tuesday, the 20th day of November, 1956, at the hour of 4:00 o'clock P.M.

Said meeting will be held for the purpose of considering the exchange of \$2,900,000 U.S. Treasury Certificates for a like sum of U.S. Treasury Certificates bearing greater interest.

Dated Nov. 20, 1956.

CHAS. C. DAIL"

"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 Tuesday the 20th of November 1956, at the hour of 4:00 o'clock P.M., and hereby consent to such special meeting.

GEORGE KERRIGAN

DUDLEY D. WILLIAMS

CHAS. C. DAIL

CHESTER E. SCHNEIDER

CLAIR W. BURGNER

FRANK CURRAN

J. T. EVENSON"

Aaron Reese, Asst. City Attorney, said that the Federal Government has offered certificates on an exchange basis, which offer of exchange expires tomorrow. He said that in order to take advantage of the offer, it would require a resolution of the Council.

RESOLUTION 136358, authorizing City Treasurer to exchange \$2,900,000 of 2-5/8% United States Treasury Certificates Of Indebtedness due December 1, 1956, for \$2,900,000 of 3-1/4% United States Treasury Certificates due October 1, 1957; authorizing and directing City Treasurer to sell all or such amount of investments whenever additional cash is required for purpose for which funds were originally accumulated and placed in the Treasury of the City, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 4:08 o'clock P.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

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

REGULAR MEETING

Chamber of the Council of The City of San Diego, California
Thursday, November 23, 1956

Present-Councilman Kerrigan

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

Councilman Kerrigan appeared in the Council Chamber at 10:00 o'clock A.M., and declared the meeting adjourned due to lack of a quorum

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

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

Special meeting called
Meeting adjourned
Meeting - not held - adjourned

11/27/56

ADJOURNED REGULAR MEETING . . .

Chamber of the Council of the City of San Diego,
California - Thursday, November 27, 1956 - in
lieu of the November 23, 1956
meeting not held

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

A.M. The Mayor called the meeting to order at 10:06 o'clock

by the Mayor. Father Henry C. Carr, of St. Patrick's Parish, was introduced. He gave the invocation.

this meeting. Mayor Dail recognized some 20 new City employees who attended. At his request, they stood.

Ordinances and Resolutions are recorded on Microfilm Roll 121.

On motion of Councilman Williams, seconded by Councilman Schneider, Minutes of the Regular and Special Meetings of Tuesday, November 20, 1956 and the Regular Meeting of Thursday, November 23 (the day after Thanksgiving - not held), were approved without reading. They were signed by the Mayor.

Councilman Williams asked to consider items listed on the agenda for meeting of Tuesday, November 27, 1956, for introduction - in connection with zoning in Pueblo Lots 1202 and 1203.

The Mayor said that this meeting (which is continuation of the November 23, 1956) will need to be adjourned, after which those items will be handled. He said to Councilman Williams that the ordinances will be continued until next Tuesday.

Application of Bruce V. Brown, 6162 Cumberland Street, San Diego, for certificate of necessity to operate 2 trucks for hire, with small trailer, was presented.

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

Application from San Diego & Arizona Eastern Railway Company, 45 12th Avenue, San Diego 2, for franchise for industrial spur track to serve Palomar Foods, on Commercial Street, between 31st and 32nd, was presented.

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

Report of Purchasing Agent on low bid of American Hoist &

Meeting (in lieu of 11/23/56)
convened
Invocation
Minutes approved
Applications
Purchasing report

11/27/56

Derrick Company for furnishing 5 items of crane parts for the Harbor Department - \$1,076.90 f.o.b. St. Paul, Minn., plus Tax and plus approximately \$70.00 freight charges; 2 bids - was presented.

RESOLUTION 136359, accepting bid of American Hoist & Derrick Company for furnishing Crane Parts; awarding contract; authorizing and instructing majority of members of Harbor Commission to enter into and execute for 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.

RESOLUTION 136360, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 5, or more, Tractor Loaders, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from The Metropolitan Water District of Southern California, 306 West Third Street, Los Angeles 13, dated November 16, 1956, by Charles C. Cooper, Jr., Assistant General Counsel, addressed to the City Clerk, was presented. It has to do with payment of taxes due to the district for fiscal year 1957-58, with determination to be made by the Council on method of payment.

Councilman Curran moved to file.

The City Manager said to the Council that he had the necessary resolution, which he presented.

RESOLUTION 136361, being a resolution and order of the City Council declaring intention to pay out of municipal funds the whole of the amount of taxes to be derived from area of Metropolitan Water District of Southern California within The City of San Diego for the fiscal year beginning July 1, 1957, as such amount of taxes shall be fixed in August, 1957, by resolution of the Board of Directors of such Metropolitan Water District, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Inasmuch as the necessary resolution was adopted by the Council, the Clerk filed the communication.

Communication from The Metropolitan Water District of Southern California, 306 West Third Street, Los Angeles 13, dated November 19, 1956, by Joseph Jensen, chairman, was presented.

It acknowledges Resolution 135542, transmitted by P. Beermann, outlining policy of the City of San Diego as to program for meeting current and ultimate water requirements, particularly as related to Feather River Project.

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

Communication from the City Attorney, by Frederick B. Holoboff, Deputy, dated November 19, 1956, regarding hearing before Public Utilities Commission on proposed rate increase - on which the City determined to file an appearance as an interested party, was presented.

Also on the agenda was communication from The Atchison, Topeka and Santa Fe Railway System, 114 Sansome Street, San Francisco 4, dated November 8, 1956, by Frederick G. Pfrommer, regarding application of Great Northern Railway et al for increased fares. It points out that the City of San Diego is not affected insofar as the Santa Fe is concerned the entire State of California is affected only to a relatively insignificant extent.

Aaron Reese, Asst. City Attorney, told the Council that it

was found that the City was involved.

The Mayor said that the City had been asked to withdraw.

Mr. Reese said that it has been started.

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

(Apparently there will be a resolution, later, to rescind earlier action - if necessary).

Communication from San Diego Transit System, 235 Broadway, San Diego 1, dated November 20, 1956, by James C. Haugh Vice President and General Manager, was presented.

It asks for additional prohibition of parking and standing on portions of Broadway, 5th Avenue, Market Street, University Avenue, employing of additional traffic officers, all regarding the Christmas holiday periods.

Councilman Evenson, and Councilman Curran moved and seconded to refer the communication to the City Manager - for report to conference.

Mayor Dail spoke to Mr. Haugh, and told of the action.

The City Manager asked Mr. Haugh to stop by his office for an appointment.

RESOLUTION 136362, referring communication from San Diego Transit System for emergency traffic measures during period of December 3 through December 24, 1956, to City Manager for report to Council Conference on Thursday, November 29, 1956, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

Communication from Oswald C. Ludwig, attorney at law, 3746 30th Street, San Diego 4, together with copy of communication to City Planning Commission, regarding "terrible time in his efforts to build upon his property which he bought from me and which I bought from the County of San Diego (including the City of San Diego) at a tax-deed sale", were presented. Reference is made to a big and foolish mistake trying to be technically right rather than making a mistake in interest of reason and common sense, thinking they may make a good record, even though they destroy the property rights and the happiness of thousands of citizens, etc.

The Clerk reviewed the contents of the letter, and read the last paragraph at the request of the Mayor.

On motion of Councilman Schneider, seconded by Councilman Curran, they were referred to the Planning Director.

Communication from City-County Band and Orchestra Commission requesting approval of 2 music events.

RESOLUTION 136363, approving music program submitted by City-County Band and Orchestra Commission, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from San Diego Taxpayers' Association, 526 Spreckels Building, San Diego 1, dated November 15, 1956, signed by Colin A. Stillwagen, was presented. It expresses interest in the development of Mission Bay Park. It says "since you now have under consideration the reorganization of the management of the Park, the Association would, at this time, like to go on record as endorsing, in principle, the recommended plan of organization as submitted to you by Cresap, McCormick & Paget".

The Mayor said that the Association approves the report.

Councilman Curran moved to file the communication.

RESOLUTION 136364, referring to Council Conference communication from San Diego Taxpayers' Association reorganization of management and development of Mission Bay Park, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

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Communications from Anna McCleary, 2254 Island Ave., dated Nov. 19, 1956, and from Alfred H. Haines, 2260 Island Ave., dated Nov. 19, 1956, relative to location for civic auditorium in Balboa Park as a central location, were presented.

Councilman Evenson moved to file the communications. On motion of Councilman Kerrigan, seconded by Councilman Williams, they were referred to Planning.

Communication from Harbor Department, by John Bate, dated 19 November 1956, submitting for approval form of license agreement proposed to be entered into between Kona Kai Club Motel, Inc., and John and Evelyn Cammann as licensees, for a sportswear shop in the lobby of the Club to replace agreement which expired 31 October 1956, was presented.

RESOLUTION 136365, ratifying, confirming and approving license agreement, copy filed as Document 544005 between Kona Kai Club Motel, Inc., a Delaware corporation, licensor, and John Cammann and Evelyn Cammann, licensees, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136366 authorizing installation of 6000 lumen overhead street light and mercury vapor 20,000 lumen ornamental street lights to be added to general street lighting contract, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136367, authorizing City Manager to employ Griffith Company to do work in connection with Kendall Street under 1911 Street Improvement Act proceedings, not to exceed \$422.94 payable from Ordinance 5341 (New Series), was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136368, authorizing City Manager to employ Sim J. Harris Co. to do work in connection with improvement of Noyes Street, Beryl Street, et al., under 1911 Street Improvement Act proceedings, not to exceed \$381.14 payable from Ordinance 5341 (New Series), was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136369, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, requesting that all taxes against Lots 5 and 6 Block 15 Sellar's Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of the property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136370, approving request of H. W. Grizzle, November 8, 1956, Change Order 2 for extension of 30 days to and including December 6, 1956, Document 544043, in which to complete contract for addition to club building, Balboa Park, contract Document 539251; extending completion time to December 6, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 136371, granting revocable permit to Walker G. Dollmeyer, 6202 Camino De La Costa, La Jolla, to install and maintain 2-ft. retaining wall, for use and benefit of owner's property: Lot 8 Block 3 La Jolla Hermosa, across east side of Camino De La Costa north of Avenida Cortez, to retain property from erosion, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136372, rescinding former action of rejection for public street of land marked "Reserved for Future Street" in Lots 2244 and 2245 Allied Gardens Unit 10; accepting on behalf of the public land marked "Reserved for Future Street" in Lots 2244 and 2245 Allied Gardens Unit 10; dedicating land for public use and naming it Havenwood Avenue; authorizing and directing City Clerk to file in office of County Recorder of San Diego County a certified copy of resolution, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136373, rescinding former action of rejection for public street of land marked "Reserved for Future Street" in Lots 67 and 68 Euclid Mesa Subdivision; accepting on behalf of the public land marked "Reserved for Future Street" in Lots 67 and 68 Euclid Mesa; dedicating land for public use, and naming it Dafter Place; authorizing and directing City Clerk to file in office of County Recorder of San Diego County certified copy of resolution, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136374, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of and as act and deed of The City of San Diego, a quitclaim deed quitclaiming to R. E. Hazard Contracting Company, a corporation, portions of Lot 67 Rancho Mission of San Diego, described in form of deed filed as Document 544284; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions that it be delivered to grantee upon receipt by the City of deed conveying property required by the City, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Resolution says that The City is desirous of acquiring portion of Lot 67 Rancho Mission in connection with Alvarado Pumping Plant; R. E. Hazard Contracting Company, owner, is willing to deed it to the City in exchange for quitclaim deed from the City, quitclaiming portion of the same lot; value of property to be granted is equivalent to value of property to be quitclaimed by the City to the Company, or \$1,200.00, and the City Manager has recommended the exchange.

RESOLUTION 136375, accepting subordination agreement, executed by Gilbert A. Gumm and Lucille G. Gumm, beneficiaries, and La Mesa-El Cajon Corporation, trustee, November 9, 1956, subordinating all their right, title and interest in and to easement for right of way for storm, or drains and appurtenances, in portions Lots 12, 13, 14, 15, 16, 17 Block 23 Fairmount Addition; 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 Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136376, accepting subordination agreement, executed

11/27/56

by La Mesa-El Cajon Savings and Loan Association of La Mesa, beneficiary, and La Mesa-El Cajon Corporation, trustee, November 9, 1956, subordinating all their right, title and interest in and to easement for storm drain, or drains and appurtenances, in portions Lots 12, 13, 14, 15, 16, 17 Block 23. Fairmount Addition; 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 Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136377, accepting deed of R. E. Hazard Contracting Company, August 7, 1956, conveying portions of Lot 67 Rancho Mission of San Diego; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136378, accepting deed of Heron Corporation, August 7, 1956, conveying portions of Lot 67 Rancho Mission of San Diego; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136379, accepting deed of Kenneth Denton and Ruth Denton, November 13, 1956, conveying Lot-s 5 and 7 Boulevard Gardens; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136380, accepting deed of Benjamin H. Fish and Gertrude J. Fish, November 7, 1956, conveying Lots 8, 9, 10, 40 to 48 inclusive, Boulevard Gardens; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136381, accepting deed of Graham M. Kelly and Julia F. Kelly, and Yorke H. Smith and Maxine T. Smith, Herbert C. Kelly and Jane Kelly, October 26, 1956, conveying portions of Lots 108, 109, 110, 111, 112 and 113 Boulevard; 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.

+Gardens

RESOLUTION 136382, accepting deed of Elmer Ellis Parker and Olga Parker, November 16, 1956, conveying portions of Lots 17, 18, 19 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 Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136383, accepting deed of Security Title Insurance Company, September 17, 1956, conveying portions 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 Schneider, adopted.

RESOLUTION 136384, accepting deed of Edward D. Sly and Marion C. Sly, conveying easement and right of way for street purposes in portions Lots 16 and 17 Soledad Terrace; naming land Collingwood 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 Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136385, accepting deed of Bern R. Swarts and Carmelita L. Swarts, Document dated October 26, 1956, conveying easement and right of way for street purposes in Lots 16 and 17 Soledad Terrace; naming land Collingwood 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 Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136386, accepting deed of Katharine Robinson Judson, November 14, 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 easement 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 Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136387, accepting deed of Peter Sampo and Margaret Sampo, November 13, 1956, conveying easement and right of way for drainage purposes in portions 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 Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136388, accepting deed of Paul R. Trudell and Bertha J. Trudell, October 24, 1956, conveying easement and right of way for drainage purposes in portions Lots 12, 13, 14, 15, 16, 17 Block 23 Fairmount Addition; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136389, accepting deed of Willis Richardson and Ruth Richardson, November 9, 1956, conveying easement and right of way for sewer purposes, in portions Lots 23 and 24 Block 86 Morse, Whaley and Dalton Subdivision; 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.

11/27/56

RESOLUTION 136390, accepting deed of Frank F. Faust and Ruth K. Faust, Herbert C. Kelly and Helen G. Kelly, November 8, 1956, conveying easement and right of way for sewer, water, drainage and public utilities and right of ingress and egress in portions of east half of northeast quarter Pueblo Lot 1343; authorizing and directing City Clerk to file deed, together with certified copy of resolution, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

On motion of Councilman Curran, seconded by Councilman Schneider, reading of the next ordinance 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 final passage, written or printed copy.

ORDINANCE 7226 (New Series), incorporating portions of Grantville and Out Lots into R-1, R-2, C and M-1 Zones as defined by Sections 101.0405, 101.0406, 101.0411 and 101.0412 respectively of San Diego Municipal Code, and repealing Interim Ordinance 6488 (New Series), and Interim Ordinance 6708 (New Series), insofar as they conflict, was on motion of Councilman Curran, 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 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 final passage, written or printed copy.

ORDINANCE 7227 (New Series), establishing grade of Alley in Congress Heights Addition, between westerly line of Kendall Street and easterly line of Jewell Street, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener.

On motion of Councilman Schneider, seconded by Councilman 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 final passage, written or printed copy.

ORDINANCE 7228 (New Series), establishing grade of Alley Block 368 Corrected Plat of Subdivision of Blocks 368, 369, 374, 375 and 376 Old San Diego, between southeasterly line of Riley Street and northwesterly line of Gaines Street, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener.

In connection with the next item, Councilman Kerrigan said that the Council can introduce the ordinance.

136390 -
7226 N.S. - 7228 N.S.

Discussion on a proposed ord.

Aaron Reese, Asst. City Attorney, said that he will advise regarding the final form (of restrictions to be recorded in connection with the proposed baseball park).

Mayor Dail told of having letter from the Mission Valley Improvement Association regarding withdrawal of protest - on a conditional basis.

Norman Seltzer, attorney, who had appeared at the hearing before the Council in protest, said he hoped to have an opportunity to present the restrictions to the Union Title Co. for opinion regarding effect on the land. He asked for a copy of the restrictions, as soon as possible. He told of having had a meeting with the Board, of the Improvement Association, and of having necessity to protect the property in the Valley. Mr. Seltzer said to the Council that Dr. Hippen, of the Association, feels that there would be no opposition for conducting scholastic events (in addition to professional baseball). He said that if operation is for Padres and scholastic sports "it comes close to the petition". He said objections could be withdrawn. He asked Mr. Reese for a copy of the restrictions.

Mr. Reese asked Mr. Seltzer to see Alan Firestone, of the Attorney's office.

Councilman Schneider discussed the situation with Mr. Seltzer.

Mayor Dail advised introduction of the ordinance today, and said that covenants would have to be filed before it is final.

Mr. Seltzer said that "they (the conditions, or restrictions) should be examined carefully".

Mayor Dail said that "there would be a delay until finalized".

Mr. Reese said that the Ordinance (if introduced today) would be before the Council for adoption in a week.

Councilman Schneider said that action on adoption of the ordinance next Tuesday could be continued.

Councilman Kerrigan asked if that had ever been done before.

Mayor Dail replied "no; the Council may delay for any reason".

On motion of Councilman Williams, seconded by Councilman Evenson, Ordinance incorporating portions of Pueblo Lots 1105, 1174 and portions of Lots 3, 4, and 5 E. W. Morse's Subdivision of Pueblo Lot 1106 into CP and C Zones as defined by Sections 101.0410 and 101.0411 of San Diego Municipal Code and repealing Ordinance 1947 (New Series) approved October 1, 1940, insofar as it conflicts, was introduced, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener.

There being no further business to come before this meeting, the Mayor declared the meeting adjourned at 10:23 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

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

11/27/56

REGULAR MEETING

Chamber of The Council of The City of San Diego,
California, Tuesday, November 27,
1956

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

Mayor Dail called this meeting to order at 10:23 o'clock
A.M. - immediately upon adjournment of the Adjourned Regular Meeting (which
had been held in lieu of the Friday, November 23, 1956, meeting.

The hour of 10:00 o'clock A.M. having arrived, time to which
hearing had been continued from November 20, 1956, on protest of Mignon
Kemp against proposed Change of Grade of 30th Street, between westerly
prolongation of southerly line of Olive Street and line at right angles
to westerly line of 30th Street from point on westerly line distant therealong
91.17 feet northerly from southerly line of Laurel Street, under Resolution
of Intention 135357 adopted September 25, 1956, Mrs. Kemp appeared before
the Council and agreed to another postponement.

RESOLUTION 136391, continuing hearing on proposed Change of
Grade of 30th Street until 10:00 o'clock A.M., Thursday, November 29, 1956,
was on motion of Councilman Schneider, seconded by Councilman Williams,
adopted.

Report of Purchasing Agent, approved by Acting City Manager,
on bids for furnishing 6 Portable Generators for Public Works Electrical
Division and Equipment Division, for replacements and additions to motive
equipment, was presented.

It recommends awards to Electric & Diesel Equipment Co.,
Inc. for furnishing Items 1, 2, and 4; (it was low bid); Southern
Machinery Company (second low bidder - low bidder quoted "all or none") for
furnishing Item 3; Ets-Hokin & Galvan for furnishing Item 5. (They were
the low bidders, except as noted).

RESOLUTION 136392, accepting bid of Electric & Diesel Equip-
ment Co. for furnishing Generators; 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
Kerrigan, adopted.

RESOLUTION 136393, accepting bid of Southern Machinery
Company for furnishing Generators; 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
Kerrigan, adopted.

RESOLUTION 136394, accepting bid of Ets-Hokin & Galvan for
furnishing Generator; 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,

Meeting convened
Hearing (cont) - cont. again
Purchasing reports
136391 - 136394

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

Report of Purchasing Agent on low bid of Sim J. Harris for improvement of Access Road and Perimeter Road, Lindbergh Field - \$14,295.24; 6 bids - was presented.

RESOLUTION 136395, accepting bid of Sim J. Harris Company for improvement of Access Road and Perimeter Road; awarding contract, authorizing and instructing majority of members of Harbor Commission to enter into and execute on behalf of The City of San Diego, contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

In connection with the next item, Councilman Evenson said he had a question.

The City Manager spoke to him, and said he would check the ownership of the cylinders.

Councilman Williams said that "the demurrage gets heavy".

Report of Purchasing Agent, approved by Acting City Manager, on low bid of Pacific Acetylene Co. for furnishing Oxygen and Acetylene Gas for 6 months, beginning December 1, 1956, including option on the part of The City to extend for additional 6 months period (for welding) - 4 bids, was presented.

RESOLUTION 136396, accepting bid of Pacific Acetylene Co. for furnishing Oxygen and Acetylene Gas for 6 months beginning December 1, 1956, with option to extend for 6 months; awarding contract, authorizing and directing 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.

Report of Purchasing Agent on low bid of Pacific Iron & Steel Corporation of Los Angeles, for Structural Steel Work for Transit Sheds 1 and 2, 10th Avenue Marine Terminal, was presented.

It states that National Steel & Shipbuilding Co., second low bidder, with \$453,809.00 bid, requested 5% preference as low bidder, which if allowed, would have been approximately \$10,000 higher than the low bid.

RESOLUTION 136397, accepting bid of Pacific Iron & Steel Corporation of L.A. for structural steel work for Transit Sheds No. 1 & 2, 10th Avenue Marine Terminal - \$419,260; awarding contract, authorizing majority of members of Harbor Commission of The City of San Diego 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 Schneider, adopted.

Report of Purchasing Agent approved by Acting City Manager, on alternate low bid of Calavar Corporation meeting specifications for furnishing 1 35-ft. power operated ladder for truck mounting - \$3,367.30 plus Sales Tax; 3 bids - was presented.

RESOLUTION 136398, accepting bid of Calavar Corporation for furnishing power operated ladder; 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.

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Report of Purchasing Agent, approved by Acting City Manager, on co-low bid of Mission Pipe & Supply Co. and Industries Supply Company of San Diego for furnishing 90 Leak Clamps (Couplings) - \$1,757.10 less 2% plus Tax; 3 bids - was presented. (Award decided by lot with approval of City Manager order placed with Mission Pipe and Supply).

RESOLUTION 136399, accepting bid of Mission Pipe & Supply Company for furnishing emergency requirements of Leak Clamps; awarding contract, authorizing and directing 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 Williams, adopted.

Communication from Civil Service Commission, by Raymond Krah, secretary, dated November 21, 1956, was presented.

It requests amendment to the 1956-1957 Salary Ordinance:

1. Establishing class of Assistant Port Traffic Manager at Standard Rate 24;
2. Reduce salary rate for Assistant to Port Director from Standard Rate 29 to 25 - to reflect revised duties and responsibilities of vacant class.

It says that Harbor Commission feels amendments are necessary to continue effective administration in the department. Proposed class specifications are attached to the communication.

On motion of Councilman Curran, seconded by Councilman Schneider, ordinance creating position of Assistant Port Traffic Manager in classified service of The City of San Diego, and establishing schedule of compensation therefor, was introduced, 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 Schneider, 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, for the Fiscal Year beginning July 1, 1956" adopted May 31, 1956, by amending Exhibit "B" thereof, was introduced, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener.

Communication from Jos. A. Scheffler, 419 16th Street, San Diego 2, Calif., dated Nov. 19, 1956, was presented. It states that as a San Diego resident of 15 years standing it is felt that the writer is unjustly denied right to work by Chief Jansen and the San Diego Police Dept., because of being "framed on a narcotics charge", which charge was dismissed without trial by the Dist. Atty. It says that taxi drivers permit has been denied, asks return of the license, and requests hearing before the Council.

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

Communication from La Jolla Town Council, dated November 21, 1956, by H. Bailey Gallison, regarding complaints from residents with septic tanks regarding sewer charge which appeared on their water bills, and asking for waiving of charge inasmuch as they are not using the city sewerage system, was presented.

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

Purchasing report
Communications
136399
Ords. intr.

The City Manager said that there is small complaint regarding the sewer charge. He said that people usually understand, when explained. He said that objections come mainly from people who have septic tanks.

Communications from Mrs. Richard Compton and Katherine A. Cornelison re sewer service charges for properties not connected to the sewer, were presented.

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

RESOLUTION ORDERING IMPROVEMENT 136400, for furnishing electric energy in Seventh 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 ORDERING IMPROVEMENT 136401, 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 ORDERING IMPROVEMENT 136402, 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 136403, directing notice inviting sealed proposals 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 Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136404, directing notice inviting sealed proposals for furnishing electric energy in Montemar Lighting District 1, for 1 year from and including ~~November-30~~, December 1, 1956, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136405, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Gardena Avenue, Gardena Place and Public Right of Way in Pueblo Lot 265, Resolution of Intention 133344, 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 so certified to Superintendent of Streets, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136406, approving diagram pf property affected

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or benefited by work of improvement to be done on paving and otherwise improving La Jolla Mesa Drive, Colima Street and Van Nuys Street, Resolution of Intention 132642, 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 so certified to Superintendent of Streets, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136407, giving notice of proposed annexation to The City of San Diego of portion Lot 17 Rancho Mission of San Diego, in County of San Diego, State of California, to be known and designated as "Serro Amusement Company Tract", was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136408, establishing parking time limit of 2 hours:

Both sides of Nutmeg Street between 5th and 6th Avenues; establishing parking meter zones; directing City Manager to cause Parking Meters to be installed and cause Parking Meter Spaces to be designated; directing installation of necessary signs and markings, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136409, authorizing and directing City Manager to install signs at or adjacent to south crosswalk at intersection of Ash Street and Kettner Boulevard; directing that pedestrians shall not cross in said crosswalk; authorizing and directing City Manager to erect necessary signs and markings to enforce the resolution, and make necessary expenditures, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136410, authorizing and directing Purchasing Agent to advertise for sale and sell dwelling furniture located in project warehouse, 3350 Vultee - no longer desirable for use or retention by the City - directing that all expenses in connection with the sale shall be deducted from proceeds received from the sale, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136411, accepting quitclaim deed of Western Hills, Inc., a corporation, 2170 Avenida de la Playa, La Jolla, executed 13th of November, 1956, quitclaiming all water mains and appurtenant structures constructed for its use, located in public streets, rights of way, highways and public places, either within or without, subdivision named Western Hills 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 Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136412, accepting quitclaim deed of Western Hills, Inc., a corporation, P.O. Box 1122 La Jolla, executed on 1st day of November, 1956, quitclaiming all water mains and appurtenant structures constructed for its use, located in public streets, rights of way, highways and public places, either within or without, subdivision named

Western Hills Unit 2, a subdivision of portion Lots 131, 132 and 133 of Morena, together with streets, avenues, drives, boulevards and alleys lying within the Map of Mission Heights and Wells and Lanes Tecolote Heights; 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 136413, accepting quitclaim deed of Herbert R. Yost and Leona A. Yost, 4473 Mission Boulevard, San Diego 9, 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 Soledad Heights; 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 136414, accepting quitclaim deed of Willis Richardson and Ruth Richardson, November 9, 1956, quitclaiming to the City Lot 21 Block 86 Morse, Whaley and Dalton's Subdivision; 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 Curran, adopted.

RESOLUTION OF AWARD 136415, accepting bid of Al E. Riley, Inc., and awarding contract for paving and otherwise improving Alley Block 23 Bird Rock Addition, Resolution of Intention 135094, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.
City Engineer reported in writing that low bid is 6.2% above the estimate.

RESOLUTION ORDERING WORK 136417, for paving and otherwise improving Alleys in Blocks 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, and 221 Mission Beach, Strandway, Resolution of Intention 135600, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 136418, for paving and otherwise improving Alley Block 18 North Shore Highlands, Resolution of Intention 135601, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 136419, for paving and otherwise improving Alley Block 58 University Heights, Resolution of Intention 135602, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING WORK 136420, for installation of street lighting system in 3rd, 4th, 5th, 6th Avenues, E, F, G Streets, and Plaza in Horton's Addition, Resolution of Intention 135356, was on motion of

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Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 136421, for grading and sidewalking Redwood Street, East Virgo Road, Sue Street, Alice Street, Lynn Street, Juanita Street, 60th Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 136422, for installation of ornamental street lighting system in India Street, Columbia Street, State Street, Union Street, Front Street, 1st Avenue, 2nd Avenue, B and C Streets, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136423, appointing time and place for hearing protests, and directing notice of hearing, in Crown Point Lighting District 1, for 1 year from and including February 1, 1957, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136424, ascertaining and declaring wage scale for paving and otherwise improving Bangor Street, Public Rights of Way, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136425, ascertaining and declaring wage scale for paving and otherwise improving Cabrillo Avenue, Pearl Street, Rhoda Drive, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136426, ascertaining and declaring wage scale for paving and otherwise improving Emerald Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136427, ascertaining and declaring wage scale for paving and otherwise improving Locust Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136428, ascertaining and declaring wage scale for paving and otherwise improving Maple Street, Vancouver Avenue, Haller Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136429, ascertaining and declaring wage scale for paving and otherwise improving Sea Breeze Drive, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

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RESOLUTION 136430, granting Security Trust & Savings Bank of San Diego and Boulevard Mart Inc. permission to install sewer main near 54th Street and El Cajon Boulevard, to serve portion Lot 7 Lemon Villa, by private contract, under Document 543603, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136431, granting San Diego Gas & Electric Company permission to grade Benicia Street, between Riley and Gaines Streets, and portion of Gaines Street westerly of Benicia Street, by private contract, under Document 542420, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136432, granting E. L. Burnett permission to grade and install guard fence on Weaver Street southerly of Fulmar Street, under Document 543686, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Individual members of the Council conducted a discussion on the next item.

The City Manager said he understood that it had been discussed last week.

Mayor Dail stated that "it is not controversial".

Councilman Schneider asked what prompted the ordinance.

The City Manager replied that it provides some control in City streets. He said there was a prohibition work in streets by private individuals, but there was no endorcement provided. He said an ordinance was drafted, trying to set up procedure to provide control.

Councilman Evenson asked about requirement for performance bond.

The City Manager said that people are authorized to put in work under private contract, and he wants to make sure of an agreement to become public streets. He pointed out that people have improved streets without City knowledge. He said the City has had the other part regarding encroachments. He said there have been thousands of encroachments, without the City knowing of them. He said this ordinance sets up schedule to recover costs.

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 7229 (New Series), amending Article 2 of Chapter VI of San Diego Municipal Code renumbering certain sections, repealing certain sections, adding certain sections - relating to work in public rights-of-way and repealing division 20 article 3 chapter III, 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 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

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

ORDINANCE 7230 (New Series) appropriating \$20,000.00 out of Capital Outlay Fund, for purchasing land for extension of Rutgers and Fanuel Streets, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Williams, Kerrigan, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener.

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 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 7231 (New Series) appropriating \$14,600.00 out of Capital Outlay Fund, for purchasing land needed for widening Westover Place and Euclid Avenue, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener.

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

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

ORDINANCE 7232 (New Series), appropriating \$14,500.00 out of Capital Outlay Fund, for purchasing Lots 24 through 28, and portion Lot 23 Block 3 Park Addition, for Switzer Canyon Road, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Burgener.

There were listed on the agenda the following:

Item 137 (which had been continued) Ordinance incorporating portions of Pueblo Lots 1202 and 1203 into RC-1A and C-1A Zones (for commercial zoning on Kearny Mesa);

Item 138 (a) Ordinance incorporating portion Pueblo Lot 1202 into C-1A Zone, and repealing conflicting ordinance;

Item 138 (b) Ordinance incorporating portion Pueblo Lot 1202 into C-1A Zone, and repealing conflicting ordinance;

Item 138 (c) Ordinance incorporating portion Pueblo Lots 1202 and 1203 into RC-1A Zone, and repealing conflicting ordinance;

Item 138 (d) Ordinance incorporating portion Pueblo Lots 1202 and 1203 into RC-1A Zone, and repealing conflicting ordinance.

Councilman Kerrigan said that the Council ordered preparation of item 137, and "some people want the Council to adopt it".

The Mayor stated that the item had been reconsidered, and that it is still on the docket.

Councilman Kerrigan said that he wants to introduce ordinance under item 137.

Councilman Curran said that the Mayor had stated that item 138 would be continued.

7230 N.S. - 7232 N.S.

Discussion re items listed on agenda

for zoning in P/Ls 1202 & 1203 on Kearny Mesa

On motion of Councilman Schneider, seconded by Councilman Evenson, item shown on preceding page as number 137, was continued 1 week - to December 4, 1956.

On motion of Councilman Schneider, seconded by Councilman Williams, item shown on preceding page as number 138 (a through d inclusive), was continued 1 week - to December 4, 1956.

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

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Muirlands Village Unit 3, subject to contract for installation and completion of improvements not already installed and completed, was presented.

RESOLUTION 136433, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, a contract with Wilfred W. Mast and Associates, a Limited Partnership, for installation and completion of unfinished improvements and setting of monuments required for Muirlands Village 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 Williams, adopted.

RESOLUTION 136434, adopting Map of Muirlands Village Unit 3 subdivision, a portion of Pueblo Lot 1257; accepting on behalf of the public Muirlands Vista Way, portion of El Camino del Teatro and easements shown for sewer, water, drainage and public utilities for 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 street, portion of street, and easements shown on the map within the subdivision 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 Williams, adopted.

The Mayor asked the Clerk about the Airport Use Panel Ordinance, and requested that there be put on the docket the ordinance regarding industrial zoning.

The Clerk was requested by motion made by Councilman Kerrigan, seconded by Councilman Schneider, to place the ordinance on the docket for next Thursday. (Hearing has been set on recommendation of the Planning Commission in connection with rezoning portion Orcutt's Subdivision and portions of The Highlands and New Riverside from R-1, R-1B, R-1C to Zone M-1 in the Kearny Mesa area - being a triangle formed by the east line of the City's Pueblo Lands, Highway 395 above Aero Drive and Clairemont Mesa Boulevard extension on the north - for Thursday, December 13, 1956, and ordinance has not been prepared). It will, therefore, be listed on the agenda for the meeting of December 13, at which time hearing will be held and Council will determine if ordinance shall be prepared.

The Council Secretary returned from conference Document 508070 and accompanying ordinance - which had been referred by the Council March 15, 1955 - relative to installation of improvements within streets, alleys and easements of subdivision and for filing of final map.

The papers were filed by the Clerk.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 10:43 o'clock A.M., and announced that the Council would go into conference.

ATTEST:

FRED W. SICK, City Clerk

By *August M. Hadstrom*

Charles E. Paul
Mayor of The City of San Diego, California.
Deputy

136433 - 136434

Ords cont.

Discussion re ord on Kearny Mesa
Conf. item filed
Meeting adjourned.

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, November 29, 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 122.

There was listed on the calendar a hearing to consider
written protest of Mignon Kemp against proposed change of grade of
portion of 30th Street near Olive Street - continued from meeting of
November 27, 1956.

Inasmuch as no one was present to be heard at this meeting,
RESOLUTION 136435, continuing until 10:00 o'clock A.M.,
of Tuesday, December 4, 1956, protest hearing against proposed change of
grade of portion of 30th Street, Resolution of Intention 135357, was on
motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Petition of Amaroc Post No. 1512, V.F.W., by direction
signed by George E. Satchell, adjutant, requesting free license to sell
Christmas Trees at 543 6th Avenue and 3637 University Avenue, with net
proceeds to accrue to Post 1512, was presented.

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

Report of Purchasing Agent, approved by City Manager,
on low bid of L. B. Butterfield, Inc. for Pacific Highway 12" A.C. Pipe
Relocation, from Bean St. to Witherby St. - \$64,435.00; 3 bids - was
presented.

RESOLUTION 136436, accepting bid of L. B. Butterfield,
Inc. for Pacific Highway Pipe Line; awarding contract, authorizing and
instructing City Manager to enter into and execute on behalf of The City
contract pursuant to plans and specifications on file in office of City
Clerk, was on motion of Councilman Schneider, seconded by Councilman
Curran, adopted.

Report of Purchasing Agent, approved by City Manager,
on low bid of Bob Griffin Roofing Company for Roof Repairs on Buildings
at Municipal Housing Project, Frontier Area - \$5,283.00; 3 bids - was
presented.

RESOLUTION 136437, accepting bid of Bob Griffin Roofing
Company for roof repairs; awarding contract, authorizing and instructing
City Manager to enter into and execute on behalf of The City of San Diego
a contract pursuant to plans and specifications on file in office of City
Clerk, was on motion of Councilman Curran, seconded by Councilman Kerrigan,
adopted.

Report of Purchasing Agent, approved by City Manager,
on low bid of Sim J. Harris Company for construction of Storm Drain in
Benicia Street at Gaines Street - \$4,197.26; 5 bids - was presented.

RESOLUTION 136438, accepting bid of Sim J. Harris Company
for construction of storm drain in Benicia Street; awarding contract,

Meeting convened
Hearing - cont
Petition
Purchasing reports.

authorizing and instructing City Manager to enter into and execute on behalf of The City contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Pace Construction Co. for construction of storm drain at Grand Avenue and Pacific Highway - \$6,281.35; 5 bids - was presented.

RESOLUTION 136439, accepting bid of Pace Construction Co. for construction of storm drain; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of San Diego Fertilizer Company for furnishing 600 yds. Cow Fertilizer for use of Park Department - \$1,380.00 plus tax; 2 bids - was presented.

RESOLUTION 136440, accepting bid of San Diego Fertilizer Company for furnishing Fertilizer; 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 Curran, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Snowflake Baking Company for furnishing bread for the City Jail, for 6 months beginning December 1, 1956 - approximately 15,000 loaves at \$0.207 per loaf; 3 bids, was presented.

RESOLUTION 136441, accepting bid of Snowflake Baking Company for furnishing bread; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Report of Purchasing Agent, approved by City Manager, recommending rejection of sole bid of Sim J. Harris for improvement of 30th Street at Beech Street, and 30th Street at Ivy Street - \$4,818.75 (20.5% above Engineer's estimate) - was presented.

It recommends re-advertising under revised specifications. RESOLUTION 136442, rejecting bid for improvement of 30th Street, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136443, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for construction of storm drain in Olivera Avenue, Lot 13 Block 21 Valencia Park and Lot 45 Las Alturas Villa Sites; Document 544335; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 136444, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Cleaning and Cement Mortar Lining of Otay Second Main Pipe Line; Document 544339; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 136445, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of Safety Lighting System for ~~neecessary-or-incidental-for~~ La Jolla Shores Seawall at Kellogg Park; Document 544336; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Schneider, seconded by Councilman Curran, ~~was-on-motion-of-Councilman--Schneider,--seconded-by-Councilman-Curran,~~ adopted.

RESOLUTION 136446, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for modification of traffic signal system at intersection of Linda Vista Road and Genessee Avenue; Document 544338; 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 136447, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for installation of traffic signal system and safety lighting systems at intersection of 25th Street and Broadway, 30th Street and Ocean View Boulevard; Document 544337; 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 tentative map of Belleview Business Center, a 2-lot subdivision of portion Waterville Heights, Seaman's Subdivision and El Cerrito Heights Unit 3, located on southerly side of University Avenue between 58th and 60th Street - petition has been turned in to have property rezoned for commercial purposes - subject to 11 conditions, and suspension of portion Municipal Code, was presented.

RESOLUTION 136448, approving tentative map of Belleview Business Center; 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 denial of tentative map of Chatsworth Terrace, a resubdivision of portion Lots 1, 2, 3, 8 Block 24, located at most northerly corner of James and Evergreen Streets, southeasterly of Chatsworth, was presented. It says that there is existing residence on property, and that owner proposes to divide irregularly-shaped parcel, which is portion of 4 lots into 2, division would not comply with the Municipal Code, and rear yard of existing residence would not meet the code.

RESOLUTION 136449, denying tentative map for division of portion Chatsworth Terrace, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

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Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for resubdivision of Lots 47 and 48 Block 24 City Heights into 2 lots, located on southerly side of Maple Street, on west side of Haller Street, within R-2 zone, subject to 4 conditions, and suspension of portion Municipal Code, was presented.

RESOLUTION 136450, approving tentative map of City Heights resubdivision in Lots 47 and 48 Block 24; suspending portion of 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 for 2-lot resubdivision of portion Lots 47 and 48 Block 28 of resubdivision of Blocks K and L Teralta, located at southwest corner of El Cajon Boulevard Avenue - as Collura Subdivision, was presented. It states that it is zoned commercially, and that recommendation for approval is subject to 3 conditions, together with suspension of portion Municipal Code.

RESOLUTION 136451, approving tentative map of Collura Subdivision; suspending portion of Municipal Code, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from Richard L. Weiser, Assistant Planning Director, for the Planning Commission, was presented. It recommends denial of tentative map for resubdivision of Lot 4 C. M. Doty's Addition, located on southerly side of Malden Street between Emelene and Lamont Streets, in Pacific Beach area. It tells of hearing held at which time several adjacent property owners voiced protests to division of the property, and makes detailed report of the property on which there is an existing residence - photograph attached. It says that division would not comply with area requirements; division would not conform regarding minimum width; existing residence would have only 5-foot rear yard, if divided, where 25-foot rear yard is required.

Councilman Kerrigan moved to file the recommendation. Motion was seconded by Councilman Curran.

Mrs. Stephen Heard came to the microphone, and said that she wanted to protest. She said she had conversation with Mr. Van Cleave, in the Planning Department, who said he could see no reason for not dividing the property. She said she was told that there could be 3 lots. Mrs. Heard told of letters sent out and of protest of neighbors who did not want 3 houses. She said "easement has been given to the house", and she wants to improve the neighborhood. Mrs. Heard said that expense of upkeep of the lot is great. She said that to divide and tear down the house would decrease the price. She spoke of intention to improve the existing cottage, and build a new residence.

Harry Haelsig, Planning Director, told of proposal to cut large lot into 2 properties, the easterly of which would be below standards, and the existing one would be too small on the rear yard. He said there is another similar item on today's docket where recommendation is for dividing - in the middle.

There was continued discussion, during which the Clerk read the report, at the Mayor's request.

Mrs. Heard said that the real protest was about dividing into 3 lots; she did not realize that neighbors would rise up in arms, and that she would appreciate use of the front lot.

Councilman Curran told Mrs. Heard there is a substandard building and would be substandard lot.

Motion was made by Councilman Curran, seconded by Councilman Schneider to "support the Planning Commission, and deny the request".

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When Councilman Kerrigan spoke to Mrs. Heard about ownership, she said she was "just buying".

Councilman Kerrigan said "there is a condition in the escrow" (which would let her out of the agreement to purchase if not granted the request sought).

RESOLUTION 136452, denying tentative map for division of Lot 4 C. N. Doty's Addition, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

A man, whose name was not understood, but who identified himself as the owner, said he talked to the neighbor, and understood that if there were 2 lots, there would not be protest. He said that "if not divided, it will lay barren".

Report of Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Encanto Heights, Del Norte Addition, for resubdivision of Lot 26, located in Encanto on westerly side of Oriole Street southerly of Tooley Street, was presented. (Communication does not say into how many lots to be divided, but accompanying resolution does).

RESOLUTION 136453, approving tentative map of Encanto Heights, Del Norte Addition, 2-lot resubdivision Lot 26, subject to 5 conditions, and suspension of portion Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, stating that the Commission recommends approval of request of subdivider's engineer, on tentative map of Harrington Hollow, that Section 102.30 of Municipal Code be suspended to allow use of septic tanks as means of sewerage disposal, which consists of 1 8-acre lot located on easterly side of La Jolla Scenic Drive, adjacent to La Jolla Highlands Unit 3, was presented.

RESOLUTION 136454, suspending portion Municipal Code in connection with tentative map of Harrington Hollow, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Richard L. Weiser, Assistant Planning Director, for Planning Commission, recommending denial of tentative map for resubdivision of Lots 11 and 12 Block 214 Middletown, into 3 lots. It identifies property as being on southeasterly corner of California and Bandini Streets, in that new lots would not comply with Municipal Code re minimum area, and if property were divided as proposed there would be several yard violations.

RESOLUTION 136455, denying tentative map for 3-lot resubdivision of Lots 11 and 12 Block 214 Middletown, 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 2-lot resubdivision of Lots 10, 11, 12 Block 39 Roseville, located on southerly side of Plum Street between Dickens and Fenelon Streets in Point Loma, subject to 4 conditions, and suspension of portion Municipal Code, was presented.

RESOLUTION 136456, approving tentative map of Roseville resubdivision in Block 39; 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 for resubdivision of Lots 25 through 28 Block 5 Stetson's Addition, at southwest corner of Florence and 38th Streets, in southeast portion of the City subject to 5 conditions, and suspension of portion Municipal Code, was presented. (Communication does not say how many lots, but accompanying resolution says 2).

RESOLUTION 136457, approving tentative map of Stetson's Addition resubdivision of Lots 25 through 28 Block 5; suspending portion of Municipal Code, 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 Tommasa Subdivision Unit 3, on portion Lot 24 La Mesa Colony, on conditions together with Municipal Code suspension, was presented.

Harry C. Haelsig, Planning Director, said that he had a call from the Schools, asking for a continuance.

On motion of Councilman Kerrigan, seconded by Councilman Evenson, the recommendation and accompanying papers were referred back to Planning.

Report of Planning Commission, by Richard L. Weiser, recommending record of survey for 2-lot resubdivision of portion Lot 5 C. M. Doty's Addition (same subdivision on which there was a denial for subdivision by lot split earlier in this meeting), was presented.

Councilman Curran talked to Harry C. Haelsig, Planning Director, who said that "this meets the standards".

RESOLUTION 136458, approving filing of Record of Survey Map in lieu of final subdivision map under Section 102.02.1 of San Diego Municipal Code, of Sly. 1/2 Lot 5 C. M. Doty's Addition, Map 1933, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Report of Planning Commission, by Richard L. Weiser, recommending record of survey for 3-lot resubdivision of portion Lot 3 Block 12 F. T. Scripp's Addition, was presented.

RESOLUTION 136459, approving filing of Record of Survey Map in lieu of final subdivision map under Section 102.02.1 of San Diego Municipal Code, of Westerly 1/2 Lot 3 Block 12 F. T. Scripp's Addition, Map 897, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Report of Planning Commission, by Richard L. Weiser, recommending record of survey for 2-lot resubdivision Lot 2 Webster's Villa Tract, was presented.

RESOLUTION 136460, approving filing of Record of Survey Map in lieu of final subdivision map under Section 102.02.1 of San Diego Municipal Code, of Lot 2 Webster's Villa Tract, Map 1088, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from San Diego City-County Band & Orchestra Commission, requesting approval of music event, was presented.

RESOLUTION 136461, approving music program, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication of San Diego Industrial Development Council, Inc., dated November 25, 1956, 2644 Teresita Street, by Robert J.

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McPherson, vice president, was presented. It tells of the organization having passed a resolution some months ago urging setting up in San Diego of a Science Museum modeled after a similar institution in Boston, Mass. and having been "notified that the resolution had been 'filed', probably in the famous circular file, the waste basket!" It says that there has been acquired from the Boston Museum a set of brochures and folders elaborately describing the unique plant in Boston which caters to the teenagers and whets their appetite to take more interest in scientific courses in schools leading to careers along these lines so essential to the very life of this country if we are to stay ahead of Communist Russia. It names individuals in the scientific field who have promised to help form a Science Museum. It says "inasmuch as the Boston institute is located on their harbor we would like to urge that Mission Bay Recreation Area be selected as the site and that an Oceanorium and a Planetarium be included in such a plant".

Councilman Schneider told of having had a phone call on the communication. He said "it would be referred to somebody or other". He said that perhaps General Dynamics would finance it.

Councilman Kerrigan stated that it is a cultural matter, and should be referred to the City Manager.

Councilman Schneider said that it should go to the Manager; "it is a good idea, a high idea".

By request, the letter was read to the Council by the Clerk.

Mayor Dail spoke to Councilman Schneider about attempting to form a committee.

Councilman Schneider asked if the Mayor might ask individuals to serve, and asked if the Oceanarium group is active.

The City Manager replied "it's dead".

Councilman Curran pointed out that more are thinking along the scientific lines, and that "Rockefeller and others are sponsoring this type of thing". He said that perhaps they could sponsor what might become a research center.

Mayor Dail said that youngsters could envision objects on display - to create interest along scientific lines.

Councilman Curran said that Mt. Soledad could be similar to the Griffith Planetarium (at Los Angeles), and that would be the nucleus for development of Mt. Soledad.

RESOLUTION 136462, referring communication from San Diego Industrial Development Council, Inc. to the Park Commission, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

(It was sent to the Park Commission - via the City Manager under whom the Commission functions).

Communication from Harbor Commission, by John Bate, submitting for approval form of Agreement for Amendment of Tideland Lease, Amendment No. 1, modifying description of Parcels 1 and 2 for common waterway to be used by lessee and Union Oil Company, and a pipeline right of way, was presented.

RESOLUTION 136463, ratifying, confirming and approving Agreement for Amendment of Tideland Lease, Amendment 1, between The City of San Diego, acting by and through the Harbor Commission, as Lessor, and Floyd L. Chaffee and Vera G. Chaffee, co-partners, doing business under name and title of Chaffee Machine Company, Lessee, copy filed under Document 544266, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Harbor Commission, by John Bate, submitting for approval form of Agreement for Amendment of Tideland Lease, Amendment No. 1, extending lease to and including additional 5-year option period, as Paularto Sportfishing Company intends to make substantial improvements, was presented.

RESOLUTION 136464, ratifying, confirming and approving Agreement for Amendment of Tideland Lease, Amendment 1, between The City

Communications
136462 - 136464
Discussion

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of San Diego, acting by and through Harbor Commission, as Lessor, and Paularto Sportfishing, Inc., a corporation, Lessee, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136465, authorizing City Manager to accept work on behalf of The City of San Diego in Campanile Terrace Unit 1 Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136466, authorizing City Manager to accept work on behalf of The City of San Diego in Clairemont Terrace Unit 2 Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136467, authorizing City Manager to accept work on behalf of The City of San Diego in Valencia Plaza Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136468, establishing parking time limit of 2 hours, between 8:00 A.M. and 6:00 P.M., Sundays excepted:
Southwesterly side of Moore Street between Clayton Street and Washington Street;
establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings to be made, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136469, authorizing Director of Water Department to furnish not to exceed 700 acre feet of water to Vista Irrigation District on a loan basis, to be furnished prior to December 31, 1956, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136470, 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, and construction, operation and maintenance of public streets across all of Lots 18 and 19 Block 13 American Park Addition; and that public interest, convenience and necessity demand acquisition of fee title to property to be used by The City for construction of public freeway and public streets; declaring intention of The City of San Diego to acquire property under Eminent Domain proceedings; directing City Attorney to commence action in Superior Court of The State of California, in and for County of San Diego, for purpose of condemning and acquiring the property, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

(To be used for portion of Morena Boulevard).

RESOLUTION 136471, granting revocable permit to Jack Abrams, trustee, The Brilliant Company, 520 Land Title Building, 235 Broadway, San Diego 1, to install and maintain resurfacing of sidewalk with asphalt type material for use and benefit of owner's property: Lots A and L Block 41 Horton's Addition - south side of Broadway between 2nd and 3rd Avenues, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 136472, granting revocable permit to Armistead B. Carter, 1230 Hunter Street, San Diego, to install and maintain portion of pump island with ramp and illuminated light standard for use and benefit of owner's property: Linda Vista Road and Ulric Street - Lot 1 Block 53 Linda Vista Unit 1, over Linda Vista Road, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 136473, granting revocable permit to Harbor Insurance Corporation- Company, a corporation, 1017 First Avenue, San Diego, to install and maintain resurfacing of sidewalk area on First Avenue and Broadway, for use and benefit of owner's property: West 42 feet Lots D, E and F Block 39 Hortons, San Diego, West 42 feet Lots D and F Block 39 Hortons, San Diego, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 136474, granting revocable permit to Herbert C. Kelly, 515 Land & Title Building, San Diego, to install and maintain weather surfacing coat over sidewalk for use and benefit of owner's property: N.W. corner 6th Street (Avenue) and F Street; Lot G Block 61 Horton's Addition, over 6th and over F, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136475, denying claim of Hal L. Fenison, 1708 Grove Street, San Diego 2, Document 542345, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136476, authorizing Fred W. Lawrence, City Auditor and Comptroller, to attend Board of Directors meeting of California Society of Certified Public Accountants, to be held in Palo Alto, California, December 14, 1956, for presenting report of Governmental Accounting and Auditing Committee, of which he is Chairman; and incurring all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136477, authorizing O. W. Campbell, City Manager, to attend Study Committee on Highway Policy of Joint Interim Committee on Transportation Problems, Sacramento, California, December 10, 1956; and incurring all necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

On motion of Councilman Schneider, seconded by Councilman

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Evenson, the next ordinance was introduced.

On motion of Councilman Schneider, seconded by Councilman Evenson, reading was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council written or printed copy.

ORDINANCE 7233 (New Series), establishing grade of Santa Fe Street, between northerly line of Balboa Avenue and northerly line of Homeland Villas, was on motion of Councilman Schneider, seconded by Councilman Evenson, was adopted, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Williams.

In connection with the next item, Aaron Reese, Asst. City Attorney, said that the subject came up in connection with State Housing Act - because of a fire under an apartment house in Logan Heights area.

Ordinance amending Article 5, Chapter II of The San Diego Municipal Code, by adding a new section to be known as and numbered Section 25.0205, Regulating Storage of Material, was on motion of Councilman Curran, seconded by Councilman Kerrigan, introduced, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Williams.

Ordinance adding certain territory to various Councilmanic Districts, pursuant to provisions of Section 5 Article II of the Charter, was on motion of Councilman Schneider, seconded by Councilman Curran, introduced, by following vote: Yeas-Councilmen Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilmen Burgener, Williams.

The Mayor brought up under unanimous consent the request made by San Diego Transit System, 235 Broadway, signed by James C. Haugh, Vice President and General Manager, dated November 20, 1956.

The request was for elimination of curb parking by private automobiles from 3 PM to 6 PM, on portions of Broadway, 5th Avenue, Market Street, University Avenue (in the Hillcrest area), and the standing of vehicles during the same period on the same streets.

Dates covering the request are from December 3 through December 26, 1956, during the Christmas rush. (Permanent parking restrictions are now in effect from 4 PM until 6 PM on 5th and on Broadway).

Councilman Evenson asked if this is the same as was before the Council last Tuesday.

(The question was not answered - but it is).

Councilman Evenson moved to remove from the proposal the restricted parking in the Hillcrest area.

The City Manager said that what comes before the Council is the result of a conference held yesterday. He said that Hillcrest would oppose the restricted parking, in that it would cause more difficulty than relief. He said that in the downtown area, the traffic engineer concurred in the recommendation (the Transit System's request). He said that the police felt that the extension of 4 to 3 "would not give delays".

Mr. Haugh, speaking for the Transit System, said he felt that if request were carried out it would relieve the situation. He said there was no one representing the Market Street area interests (at the conference). He said that if it were 1-way on G, to 25th, it might help Market. Mr. Haugh said it has been conceded that it would speed up traffic, and give relief, on Market. He repeated that there was no representation regarding Market Street. He said that the City might want to check on G Street. He said that the Downtown Association was divided; not neutral; pretty evenly.

7233 N.S.
Ords. intr.
Parking restrictions
re holidays discussion
= under U.C.

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Councilman Schneider spoke to a delegation of men from the Hillcrest area, who were seated in the audience. He said that the use of 6th Avenue, between Washington and University "is from the free-way". He stated that there are other entrances to Washington, and wondered if 6th were closed off at Washington to traffic, it might do some good for parking.

No one responded, from the audience, to Councilman Schneider's comments.

Councilman Kerrigan said that "6th is 1-way, and is used for bowling parking".

Mayor Dail said that what is before the Council is the action on the Transit System's request.

Councilman Evenson stated "there should be some plan; a temporary thing does not help".

Mr. Haugh spoke of not wanting to have a disintegration of transportation before Christmas. He said he felt the change from the former to prohibition between 3 to 4 is important. He said "the aircraft break is 3:30. He told of having "Hillcrest friends", whom he would not want injured. He said the proposal would not interfere with auto traffic. Mr. Haugh said that after Thanksgiving a check was taken: 89% of the trips on Broadway were late; 66% were late in the other direction. He said "University Avenue is the toughest, tightest bottle-neck in the City". He declared that the 3-week period is critical. He said "we could do a better job for you and the merchants" under the proposal. He said that downtown parking check was made last year, and it was found the peak was 11:00 A.M. to 3:00 P.M. He said he thinks the proposal will fit in with the program, and that it would help auto movement. He said "downtown affects Hillcrest, and all over town".

Councilman Kerrigan seconded Councilman Evenson's motion to "leave Hillcrest as is".

Mr. Gardner, not identified further, answered Councilmen by saying "people of Hillcrest oppose the temporary arrangement", but they are willing to work with the Transit Company and the City to alleviate the condition. He said that the merchants would be delighted to study the situation. He carried on discussion with individual Councilmen who spoke to him.

Mr. Gardner said that "help" would be received in an antagonistic manner. He said that the time would be gone before study could be made and meetings held. He carried on a discussion with Councilman Evenson.

Councilman Curran said "there are other areas of the city to be served".

Mr. Gardner said, again, that the temporary measure would be opposed, but that he would be willing to work on a permanent solution. He said a conclusive opinion can't be secured in 4 or 5 days.

Mayor Dail said that he understands how boards of organizations operate, and they are often not familiar with what has been done in the past. He said "this is a new proposal", and that the problem should be studied. The Mayor said "the City could do things that are not done".

Mr. Gardner said he would be willing to undertake a study. He said that voicing the opinion of people involved, regarding the 3-week period, the period suggested is protested. He said he would go to work on the suggestion to alleviate the thing as a whole. He pointed out that there is no feeling of antagonism toward the Transit Company.

Mayor Dail asked Mr. Haugh if it would do any good to re-route the buses 1 block to the south.

Mr. Haugh replied "Robinson is a narrow street, and would do more damage to Hillcrest.

Councilman Kerrigan said there would be only 1 thing to help: remove the parking.

Mr. Gardner stated "personal feeling should not be passed, as of now".

RESOLUTION 136478, prohibiting parking at all times, during hours of 3:00 P.M. to 6:00 P.M. from December 3 through 26, 1956:

Broadway, from Third Avenue to Twelfth Street;

Fifth Avenue, from Market to Ash Street;

South side of Market Street, from Fifth Avenue to

136478

Parking restriction re
holidays - discussion

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Sixteenth Street,
was on motion of Councilman Evenson, seconded by Councilman Kerrigan,
adopted.

Councilman Evenson asked that the traffic and parking
situation be referred to the City Manager for a meeting. He asked the
Manager about a definite date.

The City Manager replied "any date that is convenient to
them".

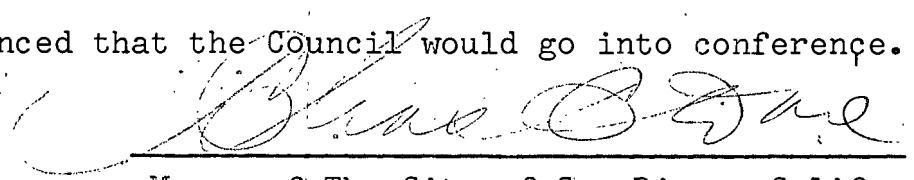
RESOLUTION 136479, referring to the City Manager for
a conference with people of the Hillcrest area the question of traffic
and parking in that area, was on motion of Councilman Evenson, seconded
by Councilman Schneider, adopted.

There being no further business to come before the Council
at this time, the Mayor declared the meeting adjourned at 11:08 o'clock
A.M.

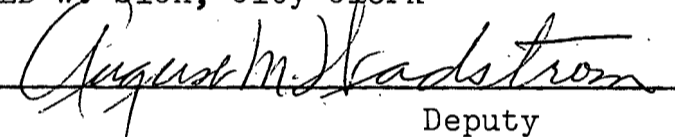
The Mayor announced that the Council would go into conference.

ATTEST:

FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By


Deputy

12/4/56

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, December 4, 1956

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

Mayor Dail, who called the meeting to order at 10:04 o'clock
A.M., introduced Reverend W. Herman Burton, of the University Avenue
Church of the Nazarine. Reverend Burton gave the invocation.

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll number 122.

Students from Snyder Continuation School - accompanied by
Floyd Cocking, vice principal and Mrs. M. Seymour, teacher, were acknowledged
by the Mayor. The Mayor welcomed the visitors to the meeting. At his
request, they stood for applause.

On motion of Councilman Schneider, seconded by Councilman
Kerrigan, Minutes for the Meeting of November 27, 1956 (2), and for the
Meeting of November 29, 1956, were approved without reading - after which
they were signed by the Mayor.

Purchasing Agent reported in writing on 4 bids opened Novem-
ber 30, 1956, for improvement of Alley Block 190 City Heights.

On motion of Councilman Schneider, 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 recommendation.

Purchasing Agent reported in writing on 4 bids opened Novem-
ber 30, 1956, for improvement of Alley Block J Montecello, Monroe Avenue.

On motion of Councilman Schneider, 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 recommendation.

Purchasing Agent reported in writing on 4 bids opened Novem-
ber 30, 1956, for improvement of Alley Block 81 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, they were referred to the City Manager
and City Attorney for recommendation.

Councilman Williams entered the meeting

Councilman Evenson entered the meeting

Meeting convened

Invocation

Visiting students welcomed

Report on 1911 Act bids

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 135858 for paving and otherwise improving Alleys in Blocks 127 and 134 City Heights, the Clerk reported no protests. The Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no written protests were filed.

On motion of Councilman Curran, 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 of Intention 135859, for paving and otherwise improving Easterly and Westerly Alley Block 31 Normal Heights, the Clerk reported written protests from Ida Pearl Hill, Miss Gertrude C. Evans, Roscoe L. Allen and Burah G. Allen, Elizabeth M. Hanbury and John J. Hanbury, Fred R. Blecksmith and Margaret S. Blecksmith, Jose Cervantes and Soledad R. Cervantes, William H. and Rosa Lee Ford.

No one appeared to be heard, when the Mayor inquired if anyone was present to speak.

Asked for a report, the City Engineer said that there was a 41.2% protest - all on the basis of "no benefit". He said that it is a "T" alley.

RESOLUTION 136480, overruling and denying protests of Ida Pearl Hill, Roscoe L. Allen et al, John J. Hanburg and Elizabeth and Elizabeth M. Hanbury, Fred R. Blecksmith and Margaret S. Blecksmith, Jose Cervantes and Soledad R. Cervantes, William H. Ford and Rosa Lee Ford against improvement of Easterly and Westerly Alley Block 31 Normal Heights, Resolution of Intention 135859; overruling and denying all other protests, was on motion of Councilman Curran, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman-- None Schneider.

On motion of Councilman Williams, 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 of Intention 135860, for ~~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.

On motion of Councilman Schneider, seconded by Councilman Curran, 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 135960, for paving and otherwise improving Alley Block 215 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 protests were filed.

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

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

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hearing on Resolution of Intention 135961 for sidewalks in 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.

No one appeared to be heard, and no 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 135962 for paving and otherwise improving Guy Street, the Clerk reported written protest from John Kierstead.

The Mayor inquired if anyone was present to be heard.

~~The Mayor inquired if anyone was present to be heard.~~

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

The City Engineer, asked for a report on the written protest, said that it was 10.5%, because of steepness of grade. He said that there is nothing to do; either pave it, or not.

On motion of Councilman Williams, seconded by Councilman Schneider,

RESOLUTION 136481, overruling and denying protest of John Kierstead against improvement of Guy Street, Resolution of Intention 135962; overruling and denying all other protests, was adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 136078, the Clerk reported no protests, for paving Alley Block 29 Fortuna Park Addition.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 136482, determining that improvement of Alley Block 29 Fortuna Park Addition 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 improvement, 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 of Preliminary Determination 136079, the Clerk reported no protests, for paving and otherwise improving Ingraham Street.

The Mayor inquired if anyone was present to be heard.

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

RESOLUTION 136483, determining that improvement of Alley Block 269 Pacific Beach, and portion Ingraham Street 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 improvement, 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 Resolution of Preliminary Determination 136080, the Clerk reported no protests, for paving and otherwise improving Alley Block 299

Subdivision of Acre Lots 67, 68, 76, 77, 80, 81 Pacific Beach, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

RESOLUTION 136484, determining that improvement of Alley Block 299 Pacific Beach, Resolution of Preliminary Determination 136080 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 improvement, and that Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 136081 for grading and sidewalking Point Loma Avenue, Santa Barbara Street, Bermuda Circle, Savoy Circle, Venice Street, Alexandria Drive and Pescadero Avenue, the Clerk reported written protest from H. Robert Beitscher "chairman" and others.

The Mayor inquired if anyone was present to be heard.

The City Engineer reported a 78.8% protest, and said "they don't want it".

Mayor Dail spoke of there being a controversy on this subject (which had been presented, originally, at a "night meeting" before the Council).

Bob Beitscher told the Council that he had been designated as spokesman for the majority protest. He told of having another protest (an additional name) which he filed. Mr. Beitscher read the protest and told of having conducted a survey which showed: 6 favor; 53 oppose the project, which he pointed out on a map. He said there would be no service, and said that contiguous subdivisions have no sidewalks. He said that the property owners affected would be discriminated against, that design of properties would be spoiled. He contended that to do what is proposed would create hardships, and not be in the public interest. He suggested abandonment of the project.

Councilman Burgener asked Mr. Beitscher about accidents.

Mr. Beitscher replied that there had been none, so far as he knew. He stated that parking prohibition is observed.

Councilman Schneider discussed the situation with Mr. Beitscher.

Mr. Beitscher said "the white lines have provided a shorter route".

Councilman Williams pointed out that there is a similar problem throughout the City. He said "the policy of the Council is going to have to be looked at". He opposed discontinuance at this time, in that there would be another protest time. He said there is a problem of an over-all situation.

Mr. Beitscher said that only 10% of the people in the area favor sidewalks; it is one-sided. He asked to have this "settled 1 way or the other".

Councilman Williams moved to overrule the protest.

Mayor Dail said that it is a 1911 Act Improvement that is before the Council. He said "only the people assessed...." (but did not complete the statement). He said that the Council would be happy to hear from anyone.

Mr. Buaas, on Pescadero, said he acknowledged that he is in the minority, and that "canvass apparently was not made to all". He said that some views have been changed, and there has been discussion about putting in sidewalks - outside of the 1911 Act. He said that he is one of those who is going to have to foot the bill. Mr. Buaas said that it is in the public interest that the sidewalks should go in - for the safety of the children. He pointed out that the school is used for other than school purposes. Mr. Buaas said that people who come in the evening

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park on both sides, and "walk on the property, or in the street". He said it is not lighted. He said again that it is not lighted, they have to walk in the street, and can't see ahead on Pescadero Avenue. He said that over the rise one can see approximately 300 feet from the corner. He said it is a place for a possible accident, and there have been near accidents. He said this is important, and can go on until there is an accident. He said "the City, the school, and the public safety people, and property owners have an interest". He declared that some people park in the posted (no parking) area, and that some signs have been pulled down. He said that it is a poor excuse, and an eyesore to paint a walk for the children to walk on.

Councilman Kerrigan spoke to Mr. Buass about expansion of the improvement.

Mr. Buaas said that his remarks are limited to this area. He said "Fleetwood" (it is thought he meant Fleetridge) is going in, with no sidewalks. He said that it is this proposition which is being considered, and added that areas surrounding the school are as important as others are.

Councilman Kerrigan spoke to the City Engineer about how much is not sidewalked in the area.

The City Engineer replied that he could not say. There was a discussion between them.

Councilman Kerrigan stated that the Council asked that this proceeding be instituted.

The City Engineer laid out a map of the assessment, and read a resolution directing preparation of the district. He told of having made a survey "and this is what (he) came up with".

Mr. Buaas said that he has not started a petition, because this meeting is regarding the debt limitation. He, too, said that the walks had been instituted by the Council, as a place for children to walk.

Councilman Williams said that the reason sidewalks came into the picture was not on account of exercising rights until improved.

Mr. Buaas said that some signers object to the area being singled out.

Mr. Beitscher said that the idea of the white lines were "proposed by our group". He told of this being based on traffic engineer's study; 80% against the walks; 9 for them; 11 neutral. He said that if installation of sidewalks were city-wide, there would be less antagonism.

There was discussion by individual councilmen with Mr. Beitscher.

Mr. Beitscher referred to the petition of protest as being on 6 points.

Councilman Kerrigan said that the white line was experimental, and that he was "in favor of including the entire area".

Mr. Beitscher told of opposing this project - but that it should be City-wide.

Mayor Dail said that the "rural atmosphere" gets the Council in trouble; the policy has been discussed, but has not been adjusted.

Councilman Schneider said that if this is done at the original request of people out of the area (assessment district), the City would be bound by other areas.

Councilman Burgener and the City Engineer discussed the boundaries of the assessment district.

Councilman Burgener told of a protest having been overruled recently on Linda Paseo, although it was not a majority. He said he is convinced that there is a problem, but does not know if it can be solved.

Councilman Williams said that this hearing is being held in connection with the "6-vote resolution" (of feasibility); there would be another hearing in 6 weeks, if the proceedings are not abandoned. He said that the City might abandon this - and propose "this complete area".

Mayor Dail said that protests could be overruled, and there be another protest hearing (on the Resolution of Intention).

Councilman Curran said that this may help the community

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solution; postponing it would not solve the problem.

RESOLUTION 136485, overruling and denying protest of property owners against proposed installation of sidewalks on Point Loma Avenue, Santa Barbara Street, Bermuda Circle, Savoy Circle, Venice Street, Alexandria Drive, Pescadero Avenue, Resolution of Preliminary Determination 136081; overruling and denying all protests thereon, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted, by following vote: ++

Councilman Burgener said that there will be another protest hearing.

Councilman Williams said that would be put through again in 6 weeks.

As individuals came to the microphone and attempted to continue speaking, the Mayor said "the Council has the necessary information". ++Yeas-Councilmen Burgener, Williams, Kerriganm Curran, Evenson, Mayor Dail. Nays-Councilman Schneider. Absent-None.

RESOLUTION 136486, determining that improvement of Point Loma Avenue, Santa Barbara Street, Bermuda Circle, Savoy Circle, Venice Street, Alexandria Drive, Pescadero Avenue, Resolution 136081 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 Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Kerrigan, Curran, Evenson, Mayor Dail. Nays-Councilman Schneider. Absent-None.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on assessment for installation of sewers in Normandie Street and in Birmingham Drive, the Clerk reported written appeals from George G. Cierny and Mrs. Elizabeth Cierny, Eugene A. Sanders, Emeli Kanlund, Henry E. Kanlund.

The Mayor inquired if anyone was present to be heard.

Henry Kanland stated that it was he who circulated the petition for the sewer. He said it took a year before the contract. He said he "did not know what he was billed on". He reviewed the assessments, and said that the hospitals hooked on. He said there were 2 independent sewers for the hospitals; 1 individual gave \$50.00 to the hospital to tap in. He continued to review assessments "on 3".

The City Engineer spoke to Mr. Kanlund about the contract, and the costs.

The City Engineer said that lots can be reached by the hospital sewer; Mr. Kanlund's property is assessed on the south part - on the sewer frontage. He said that the property, which is large, is susceptible to subdivision. He discussed the situation with Mr. Kanlund.

Commenting on the discussion, the Mayor said "the design is not in this hearing".

The City Engineer said "the sewer was deepened, by request, so as to get in".

There was discussion between Mr. Kanlund and individual Councilmen.

Mrs. E. A. Sanders asked why people whose properties are connected up to the hospital sewer should not pay as much.

The City Engineer said "assessment is \$1.00 on each of the 3 - already connected".

There was a conference over an Engineer's map.

Councilman Kerrigan was excused

Willard Olson, of the City Engineer's office, spoke to Mrs. Anders about the reason for small assessment on the properties already connected.

Councilman Curran discussed with Mr. Olson the possibility of subdividing the large lots.

Councilman Schneider moved to overrule the appeal.

Emily Kanlund told of "holding the 5-acre ranch", and asked "who is doing this (the contract work)?"

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The Mayor told Mrs. Kanlund that she can pay the assessment, or let it go to bond.

Mrs. Kanlund contended that on the south acres she was billed too much.

George Cierny was represented by an unidentified woman, who said that he was getting only 1 benefit, for 1 home. She agreed, upon being asked, that there are plans to subdivide. Individual Councilmen discussed the situation with her. She said "all understood that all would share".

E. A. Sanders told of having been in other districts, where assessed for sidewalks and sewers, which were not near his properties. He said "it took 2 days to dig the ditch and cover it up; it is too much for 130 feet".

Answering Mayor Dail, the City Engineer said that the bid was 10.7% under the estimate.

Mr. Sanders asked questions about connection, which were answered by Mr. Olson.

Mayor Dail said that "the City performs that service, at approximate cost".

Councilman Kerrigan returned

Councilman Schneider moved, again, to overrule the appeal. Councilman Burgener stated "there may be some future benefits, or not".

The City Engineer and Mr. Olson said that the assessment would be the same - if it is subdivided.

Mrs. Sanders came to the microphone and asked about future assessments.

The Mayor replied "it is according to today's assessment". Councilman Burgener asked if the City can prevent connections.

Mr. Olson replied "it is a public sewer; anyone can connect".

RESOLUTION 136487, continuing until 10:00 o'clock A.M. Assessment 2548 covering installation of sewers in Normandie Street and Birmingham Drive, Resolution of Intention 132504, 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 to cover costs and installing sidewalks in Vista Grande Drive, Racine Road, Marlowe Drive and Celia Vista Drive, 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 136488, confirming and approving Street Superintendent's Assessment 2549 made to cover costs of installing sidewalks in Vista Grande Drive, Racine Road, Marlowe Drive and Celia Vista Drive, Resolution of Intention 132282; authorizing and directing him to attach his warrant thereto and issue it in manner and form provided by law; directing Street Superintendent to record the warrant, diagram and assessment in his office, 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 consideration of written protest against the proposed Change of Grade on 30th Street, near Olive Street - which had been made by Mignon Kemp - the City Manager made a statement. He said a solution had been worked out. He read a report to pay Mrs. Kemp for relocation of her garage.

Mrs. Kemp told the Council that was satisfactory, but there was no determination about the west wall. She said she "wants the west wall taken care of".

Aaron Reese, Asst. City Atty., said that the protest should be overruled; if there is further damage that can be negotiated.

Councilman Curran moved to "adopt a resolution". Motion was seconded by Councilman Schneider.

The City Manager requested unanimous consent to present a resolution providing for a settlement.

Councilman Williams asked how this differs from the South 35th Street project.

Mr. Reese replied that individuals affected did not protest at the proper time, and therefore their rights were waived. He said that claim on that project came in late. He said there is no requirement that the City and Mrs. Kemp shall agree; she can come back. He pointed out that this is a compromise, and this is a settling of claims that are known now.

The City Manager said it is "a City project."

RESOLUTION 136489, overruling and denying protest of Mignon Kemp, 3005 Olive Street, San Diego 4, against proposed Change of Grade of 30th Street between westerly prolongation of southerly line of Olive Street and a line at right angles to westerly line of 30th Street, from point on said westerly line distant therealong 91.17 feet northerly from southerly line of Laurel Street, Resolution of Intention 135357, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136490, approving settlement by The City in the sum of \$2700.00 of claim of Mignon Kemp filed as written protest in connection with change of grade of 30th Street, occasioned by damage to real property located at 3005 Olive Street; directing City Auditor & Comptroller to draw warrant in favor of Mignon Kemp in amount of \$2700.00 payable from Right-Of-Way for 30th Street Fill to be paid when the City has obtained from claimant a full release of all claims, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Daley Corporation for improvement of 54th Street, University Avenue and El Cajon Boulevard - \$577,551.21; 5 bids - was presented.

RESOLUTION 136491, accepting bid of Daley Corporation for improvement of 54th Street; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

In connection with the next item, Councilman Schneider asked which portion of street is affected. The City Engineer answered him.

Report of Purchasing Agent, approved by City Manager, on low bid of Griffith Company for construction of Montezuma Road from 55th Street westerly approximately 1500 feet - \$61,668.15; 5 bids - was presented. It says that San Diego Unified School District has agreed to pay \$7,300.00 toward the cost.

RESOLUTION 136492, accepting bid of Griffith Company for construction of portion Montezuma Road; 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, approved by City Manager, on low bid of Pace Construction Co. for construction of Storm Drain in Catalina Boulevard from Garden Lane to 480' south of Rosecroft Lane - \$10,117.62; 5 bids - was presented.

RESOLUTION 136493, accepting bid of Pace Construction Co. for

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construction of Storm Drain in Catalina Boulevard; 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 Kerrigan, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of C. S. Williams for remodeling 2 Mission Beach Sewage Pump Stations - \$13,600.00; 3 bids - was presented.

RESOLUTION 136494, accepting bid of C. S. Williams for remodeling sewage pump stations; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on tie bid of Kniffing Bros. Nurseries for furnishing 11 tons of "Golden Vigoro" Fertilizer @ \$105.20 per ton, terms 2% - 30 days plus Tax, for Park and Harbor Departments - Total \$1,134.00 plus Tax; 2 bids - was presented. It says Swift & Company requested that award be made to the local distributor.

RESOLUTION 136495, accepting bid of Kniffing Bros. Nurseries for furnishing 11 tons "Golden Vigoro"; 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 Burgener, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent, approved by City Manager, recommending rejection of bids received for construction of storm drain at 5th Avenue and Brookes Avenue, was presented. It says 2 bids were received and low bid is 45.8% above the estimate; City Engineer recommends rejection and work be done by Public Works Department. The City Manager said to the Council that it is thought that the work can be done "below the estimate".

RESOLUTION 136496, rejecting all bids received November 16, 1956, for construction of storm drain at 5th and Brookes Avenues, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

(A resolution will be shown, later, in these minutes authorizing the work by City forces).

RESOLUTION 136497, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Asbestos Cement Water Pipe, under Document 544468, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136498, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Parking Meters, under Document 544469, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 136499, approving plans and specifications for

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furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for improvement of Portions of 55th Street, 56th Street, Trojan Avenue, Sharron Place, Spartan Drive and Public Rights of Way adjacent to Will C. Crawford High School; Document 544459; 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 final map of Fleetridge Unit 7, located with area bounded by Catalina Boulevard, Canon Street, Varona Street and Pt. Loma Avenue, consisting of 80 lots, subject to posting bond in amount sufficient to insure installation of required improvements, was presented.

Councilman Williams moved to adopt resolution.

Councilman Schneider asked if sidewalks are required.

Harry Haelsig, Planning Director, said that sidewalks are included.

RESOLUTION 136500, 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, for installation and completion of unfinished improvements and setting of monuments required for Fleetridge Unit 7 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 136501, adopting Map of Fleetridge Unit 7, being portion of Pueblo Lots 190, 191 and 197; accepting on behalf of the public Fleetridge Drive, Liggett Drive, portions of Varona Street, Canon Street, Loma Avenue; easements shown for sewer, water, drainage and public utilities, together with any and all abutters' rights of access in and to Canon Street, for public purposes; declaring them to be dedicated to public use; rejecting as a dedication for a public 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 the Council has approved the subdivision map, that streets and easements together with abutters' rights are accepted on behalf of the public, and that the Council rejects as a dedication portion marked "Reserved for Future Street"; directing City Clerk to transmit Map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Mission Village Unit 1, located on Kearny Mesa easterly of Sandrock Road, consisting of 123 lots, subject to posting bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 136502, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Fisk Development Company, a corporation, for installation and completion of unfinished improvements and setting of monuments required for Mission Village Unit 1 subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136503, adopting Map of Mission Village Unit 1 Subdivision, a portion of Lot 40 Rancho Mission of San Diego; accepting on behalf of the public Hammond Drive, Towser Street, Mobley Street, Ediwahr Avenue, Glencolum Drive, Gramercy Drive, Laddie Lane, Lassie Lane, portion Sandrock Road, easements shown for sewer, water, drainage and public utilities, together with any and all abutters rights of access in and to Sandrock Road adjacent and contiguous to Lots 88 to 95 inclusive; 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

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the subdivision map and that streets, easements together with abutters rights are accepted on behalf of the public is 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 Williams, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Record of Survey for resubdivision of Lot 11 and portion Lot 12 Block 47 Linda Vista Unit 1 (formerly Cramer's Subdivision), in Linda Vista area at corner of Linda Vista Road and Ulric Street, in lieu of final subdivision map, was presented.

RESOLUTION 136504, approving filing of Record of Survey Map of Lot 12 and portion Lot 11 Block 47 Linda Vista Unit 1, Map 2883, under Section 102.02.1 of San Diego Municipal Code, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Communication from Street Superintendent, approved by Assistant City Manager, recommending denial of petition to close Ivy Street between easterly line of Pacific Highway and westerly of California Street, was presented. It says that similar petition to close southerly 40 feet of Ivy Street was denied by Resolution 112123 dated May 19, 1953, and Planning Commission, after considering departmental recommendations and facts presented, voted 7-0 to deny the present petition.

Louis Karp, attorney, asked the Council to set a hearing, and stated that he opposed the denial.

Councilman Schneider moved to set a hearing on Thursday (of this week).

Mayor Dail said it might be continued until Thursday.

RESOLUTION 136505, setting hearing for 10:00 o'clock A.M., Tuesday, December 11, 1956, to consider request for closing portion of Ivy Street, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

Communication from (Mrs. A. E.) Winifred H. Edmonds, 2208 A Street, San Diego 2, California, opposing the buying of valuable property to provide site for public auditorium, and taking it off the tax list, etc., was presented. It suggests location of an auditorium in Balboa Park.

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

Communication from Sherwood Roberts and James F. Price, attorneys at law, 7924 Ivanhoe Avenue, La Jolla, dated November 27, 1956, by Sherwood Roberts, was presented. It is "Re: Application of Robert E. Hill for quitclaim from City to portions of Beach opposite Lots 1-10 Block 1 Nicholson's Addition, Map 952". It tells of having represented plaintiffs in Revelle et al vs. Carpenter et al, No. 206014 in Superior Court, regarding the westerly boundary of Lots 12 through 22, in which it was found the City was to own land to the west of boundaries for beach and park purposes. It requests notification of any hearing of the Council to consider Mr. Hill's application, with opportunity to be heard; also opportunity prior to submission of Manager's recommendation to examine Mr. Hill's proposal.

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

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Communication from Crestview Heights, P.O. Box 569, La

Jolla, by Norman R. Smith, November 30, 1956, was presented. It tells of dedication and improvement of northerly half of Brandywine Street to be made adjacent to the property. It says it is understood that southerly 1/2 is being improved under 1911 act contract, and that unless northerly 1/2 is dedicated prior to completion, Crestview land will be assessed for a share. It requests acceptance by the City of southerly 30 feet Lot 4 Lot 1209 of Pueblo Lots, parallel with and contiguous to Brandywine Street presently dedicated.

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

RESOLUTION 136506, directing notice of filing assessment and of time and place of hearing, made to cover costs and expenses of 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, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136507, directing notice of filing assessment and of time and place of hearing, made to cover costs and expenses of paving and otherwise improving Alley Block 23 Ocean Beach Park, Resolution of Intention 129189, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136508, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Amalfi Street, Torrey Pines Road; approving Plat 2904 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 136509, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving 49th Street, Public Rights of Way in Lot 164 Block 2 Resubdivision of Blocks 1 through 12 Fairmount Addition; approving Plat 2875 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 136510, approving plans, drawings, typical cross-sections, profiles and specifications for installation of sewer in Soledad Road; approving Plat 2902 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.

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RESOLUTION 136511, directing notice inviting sealed proposals 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 Evenson, adopted.

RESOLUTION 136512, directing notice inviting sealed proposals 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 Evenson, adopted.

RESOLUTION 136513, directing notice inviting sealed proposals for furnishing electric energy in Seventh Avenue Lighting District 1, for 1 year from and including January 1, 1957, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION OF INTENTION 136514, for paving and otherwise improving Bangor Street, Public Rights of Way, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION OF INTENTION 136515, for paving and otherwise improving Cabrillo Avenue, Pearl Street, Rhoda Drive, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION OF INTENTION 136516, for paving and otherwise improving Emerald Street, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION OF INTENTION 136517, for paving and otherwise improving Locust Street, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION OF INTENTION 136518, for paving and otherwise improving Maple Street, Vancouver Avenue, Haller Street, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION OF INTENTION 136519, for paving and otherwise improving Sea Breeze Drive, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION OF INTENTION 136520, for furnishing electric energy in El Cajon Boulevard Lighting District 2, for 1 year from and including March 1, 1957, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136521, for paving and otherwise improving Amalfi Street, Torrey Pines Road, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136522, for paving and otherwise improving 49th Street, Public Rights of Way in Lot 164 Block 2 Resubdivision of Blocks 1 through 12 Fairmount Addition, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136523, for sewers in Soledad Road, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 136524, appointing time and place for hearing protests, and directing notice of hearing, for furnishing electric energy in La Jolla Lighting District 1, for 1 year from and including January 1, 1957, was on motion of Councilman Williams, seconded by Councilman Burgener, adopted.

RESOLUTION 136525, appointing time and place for hearing protests, and directing notice of hearing, for furnishing electric current in Presidio Hills Lighting District 1, for 1 year from and including February 1, 1957, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136526, approving diagram of property affected or benefited by work of improvement to be done on grading and sidewalk of Grape Street, Sultana Street and 54th Street, Resolution of Intention 129188, 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 Burgener, adopted.

RESOLUTION 136527, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving Alley Block 40 Ocean Beach, Resolution of Intention 132783 and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136528, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving West Point Loma Boulevard and Muir Avenue, Resolution of Intention 134266 and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136529, adopting recommendation of City Engineer,

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Document 544102; authorizing City Engineer to amend proceedings for improvement of portions of Donna Way and Celia Vista Drive, in accordance with the recommendation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136530, adopting recommendation of City Engineer, Document 544104; authorizing City Engineer to amend proceedings for improvement of portions of Lillian Street, Viola Street, Gertrude Street, Bianca Street, et al., in Overlook Heights, Boulevard Heights, and other subdivisions, in accordance with the recommendation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136531, adopting recommendation of City Engineer, Document 544103; authorizing City Engineer to amend proceedings for improvement of portions of Muirlands, Burgener Holly Glen Unit No. 1, et al., in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted..

RESOLUTION 136532, granting petition, ^{Beach}Document 543984, for paving and otherwise improving Alley Block 14 Ocean/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; directing City Engineer to consolidate assessment district with assessment heretofore ordered by Resolution 135242 for improvement of Alley Block 17 Ocean Beach Park, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136533, granting petition, Document 543422, for paving and otherwise improving Alley Block 57 Park Villas; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136534, granting petition, Document 543836, 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 135224 for improvement of Lauretta Street, recommendation of City Engineer on file as Document 544545, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Harbor Department, by John Bate, enclosing for approval form of sublease between Shepherd Marine Machinery Co. and Johnson Western Constructors covering tideland property held under lease by Shepherd Marine Machinery Co., providing for proportionate use of office and pier space and rental established accordingly.

RESOLUTION 136535, ratifying, confirming and approving

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sublease, copy filed as Document 544548, between Shepherd Marine, Division of Shepherd Machinery Co., sublessor, and Johnson Western Constructors, sublessee, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136536, declaring an intersection stop:
Pacific Highway at Cedar Street affecting traffic south-bound in the bus by-pass lane;
authorizing installation of necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136537, authorizing and empowering City Manager to do all work in connection with construction of storm drain at Fifth and Brookes Avenues, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136538, authorizing City Manager to employ V. R. Dennis Construction Company to do additional work in connection with 1911 Street Improvement Act proceeding in portions of Seminole Drive, et al., cost not to exceed \$988.07, payable from funds appropriated by Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136539, authorizing City Manager to employ A. R. Kingaard to do additional work in connection with 1911 Street Improvement Act proceedings in Alley Block 9 Bird Rock City by the Sea, cost not to exceed \$175.00, payable from funds appropriated by Ordinance 5354 (New Series), was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136540, authorizing City Manager to sign agreement with Victor L. Wulff and Herbert P. Fifield, co-partnership, for their services as Architects in connection with Fire Station No. 26 construction, on site at intersection of Highway 395 and Kearny Villa Road, Document 544668, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136541, authorizing and empowering City Manager to execute, for and on behalf of the City, the Mutual Termination Agreement for cancellation of pipe line license on file in office of City Clerk under Document 8223 dated December 30, 1904, between the City and Atchison, Topeka and Santa Fe Railway Company, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136542, authorizing City Manager to accept work on behalf of The City of San Diego, in Allied Gardens Unit 7 Subdivision, and to execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

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RESOLUTION 136543, authorizing City Manager to accept work on behalf of The City of San Diego, in Allied Gardens Unit 8 Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136544, authorizing City Manager to accept work on behalf of The City of San Diego in Soledad Heights Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136545, approving Change Order 1, dated 21 November 1956, filed as Document 544391, issued in connection with contract between The City of San Diego and West Coast Sprinkling System, for automatic sprinkler system unit III, Shelter Island, contract Document 541876; changes amounting to increase in contract price of \$700.00, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136546, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Lot 6 Trojan Heights, together with all other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes against the property be cancelled; authorizing and directing him to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136547, granting permit to Fletcher Hills Baptist Church to construct and maintain private sewer lateral over City's right of way for El Monte Pipe Line, all in Sunny Slope Heights Unit 4, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

(This resolution attaches conditions, set out in the original).

RESOLUTION 136548, granting revocable permit to Union-Tribune Publishing Company, 919 2nd Avenue, San Diego, to install and maintain 20 feet, 1 - 3" and 1 - 2" U.G. Conduit for use and benefit of owner's property: 1133 Silverado, Lots 37, 38, 39, 40 Block 28 La Jolla Park, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136549, approving claim of Merle M. Hyde, Document 543638, in amount of \$29.75; authorizing City Auditor & Comptroller to draw warrant in favor of claimant, 2011 Columbia Street, San Diego, in amount of the claim, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136550, denying claim of State Farm Mutual Automobile Insurance Co., for Herman J. Roth, 1727 West 17th Street, Santa Ana, California, Document 543713, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

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RESOLUTION 136551, vacating easement acquired in 1930 over portion Lot 27 Muirlands Panorama, also known as portion of Pueblo Lot 1774, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Resolution says easement has not been used for purpose for which acquired for 5 consecutive years next preceding proposed vacation; easement is unnecessary for present or prospective public use; that from date of this order of vacation, title to land previously subject to easement shall revert to owners of land free from rights of the public; authorizing and directing City Clerk to cause certified copy of resolution, attested by him under seal, to be recorded in office of County Recorder of County of San Diego, was on motion of Councilman Curran, seconded by Councilman Evenson adopted, as shown.

RESOLUTION 136552, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of and as act and deed of The City of San Diego, a quitclaim deed quitclaiming to Henry F. Paige and Francis M. Paige, Lots 11 and 12 Block 1 Nordica Heights, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Resolution says that The City of San Diego is desirous of acquiring Lots 17 and 18 Block 13 Nordica Heights 2 for drainage channel; Mr. and Mrs. Paige, owners, are willing to deed the land to the City in exchange for quitclaim deed from the City to Lots 11 and 12 Block 1 Nordica Heights; value of property to be granted to the City by the Paige's is equivalent to value of property to be quitclaimed by the City to them, as determined by last report of City Auditor and Comptroller, or \$1,200.00; City Manager has recommended the exchange be made.

RESOLUTION 136553, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of and as for act and deed of The City of San Diego, quitclaim deed quitclaiming to San Diego & Arizona Eastern Railway Company, strip of land 10.0 feet wide in Unnumbered Pueblo Lot known as the "Hartupsee Tract" lying westerly of Pueblo Lot 1157, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Resolution says that The City of San Diego is desirous of acquiring easement for water main purposes in the "Hartupsee Tract"; San Diego & Arizona Eastern Railway Company, owner, is willing to deed land to the City in exchange for quitclaim deed from the City, quitclaiming a portion of the same Unnumbered Pueblo Lot; value of property to be granted to the City by the Company, as determined by appraisal made by qualified real estate appraiser, is equivalent to value of property to be quitclaimed by the City to the Company, as determined by last report of City Auditor and Comptroller, or \$100.00; City Manager has recommended the exchange be made.

RESOLUTION 136554, 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 Gas & Electric Company easement for an anchor, with appurtenances, on northerly 25 feet of easterly 35 feet of northwest quarter Lot 20 Ex Mission Lands of San Diego, subject to conditions; authorizing and directing City Clerk to deliver deed to Property Supervisor, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 136555, accepting subordination agreement, executed by Mutual Life Insurance Company, beneficiary, and Land Title Insurance Company, trustee, November 2, 1956, subordinating all right, title and interest in and to easement for right of way for public street and

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incidents in strip of land 30.0 feet wide in parcel "0" Lot 19 Rancho Ex 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 Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 136556, accepting deed of Frederick B. Masheeco and June M. Masheeco, September 7, 1956, conveying easement and right of way for street purposes in strip of land 30.0 feet wide in portion Parcel "0" 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 Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136557, accepting deed of Donald J. Bauer and Mabel C. Bauer, September 7, 1956, conveying easement and right of way for street purposes in strip of land 30.0 feet wide in portion Parcel "0" 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 Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136558, accepting deed of Wilbur W. Easton, as Tax Collector of County of San Diego, State of California, October 30, 1956, conveying portions of Lots 7, 8, 9 Block 170 Middletown, lying north of R.R. right of way and westerly of westerly line of Bean Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136559, accepting deed of Lew Goon, Jung Shee Quing, Jung Shee Lup, Jung Shee Quin, Jung Len Hing, Jung Wai Hing and Jung Quin Hing, conveying portion of Southeast Quarter Lot 42 Horton's Purchase; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136560, accepting deed of Gloria Lee Demers McColl, October 31, 1956, conveying portion Lot 17 Rancho Mission; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136561, accepting quitclaim deed of Richfield Oil Corporation, August 6, 1956, quitclaiming portions Lot 17 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 Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136562, accepting quitclaim deed of Bollenbacher & Kelton, Inc., a corporation, and Heron Corporation, a corporation, executed on 2nd day of November, 1956, quitclaiming to The City of San Diego, all right, title and interest in outfall sewer, pressure line and pump station shown on "D" Sheets 3312, 3313, 3314, 3315, 3316, 3317, 3318, 3319, 3320, 3321, 3348, 3349 and 3350 on file in office of City Engineer of City of San Diego and constructed in portion Lot 47 of Rancho Mission of San Diego and in Lot 4 Block 45 Grantville and Out Lots (streets and alley set out in detail in the resolution); 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.

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

ORDINANCE 7234 (New Series) creating position of Assistant Port Traffic Manager in Classified Service of The City of San Diego and establishing schedule of compensation, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

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

ORDINANCE 7235 (New Series) amending Ordinance 7017 (New Series) entitled "An Ordinance Establishing a Schedule of Compensation for officers and employees of The City of San Diego, providing uniform compensation for like service in the Classified Service, for the fiscal year beginning July 1, 1956" adopted May 31, 1956, by amending Exhibit "B" thereof, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Ordinance incorporating portions of Pueblo Lots 1105, 1174 and portions of Lots 3, 4, 5 E. W. Morse's Subdivision of Pueblo Lot 1106 into CP and C Zones, was listed on the agenda. (It is the one for rezoning to permit operation of baseball park in Mission Valley).

Councilman Kerrigan moved "to adopt".

Councilman Burgener asked if restrictions are of record.

Douglas Giddings, attorney, read a letter addressed to Alan Firestone, Deputy City Attorney.

Mayor Dail and Mr. Giddings discussed the covenants.

The Mayor said that it seems to be meeting with approval. He called attention to there being not proposed use. He read letter of Giddings to the Mission Valley Improvement Association. He said he considered it a public document, and had given a copy. The Mayor said he "thinks it is not on the basis intended". He said "it makes no reference to the use requested".

Mr. Giddings said there was no refusal to give a copy; 1 proposal copy was obtained from the City. He said there are negative

restrictions; they are not positive. He told of offering to build, and that they are getting financing. He mentioned picking out from C zones classifications, and read 5 uses. He read them in - to prevent arguments. He told of getting into constant arguments over words. He said there must not be restrictions to prevent financing. He said there was good faith involved, with no room for anything else (other than a baseball park). He told of willingness "to insert 2 words", providing for there being no drive-in theatre. Mr. Giddings said that people who are behind the project have been businesses for many years.

Councilman Williams spoke to Mr. Giddings about financing, on positive conditions.

Mr. Giddings said that "C zone does not include a baseball park"; a theatre covers a baseball park. He said that to put in to cover an assembly hall would be ambiguous. He stated that there have been gatherings in Lane Field for civic purposes; and there was inserted for that purpose.

There was discussion between individual Councilmen and Mr. Giddings.

Mr. Giddings said that "it is not possible to list everything not permitted".

Councilman Curran spoke of rezoning, and asking only for elimination of obnoxious activities. He said "a ball park should be supported by these things". He spoke of being satisfied, up to these things. He said the Council is asking only for restrictions.

Councilman Williams said that would be a difficult thing, and referred to precluding circuses and carnivals.

Mr. Giddings said they would not be precluded.

Councilman Kerrigan asked if tents or temporary structures would not be allowed.

Mr. Giddings spoke of being coming to come to Shrine circus; that was held in Lane Field. He said the owners are planning to own the property for many years, and asked the Council to please have faith.

Councilman Curran spoke to the Attorney about circuses and carnivals.

Mr. Reese said that every time there is a circus, it has to clear through the Fire Department; if it could comply "a tent could comply".

Mr. Giddings declared that a tent is not a building.

Councilman Williams spoke to Mr. Giddings about being more desirable to have activities within a park.

Mr. Giddings said that Friars Road has been widened to 40 feet, and Ulric Street is to be widened; it would leave 0 feet on Friars, 15 feet on Ulric. He said that the Traffic Department wants more access roads, but the road boundaries have not been established.

Councilman Schneider discussed C Zone with Mr. Giddings.

Mr. Giddings said that "incidentals are limited".

Mr. Giddings said that CP for parking could be struck out.

Mr. Reese pointed out that additional uses could not be given.

Mr. Giddings said that if he had given a copy of the restrictions, requested, he would have been bound to give a copy to every protestant.

The Mayor stated that "there was lack of tact".

Norman Seltzer, attorney, who had spoken in behalf of opponents at the hearing, said his clients are not against baseball, and not against the Shrine circus. He said that the Mayor furnished a copy of the restrictions. He spoke of being offended by the 3rd paragraph of a letter sent to him, regarding U.S. Holding Co. He said that the Council has indicated that baseball should have a park in Mission Valley "at this location". He said that the organization (the Improvement Association) should not stand in the way. He told of having solicited an interview with Mayor Dail. He referred to letter regarding 2 conditions, and said he believed that was the basis on which the proponents went to the

people of the City of San Diego. He read preambles on the petition circulated for a baseball park in Mission Valley.

Mayor Dail spoke to Mr. Seltzer about seasonal activity, and about limited inconvenience.

Mr. Seltzer agreed that was so. He said "restrictions have to be specific and definable". He read things that could be permitted under restrictions. He said the restrictions, presented by Mr. Giddings, "are not enforceable at all" in his opinion. He told of having sent a copy to Judge Merrill, of Union Title, and of discussion with Judge Merrill regarding recorded restrictions. He read Judge Merrill's reply to his questions on how to eliminate the restrictions. He said that the reply makes them meaningless. He said that they could be recorded, and could be cancelled at any time. He opposed the declaration of restrictions. He said "that is not what was sold to the people of San Diego; they would have no effect. Mr. Seltzer maintained that they would have no more effect than a series of New Years resolutions. He said the opponents would not oppose, if restricted to baseball and scholastic events.

Mayor Dail spoke to Mr. Reese, who replied that he thought this could not be filed regarding conditional use in the ordinance. He said that was not the legal effect. He said the Council "should not risk that". He said that the ordinance does not require 500 feet except (f). He said that if otherwise, the ordinance was poorly drawn. He said that does not apply in this case.

Mayor Dail spoke of possibility of applying for conditional use permit, which would set out the conditions.

Mr. Reese said that it would be advisable to amend the conditional use permit ordinance, relating to the 500-foot use.

The Mayor asked why it is in.

Harry Haelsig, Planning Director, said that if such things were permitted in residential areas, they would be adversely affected.

Mr. Reese said that the answer would be on a conditional use permit. He said that Planning could deny; then the Council overrule the denial.

Councilman Burgener asked if it would be possible to construct the baseball park for next season.

Mr. Giddings said that "reflections almost cause the withdrawal of the request". He said it looks like no one would be happy in Mission Valley. He told of having done what was thought to be best. He told it would be a cloud on the title. He said that if there is a feeling in Mission Valley, perhaps they would not go ahead. He said they would sell to the City of San Diego, and let the City build the ball park. He spoke of being willing to have ball in San Diego, and of having done the best. He asked for "a vote on the ordinance".

Mr. Seltzer said he felt it incumbent on him to mention the legal, binding effect of the restrictions. He said "all are entitled to know if they are enforceable. He said that everything said was a legal inquiry. Mr. Seltzer said he was not suggesting that U.S. Holding Co., or anybody would remove (the restrictions), but they could. He said he respects Judge Merrill's opinion. He said declaration could be filed, and could be removed.

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

Councilman Curran asked Mr. Reese about deed restrictions, and meeting conditions.

Mr. Reese replied "not at the hearing".

Mayor Dail said there would be only persuasive effect; the Council brought up the question of opposition.

Councilman Curran asked Alan Firestone, Deputy City Attorney, if conditions would meet requirements.

Mr. Firestone said that a double question had been asked, but he "assumed that Judge Merrill was correct". He said that if this were a prospective purchaser, he would be hesitant.

Mr. Reese pointed out that "the Council can always rezone".

Mr. Giddings said that if they can't have it ready for June, it would not be financially possible. He stated "it would be possible, in time".

Councilman Curran moved to dispense with reading, and

adopt ordinance (without deed restrictions). Motion was seconded by Councilman Schneider.

Mr. Reese said that "the ordinance will stand, or fall, on its own;" conditions should not be tied into the ordinance.

Councilman Williams asked if any useful purpose would be served to continue this 1 week - to explore the restrictions. He said "somewhere along the line there has been agreement". He said both sides have an area of agreement, and that perhaps 1 week (delay) would do the job.

Councilman Burgener said that "a document acceptable to both sides would be impossible"; he thinks the people are going to do what they say. He contended that "if refined further it would be an impossible situation"

Councilman Evenson said there should be discussed what can be done - not what can't be done.

Councilman Burgener spoke to Mr. Giddings regarding continued discussion on the restrictions.

Mr. Giddings said that there is little leeway beyond this that they can go. He told of being on the border line of getting no financing. He said there can be stricken the golf course.

Councilman Schneider said that the attorney states that the Council retains the zoning rights for all time. He said the Council could rezone, and that the developers would be in a precarious position if they go beyond what they have promised.

Councilman Williams pointed out that there is no question of integrity on either side; he understands the Council retains control. He said there is ground for verification. He said that if the Council votes today he does not think he can vote favorably.

Councilman Williams offered as a substitute motion, continuance of 1 week. There was no second.

Councilman Williams moved to table 1 week. Motion was seconded by Councilman Evenson. The motion's vote was: Yeas-Councilmen Williams, Evenson. Nays-Councilmen Burgener, Schneider, Kerrigan, Curran, Mayor Dail.

On motion of Councilman Curran, 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 7236 (New Series), incorporating portions of Pueblo Lots 1105, 1174 and portions of Lots 3, 4, 5 E. W. Morse's Subdivision of Pueblo Lot 1106 into CP and C Zones, as defined by Sections 101.0400 and 101.0411 of San Diego Municipal Code and repealing Ordinance 1947 (New Series) insofar as it conflicts, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays=Councilman Evenson. Absent=None.

Councilman Schneider discussed the next ordinance with the City Manager.

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 7237 (New Series) appropriating \$285,000.00 out of Capital Outlay Fund for purpose of widening, grading, paving and otherwise improving portion of 54th 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 written or printed copy.

ORDINANCE 7238 (New Series), appropriating \$67,800.00 out of Capital Outlay Fund, for widening portion of Montezuma Road, 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, 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 written or printed copy.

ORDINANCE 7239 (New Series), appropriating \$15,000.00 out of Capital Outlay Fund for remodeling 2 Mission Beach Sewage Pump Stations, 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 Curran, the next ordinance was introduced.

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

ORDINANCE 7240 (New Series), appropriating \$11,100.00 out of Capital Outlay Fund for constructing storm drain in portion of Catalina Boulevard, 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.

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 written or printed copy.

ORDINANCE 7241 (New Series), appropriating \$3,500.00 out of Capital Outlay Fund for purchase of rights of way on Sandrock Grade, 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 Curran, the next ordinance was introduced.

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

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of the Council prior to day of passage written or printed copy.

ORDINANCE 7242 (New Series), appropriating \$3,400.00 out of Capital Outlay Fund for architectural services in connection with construction of Fire Station 26 (Ordinance does not name the architects - but they are Victor L. Wulff and Herbert P. Fifield with whom the City Manager was authorized to enter into contract, by resolution, earlier in this meeting), 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.

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 written or printed copy.

ORDINANCE 7243 (New Series), appropriating \$1,500.00 out of Unappropriated Balance Fund, and transferring same to Advertising and Publicity-Community Promotions Fund (Dept. 52.03) to provide funds for construction of a float to be used in the Rose Parade (tournament of roses, Pasadena, next New Years day) - sponsored by the Junior Chamber of Commerce - 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 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 written or printed copy.

ORDINANCE 7244 (New Series), establishing grade of Alley Block 15 Center Addition to La Jolla Park, 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 written or printed copy.

ORDINANCE 7245 (New Series), establishing grade of Melrose Place, between line drawn NE'ly at right angles to the SW'ly line of Melrose Place from point on said SW'ly line distant 430 feet SE'ly from intersection of said SW'ly line with SE'ly line of Boswell Street and SE'ly termination of Melrose Place, 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 written or printed copy.

ORDINANCE 7246 (New Series), establishing grade of Silvergate Avenue, between northerly line of Wilcox Street and northerly line of Charles 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.

There was listed on the agenda for this meeting Ordinance establishing grade of Wilcox Street in vicinity of Loma View. It was withdrawn by the City Engineer's office (design section) prior to this meeting.

Ordinance incorporating portions of Pueblo Lots 1202 and 1203 into RC-1A and C-1A Zones as defined by Sections 101.0409.2 and 101.0411.1 of San Diego Code and repealing Ordinance 13457 insofar as it conflicts (4 parcels: for Medical Center, Supermarket, and 2 Unspecified uses), was listed on the agenda for this meeting. It had been held for consideration today - together with ordinances to zone parcels.

Aaron Reese, Asst. City Attorney, told of this including the 4 parcels.

Councilman Williams moved to introduce.

Mayor Dail said that it should be filed.

Councilman Schneider moved to introduce the ordinance.

Motion was seconded by Councilman Williams.

Mayor Dail had a discussion with Councilman Williams.

Mr. Reese said that "all the ordinances are before the Council.

The roll call on the motion to introduce the ordinance showed the following: Yeas-Councilmen Williams, Kerrigan, Evenson. Nays-Councilmen Burgener, Schneider, Curran, Mayor Dail. Absent-None. (The introduction lost).

Harry C. Haelsig, Planning Director, identified the individual parcels, and their proposed uses, 4 proposed ordinances.

Ordinance incorporating portion of Pueblo Lot 1202 into C-1A Zone, as defined by Section 101.0411.1 of San Diego Municipal Code (for unspecified use) was listed on the agenda.

On motion of Councilman Williams, seconded by Councilman Schneider, to introduce the ordinance, the vote showed: Yeas-Councilmen Williams, Schneider, Kerrigan, Evenson. Nays-Councilmen Burgener, Curran, Mayor Dail.

Mayor Dail announced that motion to introduce the ordinance had lost, in that it takes 5 affirmative votes to overrule the Planning Commission (which had voted by 7 to 0 to deny rezoning).

Ordinance incorporating portion of Pueblo Lot 1202 into C-1A Zone, as defined by Section 101.0411.1 of San Diego Municipal Code and repealing Ordinance 13457 insofar as it conflicts, was listed on the

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agenda. (It was listed for an unspecified use).

Eugene Glenn, attorney, who had appeared as proponent on this parcel as hearings and previous presentations, told the Council that the owners have their own money - not tenants.

Councilman Schneider moved to introduce the ordinance. Motion was seconded by Councilman Williams.

Councilman Burgener asked how long the ordinance could be continued on the docket. The question was not answered. Then, he spoke to Frank Frye, Jr., about the Safeway Building, and to David Paine - both attorneys who had appeared at previous hearings - about the Doctors' building.

Mr. Paine said that the doctors have a 3-year lease.

Mr. Glenn said that Frost would close 2 leases tomorrow, if ordinance is adopted.

On motion of Councilman Schneider, seconded by Councilman Williams, ordinance incorporating portion of Pueblo Lot 1202 into C-1A Zone as defined by Section 101.0411.1 of San Diego Municipal Code and repealing Ordinance 13457 insofar as it conflicts, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson. Nays-Councilman Curran, Mayor Dail. Absent-None.

Ordinance incorporating portion of Pueblo Lots 1202 and 1203 into RC-1A Zone, as defined by Section 101.0409.2 of San Diego Municipal Code and repealing Ordinance 13457 insofar as it conflicts (shown for use as Supermarket) was listed on the agenda.

On motion of Councilman Schneider, seconded by Councilman Burgener, ordinance incorporating portion of Pueblo Lots 1202 and 1203 into RC-1A Zone, as defined by Section 101.0409.2 of San Diego Municipal Code and repealing Ordinance 13457 insofar as it conflicts, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson. Nays-Councilman Curran, Mayor Dail. Absent-None.

Ordinance incorporating portion of Pueblo Lots 1202 and 1203 into RC-1A Zone, as defined by Section 101.0409.2 of San Diego Municipal Code and repealing Ordinance 13457 insofar as it conflicts (shown for use as Medical Center) was listed on the agenda.

On motion of Councilman Schneider, seconded by Councilman Evenson, ordinance incorporating portion of Pueblo Lots 1202 and 1203 into RC-1A Zone, as defined by Section 101.0409.2 of San Diego Municipal Code and repealing Ordinance 13457 insofar as it conflicts, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson. Nays-Councilman Curran, Mayor Dail. Absent-None.

Ordinance amending Article 3 Chapter VI of San Diego Municipal Code by adding Section 63.1713, Regulating Power Boats and Water Skiing in the Bay of San Diego, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

(This ordinance, instituted by Harbor Department, was re-written from its first draft to include observer who shall be mentally and physically capable of an age of comprehension, and not under influence of intoxicants or narcotics).

The City Manager brought up, under unanimous consent, the question of the City contributing to reseedling of the recently-burned

Ords intr.
Reseeding - U.C.

areas. He asked the Council if it would be interested in a contract - with County, State, Federal government to cover costs estimated to be \$60,000. He said the City's portion would be \$5,000.00 or \$7,000.00 to \$10,000.

Councilman Curran told of wanting a report from the City Manager on loss.

The City Manager said that "there was no loss, except foliage". He said that the reseeding (to plant the areas which burned over thousands of acres, for several days) would be grass - not mustard (which had been planted following previous fires). The Manager said that the proposal had been presented to Mr. Hegland, Chief Administrator for the County. He said that Mr. Hegland would have to take up the proposal with the Board of Supervisors.

On motion of Councilman Williams, seconded by Councilman Kerrigan, the City Manager was authorized to negotiate for participation in a joint reseeding project.

(The Clerk's office telephoned the City Manager's secretary, so as to provide for a set on resolution to authorize the project and appropriate funds by ordinance, if necessary).

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

RESOLUTION 136563, confirming appointment by the Mayor of Mrs. John L. Gallagher as a member of the Civil Service Commission, to fill the vacancy created by resignation of Dr. Walter Hepner, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Mayor Dail said that Mildred Perry Waite should be re-appointed to the Civil Service Commission.

There was no action.

Councilman Kerrigan said that there should be referred to Council Conference the matter of a 5-member Board on the Civil Service Commission (as voted at the last election, but not yet confirmed by the Legislature - so as to be ready when the Charter amendment has been ratified.

There was no action.

Aaron Reese, Asst. City Attorney, presented ordinance amending the Municipal Code, regulating Conditional Use Permits (this had been one of points of contention in connection with the proposed baseball park in Mission Valley - which could not qualify for Use Permit - in that conditions existing did not agree with provisions of present regulations.

Councilman Evenson spoke about the ball park and the 500 feet. He said the Attorney should prepare an ordinance.

Mr. Schneider said that the Attorney has it.

Mr. Reese said that motels are included, regarding the 5 acres. He said that he has an ordinance with the 2 changes.

Councilman Burgener asked if a hearing should be held.

Mr. Reese said that request for Conditional Use Permit by the baseball park in the Valley was denied because of a Planning Commission interpretation. He told of a pamphlet being published on the subject.

Councilman Curran asked if it would be feasible to have an ordinance providing for specific uses granted by the Council - "C-X", for instance.

Mr. Reese replied "yes; there is a CP now". He said he was "afraid of an ordinance that the Council proposes".

Councilman Kerrigan stated that Mission Valley is a real problem to the City of San Diego. He spoke of there being need for a new zone.

Discussion re reseeding

136563

Discussion re Civil Service Comm.

Discussion re a new ordinance
for zoning.

He said that in many instances many who expressed views on the baseball park lived miles away. He said that R-1A is not suitable; it is up to people of the Valley to make a determination of what is wanted. He said that if special things are granted by zone variances, the City is always in hot water.

Councilman Evenson spoke to Councilman Kerrigan about being "not possible, and of the zoning just passed being not proper".

Councilman Kerrigan said that Town & Country Hotel had been given permission to go into the Valley under a zone variance. He spoke of there being a lack of consistency, and being "not part of the ordinance". He asked "what's different about Mission Valley?" He said that people within 300 feet (of a proposal) should be considered.

Councilman Burgener spoke of having received no guide, for a master plan in Mission Valley.

Councilman Schneider moved to introduce the ordinance which would amend the code regarding conditional use - as presented by the Asst. City Attorney.

Motion was not seconded.

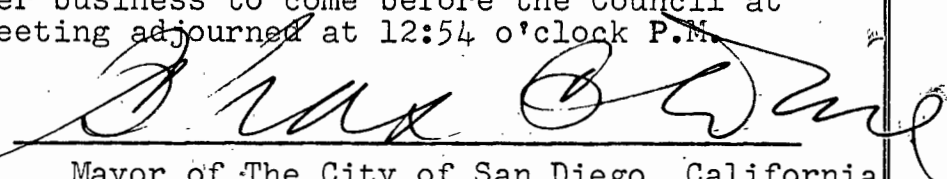
Councilman Schneider requested that the ordinance be put on the Thursday docket.

Mayor Dail said that the Clerk would list it on the calendar for consideration by the Council on Thursday, December 6, 1956.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 12:54 o'clock P.M.

ATTEST:

FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By 

Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, December 6, 1956

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

Vice Mayor D. D. Williams, Jr., presided.
He called the meeting to order at 10:05 o'clock A.M.

Ordinances and resolutions are recorded on Microfilm Roll 122.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on ordinance establishing setback line on 70th Street, between Saranac Street and Colony Road, report from Planning Commission, by P. Q. Burton, dated June 18, 1956, was read to the Council by the Clerk. It says that the Planning Department and City Engineer's office explained necessity for widening, pointing out that Major Street Plan asks for minimum right of way width of 80 feet, but that approximately feet total right of way width should be obtained between Saranac and Amherst Streets due to amount of traffic that would use the street between Alvarado Freeway and El Cajon Boulevard and its adjacent commercial area. It says that 70th had been originally 80 feet in width, but that prior to 1923 10 feet on each side was closed, leaving 60-foot right of way; it runs from University Avenue on the south to Fletcher Hills and area surrounding Lake Murray on the north. The report states that the Commission explained to interested property owners that adoption of setback line by ordinance did not move any buildings or take any land, that it merely established a line in relation to the street line in which area no new construction could take place. The report points out that no one appeared to object to proposed setback line north of El Cajon Boulevard, and 3 persons who appeared approved of the setback line as shown; 1 person appeared to object to the setback line proposed in area south of El Cajon Boulevard, and presented petition of protest containing signatures of 3 persons in addition to his own - all in the block between Amherst and El Cajon.

Councilmen looked at a map laid down by Harry Haelsig, Planning Director.

Samuel Rose, who came up into the area where the Council sits, so as to look at the map, said that he protested at the Planning hearing - and protests today.

Councilman Williams, as Vice Mayor, asked if the Council wanted the protest read.

Mr. Haelsig said that he had borrowed it from the Clerk, and was then having it checked in the Assessor's office. He pointed out, on the map the views of property. He explained, in detail, existing buildings and pointed out the setback line proposed. He spoke of a widening of a portion - on 1 side.

Mr. Rose pointed out on the City map, and on one of his own. He said "if the City builds a road, it should be a straight line." He said "there is folly of putting a bow in the street", and that the Engineer's setup is in error. He declared that a turn is not practical. He stated that it had been said at the last hearing that arrangements had been made with La Mesa - but that La Mesa has no plans. Mr. Rose said that petitions are 95% in objection, from Mohawk to Colony Road. He told of owning 70th and El Cajon and said that the proposal would be costly; the property is leased. He told of having bought 60 x 140, and having had to set back 15 feet on Amherst. He said that the "City now wants to take 1/2 of the lot". He stated that if the State of California takes the property,

Meeting convened
Hearing

12/6/56

it will pay for the land. He asked that the land not be condemned for a street, then not be able to use it. He asked the Council to "refuse the setback". He said that a condemnation is all right; this is wrong.

Councilman Schneider discussed the situation, in detail, with Mr. Rose over the City map.

Mr. Rose spoke of there being a special variance; not being in C Zone. He said that a circle is already cut off.

Councilman Schneider stated "the street should be widened".

Mr. Rose said that he realizes that the area and the City have to expand, but that the proposal is taking practically half of the lot.

Councilman Schneider pointed out that Mr. Rose has not exhausted his rights.

Mr. Haelsig said the new petition shows the protestants.

The Vice Mayor passed around a map of protests shown.

Councilmen discussed the situation between themselves, and with Mr. Haelsig.

Councilman Curran said "there could be a conditional use".

Mr. Haelsig said that "Los Angeles is one of the largest cities to practice this".

Two women, identified later as Mrs. John Milan and Mrs. James Henderson, appeared as owners of Lots 11 and 12 Block 8 La Mesa Colony. They pointed out properties on the map. There was discussion by them with members of the Council and Mr. Haelsig.

A man, identified later as S. N. Tintringer joined the group, over the map, and carried on a discussion.

Councilman Schneider pointed out the necessity for planning for 10, 15, 20 years; otherwise there are problems.

Mr. Rose said "it is still R-1".

Roy Seckler, attorney for Mr. Rose, said to the Council that the real purpose of the setback is to set up a plan in a neighborhood.

Councilman Kerrigan said that the plan is to prevent construction of buildings on land, because of future road.

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

RESOLUTION 136613, overruling and denying protest of property owners against proposed setback on any property facing 70th Street and El Cajon Boulevard and Colony Road, Document 544750; overruling and denying all other protests, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Ordinance establishing setback line on both sides of 70th Street between Saranac Street and Amherst Street, on Lots 12 and 13 Block 7, Lots 12 and 13 Block 8, Lots 12 and 13 Block 9, Lots 1 and 24 Block 10, Lots 1 and 24 Block 11 and Lots 1 and 24 Block 12 La Mesa Colony, and on east side of 70th Street between Amherst Street and Colony Road on Lots 11 to 20 inclusive, Blethen Subdivision, was introduced, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Burgener, Mayor Dail; on motion of Councilman Curran, seconded by Councilman Kerrigan.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on rezoning of portions Lots 37 and 40 Rancho Mission, from R-1 and RC to R-4, RC and C-1A, in vicinity of Sandroek Road, Hurlbut Street and Greyline Drive, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard.

Ferdinand Fletcher, attorney, came to the microphone, but was not heard here.

Communication from Planning Commission, by P. Q. Burton, identified property as being across streets from Cabrillo Heights-Business Center, now zoned C-1A and partially developed. It says that unsubdivided parcels in question lie between existing subdivision of Cabrillo Heights and Cabrillo Heights Business Center on one side and other lands already

Hearings
136613

Ord. introduced

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subdivided or proposed to be subdivided under approved tentative subdivision maps. Strips of land, approximately 120 feet in depth, were retained by the Ed Fletcher Company when balance of acreage to east was sold out for subdivision purposes, and strips have never been approved for business purposes on any tentative subdivision map, according to the report.

The report goes into great detail, and recommends rezoning as proposed on all 3 parcels, by a 5-0 vote in favor - provided a subdivision map is filed within 1 year.

Harry Haelsig, Planning Director, showed a plat as recommended by Planning, and protests. He explained from a plat.

Mr. Fletcher said the Ed Fletcher Co. is proponent and petitioner. He said that the company "went along with the recommendation," and outlined what had been requested originally. He told of concurring with the Asst. Planning Director in his recommendations, and there had been stated to the Planning Commission that only professional buildings and multiple dwellings would be erected. He said that agreement to place in R-4 had been reached, instead of RC as requested. He related importance of the rezoning because of plans on the drafting board, and having lessees. He said "there will be 9 acres, instead of 5". He spoke to Mr. Haelsig regarding statements made that they can come back with a definite plan.

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

ORDINANCE incorporating portions of Lots 37 and 40 Rancho Mission into Zones R-4, RC and C-1A as defined by sections 101.0408, 101.0809 and 101.0411.1 of San Diego Municipal Code, and repealing Ordinance 5178 (New Series) insofar as they conflict, was introduced on motion of Councilman Curran, seconded by Councilman Kerrigan, by following vote: Yeas-Councilmen Geunelmen-Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Burgener, Mayor Dail.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on rezoning portions of Waterville Heights, Seaman's Subdivision, El Cerrito Heights Unit 3, from R-1, R-4 and C to C-1A, in vicinity of University Avenue, between 58th and 60th Streets, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no written protests were filed.

Ordinance incorporating Lots 19, 20 and portions Lots 18, 23 and 24 of Waterville Heights, portions of Lots 42 and 43 Seaman's Subdivision and Blocks G, H and I El Cerrito Heights Unit 3, into C-1A Zone, as defined by Section 101.0411.1 of San Diego Municipal Code, and repealing Ordinance 184 (New Series) insofar as it conflicts, was on motion of Councilman Curran, seconded by Councilman Evenson, introduced, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Burgener, Mayor Dail.

Petition of The National Foundation for Infantile Paralysis "The March of Dimes", San Diego County Chapter, 319 Spruce Street, by Frank Nihil, executive director, was presented.

It requests permission to solicit funds from January 2 to 31, 1957.

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

Report of Purchasing Agent, approved by City Manager, on low bids of W. S. Rockwell Co. and Baldwin-Lima-Hamilton Corporation, Pelton Division, for furnishing Butterfly Valves - 4 bids - was presented.

Hearings
Ords. introduced
Petition
Purchasing bid report

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RESOLUTION 136564, accepting bid of W. S. Rockwell Co. for furnishing Butterfly Valves: Item 1, 2 - 42" Valves @ \$6,568.00 ea.; Item 3, 1 - 20" Valve @ \$2,117.00 - total price of \$15,253.00 plus tax; 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 Schneider, adopted.

RESOLUTION 136565, accepting bid of Baldwin-Lima-Hamilton Corporation, Pelton Division, for furnishing 1 - 36" Butterfly Valve (Item 2) @ \$6,246.00 plus 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 Kerrigan, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Pacific Iron & Machine Company for construction of Boat Washing Float for San Vicente Recreation Station - \$2,319.00; 2 bids - was presented.

RESOLUTION 136566, accepting bid of Pacific Iron & Machine Company for construction of boat washing float; 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 Evenson, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Standard Iron Works for furnishing 3 items of Cast Iron Fittings for Storeroom stock - \$1,843.00 plus tax; 3 bids - was presented.

RESOLUTION 136567, accepting bid of Standard Iron Works for furnishing Cast Iron 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 136568, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Reroofing portion of Fish Market Building, 905 - 965 West Harbor Drive, Document 544671; 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 136569, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of garage and storage building at Mount Hope Cemetery, Document 544672; 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 sale at auction Nov. 17, 1956, of 12 items of used equipment (pickups,

cabs and chassis, dump truck, sedan, etc) to 10 successful bidders, in accordance with attached tabulations, was presented. It states that total of \$3,775.00 received has been deposited with 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 final map of Clairemont Manor Unit 7, immediately north and west of Clairemont Unit 1, consisting of 146 lots, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 136570, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Hobart Enterprises, a co-partnership, for installation and completion of unfinished improvements and setting of monuments required for Clairemont Unit 7 subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Curran, seconded

RESOLUTION 136571, adopting Map of Clairemont Manor Unit 7 by Kerrigan, adopted. Subdivision, a subdivision of portions of Pueblo Lots 1237 and 1238; accepting on behalf of the public Merrimac Avenue, Martha Street, Christine Street, Jennifer Street, Jennifer Court, Glasgow Drive, Gaylord Drive, easements shown for water, sewer, drainage and public utilities, for public purposes; declaring them to be public streets and easements and dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map as and for act of the Council, that the Council has approved the map and that streets and easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by P. Q. Burton, forwarding petition and related papers on proposed rezoning of portion of Block 49 Grantville Townsite, from R-4 to C (Elbert F. Bauer) was presented. It says that the proposed rezoning was held in abeyance pending determination of proposed rezoning on Grantville and Outlots; it was included in over-all rezoning of Grantville under Ordinance 7226 (N.S.), and can be filed.

RESOLUTION 136572, filing petition and related papers on proposed rezoning of portion Block 49 Grantville Townsite, from R-4 to C (Elbert F. Bauer), was on motion of Councilman Curran, ~~seconded by Councilman~~ Curran, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by P. Q. Burton, returning petition and related papers proposing R-4 zoning in Blocks 382, 383 and 391 Horton's Addition (had been referred back to Planning on September 27, 1956) was presented. It recommends filing, whereas the earlier recommendation (upon which a hearing had been held) was to deny.

RESOLUTION 136573, filing petition and related papers on proposed rezoning of Blocks 382, 383, 391 Horton's Addition, from R-1 to R-4, 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 Encanto Heights, Highdale Addition, Lot 120, subject to 5 conditions, and suspension of portion of Municipal Code, was presented.

RESOLUTION 136574, approving tentative map of Encanto Heights, Highdale Addition, 2-lot resubdivision of Lot 120, located on south side of Mallard Street at corner of 69th Street; suspending portion Municipal Code, 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 France Terrace, a 1-lot subdivision of portion Pueblo Lots 1281 and 1297, located on west side of El Paseo Grande, south of Camino del Collado - a reapproval, approved by Resolutions 127824 and 127825, subject to conditions of the previous resolutions except for change in "item 3", was presented.

RESOLUTION 136575, reapproving tentative map of France Terrace, with item 3 changed, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending denial of tentative for resubdivision of portion Lot 2 Block 153 La Playa, was presented. Report says it is for division into 2 parcels; lot has 75 feet of frontage on Rosecrans and 150 feet along Owens Street. It says that proposed division would result in 1 70 ft x 75 ft lot fronting on Owens Street and 1 75 ft x 80 ft lot on which residence is now existing and fronting on Rosecrans Street. It tells of objections at a public hearing, and of 5-0 vote to deny. It sets out basis for recommended denial.

Harry Haelsig explained that it is a small lot in La Playa, and that there was considerable neighborhood opposition.

RESOLUTION 136576, denying tentative map for division of northerly portion Lot 2 Block 153 La Playa, 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 Nettleship Tye Tract No. 2 resubdivision of Lot 3 Block B, located on easterly side of Foothill Boulevard adjacent to Opal Street, within R-1 zone, was presented. It says 1 65 ft x 209 ft and 62 ft x 214 ft parcels are proposed. Recommendation is subject to 6 conditions, and suspension of portion of the Municipal Code.

RESOLUTION 136577, approving tentative map of Nettleship Tye Tract 2, 2-lot resubdivision; suspending portion of 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 for portion of Vista Mesa, a 477-lot subdivision of Pueblo Lot 214 - originally approved by Resolution 134075 - subject to previous resolution, was presented.

RESOLUTION 136578, reapproving revised tentative map of Vista Mesa, subject to conditions of Resolution 134075, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by P. Q. Burton,

reporting on petitions proposing that existing 12-foot setback on Norm Street in Lomita Unit 4 be changed to 8 feet - property located easterly across Norm Street from an elementary school in Lomita Village, between San Vincente Street and Leucadia Avenue, was presented. It reports street only about 200 feet in length, and proposed setback line would affect side yard setback of ~~4~~ only 2 lots upon which houses now exist. It tells of reason for change because 1 property owner had erected a permanent louvered screen at the eave line of existing residence, extending about 4 feet beyond the wall of the building. It tells of unanimous approval from property owners on the street, and of no public hearing having been held.

RESOLUTION 136579, adopting recommendation of City Planning Commission that setback line of 8 feet be placed on Norm Street in Lomita Village Unit 4; requesting City Attorney to prepare and present ordinance, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by P. Q. Burton, recommending naming Alley Block 15 Swan's Addition "Roseview Place", when accepted by the City, was presented.

RESOLUTION 136580, requesting City Attorney to prepare and present necessary ordinance and/or resolution to adopt recommendation of City Planning for widening of alley Block 15 Swan's Addition and naming of same, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by P. Q. Burton, attaching papers indicating proposal of Water Department that portion of old Rosecrans Street between approximately North Evergreen Street and Cadiz Street, shown on accompanying drawing, be changed to Rosecrans Place, was presented. It says that the portion of Rosecrans Street was by-passed by another portion of Rosecrans Street, constructed by State Highway Department. It recommends the change, and says that all reporting agencies have approved the change, and no protests have been received.

RESOLUTION 136581, adopting recommendation of City Planning Commission that old Rosecrans Street, now by-passed, be changed to Rosecrans Place; requesting City Attorney to prepare and present necessary ordinance to approve the name change, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from City Manager, reporting on application of Perry Black for certificate of convenience and necessity to operate 2 additional taxicabs in Ocean Beach and contiguous areas, was presented. It reports that service rendered is adequate, and there have been complaints of too many cabs operating in the neighborhood; Police Department is also of opinion that increase in number of cabs in the highly congested area would add to existing traffic problems. It recommends filing application without action.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the recommendation and application were filed.

Communication from Hahn, Wise and Associates, planning consultants, Suite 17, 61 Renato Court, Redwood City, California, dated November 19, 1956, by Lawrence A. Wise, was presented. It recommends use of Plan Lines, and adoption of procedure and other uses of low level photography, and offers to send information.

On motion of Councilman Kerrigan, seconded by Councilman Evenson, it was ~~filed~~ referred to the City Manager and Planning.

12/6/56

RESOLUTION 136582, giving notice of proposed annexation to The City of San Diego of portion of Lot 17 Partition of Rancho Mission of San Diego, County of San Diego, State of California, to be known and designated as "Demers' Tract Annexation", was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

At this point Councilman Schneider told of having seen an article in the morning Union regarding Imperial Beach annexation of property (previously proposed to be annexed to San Diego).

The City Manager discussed the question with Councilman Schneider, and said that Asst. City Manager, Fletcher, has been working on investigation of possibly re-instituting proceedings for annexation (to San Diego).

Vice Mayor Williams spoke of there being more than casual interest.

The City Manager told of being bound by law.
There was no action.

RESOLUTION 136583, authorizing City Manager to do work in connection with drainage facilities on Sixth Avenue extension and Washington Street, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136584, authorizing City Manager to do work in connection with installing 6" and 8" water mains on Solita Avenue, between Seminole Drive and Aragon Drive, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136585, authorizing and empowering City Manager to enter into contract for and on behalf of the City of San Diego with Frontier Properties Company, a limited partnership, developer of property at Southwest corner of Fordham and Frontier Streets, providing for installation of 8" water main and appurtenances in Fordham Street from Midway Drive to Frontier Street, located in Pueblo Lots 241 and 312, City of San Diego Drawing 3992-D, which serves property belonging to the City of San Diego as well as its own property, and for reimbursement by the City of \$3,628.68, covering one-half of cost of water main and appurtenances, upon execution and delivery to the City of all right, title and interest in and to the water distribution system, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136586, authorizing and empowering City Manager to execute, for and on behalf of the City, a revocable permit, granting the United States of America, Bureau of Yards and Docks, permission to use lands in Balboa Park in connection with access road and right of way for sewer line and storm drain with head wall, under Document 544770, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136587, granting revocable permit to San Diego Unified School District of San Diego County, 4100 Normal, San Diego 3, to install and maintain telephone and electric lines (underground) for use and benefit of owner's property: 4370 Kamloop Avenue; Lot 3385 Clairemont Unit 16, under Lot 3385 Clairemont Unit 16, from owner's property in P.P. in Kamloop Avenue, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

136582-136587

Discussion re annexation

12/6/56

RESOLUTION 136588, granting revocable permit to Convair, Division of General Dynamics Corporation, 3302 Pacific Highway, San Diego, to install and maintain a 6" pressure sewer system shown on Convair Drawing 4 PE-20156 for use and benefit of owner's property: N. Harbor Drive, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136589, 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 Lot 24 Block 15 Beverly, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136590, 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 northwesterly 50.0 feet of Lot 24 Block 15 Beverly, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136591, 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 southeasterly 50.0 feet of northwesterly 100.0 feet Lot 24 Block 15 Beverly, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136592, 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 A Oak Park, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136593, 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 unnumbered lots lying North of Block 292 of Seaman and Choate's Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Cu_rran, seconded by Councilman Schneider, adopted.

RESOLUTION 136594, authorizing and directing City Clerk to and the Mayor to execute, for and on behalf of and as act and deed of The City of San Diego, a quitclaim deed quitclaiming to D. J. Sass and Doris L. Sass, husband and wife as joint tenants, Lots 11 to 20 Block 85 Choate's Addition; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions that it be placed in escrow opened for purpose of effecting exchange, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Resolution says that The City of San Diego is desirous of obtaining portion of Lots 15 to 19 inclusive Block 81 Choate's Addition, to be used for sewer purposes to serve Ravenna Park area and Choate's Addition; D. J. Sass, owner, is willing to deed land to The City of San Diego and pay to the City \$1,250.00 in exchange for quitclaim deed from the City for Lots 11 to 20 Block 85 Choate's Addition; value of property to be granted to the City as determined by qualified real estate appraiser is \$500.00; value of City property no longer required by the City, is \$1,750.00 as determined by last report of City Auditor of Comptroller; City Manager has recommended the exchange.

RESOLUTION 136595, accepting subordination agreement, executed by Louis Theaman and Ethel Pearl Theaman, beneficiaries, and Land Title Insurance Company, trustee, dated November 20, 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 13 Block 21 Valencia Park 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 136596, accepting subordination agreement, executed by Home Federal Savings and Loan Association, beneficiary, and Land Title Insurance Company, trustee, dated November 16, 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 13 Block 21 Valencia Park 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 136597, accepting deed of Victor Guerra and Helen Guerra, November 14, 1956, conveying easement and right of way for drainage purposes, in portion of Lot 13 Block 21 Valencia 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 136598, accepting subordination agreement, executed by William Irving Hollingsworth and Flora Hollingsworth Mullin, beneficiaries, and Union Title Insurance and Trust Company, trustee, September 7, 1956, ~~subordinating all right, title and interest in and to easement for right of way~~

for public street and incidents, in portion Acre Lot 3 Morena; 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 136599, accepting deed of West Loma Development Company, Carlos Tavares, Louis C. Burgener, Arthur A. Desser, Harold B. Garfield, David H. Garfield, Worlton, Inc., November 27, 1956, conveying easement and right of way for street purposes in portion Acre Lot 3 Morena; naming land Crete Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136600, accepting quitclaim deed of R. E. Townsley, James V. Hull and Dale F. Townsley, September 20, 1956, quitclaiming portions Lots 22 and 28 Lemon Villa; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to properties department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136601, accepting deed of The Union Title Insurance and Trust Company, November 29, 1956, conveying easement and right of way for water main or water mains, together with fittings, etc.; 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 136602, accepting deed of The Union Title Insurance and Trust Company, November 29, 1956, conveying portion Lot 70 Rancho Mission of San Diego; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136603, accepting quitclaim deed of Frontier Properties Company, limited partnership, 3254 Rosecrans Street, San Diego, dated 20th day of November, 1956, quitclaiming all water mains and appurtenant structures constructed for its use, located in public streets, rights of way, highways and public places, either within or without, property at southwest corner of Fordham and Frontier Streets; accepting the 8" water main in Fordham Street from Midway Drive to Frontier Street, in Pueblo Lots 241 and 312, shown on City of San Diego Drawing 3992-D; 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 Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136604, accepting subordination agreement, executed by Occidental College, beneficiary, and Western Mutual Corporation, trustee, bearing date November 12, 1956, subordinating all right, title and interest in and to easement for right of way for public street and incidents thereto, 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, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136605, accepting subordination agreement, executed by Bank of America National Trust and Savings Association, beneficiary, and Continental Auxiliary Company, trustee, November 27, 1956, subordinating all right, title and interest in and to easement for right of way for public street and incidents, in northeasterly 5.00 feet Lots 3 and 4 Block 44 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, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136606, accepting subordination agreement, executed by Bank of America National Trust and Savings Association, beneficiary, and Continental Auxiliary Company, trustee, November 27, 1956, subordinating all right, title and interest in and to easement for right of way for public street and incidents in southwesterly 5.00 feet of Lots 4 and 5 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, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136607, accepting subordination agreement, executed by Myrle Walsh, beneficiary (Deed and Resolution are typed "Myrle", but deed is signed "Myrtle" and acknowledgment is "Myrtle"), and Bank of America National Trust and Savings Association, trustee, November 25, 1956, subordinating all right, title and interest in and to easement for right of way for public street and incidents in northeasterly 5.00 feet Lot 5 Block 44 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, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136608, accepting deed of Andrew Avila and Jo Anne Avila, conveying easement and right of way for street purposes in northeasterly 5.00 feet Lot 5 Block 44 Paradise Hills Unit 3; naming land 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 Evenson, ~~seconded by Councilman~~ ~~Evenson~~, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136609, accepting deed of Richard E. Kneeshaw and Harriet Phyllis Kneeshaw, October 18, 1956, conveying easement and right of way for street purposes in northeasterly 5.00 feet Lot 3 and Lot 4 Block 44 Paradise Hills Unit 3; naming land 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 Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136610, accepting deed of Newland L. Roberts and

Kathleen Roberts, October 11, 1956, conveying easement and right of way for street purposes in southwesterly 5.00 feet Lot 3 Block 43 Paradise Hills Unit 3; naming land 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 Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136611, accepting deed of Ansil L. Saunders and Lois Barbara Jean Saunders, October 29, 1956, conveying easement and right of way for street purposes in southwesterly 5100 feet Lots 4 and 5 Block 43 Paradise Hills Unit 3; naming land 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 Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136612, accepting deed of Westlands Investments, Inc., November 12, 1956, conveying easement and right of way for street purposes in portions of Lots 6 and 7 Block 43 Paradise Hills Unit 3; naming land 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 Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136613, overruling and denying protest of property owners, filed December 6, 1956 under Document 544750 against any setback facing 70th Street between El Cajon Boulevard and Colony Road; overruling and denying all other protests, was on motion of ~~Councilman~~ Councilman Curran, seconded by Councilman Schneider, adopted. (Resolution was numbered at this point - and will be found, also at the beginning of the meeting where hearing was held).

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

ORDINANCE 7247 (New Series), amending Article 5 Chapter II of San Diego Municipal Code by adding a new section to be known as and numbered Section 25.0205, Regulating the Storage of Material, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilmen Burgener, Mayor Dail.

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 7248 (New Series), adding certain territory to various Councilmanic Districts, pursuant to provisions of Section 5 Article II of the Charter, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Burgener, Mayor Dail.

12/6/56

Additions to Councilmanic Districts, in connection with Ordinance 7248 N.S., shown on the preceding page, were:
 Annexations of "San Dieguito Dam Site", "Lockwood Mesa Reservoir Site", "Hodges Damsite", were added to Councilmanic District 1;
 Annexations of "Morena Damsite", "Savage Damsite, etc", "Upper Otay Damsite, etc", were added to Councilmanic District 5;
 (above are City-owned reservoir and dam sites);
 Annexation of "Foster's Annexation", was added to Councilmanic Damsite 5.

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

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

ORDINANCE 7249 (New Series), appropriating \$51,000.00 out of Unappropriated Surplus Harbor Department Operating and Maintenance Fund 510, and transferring same to Harbor Department Operating and Maintenance Fund 510, Outlay for Equipment, was on motion of Councilman Schneider, Kerrigan, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Burgener, Mayor Dail.

Councilman Schneider spoke to the City Manager, who explained it to him. He said that it can be changed; "it is a matter of policy". Councilman Schneider said that there are many Capital Outlay items, and that it might be well to begin making appropriations from other funds.

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 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 7250 (New Series), appropriating \$25,000.00 out of Capital Outlay Fund, and transferring same to funds heretofore appropriated by Ordinance 4948 (New Series) to provide funds for cooperative storm drain program, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Burgener, Mayor Dail.

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

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

ORDINANCE 7251 (New Series), appropriating \$1,750.00 out of Capital Outlay Fund for construction of extension of storm drain at Sixth Avenue Extension and Washington Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Councilman Burgener, Mayor Dail.

Explanation of 1 ord.

Discussion on 1 ord.

7249 N.S. - 7251 N.S.

12/6/56

There was listed on the agenda, for introduction, ordinance amending Article 1 Chapter X of The San Diego Municipal Code by amending Section 101.0505 Regulating Conditional Use Permits.

The Council held considerable discussion on the subject, on December 4, 1956, at which time it was presented by the Asst. City Attorney, and explained to the Council by him.

After a motion, which did not carry, to introduce the ordinance on the 4th, the Clerk was directed to list it on the calender for today.

RESOLUTION 136614, referring to Council Conference proposed Ordinance amending Article 1 Chapter X of San Diego Municipal Code, by amending Section 101.0505 regulating conditional uer permits, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Final Map of Clairemont Plaza Unit 3, subject to resolutions 119769 and 122278 of approval and reapproval, resolutions 127430 and 134909 of amendment, located southerly of Iroquois St. and westerly of proposed Cowley Way, in Clairemont area, consisting of 5 lots, subject to posting bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 136615, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Clairemont Shopping Center, Inc., a corporation, and Clairemont Company, a co-partnership, for installation and completion of unfinished improvements and setting of monuments required for Clairemont Plaza 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 Evenson, adopted.

RESOLUTION 136616, adopting Map of Clairemont Plaza Unit 3 Subdivision, being a subdivision of portion of Pueblo Lot 1195; accepting on behalf of the public, public street and portion of public street: Cowley Way, portion of Clairemont Drive and easements shown for sewer, water, drainage and public utilities, for public purposes; declaring them to be public street, portion of public street, 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 streets and easements are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

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

RESOLUTION 136617, accepting deed of C. W. Carlstrom, October 26, 1956, conveying any and all abutters rights of access, appurtenant to grantor's property, a portion of Pueblo Lot 263; 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 Evenson, adopted.

The City Manager said that John Ingram would hand out to members of the Council, pamphlets on the "Charles Fletcher housing survey". Mr. Ingram did so.

RESOLUTION 136618, authorizing and directing Purchasing Agent

136614 - 136616
Ord to conf.
Housing survey item
136617 - 136618
All under U.C.

12/6/56

to advertise for sale and sell buildings (10 in the Presidio Project of Municipal Housing - to be moved by the purchaser)- all expenses in connection with sale shall be deducted from proceeds received from sale thereof, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Aaron Reese, Asst. City Attorney, presented the next item, under unanimous consent granted by the Council:

RESOLUTION 136619, authorizing Director of the Water Department to assign an engineer in his department to assist the Colorado River Board in Los Angeles, in preparation of technical information relating to Colorado River litigation now before the Supreme Court of the United States, in which The City of San Diego is a party litigant; and that all of the necessary living expenses of said engineer (not to exceed \$11.00 per day) shall be paid while he is engaged in the work; provided, however, that any per diem expenses paid to said employees by the Colorado River Board be returned to The City of San Diego, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Mr. Reese gave the Council a detailed explanation.

Councilman Kerrigan brought up the matter of paving or oiling 38th Street, which had been before the Council an earlier date, and referred to the City Manager. He spoke of a petition on the subject, on which each signer had said they "do not want any improvement". He asked if the Council would institute proceedings for the improvement.

The City Manager said that it would private oiling, which he opposed on a policy basis.

Councilman Kerrigan read the City Manager's letter, signed by E. W. Blom, Asst. City Manager. He said he had talked to Mr. Caporaletti, who was especially interested in securing the proposed improvement, and that Mr. Caporaletti had circulated a petition, but it contains the words "no improvement", which he deemed as a mistake.

The letter referred to was not filed by Councilman Kerrigan.

There was considerable discussion by members of the Council, and Mr. Caporaletti who repeated what he had said when Councilman Kerrigan brought up the subject originally under unanimous consent.

Vice Mayor Williams spoke to Mr. Caporaletti and said "The City will look and see if anything can be done".

There was no action.

The Council Secretary returned from Council Conference the petition of Checker Cab Company of San Diego, Inc., in connection with taxicab stand located immediately south of passenger zone on west side of First between Broadway and C Street. On November 8, 1956, there was considerable discussion on the subject, at which time it was referred to Conference. 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 11:15 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Charles O. Dale
Mayor of The City of San Diego, California

136619 - U.C.
Conference item returned & filed
Discussion re 38th St. improvement - no action

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, December 11,
1956

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

Mayor Dail called the meeting to order at 10:08 o'clock
A.M.

Reverend Godfrey Graeflin, pastor of Encanto Community
Methodist Church, was introduced by the Mayor. He gave the invocation.

Councilman Burgener entered the meeting

Councilman Evenson entered the meeting

Service awards were made to the following City employees,
honoring their long-time service with the City of San Diego:

Ellen Mae Murray, Senior Clerk, in the Financial Services
in charge of utility billing and rating section - 30-year pin, and scroll
- Award made by the Mayor. Miss Murray made a response to the award.

Gladys Weiler, Senior Typist-Clerk, in the Purchasing Department
- 25-year pin.

Joseph H. (Hal) Shaw, Purchasing Agent - 25-year pin.
Patrolman, George H. Smith, Police Department - 35-year pin
and scroll. He responded after the presentation was made.

Councilman Kerrigan entered the meeting

Captain Louis C. Schnug, Police Department - 25 year pin.
The Mayor awarded the Murray pin, Councilman Schneider awarded
the Weiler pin, Councilman Curran awarded the Shaw pin, Councilman Williams
awarded the Smith pin, Councilman Burgener awarded the Schnug pin.

Ordinances and resolutions for this meeting are recorded on
Microfilm Roll 122.

Students from San Diego State College class in Municipal
Government were visitors. They, and Dr. Don Leiffer, who accompanied the
group, were welcomed by the Mayor. At the request of the Mayor, they
stood for recognition.

The Mayor welcomed a small group of new City employees.
At his request, they arose.

On motion of Councilman Curran, seconded by Councilman
Williams, the minutes for the regular meetings of Tuesday, December 4,
1956, and Thursday, December 6, 1956, were approved without reading -
after which they were signed by the Mayor.

Meeting convened
Invocation
Service awards
Visitors
Minutes approved

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The hour of 10:00 o'clock A.M. having arrived, time set for receiving bids ~~for-bids~~ for furnishing electric current in Logan Avenue Lighting District 1, for 1 year from and including November 1, 1956, the Clerk reported 1 bid.

On motion made and seconded, the bid was publicly opened and declared.

It was the bid of San Diego Gas & Electric Company, accompanied by certified check in sum of \$39.12 written by San Diego Trust and Savings Bank.

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

The hour of 10:00 o'clock A.M. having arrived, time set for receiving bids for furnishing electric current in Pacific Highway Lighting District 1, for 1 year from and including November 1, 1956, the Clerk reported 1 bid.

On motion made and seconded, the bid was publicly opened and declared.

It was the bid of San Diego Gas & Electric Company, accompanied by certified check in sum of \$374.44 written by San Diego Trust and Savings Bank.

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

The hour of 10:00 o'clock A.M. having arrived, time set for receiving bids for furnishing electric current in Roseville Lighting District 1, for 1 year from and including October 1, 1956, the Clerk reported 1 bid.

On motion made and seconded, the bid was publicly opened and declared.

It was the bid of San Diego Gas & Electric Company, accompanied by certified check in sum of \$69.60 written by San Diego Trust and Savings Bank.

On motion of Councilman Kerrigan, seconded by Councilman Curran, bid was referred to City Manager and City Attorney.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on vacation of portion of Ampudia Street, and reservation of public easements therefrom, under provisions of Street Vacation Act of 1941 - Resolution of Intention, the Clerk reported written protest of Fred S. Bunger. It was read to the Council.

The Mayor recognized Mr. Bunger, who came to the microphone.

Mr. Bunger told of there being a misunderstanding, and of Mr. Blew (a petitioner) having stated that closing would be 1/2 width all the way through. He said if closing were made, he would be closed off. He asked for continuance 1 week.

RESOLUTION 136620, continuing hearing on proposed closing of portion of Ampudia Street, Resolution of Intention 136073, until 10:00 o'clock A.M., Tuesday, December 18, 1956, 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 vacation of portion of Oliphant Street, the Clerk reported no protests.

No one appeared to be heard, at the Mayor's invitation.

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

Harry Haelsig, Planning Director, showed a plat of the property to Councilman Curran.

On motion of Councilman Williams, seconded by Councilman Schneider, proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on vacation of portion of 29th Street, the Clerk reported no protests.

No one appeared to be heard, at the Mayor's invitation.

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

On motion of Councilman Schneider, seconded by Councilman Williams, proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 136171 for paving and otherwise improving Everts 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 136621, determining that paving and otherwise improving Everts Street, Resolution of Preliminary Determination 136171, 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 of Preliminary Determination 136172 for paving and otherwise improving Orten 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 136622, determining that paving and otherwise improving Orten Street, Resolution of Preliminary Determination 136172, 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 Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 136623 for sewers in Payne 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 136623, determining that improvement of Payne Street, Greely Avenue and Public Rights of Way, Resolution of Preliminary Determination 136173, 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 protests, and directing notice of hearing, for Garnet Street Lighting District 1, 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 136624, confirming and adopting as a whole Engineer's Report and Assessment for Garnet Street Lighting District No. 1, 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 protests, and directing notice of hearing, for Sunset Cliffs Lighting District 1, 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 136625, confirming and adopting as a whole Engineer's Report and Assessment for Sunset Cliffs Lighting District 1, 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 Assessment 2548 made to cover costs and expenses of sewers in Normandie Street, Birmingham Drive, the Mayor announced that the hearing had been continued "for the Council to consider the quality, and the assessment roll".

Councilman Curran moved to close the hearing, and overrule the appeals. Motion was seconded by Councilman Schneider.

Councilman Williams moved to confirm the assessment. Motion was seconded by Councilman Evenson.

Councilman Burgener spoke of future possible use on 4 parcels (upon which small assessments had been levied).

The Mayor said that it is the policy of the City Engineer's office to assess (for sewer) 100% on frontage.

RESOLUTION 136626, overruling and denying appeals of Eugene A. Sanders, Emeli Kanlund, Henry E. Kanlund, George C. Cierny and Elizabeth Cierny, Elizabeth D. Cierny (separate appeal), Mr. and Mrs. Pete Dunn, J. H. Richards, from Street Superintendent's Assessment 2548 made to cover costs and expenses of installation of sewer main in Normandie Street and Birmingham Drive, Resolution of Intention 132504; overruling and denying all other appeals; confirming and approving Street Superintendent's Assessment 2548 made to cover costs and expenses of installation of sewer main in Normandie Street and Birmingham Drive, Resolution of Intention 132504; authorizing and directing Street Superintendent to issue warrant; directing Street Superintendent to record in his office the warrant, diagram and assessment, adopted, by following vote: Yeas-Councilmen Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-Councilman Burgener. Absent-None.

The Mayor said that property owners had been heard last week, and had considered their statements.

Councilman Burgener said that modifications were so slight that they would not help.

An unidentified man said that there were 4 property owners who want to speak their piece.

The Mayor said that appeals had been overruled, and the assessment confirmed. He discussed with the man in the audience that to be heard, the Council would have to re-open the hearing.

The unidentified man said that this is "the subject to a law suit".

The Mayor said that there would be due process of law.

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Councilman Burgener told the man that the City Engineer assesses the property, due to benefit received. He pointed out that some are already hooked onto the sewer.

A woman who had been heard at the regularly scheduled hearing, tried to speak. The Mayor said to her that the hearing has been concluded, and the assessment confirmed. He said the Council had "heard all last week".

RESOLUTION 136626, overruling and denying appeals of Eugene A. Sanders, Henry E. Kanlund, George G. Cierny and Elizabeth Cierny - - - (it is not continued, since it is the resolution that was adopted before discussion took place).

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment for sewers in Amherst, 68th Streets, and rights of way, the Clerk reported written appeal from I. W. Bjorkman.

The Mayor inquired if anyone was present to be heard.

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

The City Engineer asked about the written appeal, said that it is 8.2% based upon high cost.

RESOLUTION 136627, overruling and denying appeal of I. W. Bjorkman from Street Superintendent's Assessment 2550 made to cover costs and expenses of installation of sanitary sewer 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; overruling and denying all other appeals; confirming and approving Assessment 2550; directing Street Superintendent to attach his warrant and issue it in manner and form provided by law; directing Street Superintendent to record in his office the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the closing of Ivy Street, between easterly line of Pacific Highway and westerly line of California Street, communication from Street Superintendent recommending denial, was presented. It says that a similar petition to close southerly 40 feet of Ivy Street was denied May 19, 1953, and Planning Commission after considering departmental recommendations and facts presented to them voted 7-0 to deny this petition.

Louis Karp, attorney, who had requested this hearing, asked the Council to "set a hearing", and stated that he opposed the denial.

Councilman Schneider moved to set a hearing for Thursday of this week.

Mayor Dail suggested that it might be continued until Thursday, which comments had been made at first presentation to the Council.

RESOLUTION 136628, requesting City Attorney to prepare and present Resolution of Intention for closing portion of Ivy Street, between easterly line of Pacific Highway and the westerly line of California Street, under Street Vacation Act of 1941, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

Before adoption of Resolution 136628, Milton Fredman, attorneys for petitioners, Harry and Ida Wax, was heard. He told of having not been notified, and of not having known of the Planning Commission's hearing. He showed photos, which he passed around. He reviewed Planning objections, and pointed out that the Council in 1952 prohibited parking on the north side of the street in question. He told of there being no way to cross (Pacific Highway) to Solar at this point, and of Solar employees parking. He referred to trouble in crossing. He passed around a plat and said that

Lots 279 and 280 had been built up, by Tops. He said that Lots 3, 4, 5, 6, 43, 44 Block 279 are represented. He told of the existing old shacks and an oil station. He said there is access on California and Juniper to Pacific Highway. He spoke of "having to go to Laurel to go south". He said there is no access bordering on the street. He said the "M-1 lots are numbered in the 40's", and told of there having railroad access. He said they can't even get their own trucks in now, and can't be used for C and M-1. He told of effort to bring in new industry, and that this street should be closed. He spoke of Kalmia being not a through street. He said "there is some zoning, and there is no access problem". He told of owners already having given easements, and that San Diego Gas Co. having withdrawn its objections. Mr. Fredman told of owners constructing storm drain at their own expense, and showed picture of the "drainage ditch". He told of willingness to dedicate 6 feet for Pacific Highway widening. He said that owners plan to alleviate conditions by private funds. He said that "the downtown freeway would dead-end; Date Street overpass would not be affected".

Councilman Schneider asked Mr. Fredman about values on Pacific Highway.

Mr. Fredman replied between \$500. and \$1,000. per front foot. He said there would probably be a private street (if closed). He pointed out that request is being made today only for preparation of a Resolution of Intention, on which a future hearing would be conducted.

There was discussion between Councilman Williams and Mr. Fredman about setback.

Councilman Curran discussed width with Mr. Fredman.

Harry Haelsig, Planning Director, reviewed the objections, which he said have just been reviewed. He said it "could be separated, and a commercial zone". He said there is a question of industrial development; only a portion could be developed. He spoke of a tentative plan for overhead at Hawthorn, and of the Traffic Engineer having requested reference back to the State for study in connection with East and West traffic. Asked for a time schedule, Mr. Haelsig said "a freeway agreement would probably be ready in 6 months".

Councilman Burgener discussed with Mr. Haelsig the crossing over the railroad right of way, with right to cross east and west.

Mr. Haelsig said that a legal question was being asked, and that he does not know the answer.

Aaron Reese, Asst. Planning Director, said that the City "can cross, if granted by Public Utility Commission."

Mr. Karp said to the Council that he "represents lots to the south of Ivy, Tops Corporation." Answering a question, Mr. Karp said that his client is Tops Corporation. He told of having talked to Mr. Dekema (District Engineer, for the State High Department), who had said "they have no interest in Ivy". He said that talk is not about this area, but Ivy, State and Columbia which "is not this piece". He declared that there is a legal question involved, and that if applicants "pay anything (for the requested closing) proceedings are void". He said that if the 1941 Street Closing Act is used, it is simple. He reviewed the Act. He said that things required (in that Act) have not been done. Mr. Karp contended that the "planning report is a report, only; it is not proper". He asked for adoption of resolution (of intention) and conduct of a hearing (as provided in that resolution). He said that proceedings haven't been started, and that provisions have not been violated. He stated that Planning has stated that the Street Superintendent has approved the closing. He told the Council of not wanting to get into an administrative argument. He declared that "both sides should be heard".

Mayor Dail said that this is a subject for Council action.

Councilman Schneider said that the reason he asked about the property value was that if the City ever has to get the street back it "would have to pay through the nose" for it.

Mr. Karp said that owners "made the needed offer; they made every possible offer".

Councilman Burgener said that many people had been quoted. He asked if there was any danger to have a publicly-noticed hearing.

It was at this point that Resolution of Intention 136628, shown on page 213 was adopted.

Communication from Purchasing Agent, approved by City Manager, reporting on low bids for furnishing Lubrication Equipment for Public Works Department - 5 bids:

(a) Dunn Supply Co., Inc. for furnishing Item 1 - 12 Meter and Nozzle Assemblies for dispensing lubricating oil @ \$47.74 each, total of \$572.00 - (Dunn Supply Co., Inc. and Lube Equipment & Supply Co. were co-low bidders - award was because of more convenient use;

(b) L. C. Harrington, Inc. for furnishing Item 2 - 6 Drum Type Lubricant Oil Delivery Pumps @ \$136.00 each, total of \$816.00 terms 2% 10th prox.;

(c) Lube Equipment & Supply Co. for furnishing Item 3 - 12 Live Type 20' Hose Reels for engine oil dispensing @ \$98.00 each, total of \$1,176.00

Report said that all prices are plus tax.

RESOLUTION 136629, accepting bid of Dunn Supply Co. for furnishing Lubrication Equipment; 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 Burgener, adopted.

RESOLUTION 136630, awarding contract, accepting bid of L. C. Harrington, Inc. for furnishing Lubrication Equipment; authorizing and instructing City Manager to enter into and execute on behalf of ~~the~~ 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 Burgener, adopted.

RESOLUTION 136631, accepting bid of Lube Equipment & Supply Co. for furnishing Lubrication Equipment; 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 Burgener, adopted.

Communication from Purchasing Agent, approved by City Manager, recommending low bids for furnishing 7 items of Repair Parts for Allis Chalmers Tractor, for Equipment Division (number of bids not shown):

Shaw Sales & Service Co. for Items 1, 2, 3, 4, 5, 6 - estimated price of \$953.37 net, plus Tax;

San Diego Spring & Brake Works, Inc., Item 7 - \$242.00 terms 2% plus tax.

RESOLUTION 136632, accepting bid of Shaw Sales & Service Co. for furnishing Repair Parts for Allis Chalmers Tractor; 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.

RESOLUTION 136633, accepting bid of San Diego Spring & Brake Works, Inc. for furnishing Repair Parts for Allis Chalmers Tractor; awarding

contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Report of Purchasing Agent on second low bid of A. M. Donaher & Son for furnishing 12 Leach 20 ct. yd. capacity Loader Packer Bodies - \$64,488.00 plus Tax - 4 bids, was presented. Recommendation is result of City-conducted test runs.

RESOLUTION 136634, accepting bid of A. M. Donaher & Son for furnishing 12 Load Packer Bodies for rubbish collection; 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 Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 136635, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Remodeling City Council Chambers in the Civic Center Building; Document 544795; 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 136636, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Construction of Storm Drain in Block 23 Fairmount Addition; Document 544790; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Councilman Curran asked about amount of equipment involved in the following resolution.

The City Manager answered him, and said it is not known if it can be sold; it cost around \$70,000.00; it is surplus; there is no future use for it.

RESOLUTION 136637, authorizing and directing Purchasing Agent to advertise for sale and sell vacuum filtration units and accessories, all expenses in connection with advertising for sale to be paid by Sewage Treatment Division, Public Works Department, or in event of sale it shall be deducted from proceeds, 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 Bellaire Terrace Unit 1, located east of Cole Street and north of Clairemont Mesa Drive in north Clairemont area, consisting of 35 lots, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 136638, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Bellaire Building Company, a partnership, for installation and completion of unfinished improvements and setting of monuments required for Bellaire Terrace Unit 1 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 Evenson, adopted.

RESOLUTION 136639, adopting Map of Bellaire Terrace Unit 1 Subdivision, being portion of Pueblo Lot 1242; accepting on behalf of the public Conrad Avenue, DuBois Drive, portion of Cole Street, easements shown for sewer, water, drainage and public utilities for public purposes; declaring them to be accepted for and dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council that the Council has approved the 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, California, was on motion of Councilman Williams, seconded by Councilman Evenson, adopted.

Communication from Assistant City Manager on petition for oiling of 38th Street south of Wightman, and a detailed report on 1911 Act petition returned with signatures of owners of approximately 50% of affected lots, after which there appears statement (on each signature) "No Improvement". It says that in view of the fact that the City Engineer has determined that value of abutting property is sufficient to support a 1911 Act petition, street is not eligible for oiling under provisions of policy adopted by the Council by Resolution 107424 on July 1, 1952.

Councilman Kerrigan said that this is the item at which he was requested to look.

There was considerable discussion (not shown here inasmuch as it is along lines of previous discussion on the same subject)

RESOLUTION 136640, directing City Engineer to furnish plat showing exterior boundaries of district or lands in the City to be affected and benefited by and to be assessed to pay costs, damages and expenses of improving 38th Street south of Wightman Street, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-Councilman Williams. Absent-None.

(This is the item presented, originally, by Councilman Kerrigan, in behalf of Joe Caporaletti - and effect the action taken by Resolution 136640 "initiates the proceeding by The Council").

Communication from Street Superintendent, approved by Assistant City Manager, recommending granting petition for closing portions of Clairemont Drive and Fairfield Street, portions of Gesner Street and Illion Street, was presented. The closing is recommended under "Street Vacation Act of 1941", and says that closing is requested in connection with development of area in P.L. 1192 between Clairemont Unit 3 and Illion Street, most of which is included in Tentative Map for Western Hills Unit 4 approved by Resolution 134697, which subdivision will provide adequate streets to serve the area.

The City Manager said closing was recommended because of the new subdivision.

Harry Haelsig, Planning Director, pointed out the property on a map.

Motion by Councilman Evenson, seconded by Councilman Williams, was for reference to the City Attorney for resolution.

Resolution to grant was prepared by City Clerk's office, and follows:

RESOLUTION 136641, adopting recommendation of Street Superintendent that streets be closed under "Street Vacation Act of 1941" - portions of Clairemont Drive and Fairfield Street, portions of Gesner and Illion Street, was adopted.

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Communication from County Clerk, as ex-officio Clerk of the Board of Supervisors, submitting certified copy of resolution of San Diego County, adopted November 20, 1956, requesting support and assistance in obtaining passage by the State Legislature of proposed San Diego Metropolitan Transit Authority Act, was presented.

Mayor Dail said that the County has endorsed the idea, but formal action has not been taken.

The County's resolution was read to the Council by the Clerk. The resolution requests the Legislature of the State of California, and specifically the Honorable Fred H. Kraft, Frank Luckel, George G. Crawford, Sheridan N. Hegland, and Jack Schrade to enact proposed San Diego Metropolitan Transit Authority Act as prepared by the Metropolitan Mass Transit Study Committee, and requests various municipal and county agencies to support and assist the County of San Diego in obtaining passage of such legislation.

The Mayor referred to the request made to other municipalities (as set out in the County resolution).

On motion of Councilman Curran, seconded by Councilman Schneider, the City Attorney was requested to prepare a resolution for adoption by the City Council. (Resolution making this request was not written and numbered, inasmuch as the City Attorney is now preparing such a resolution)..

Communication from Lena Sefton Clark (Mrs. Henry B. Clark), 3810 Narragansett Avenue, San Diego 7, dated December 6, 1956, stating that she represents a group of more than 36 women's organizations keenly interested in placing on April ballot a proposition to build and finance a community theater in Balboa Park, was presented. It asks if that would be possible, and the timing required. It tells of being available and being most happy to discuss the matter with the Council.

RESOLUTION 136642, referring communication from Lena Sefton Clark to Council Conference, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Communication from Einer Bros., Inc., Escondido, California, dated December 5, 1956, signed by Roy E. Neujar, Vice President, R.E. No. 10278, was presented.

It refers to San Diego's future sewage disposal system, and suggests employment of Municipal Engineers, Inc. for preparing plans, etc., and tells of other systems built under contract, designed by Byrl D. Phelps (now of Municipal Engineers, Inc., a former Deputy City Engineer).

On motion of Councilman Williams, seconded by Councilman Schneider, it was referred to the City Manager (for report by him to Council Conference).

Communication from Benjamin M. Rottman, 1422 Savoy Circle, San Diego 7 (business address 675 State Street), dated December 5, 1956, enclosing copy of letter sent to editors of San Diego Union and Evening Tribune, expressing views on Council action overruling protest of 80% of property owners in Chatsworth Estates district who did not want sidewalks, was presented. The letter to the editors gives details.

The Mayor said to the Council that he had answered the letter.

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

Communication from Chamber of Commerce endorsing recommendation of Park and Recreation Committee (but not necessarily every detail) recommendation in principle in connection with Master Plan of Parks and

Recreation for the City of San Diego, as developed jointly by staffs of City Planning Commission and Park and Recreation Commission, was presented. It recognizes importance of planning for the future, and offers assistance.

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

RESOLUTION 136643, directing notice of filing assessment 2554 and of time and place of hearing thereof, made to cover costs and expenses of work done upon paving Alley Block 17 Normal Heights, and Collier Avenue, Resolution of Intention 132641, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION OF AWARD 136644, accepting bid of T. B. Penick & Sons, and awarding contract, for paving and otherwise improving Alley Block J Montecello, Monroe Avenue, Resolution of Intention 135213, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

City Engineer reported in writing that low bid was 0.6% below estimate.

RESOLUTION OF AWARD 136645, accepting bid of Merle Tryon Concrete, for paving and otherwise improving Alley Block 81 Pacific Beach, Resolution of Intention 135214, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

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

RESOLUTION 136646, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Donna Avenue and Celia Vista Drive; approving Plat 2920 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 Curran, adopted.

RESOLUTION 136647, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Lillian Street, Viola Street, Gertrude Street, Bianca Avenue, Hilda Road, Ellsworth Street, et al.; approving Plat 2814 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 Curran, adopted.

RESOLUTION 136648, approving plans, drawings, typical cross-sections, profiles and specifications for sewers in Muirlands Drive, El Camino Del Teatro, El Paso Real, Lane in Lot 1 Block 16 The Muirlands, and Public Rights of Way, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION ORDERING WORK 136649, for paving and otherwise improving Alley Block 2 Ocean Front, Resolution of Intention 135860, was

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on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION ORDERING WORK 136650, for installing sidewalks on Baker Street, Zoe Street, Sumter Street, Ticonderoga Street and Chicago Street, Resolution of Intention 135961, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION ORDERING WORK 136651, for paving and otherwise improving Guy Street, Resolution of Intention 135962, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

In connection with the next resolution, Councilman Curran asked if it has to do with 30th Street Bridge.

The City Manager's reply was "yes".

RESOLUTION CHANGING GRADE 136652, on 30th Street, described in Resolution of Intention 135357; directing publication, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136653 for furnishing electric energy in Talmadge Park Lighting District 2, for 1 year from and including March 1, 1957, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136654, for paving and otherwise improving Donna Avenue and Celia Vista Drive, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136655, for paving and otherwise improving Lillian Street, Viola Street, Gertrude Street, Bianca Avenue, Hilda Road, Ellsworth Street, Crown Street, Onstad Street, Solar Street, Brownwell Street, Knox Street, Plainview Road, Everview Road, Monitor Road, Elevation Road, Dorcas Street, Cushman Avenue, Savannah Street, Buenos Avenue; Public Rights of Way in Blocks 2 and 5 Overlook Heights, and Path in Block 2 Overlook Heights, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136656, for sewers in Muirlands Drive, El Camino Del Teatro, El Paso Real, Lane in Lot 1 Block 16 The Muirlands and Public Rights of Way, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Councilman Curran asked "what is it?" in connection with the next resolution.

Harry Haelsig, Planning Director, said that it is an unusable alley, in connection with a subdivision to the north.

RESOLUTION OF INTENTION 136657, electing to proceed under

Provisions of Street Vacation Act of 1941, declaring Intention of the City Council to vacate portion of Alley in Moody's South Addition to Lemon Grove, and fixing time and place for hearing, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136658, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 29 Fortuna Park Addition, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136659, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 269 Pacific Beach, and Ingraham Street, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136660, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 299 Subdivision of Acre Lots 67, 68, 76, 77, 80 and 81 Pacific Beach, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Councilman Williams said, in connection with the next resolution that "there will be a lot of misunderstanding".

(This is the project to which letter of Benjamin M. Rottman, shown earlier in these minutes, referred).

RESOLUTION 136661, ascertaining and declaring wage scale for installation of sidewalks on Point Loma Avenue, Santa Barbara Street, Bermuda Circle, Savoy Circle, Venice Street, Alexandria Drive, Pescadero Avenue, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136662, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 2 City Heights Annex No. 1; Resolution of Intention 131459, 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 to immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136663, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Opal Street, Resolution of Intention 133055, 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 to immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136664, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 331 Choate's Addition, Resolution of Intention 133816, and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136665, granting petition, Document 542258, for paving and otherwise improving Maple 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 Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136666, granting petition for paving-and-otherwise sewers in Lots 28 and 29 Ex-Mission Lands of San Diego (sewers to serve those lots); 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 Schneider, adopted.

RESOLUTION 136667, granting petition of property owners, for permission to pave and otherwise improve Alley Block 368 Subdivision of Blocks 368, 369, 374, 375, 376 Old San Diego, by private contract, under Document 544380, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Councilman Curran questioned the amount in Resolution authorizing Port Director to do all work in connection with repair of quake damage to "B" Street Pier, by appropriate City forces.

Mayor Dail read communication from the Harbor Commission. He asked if more information was wanted.

On motion of Councilman Curran, seconded by Councilman Williams, the proposed resolution was continued to the meeting of Thursday, December 13, 1956.

RESOLUTION 136668, establishing parking time limit of 2 hours, between 8:00 A.M. and 6:00 P.M., Sundays excepted:

Both sides of Beech Street between State and Union Streets; establishing parking meter zones; directing City Manager to cause parking meter to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

Councilman Curran asked if installations had been made in connection with the next ordinance (not clear if signs or signals were meant).

The City Manager replied that he did not know.

RESOLUTION 136669, declaring through highways:

"F" Street, between east line of 12th Avenue and west line of 25th Street;

"G" Street, between east line of 13th Street and east line of 25th Street;

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

RESOLUTION 136670, declaring one-way streets:

"F" Street, between 12th Avenue and 25th Street for

westbound traffic;

"G" Street, between 13th Street and 26th Street for eastbound traffic; authorizing and directing installation of necessary signs and markings, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 136671, establishing parking time limit of 2 hours, between 8:00 A.M. and 6:00 P.M., Sundays excepted:

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

RESOLUTION 136672, withdrawing from the Lower Sweetwater Fire Protection District lands annexed to the City of San Diego by Ordinance 6578 (New Series), known and designated as "Rancho Hills South", was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Resolution gives legal description of the property involved; directs City Clerk to file certified copies with State Board of Equalization, The governing body of the Lower Sweetwater Fire Protection District, the County Clerk of San Diego County, the Registrar of Voters of San Diego County, the County Assessor of San Diego County; was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 136673, giving notice of proposed annexation to The City of San Diego of portions of Lots 36 and 41 Rancho Mission of San Diego; all of Lots 10, 11, 12, 13 Block 3 Rosedale; and 8th Street lying contiguous to portion of said Block 3 Rosedale, in the County of San Diego, State of California, to be known and designated as "Mission Village Tract" - under terms and provisions of Annexation of Uninhabited Territory Act of 1931 as amended - hearing to be held at 10:00 o'clock A.M., Thursday, January 17, 1957, in the Council Chamber; directing publication and written notice of proposed annexation to be mailed, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 136674, authorizing City Manager to accept work on behalf of the City of San Diego in Allied Gardens Unit 6 Subdivision, and execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136675, authorizing City Manager to accept work on behalf of The City of San Diego in La Jolla Acres Subdivision, and have Notice of Completion which he is directed to execute, recorded, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136676, authorizing City Manager to accept work

on behalf of The City of San Diego in Tommasa Subdivision Unit 2, execute Notice of Completion and have it recorded, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136677, authorizing City Manager, and empowering him, to do all work necessary to provide water service during relocation of water main on 54th Street, between University Avenue and El Cajon Boulevard, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136678, authorizing and empowering City Manager to do work he deems necessary in connection with relocation of 12" water main on Pacific Highway, between Bean and Witherby Streets, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136679, authorizing and empowering City Manager to enter into agreement, for and on behalf of the City, with George C. Hatch as Architect, for architectural services in conjunction with remodeling of portion of Police Department building, copy of agreement filed as Document 545069, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136680, authorizing and empowering City Manager to execute, for and on behalf of the City, lease agreement with Estate of F. W. Kellogg, leasing to the City Block 14 La Jolla Shores Unit 1, for improving, operating and maintaining a free public parking lot, for 1 year plus 9 1-year options to renew, at annual rental of \$1.00, commencing on date of execution of agreement, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136681, authorizing City Manager to employ R. E. Hazard Contracting Co. to perform work in connection with improvement of Goshen Street, Lauretta Street, Fresno Street, et al., under 1911 Street Improvement Act proceeding; cost of work not to exceed \$399.90 payable from Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136682, approving Change Order 1, November 16, 1956, Document 544869, issued in connection with contract between The City and Trepte Construction Company for construction of Earl Thomas Reservoir, contract Document 542412; changes amounting to increase in contract price of \$1,500.00, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136683, granting application of Joe Dell Garcia, 339 West Broadway, San Diego, doing business as American Rent-A-Car Agency, for permission to operate 5 automobiles for hire; directing Chief of

Police and City Clerk to issue certificate of public convenience and necessity to operate the automobiles for hire pursuant to resolution, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136684, granting John A. Cormier, 3544 Euclid, San Diego, revocable permit to install and maintain 75' 4" C.I. Sewer Lateral for use and benefit of owner's property: Lots 12 and 13 Block 4 Bungalow Park, under 47th Street, to City Sewer main D.E. in 47th Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136685, granting Frank Edwards and Lavola Edwards, 4283 Myrtle Street, San Diego, to install and maintain 120' 4" C.I. Sewer Lateral for use and benefit of owner's property: 4283 Myrtle, Lots 47 - 48 exc. Wly. 45' Blk 104 City Heights, under Myrtle Street from owner's property to City sewer main in Alley Block 104 City Heights, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136686, granting revocable permit to Robin Filgo, 934 43rd Street, San Diego, to install and maintain 2 200' 1" C.I. Water Services for use and benefit of owner's property: 933 46th Street, Lot 5 Block B Garden Grove under 46th Street to City Water Main in Hilltop Drive, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136687, granting revocable permit to John A. Kozil, 2421 Boundary Street, San Diego, to install and maintain 70' water line for use and benefit of owner's property: 3259 Highview Drive; Lot 6 Bancroft Terrace, under Highview Drive and 33rd Street, from owner's property to City water main in 33rd Street, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136688, approving claim of California Milling Corporation, Document 544372; authorizing City Auditor & Comptroller to draw warrant in favor of claimant, 2075 E. Harbor Drive, San Diego, in full payment of claim, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted. Claim is \$3.74.

RESOLUTION 136689, approving claim of John W. Cathron, Document 543996; authorizing City Auditor & Comptroller to draw warrant in favor of claimant, 653 60th Street, San Diego 14, in amount of \$25.00 in full payment of claim, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136690, approving claim of Guy J. Leesman, Document 543829, in amount of \$38.96; authorizing City Auditor & Comptroller to draw warrant in favor of Guy J. & Louise Leesman, 2958 Kettner Blvd., San Diego, in full payment of claim, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

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RESOLUTION 136691, denying claim of Joseph E. Delgato, 4322 - 52nd Street, San Diego 15, Document 543975, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136692, denying claim of Henry Knittel, 2518 E. 18th Street, National City, Document 544373, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136693, denying claim of Elena Rae Quinci by Mrs. John B. Quinci, 2175 W. California Street, San Diego, Document 544126, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136694, denying claim of Marie M. Sachs, 2660 A Street, San Diego 2, Document 544393, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136695, denying claim of State Farm Mutual Auto Insurance Co., for George H. Messig, 1727 West 17th Street, Santa Ana, California, Document 544277, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136696, vacating easement for sewer in portion of Lots 19 to 24 inclusive in Block 16 of The Muirlands, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Resolution says that easement has not been used for purpose for which acquired, and has not been used since date of acquisition, or for 5 consecutive years next preceding date of resolution. It says that from and after date of order of vacation, title to land previously subject to ~~444444~~ easement shall revert to owners of land free from rights of the public; authorizing and directing City Clerk to cause certified copy of resolution, attested by him under seal, to be recorded in office of County Recorder of County of San Diego.

RESOLUTION 136697, vacating easement for water lines and appurtenances in Lot 4 Marcellena Tract; portion of which has not been used for purpose for which acquired since date of acquisition to present time; City has no present or prospective use for said portion of the easement and City Manager recommends City abandon its interests, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Resolution says that 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; 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 136698, 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 Mercy Hospital, San Diego, a corp-

oration, Lots 1 and 2 Block 3 Fifth Street Addition; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions that it be delivered to grantee upon receipt by the City of deed conveying property as required by the City, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The Resolution says that The City is desirous of acquiring portion of Block 44 Eastern Addition in connection with sewer installation; Mercy Hospital, owner of the land is willing to deed it to the City in exchange for quitclaim deed from the City, quitclaiming portion Lots 1 and 2 Block 3 Fifth Addition; value of property to be granted to the City by Mercy Hospital, and value of property to be quitclaimed by the City to Mercy Hospital, are equivalent - or sum of \$200.00, and City Manager has recommended exchange be made.

RESOLUTION 136699, 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 Graham M. Kelly and Julia F. Kelly undivided one-third interest; Herbert C. Kelly and Jane Kelly, an undivided one-third interest; Yorke H. Smith and Maxine T. Smith, an undivided one-third interest, of all Lots 87, 88, 89, 90 Boulevard Gardens, reserving unto the City all rights of ingress and egress over and across southeasterly line of Lot 90, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Resolution says that the City is desirous of acquiring Lots 108 and 109 and portions of 110 to 113 in Boulevard Gardens in connection with widening of Morena Boulevard; the Kellys and Smiths who are owners of that land are willing to deed it to the City in exchange for quitclaim deed from the City quitclaiming Lots 87, 88, 89, 90 Boulevard Gardens. It says that value of property to be granted to the City is equivalent to value of property to be quitclaimed by the City - or sum of \$14,000.00, and City Manager has recommended exchange be made.

Three ordinances were listed on the agenda:

Incorporating portion Pueblo Lot 1202 into C-1A Zone (for unspecified use);

Incorporating portion Pueblo Lots 1202 and 1203 into RC-1A use (for Supermarket);

Incorporating portion Pueblo Lots 1202 and 1203 into RC-1A Zone (for Medical Center).

Councilman Burgener said "now we come to the interesting part of the program". He told of having had an array of visitors all afternoon, yesterday. He said that from the start, he had felt that this is an excellent location for commercial, but he is not sure in his own mind how many acres there should be. He said that Safeway and the Doctors are called for - and possibly the unspecified use. Mr. Burgener said that he wants to act on the Safeway and Doctors ordinances.

Councilman Burgener moved to continue item 159 (the unspecified use) ordinance 1 week. He talked to Eugene Glenn, attorney, saying that if too much is zoned it might depress values, rather than help.

There was no second to the motion.

Councilman Kerrigan said that the City is faced by 2 petitions: item 161 (Medican Center) made the request. He said that to the north there was a second petition; items 160 and 161 (Supermarket & Medical) were included by the Planning Commission. He said it is a proper place for C Zone, and that he agrees with Councilman Burgener. Mr. Kerrigan said it should be subject to subdivision map, regarding roads. He said "they should all be continued 1 week".

There was discussion between Councilmen Burgener and Kerrigan.

136699

Discussion on ordinances
for rezoning in P/Ls 1202
& 1203.

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Councilman Kerrigan stated that "Planning has said that all 4 should be studied".

There was discussion between Councilmen Schneider and Kerrigan.

Councilman Kerrigan moved to continue the 3 ordinances for 1 week. Motion was seconded by Councilman Burgener.

Councilman Kerrigan discussed with Harry Haelsig, Planning Director, the "need for 30 acres". He spoke of being better to zone all; or over years; in steps.

Mr. Haelsig spoke to Councilman Burgener about the entire 30 acres, and said "the staff recommended not more than 13 acres; 3 parcels are slightly less than 18 acres".

Councilman Williams discussed the subject with Mr. Haelsig, and said "all have seen the shopping areas in Southern California". He told of wanting a realistic step for development. He said commercial use would be detriment of property to others. He said "the whole island should have been the same zone".

The roll was called on motion to continue the ordinances 1 week, as follows: Yeas-Councilmen Burgener, Williams, Kerrigan, Mayor Dail. Nays-Councilmen Schneider, Curran, Evenson. Absent-None.

On motion of Councilman Curran, seconded by Councilman Kerrigan, ordinance amending Article 3 Chapter VI of The San Diego Municipal Code by adding thereto Section 63.17.13, regulating Power Boats and Water Skiing in the Bay of San Diego, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted. It was given -
ORDINANCE 7252 (New Series), and all present voted for it.

There was listed on the agenda an ordinance, for introduction, amending Section 22.0901 of The San Diego Municipal Code, Regulating Leasing of Real Property.

Councilman Kerrigan moved to introduce the ordinance.

Councilman Schneider asked what it is.

The City Manager explained the proposed ordinance, and said that "it is more meaningful".

Councilman Schneider seconded the motion.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, Ordinance amending Section 22.0901 of The San Diego Municipal Code regulating the leasing of Real Property, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail.

The City Manager requested, and was granted, unanimous consent to present "Mission Freeway Resolutions". He said that they must be approved by the Supervisors, because of being in The County. He said "there are many questions involved, as yet unanswered". He said there is no controversy on the plan; the State assumes responsibility of additional State Highway, construction and maintenance across the Valley - at State expense. He added "It is a State project".

R. A. Hayler, Assistant District Engineer, and the City Manager had a discussion about the County at Ward Road. Mr. Hayler said 2 ~~resolutions~~ agreements are proposed: 1 with each the City and County. He told of there being reconstruction and new intersections, and of going over with Mission Valley to avoid conflict.

There was a conference over a map, which Mr. Hayler explained.

E. W. Blom, Asst. City Manager, explained from a map, also.

Mr. Hayler told the Council that this has been worked on for 2 years, and that there would be an ultimate 4-lane interchange. He told

of having the money for the portion in 1956-58. He continued to explain from the map. He spoke of advertising in December for Fairmount (since a question had been asked by Councilman Kerrigan on that project in this discussion), and said that "money would be available July 1".

Several members of the Council, and others who had already spoken, continued a discussion among themselves.

RESOLUTION 136700, approving improvement of portion of Road XI-S.D.-12-A (U.S. 80), as shown on State of California, Department of Public Works, Division of Highways map, recommended by the City Manager, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136701, authorizing and empowering City Manager to execute, for and on behalf of the City, a Freeway Agreement with the Department of Public Works, Div. of Highways of the State of California, covering proposed development of Road XI-S.D.-12-SD (U.S. 80) between 1-1/2 mile east of Pacific Highway and 1/2 mile east of Sandrock Grade, under terms and conditions set forth in form of agreement on file in office of City Clerk as Document 545086, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

Williams

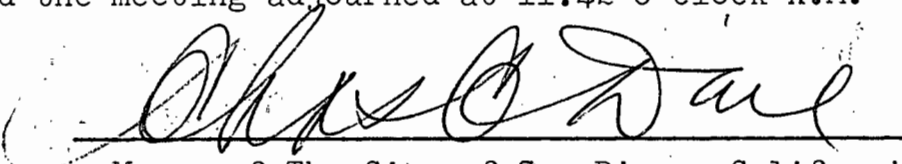
Councilman/handed in a petition of businessmen asking for removal of the prohibited parking on 5th Avenue, between Broadway and Market Street, between 3:00 P.M. and 6:00 P.M. - not previously posted. Removal of the ban was requested due to hardship created, which is greater to the businessmen involved than the delay caused to bus riders. The prohibition was established at the request of San Diego Transit System, which had also called for similar regulations in the Hillcrest area, but which had been eliminated by the Council during a hearing.

Councilman Curran said that the people involved in this petition had made no presentation to the Council, although they and the Market Street people had been invited to express themselves.

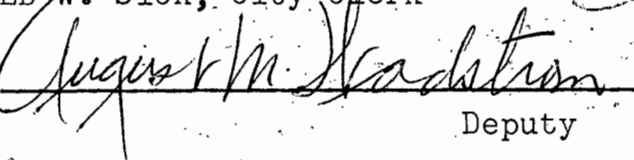
The petition was referred to the City Manager, with power to act.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:42 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By


Deputy

+ RESOLUTION 136702, authorizing George Kerrigan, Councilman, to attend meeting of Feather River Association, to be held December 14 and 15, 1956, in Los Angeles, and incur all necessary expenses, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

Councilman Kerrigan made the verbal request, which resulted in this resolution. It was not listed on the agenda.

12/13/56

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, December 13,
1956

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

Absent---None

Clerk----Fred W. Sick

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 122.

Councilman Curran introduced Carlos Patterson, from the City of Panama, whom he identified as "a real estate operator". Mr. Curran told of Mr. Patterson having been his host while in Panama. He said that visitor is here visiting his mother and father.

Mr. Patterson extended greetings from the people of Panama (Republic of Panama to the people of San Diego. He told of having tried to help the Mayors' and Councilmen's meeting, in Panama by getting the next meeting in San Diego, but that Rio de Janeiro won. He expressed his pleasure in being here. Mr. Patterson said "the Panamanians have a love for the people of the United States".

The Mayor thanked Mr. Patterson for his visit, and for his comments.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on rezoning portions of Lot 26 and Lot A La Mesa Colony, along both sides of Montezuma Road, just east of Catoctin Drive, report from Planning Commission, signed by P. Q. Burton, was read to the Council.

The report forwards petition proposing rezoning of approximately 5 acres of R-1 property to R-4. It says that property is fairly level, but portion runs into a gully, as much as 20 feet below the grade of Montezuma Road. The report points out that property is surrounded almost entirely by R-1 zoning; along portion of east boundary, on north side of Montezuma Road, abutting property is R-2 and is occupied by a church. It states that a few months ago the Planning Commission and City Council approved some R-4 on land approximately 135 feet east of limits of property under discussion, re-zoning subject to filing of subdivision map. It said that subdivision map has not been filed, so that even that property remains R-1. It reports that in inspection of the property, the Planning Commission noted that practically all of surrounding property is developed for R-1 purposes, and subject property has some fairly level land in it, but that much slopes down into gully formerly traversed by Reservoir Drive, now closed. It points out that rough topography is more easily utilized for single-family dwellings than apartment development; that the Commission was aware that Montezuma Road carries a fairly heavy amount of traffic, but they also noted great amount of R-1 development, including new subdivisions fronting directly on Montezuma to the west. It says it also appears that petitioners have not established a real need for R-4, or that it is desirable in the particular area. It states that the Planning Commission voted 5-0 to recommend that proposed R-4 zoning be denied. It identifies Ordinance 13558 as the ordinance under which property is presently zoned R-1.

W. R. Branch said that the Council is familiar with the rapid growth, with Montezuma Road and the (San Diego State) College area is growing. He stressed the need for housing, and said that Montezuma has a width of 100 feet with heavy traffic. He said "the boulevard is too

Meeting convened
Visitor from Panama introduced
Hearing

valuable for single-family dwellings. Mr. Branch said that he "has a buyer for the place".

Councilman Schneider spoke to Mr. Branch about looking at the property, in the request. He had a discussion with Mr. Branch about plans for development.

Councilman Burgener discussed with Mr. Branch the access. He wondered if the hearing might be continued a week, to look at the property.

Ray D. Baker, who identified himself as a realtor, passed around photographs of the property. He said "it would be a good area for apartment house," and showed a drawing of proposed development. He said that if the north side walks out, the south side might be developed.

Councilman Schneider spoke to Mr. Baker about leaving out the south side.

Mr. Baker told of being "willing to go along", and of plan to continue on the contiguous property on the south." He said that it would be developed as 1 unit.

Councilman Williams spoke to Mr. Baker about safety.

Mr. Baker replied that "no cars would be backing out (into heavily-travelled Montezuma), since car parking would be off-street, on the side".

Councilman Burgener spoke to Mr. Haelsig about requirement for subdivision.

Mr. Haelsig replied that is the custom, but that there would be no control over entrances, except if the City were to take access rights.

Discussion was held by Councilmen Burgener and Kerrigan with Mr. Haelsig.

Councilman Kerrigan stated that the "Council should look at it".

Mr. Baker said that on the south side there is a pumping plant, which is not desirable for R-1; there are rentals, also. He stated that "there is a terrific demand for apartments".

RESOLUTION 136703, continuing hearing on rezoning portion Lots A and 26 La Mesa Colony from R-1 to R-4 on both sides of Montezuma Rd., until 10:00 A.M., Thursday, December 20, 1956, and giving the Council opportunity to investigate the area prior to that meeting, 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 rezoning from R-1, R-1B and R-1C Zones to M-1, of all Orcutt's Subdivision; all Lots 2, 3, 4 and portions of Lots 11, 12, 13 lying westerly of Highway 395 in New Riverside; portions of Lots 21, 22, 23, 24, 29 to 32 lying westerly of Highway 395; all of Lots 25 to 28 inclusive, 33 to 35 inclusive, 37, 38, 46, 47, 48, 49 and portions of 36, 43, 44 all in The Highlands, the Clerk read to the Council report from Planning Commission signed by P. Q. Burton.

The report says that petition proposes to rezone approximately 490 acres on Kearny Mesa, in triangle formed by east line of City's Pueblo Lands, Highway 395 above Aero Drive and Clairemont Mesa Boulevard extension to the north. It gives a detailed background of a Community Development Plan in the area, developed in cooperation with County Planning Commission, leading to hearings conducted in March of 1954, at which time approximately 500 acres were involved. It tells of Planning hearings held in October of this year on 490 acres proposed for M-1, continued. It says that at the continued hearing the Planning Department pointed out that proposed M-1A zoning in the entire area did not conform to the Community Plan approved by the 2 Commissions, and that any deviation from that Plan would constitute a break in faith with property owners and with the County Planning Commission. It outlines 6 points made by the Planning Department. It says "the proponents of the proposed rezoning stated that regardless of the statistics quoted by the Planning Department, it still is extremely difficult to find adequate

acreage for industrial locations and gave examples of firms proposing to locate in the area but stated that they were unable to locate suitable industrial property. It says that Harry Wilke, Secretary of Citizens Industrial Development Commission reported that his Commission had considered the rezoning and had made 6 points (briefly that the Industrial Commission does not favor M-1 in the area). The communication informs the Council that a petition of protest was received from 7 property owners who gave their addresses as Kearny-Mesa Road. It states that the Planning Commission, after some discussion, voted 4-0 to recommend that the zoning in the area be made M-1A, rather than M-1, that area westerly of Ridge Street and its southerly extension, be deleted from the proposed rezoning, and that M-1 Zoning not be effective until a subdivision map is filed of record in the area proposed to be rezoned, the map to be filed within 1 year from effective date of the ordinance - shown as area on accompanying drawing B-740.1. It says that the Commission made no recommendation on zoning for area west of Ridge Street, to be deleted from M-1A Zoning, still under interim regulations similar to R-1B, and suggests that the Council take no action on the area west of Ridge Street because existing R-1B regulation and R-1C shown on the Community Plan may not be appropriate in view of M-1A zoning proposed on land designated as R-1C on Community Plan approved for the area. It describes the existing zones.

Mayor Dail told of official set up made by Ordinance, and that the Council was not "supposed to be getting into specific Planning". He said that a delegation went to the Commission, and that it is a mistake to continually refer these things to the Industrial Development Commission. The Mayor said "it is not their function". He said that advice had been solicited, and given. He pointed out that the Industrial Development Commission is in no position to hold hearings.

Mr. Price (George) asked about an available map. He said that there had been full hearing, as reported, October 17 and November 14. He stated that "all voting voted for this"; Commissioner Whelan refrained because he owns 1 acre. He stated that petitioners are in agreement. Mr. Price told of having different gentlemen prepared to give testimony: Mr. Wilson, Mr. Lawson, Mr. Asbury, Mr. Bunger, a representative of Reece Construction Co., Mr. Hatch, and Glenn Rick. He asked how much the Council wants to hear. He said "there is no objection from the public; there is a 96% petition; County owners approve the request".

Mayor Dail asked if there were any opponents present to be heard.

There was no response.

Mr. Hatch (George), told of being an old-time owner. Then, he said it is his mother, not he who owns it; and the family has owned the property for more than 50 years. He reviewed the type of land, and said that there is no public need. He said that the property is zoned residential, but that it can't be used for that purpose. Mr. Hatch stated that "a neighborhood commercial zone is not feasible"; there is a low population count; it is well suited for industrial uses. He spoke of being now stopped by the present zoning. He declared that the property can't be used at all. He said that the useless land is costly; sewer and taxes are \$4,800 and some cents; it is a loss. He said the property can't be sold, and it can't be used. He told of waiting on a report from airport use panel, and said that the President may have to decide. He said that may take up to 1958. He told of family payments, and asked if taxes or bonds would be delayed. He said "access already exists; it would not be difficult to add". Mr. Hatch said that the Government will buy much under the Miramar pattern. He stated that his family was told to sell 40 acres, for road and for airport use. He said he is not sure the City is misleading the property owners. He stated that the City can condemn land, if Montgomery Airfield becomes a major airport. He asked for favorable action.

Councilman Kerrigan discussed ownerships with Mr. Hatch, which Mr. Hatch showed him on a map.

Councilman Schneider asked about being in the flight pattern, or "V".

Harry Haelsig, Planning Director, pointed out areas on a map.

Mayor Dail discussed with Mr. Haelsig the CAA criteria. He said, "new criteria of CAA is under discussion now".

Councilman Schneider said to Mr. Hatch that while property owners may be in a pinch, the City has to protect the future of aviation.

Mr. Price told of having representatives of several companies. Mr. Bunger, a real estate man, said that he started in the real estate business in San Diego 10 years ago, and of difficulty in finding industrial M-2 land. He spoke of maps made by City Planning, and of there being no M-2 available except in the canyons and Mission Valley. He said that he therefore got interested in M-1, which he could not find for 2 years. He said he has "5 different firms ready to put up warehouses"; 2 industries had been lost. He spoke of there being sewer and water, and of the proposed zoning being a "natural for the area".

George Wilson, who identified himself as being officer of corporation employing 85 people. He said that the specialized products are aircraft parts and precision casting. He said that government contracts force expansion. He said that ideal location is Kearny Mesa; smallest portion 3 acres; \$40,000. He said that if his corporation remains in San Diego is has to expand.

Councilman Kerrigan spoke to Mr. Wilson about land purchase. Mr. Wilson said that they are not currently property owners, operating under lease, but want to buy. He told of preferring to stay back of the 14,000-foot radius on Kearny Mesa, and said he would like to find 4 to 6 acres.

Mr. Price said that land is difficult to find, and that price is prohibitive. He said that San Diego is trying to attract manufacturers, who can't locate.

Councilman Schneider discussed cost of land with Mr. Price. Mr. Bunger told of having land for sale at \$7,500 to \$10,000 per acre "in the contemplation of zoning".

Councilman Curran discussed with the City Manager price of City-owned land.

Alan Firestone, Deputy City Attorney, answered the question by saying \$2,000 per acre.

Councilman Burgener and Schneider discussed the City's responsibility.

Glenn Rick (former Planning Director for the City) said that last July some had asked if there was merit in rezoning. He spoke of adoption of Commission plan, and of land available for sale for industrial purposes in the pending zoning, and "was part of this property". He stated that the Navy took 1,100 acres of the City's potential industrial land. Mr. Rick said that he helped prepare the petition of 7/13/56 asking for the M-1 zone, and gave detailed answers to the questions on the petition, which he read. (They are typewritten on petition marked "Glen Fries, 2436 Ulric Street, Circulator of this petition"). Mr. Rick said that petition was filed, but there was some opposition on the part of the Planning staff for a Planning Commission hearing. He said that the Planning Commission delayed the request because of Airport Use Panel recommendation. He said there was a 4-0 vote for modification. He said that the petition was amended by deletion. He said that M-1A; not M-1; was approved by vote of 4-0, and that Mr. Whelen could not vote. He said that Mr. Johnson (Arthur S., a member of the Planning Commission) told Mr. Hatch that he would have voted for the change. Mr. Rick said that he does not know if it is fair to delay this; a decision should be made. He said that property owners are deprived of the right to use their lands, because of not any fault of their own.

Councilman Burgener discussed the M-1A modification with Mr. Rick.

Mr. Rick spoke of willingness to accept M-1A. The Mayor said that dead line for decision is 2/15/57 (referring to the Airport Use Panel). He said there is an obligation to draw the ordinance - to eliminate the CAA portion - to be acted on later.

Mr. Rick said that it might take 6 months; he was not sure.

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He spoke of "willingness to spend funds for subdivision". Owners would prefer no strings.

Councilman Evenson asked if land would be more valuable if zoned M-1A. He spoke of using zoning to deter development, which he declared to be wrong. He said that the property owners have the right to have a decision.

Councilman Burgener said "the Council acted with dispatch when the \$40,000,000 (atomic research) plant was at stake". He said the Council should order the ordinance prepared.

Councilman Burgener moved to direct the City Attorney to prepare ordinance for M-1A zone, based on Planning Commission's recommendation.

Councilman Evenson asked why there are deletions.

Mr. Haelsig spoke of the topographical barrier, which is a ridge that extends southerly along Ridge Road.

Councilman Burgener had a discussion with Councilman Evenson and with Mayor Dail.

Councilman Evenson seconded the motion.

Councilman said that the rezoning "would be subject to subdivision map".

Mayor Dail spoke to Alan Firestone regarding decision for City to develop Montgomery Field.

Mr. Firestone, Deputy City Attorney spoke of there being easements, and said that the City could not require dedication in a subdivision for a flight pattern.

Councilman Curran spoke to Mr. Firestone about the CAA, and being not applicable to the municipality.

Mr. Firestone said that some is owned; the City could not require easements, free.

Councilman Schneider spoke of the Navy doing developing in Holtville, and that might determine the status of aircraft on the Mesa.

Mayor Dail asked Harry Silk, Industrial Development Coordinator, if he cared to be heard.

Mr. Silk replied that he was present "just as an observer".

Councilman Curran said that either the attorney misunderstood, or he misunderstood the attorney.

Mr. Firestone said that in Los Angeles, easements had to be paid for because of infringements. He said they "had to pay damages 10, 12, 15 years ago."

Councilman Burgener discussed with Mr. Haelsig the clear area owned by the City.

The City Manager said "The City does not own the land".

Mayor Dail said "The funnel shape was enlarged".

RESOLUTION 136704, requesting City Attorney to prepare and present necessary ordinance to rezone portion of Orcutt's Subdivision and portions of The Highlands and New Riverside from R-1, R-1B, R-1C to M-1A in accordance with Planning Commission Plat B-740-1, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Petition of Israel Abramovitz (address not shown), in connection with new house built at 1441 Evergreen Road and Dorcas Street, in Overlook Heights, was presented.

It requests approval of application for construction of a store room under front porch of the residence.

Councilman Kerrigan moved to refer the petition to the City Attorney.

Mr. Abramovitz came to the microphone.

Mayor Dail said that this is a petition, and will have to be referred to the Attorney.

Mr. Abramovitz reviewed the petition, and said there is not a logical reason for not completing the structure. He said it "would make the

Hearing

Petition & discussion

136704

building more solid". He told about shingles as being old-fashioned. He passed around photographs.

Councilman Burgener said to the Mayor that he is familiar with the place. He said it has a moat, which the owner wants to close in. He recommended that it be referred to conference, and the Attorney.

Mayor Dail said that it should be referred to the Attorney; the Council can't sit as a court".

There was continued discussion.

On motion of Councilman Burgener, seconded by Councilman Schneider, the petition was referred to the City Attorney.

Report of Purchasing Agent, approved by City Manager, for furnishing 46 Sedans for the Police Department; 1 4-wheel drive Station for Police Department (for beach cleaning; 1 8-cylinder sedan and 2 6-cylinder sedans for Fire Department; 1 Station Wagon for Fire Department; 2 8-cylinder 4-door Sedans for Harbor Department - all at prices as set out in report; and not trading in sedans because prices offered were considered insufficient - was presented.

RESOLUTION 136705, accepting bid of Bay Shore Motors for furnishing 46 4-door Sedans for Police Department; 2 6-Cylinder Sedans for Fire Department; 1 Station Wagon for Fire Department; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136706, accepting bid of Pearson Ford Company for furnishing 3 8-cylinder sedans (1 for Fire Department; 2 for Harbor Department); awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136707, accepting bid of Al Archard, Inc. for furnishing 1 4-wheel drive Station Wagon for Police Department; 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 Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on low bids of Mission and Supply Co. for furnishing Items 1, 2, 3, 5 of Cast Iron Gate Valves; Contractor Supply for furnishing Item 4 Gate Valves - five bids - prices set out in report, was presented.

RESOLUTION 136708, accepting bid of Mission Pipe and Supply Co. for furnishing Items 1, 2, 3, 5 of Gate Valves; awarding contract; authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136709, accepting bid of Contractor Supply Co. for furnishing Item 4 Gate Valves; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Purchasing Agent, approved by City Manager, on 2nd low bid of Surveyors Service Company for furnishing 1 Precision Theodolite for City Engineering Department (low bid item given field test by Engineering Department and found to be unsuitable),

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was presented.

RESOLUTION 136710, accepting bid of Surveyors Service Company for furnishing 1 Precision Theodolite; awarding contract; authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Purchasing Agent, approved by City Manager, recommending acceptance of offers from Kenton Equipment Company, and Squires-Belt Material Company to extend contracts for furnishing Meters and Meter Parts, was presented.

RESOLUTION 136711, accepting offer of Squires-Belt Material Company to extend contract Document 537645 for furnishing Hersey meter parts for 6-month period beginning December 15, 1956, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136712, accepting offer of Kenton Equipment Company to extend contract Document 537401 for furnishing 5/8 x 3/4" Worthington Model R Water Meters and Parts for additional 4 months beginning December 15, 1956, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136713, authorizing and instructing Purchasing Agent to advertise for sealed proposals or bids for furnishing Bulk Quicklime requirements for 1 year beginning January 1, 1957, Document 545057, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 136714, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of Comfort Station in Balboa Park near Sixth Avenue and Nutmeg Street; Document 545004; 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 136715, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 134 pieces of Steel Sheet Piling and 2 Fabricated Corners for use in Quay Wall, 10th Avenue Marine Terminal, Document 545098, 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 East Clairemont (Revised) approved by Resolution - minor changes - subject to conditions of the resolution, was presented.

RESOLUTION 136716, approving revised tentative map of East Clairemont, subject to conditions of Resolution 135333, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser,

recommending denial of tentative map for The Lareau's Building Site, a 3-lot subdivision of portion of Pueblo Lot 174, located on easterly side of Armada Drive and north of Rogers Street, in Point Loma, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the item was referred back to the Planning Commission, in accordance with written request of Richard Lareau.

After action had been taken, Mr. Lareau came to the microphone. When the Council learned that action taken was in accordance with the request, action to reconsider reference back was not taken. The reference to Planning stayed in effect.

Communication from Planning Commission, by Richard L. Weiser, recommending denial of tentative map for 2-lot subdivision of Lots 27 and 28 Block 1 Ocean Spray Addition, located at northwest corner of Bayard and Loring Streets in Pacific Beach area, was presented.

Mary Ross said there are 2 separate, existing houses - 1 facing each way. She said "another was divided in 1953"; she wants to divide the property and sell them separately.

Councilman Evenson said that there is additional information. He moved to refer the item back to the Planning Commission.

Mr. Haelsig told the Council that there are unrecorded divisions in the neighborhood.

Councilman Burgener seconded the motion - and the item was referred back to Planning.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Research Park, an 11-lot subdivision of Lots 7, 8, 9, 18, 19, 20 New Riverside - located on southerly side of Aero Drive easterly of U.S. Highway 395 westerly of Afton Road, was presented. It says that the City is the owner of the property which has been set aside for research and development companies; access to interior is to be provided over Aero Court which runs southerly of Aero Drive and remaining property will have access either on Aero Drive or Afton Road. It says that Planning Commission has recommended approval subject to 8 conditions, and suspension of portion of Municipal Code.

The City Manager requested, and was granted, unanimous consent to present resolution not listed on the agenda. He said that the final map was presented, whereas the tentative map had not been approved.

RESOLUTION 136717, authorizing and directing Mayor to execute for and on behalf of The City of San Diego, name of City of San Diego on certificate of ownership of subdivision to be known as Research Park, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 136718, approving tentative map of Research Park; suspending portion of Municipal Code, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 136719, adopting Map of Research Park Subdivision, a subdivision of portions of Lots 7, 8, 18, 19, 20 and portion Lime Street vacated to public use in New Riverside; accepting on behalf of the public Aero Court, portion of Olga Avenue, portion of Afton Road, easements shown for sewer, water, drainage and public utilities for public purposes; declaring them to be dedicated to public use; rejecting as dedication for a public street, the 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 the Council has approved the map, that streets and easements are accepted on behalf of the public and that the Council has rejected as dedication for public of portion marked "Reserved for Future Street"; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

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Communication from City Attorney, by Frederick B. Holoboff, Deputy, approved by J. F. DuPaul, dated November 13, 1956, Re: Mission Bay - Restrictions on Use of Lands, was presented.

RESOLUTION 136720, referring to Council Conference communication from City Attorney on Restrictions of Use of Lands in Mission Bay, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from San Diego Parlor No. 108 Native Sons of the Golden West, by Dan E. Shaffer, Rec. Secy., 214 De La Ribera, La Jolla, Calif., dated Dec. 7th 1956, was presented.

It thanks the City for action in having the only remaining "Serra Palm" given scientific treatment in an endeavor to save it from destruction and keep the old historical palm for posterity.

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

Communication from R. C. Willman, 1753 Montecito Way, San Diego 3, dated December 8, 1956, relative to high water pressure in the Hillcrest and Mission Hills areas, and concluding "I would respectfully recommend that the Council find out who or what is to blame for this state of affairs" (damage due to the pressure increase), was presented.

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

RESOLUTION 136721, granting LaVina R. Rose permission to install sewers in Maple Street and Alley Block 15 Swan's Addition, by private contract, Document 544379, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 136722, declaring result of canvass of election returns of Special City Bond Election held November 6, 1956, on proposition "H" - for bonded indebtedness of \$8,500,000 for acquisition and construction by the City of municipal improvement: municipal building to provide facilities for public assemblies to include: arena for conventions, sport events and other public assemblies; exhibit hall for trade shows, expositions, displays and civic receptions; concert hall and theatre; little theatre and assembly hall; including all necessary equipment, furniture and furnishings and acquisition and construction of parking facilities necessary or convenient therefor; also including acquisition of real property necessary for parking facilities and as site for building, all to be located in area bounded on north by Cedar Street, on east by Third Avenue, on south by Ash Street, and on West by First Avenue:

<u>BOND PROPOSITION :</u>	<u>YES</u>	<u>NO</u>	<u>TOTAL</u>
Precincts	77,353	79,548	156,901
Absentee	4,230	2,522	6,752
Total	81,583	82,070	163,653

Resolution says that number of votes cast in each precinct for and against the bond proposition and number of absentee votes cast for and against the proposition are recorded in Elections Returns Book of The City of San Diego, and the book shall be considered part of the records of the Council.

It says that proposition "H" was not approved by vote of more than two-thirds of the voters voting thereon and the proposition failed.

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The Resolution orders the City Clerk to enter on the minutes a statement showing the bond proposition voted upon, the total number of votes cast in the City for and against the proposition, total number of absentee votes cast for and against the proposition, and a statement that the number of votes cast in each precinct for and against said proposition, and the absentee votes cast for and against the proposition, are recorded in the Elections Returns Book.

It directs publication of the resolution immediately, giving results of the canvass.

RESOLUTION 136723, declaring result of canvass of election returns of Special City Charter Amendment Election, held November 6, 1956:

PROPOSITION C	YES	NO	TOTAL
Precincts	83,407	67,620	151,027
Absent	<u>4,117</u>	<u>2,429</u>	<u>6,546</u>
Total	<u>87,524</u>	<u>70,049</u>	<u>157,573</u>
PROPOSITION D	YES	NO	TOTAL
Precincts	90,416	47,800	138,216
Absentee	<u>4,175</u>	<u>1,874</u>	<u>6,049</u>
Total	<u>94,591</u>	<u>49,674</u>	<u>144,265</u>
PROPOSITION E	YES	NO	TOTAL
Precincts	73,166	52,666	125,832
Absentee	<u>3,318</u>	<u>1,926</u>	<u>5,244</u>
Total	<u>76,484</u>	<u>54,592</u>	<u>131,761</u>
PROPOSITION F	YES	NO	TOTAL
Precincts	100,026	38,053	138,079
Absentee	<u>5,054</u>	<u>1,041</u>	<u>6,095</u>
Total	<u>105,080</u>	<u>39,094</u>	<u>144,174</u>
PROPOSITION G	YES	NO	TOTAL
Precincts	102,905	37,858	140,763
Absentee	<u>5,130</u>	<u>997</u>	<u>6,127</u>
Total	<u>108,035</u>	<u>38,855</u>	<u>146,890</u>

Resolution says that number of votes cast in each precinct for and against each of said Charter amendment propositions and number of absentee votes cast for and against each of said Charter amendment propositions are recorded in the Elections Returns Book of The City of San Diego, and said book shall be considered as a part of the records of the Council.

Propositions "C", "D", "E", "F", and "G" were approved by the vote of a majority of the voters voting on said propositions and said propositions carried.

The resolution orders that the City Clerk enter on the minutes a statement showing the Charter amendment propositions voted upon, the total number of votes cast in the City for and against each of said propositions, the total number of absentee votes cast for and against each of said propositions and a statement that the number of votes cast in each precinct for and against each of said propositions and the absentee votes cast for and against each of said propositions are recorded in the Elections Returns Book.

The results of the canvass of the special election called by Ordinance 7144 (New Series) shall immediately be made public by publication of copy of the resolution.

The resolution was adopted, on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 136724 requesting, in connection with 1957 Municipal

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Primary Election to be held on the 12th day of March, 1957, and on the 16th day of March, 1957, the Board of Supervisors of the County of San Diego, is requested to authorize and direct Registrar of Voters to perform the following services, under direction and supervision of the City Clerk:

- (1) To examine and verify the signatures on nominating petitions.
- (2) To negotiate and secure the locations for polling places and secure services of 4 persons for each precinct to serve as members of various precinct boards, and furnish list of same for filing in office of City Clerk.
- (3) Prepare and furnish for each election three copies of the Index to the Great Register, together with supplements thereto.
- (4) Cause to be printed the requisite number of sample ballots, official ballots, polling place slips, Rosters, Tally Books, and other necessary forms.
- (5) Furnish and address for each election the envelopes necessary to mail sample ballots to the registered voters of the City.
- (6) Insert the sample ballots and other printed matter into envelopes for mailing, and cause same to be mailed, as required by law.
- (7) Assemble the election material and supplies into ballot bags for delivery to the various precincts.
- (8) Issue absentee ballots as required by law.
- (9) Make all necessary arrangements for delivery and pickup of chairs, tables and booths, and for delivery of ballot bags for various precincts.
- (10) Make arrangements for answering telephone between 6:30 A.M. and 8:00 A.M., and after 5:00 P.M., on each election day.
- (11) Receive returns of elections and supplies and arrange for issuance of bulletins of returns of each election on night of election.
- (12) Sort and assemble election material and supplies in preparation for canvassing of returns of elections.
- (13) Canvass returns of elections, including absentee ballots.
- (14) Furnish tabulation of number of votes given in each precinct.
- (15) Make all arrangements and take necessary steps to pay members of Precinct Boards; Polling Place rentals; persons returning ballot bags;

Requesting Board of Supervisors of County of San Diego to authorize and direct Auditor and Controller of County of San Diego to assist Registrar of Voters in conduct of work by drawing of warrants for payment of members of the Precinct Boards, Polling Place rentals, and persons returning ballot bags, in amounts to be specified by Ordinances of The City of San Diego calling said elections;

Authorizing and directing City Auditor and Comptroller to reserve an amount ten per cent in excess of estimated cost of services requested of the County of San Diego from City funds, in such manner that a sum equal to the actual cost of services be transferred to the County when work is completed.

The resolution was adopted, on motion of Councilman Kerrigan, seconded by Councilman Curran.

The next item had been continued from the meeting of December 11, 1956.

RESOLUTION 136725; authorizing and empowering Port Director to do all work in connection with repair of quake damage to "B" Street Pier by appropriate City forces in accordance with his recommendation, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

In connection with the next 3 items - listed as numbers

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105, 106, 107 on today's agenda - authorizing tidelands leases with Dixie Lumber and Supply Company, approving assignment of tidelands lease between Dan & Russell, Inc., and Dixie Lumber and Supply Company, authorizing tidelands lease with Southwest Onyx & Marble Company - Councilman Burgener said that he meant to ask Bate (John Bate, Port Director) about commensurate rents.

Mayor Dail handed to Councilman Burgener a communication from the Harbor Department on the subject.

Councilman Burgener reviewed the Harbor Report, and expressed wonder at the rent of 1 being 5¢, with 1 at 4½¢.

On motion of Councilman Burgener, seconded by Councilman Curran, the 3 proposed resolutions were continued to the meeting of Tuesday, December 18, 1956.

RESOLUTION 136726, authorizing, according to Section 86.04 of San Diego Municipal Code, the prohibition of Parking Automobiles between 7:00 A.M. and 9:00., and between 3:00 P.M. and 5:00 P.M., Sundays excepted:

Westerly side of Pacific Highway between Frontier Street and point 600 feet southerly of Rosecrans Street; authorizing the necessary and markings; declaring that provisions of the resolution shall become effected upon approval in writing by the State Department of Public Works in accordance with Section 589.5 of California Vehicle Code, and shall cease to be operative 6 months after receipt by the City of written notice of withdrawal of the Department's approval, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136727, establishing and requiring certain charges in connection with construction of water mains serving the Sorrento area - setting out fees, and stating that when there is existing water service on the property fronting on proposed Feeder Main, the owner or occupant shall pay a frontage charge prior to installation of Feeder Main, or a charge for service, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136728, granting a permit to the City of El Cajon to construct, operate and maintain a water main across the City's El Monte Pipe Line Right-of-way in El Cajon - as described in detail, and upon conditions set out in the Resolution - was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136729, 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 American Right of Way and Appraisal Contractors, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136730, urging the legislature of the State of California, to enact proposed San Diego Metropolitan Transit Authority Act as recommended by the San Diego Metropolitan Mass Transit Study Committee; directing City Clerk to furnish copies of the resolution to the Honorable Fred H. Kraft, Frank Luckel, George G. Crawford, Sheridan N. Hegland and

Jack Schrade, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Resolution says that the Study Committee has recommended a bill for submission to the 1957 session of the State Legislature, enactment of which will establish San Diego County Metropolitan Transit Authority for development of Rapid Mass Transit in the Metropolitan area of San Diego County, which proposed legislation will provide means for alleviating problem of transporting people within the Metropolitan area.

RESOLUTION 136731, stating that the City of San Diego will make available to the United States Army Corps of Engineers the sum of \$1,000,000 to be used in defraying cost of placing surplus material, conditioned upon right of City of San Diego to accept or reject price of bids for transporting and depositing surplus material when bids are opened by the Army Engineers, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Resolution says that United States Army Corps of Engineers is planning dredging of Mission Bay Channel, the Engineers have indicated that there will be good material available as surplus during the dredging operation, that City Charter provides the City may purchase surplus commodities from United States of America, there is need for filling material in eastern portion of Mission Bay in Highway 101 area; authorizing and directing City Manager to confer with Army Engineers concerning arrangement with the Government for alternate bids for approximately 3 million cubic yards for transportation to and deposit in 101 Highway area of Mission Bay.

There was listed on the agenda a resolution granting application of Trader Boys of Los Angeles refund of \$232. for purchase of defective equipment, consisting of stoves sold at public auction, and authorizing the City Auditor to draw his warrant.

Councilman Curran moved to "deny the request (of Trader Boys for refund). Motion was seconded by Councilman Williams.

Alan Firestone, Deputy City Attorney spoke of stoves as being not the same as the sample submitted for bid. He declared that the purchaser of the stoves "has a legal claim, in that stoves were sold by sample". He said that supplies must be as per sample submitted to bidder.

Councilman Curran moved again to deny.

Councilman Schneider moved to grant the resolution (which provides for the payment of \$232. to claimant).

Mr. Firestone said "if a claim is not filed....(but did not complete his statement).

Councilman Curran contended that the City can't pay if there is no claim.

The City Manager told of having "a letter claim". He said the matter had been investigated. He read the letter, but did not file it.

Mr. Firestone said that the subject should be continued.

Councilman Williams asked about claim.

Mr. Firestone replied "not a legal claim".

The roll call on the motion to deny the request, shows the following: Yeas-Councilmen Burgener, Curran, Mayor Dail. Nays-Councilmen Williams, Schneider, Kerrigan, Evenson. Absent-None. The motion to deny lost.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the proposed resolution was continued 1 week - to the meeting of Thursday, December 20, 1956.

RESOLUTION 136732, 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 slopes in connection therewith, and construction, operation and maintenance of storm drains and appurtenances, across portions of Pueblo Lot 1210; and that public interest, convenience and necessity demand acquisition of fee title to the property of limited access highway, slopes and storm drains and appurtenances; declaring intention of The City of San Diego to acquire property under Eminent Domain Proceedings; directing City Attorney to commence action in Superior Court of State of California, in and for County of San Diego, for purpose of condemning and acquiring said property (listed, in detail, in the Resolution), was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136733, authorizing City Manager to enter into agreement amending contract between the City and Watson-Jones Company for publication of book "This Fantastic City", under Document 544998, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136734, approving request of L. Castillo & R. L. Thibodo Construction Co., dated November 28, 1956, Change Order 2, for decrease in Item #13 by 1 7' Type K curb inlet at unit price of \$600.00; by deletion of Item #16 of Type B Cleanout, at unit price bid of \$750.00; replacement of deletions by 1 Type G Curb Inlet at cost of \$1,350.00 which is same as bid price of both deleted items, in connection with contract for construction of Frontier Pump Station, Document 545058, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136735, approving request of O. O. & R. E. Maurer, November 29, 1956, Change Order 4, for extension of 21 days to and including December 21, 1956, heretofore filed with City Clerk as Document 545059, in which to complete contract for construction of comfort station at Kellogg Park, contract Document 538352; extending completion time to December 21, 1956, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136736, approving Change Order 2, dated November 27, 1956, Document 545060, issued in connection with contract between The City of San Diego and Einer Brothers, Inc. for construction of Murray Second Pipe Line, contract Document 536625; amount of increase in contract price approximately \$132.00, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 136737, granting removal permit to W. O. Andrews 2208 Balboa, San Diego, to install and maintain 350' - 1" copper water line for use and owner's benefit on property described as 3371 A Street; Lots 6 and 7 Block 149 Choates Addition, under 33rd Street to City water main in Felton Street, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136738, approving revocable permit granted to Point Loma Southern Baptist Church, 3790 Udal Street, to install and maintain 2 sets of steps, each 4' x 15' for use and benefit of owner's property: Lots 1 and 2 Block 39 Western Addition, over Warrington Street at side of building, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136739, authorizing City Attorney to accept \$460.00 on behalf of The City of San Diego, in full settlement of claim of the City against Schaefer and Stowers, for damages to a 16" pipeline at Suncrest and Boundary, invoiced March 6, 1956, No. W07292, in amount of \$612.51; authorizing City Auditor to execute release to Schaefer and Stowers, upon payment of \$460.00, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136740, authorizing City Attorney to accept \$14.34 on behalf of The City of San Diego, in full settlement of claim of the City against Dewhurst & Associates, 822 Pearl Street, La Jolla, for damage to electrical service at La Jolla Library, October 12, 1956, as invoiced November 13, 1956, Invoice 43563, in amount of \$28.67, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136741, approving claim of Qualitee Dairy Products Association, Document 544027, in amount of \$24.96; authorizing City Auditor & Comptroller to draw warrant in favor of Qualitee Dairy Products Association (L. A. Manly, Vice-President), 354 Eleventh Avenue, San Diego 1, in full payment of the claim, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136742, accepting deed of Lucile Riley Barker, formerly Lucile R. Folsom, November 16, 1956, conveying Lot 13 Block 107 Campo del Dios Unit 5; 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 Schneider, adopted.

RESOLUTION 136743, accepting deed of H. L. Hanggi and Evelyn B. Hanggi, November 19, 1956, conveying portion Lots 3 and 4 Block 5 Florence Height 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 Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136744, accepting deed of Henry F. Paige and Frances M. Paige, November 19, 1956, conveying Lots 17 and 18 Block 13 Nordica Heights 2; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136745, accepting deed of Walter J. Pattee, Jr.,

November 30, 1956, conveying easement and right of way for street purposes in portions Lot 12 Block G La Jolla Country Club Heights Unit 2; authorizing and directing City Clerk to file deed, together with certified copy of Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136746, accepting quitclaim deed of The San Diego Unified School District of San Diego County, December 4, 1956, quitclaiming portions of Lots 23, 25, 27, 28 Waterville 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 Williams, seconded by Councilman Schneider, 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. Prior to day of consideration, a written or printed copy was available for each member of the Council.

ORDINANCE 7253 (New Series), establishing setback line on both sides of 70th Street between Saranac Street and Amherst Street on Lots 12 and 13 Block 7, Lots 12 and 13 Block 8, Lots 12 and 13 Block 9, Lots 1 and 24 Block 10, Lots 1 and 24 Block 11 and Lots 1 and 24 Block 12 La Mesa Colony, and on the east side of 70th Street between Amherst Street and Colony Road on Lots 11 to 20 inclusive Blethen Subdivision, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Mayor Dail. Nays-Councilman Evenson. Absent-None.

Prior to adoption of this ordinance, there was discussion between members of the Council - in addition to the lengthy hearing which had been held on December 3, 1956.

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

ORDINANCE 7254 (New Series), incorporating portions of Lots 37 and 40 Rancho Mission into Zones R-4, RC and R-1A as defined by Sections 101.0408, 101.0409 and 101.0411.1 of San Diego Municipal Code, and repealing Ordinance 5178 (New Series) insofar as they conflict, 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, reading of the next ordinance was dispensed with, by vote of not less than 4 members of the Council. Prior to day of consideration, a written or printed copy was available for each member of the Council.

ORDINANCE 7255 (New Series), incorporating Lots 19, 20 and portions of Lots 18, 23 and 24 Waterville Heights, portions of Lots 42 and 43 Seaman's Subdivision and Blocks G, H, and I, El Cerrito Heights Unit 3, into C-1A Zone, as defined by Section 101.0411.1 of San Diego Municipal Code, and repealing Ordinance 184 (New Series) insofar as it conflicts, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail.

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

RESOLUTION 136747, authorizing Director of Water Department to furnish not in excess of 200 acre feet of water to the Fallbrook Public Utility District on a loan basis - to be furnished prior to December 31, 1956, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned, at 11:44 A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstone
Deputy

Chas. B. Stone
Mayor of The City of San Diego, California

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, December 18,
1956

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

The meeting was called to order by Mayor Dail at 10:02
o'clock A.M.

The Mayor introduced the Reverend Leo Lanphier, Assistant
at St. Anne's Parish. Father Lanphier gave the invocation.

Visitors were welcomed to the meeting by Mayor Dail. They
were:

Mr. Noor-Afshar, Director General of Municipalities,
Directorate of Municipal Affairs, Ministry of Interior, Iran;

Mr. Jacques C. Antoine, former Ambassador to the United
States and to Mexico, from Haiti;

Dr. Joisp Globevnik, Secretary, Secretarist for Legislation
and Organization, Executive Council of National Assembly, People's Republic
of Slovenia, Yugoslavia.

The visitors arose to acknowledge their welcome.

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 122.

Minutes for the Regular Council meetings of Tuesday, December
11, 1956, and of Thursday, December 13, 1956, were approved without reading -
after which they were signed by the Mayor.

Motion for approval was made by Councilman Williams, and
was seconded by Councilman Schneider.

Councilman Curran entered

The Purchasing Agent reported, in writing, that no bids had
been received as scheduled for Friday, December 14, 1956, for paving and
otherwise improving Chalcedony Street, Law Street, Beryl Street, etc.

The Purchasing Agent reported in writing that 4 bids had
been opened December 14, 1956, for improvement of Manzanita Drive.

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

The Purchasing Agent reported in writing that 4 bids had

Meeting convened
Invocation
Visitors welcomed
Minutes approved
1911 Act Bid reports

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been opened December 14, 1956, for improvement of Bancroft Street.

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

The hour of 10:00 o'clock A.M. having arrived, latest time set for receiving bids for furnishing electric current in El Cajon Boulevard Lighting District 1, for 1 year from and including December 17, 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, accompanied by certified check in sum of \$262.56 written by San Diego Trust and Savings Bank.

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

The hour of 10:00 o'clock A.M. having arrived, latest time set for receiving bids for furnishing electric current in Montemar Lighting District 1, for 1 year from and including December 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, accompanied by certified check in sum of \$79.20 written by San Diego Trust and Savings Bank.

On motion of Councilman Williams, seconded by Councilman Schneider, it 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 continued hearing for vacation of portion of Ampudia Street and reservation of public easements - continued from the meeting of December 11, 1957, in connection with written protest from Fred S. Bunger, the Clerk reported a withdrawal in writing of the protest.

On motion of Councilman Schneider, seconded by Councilman Williams, the hearing was closed. On motion of Councilman Schneider, seconded by Councilman Kerrigan, proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing for vacation of portion of Thorn Street, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no written protests were filed.

On motion of Councilman Kerrigan, seconded by Councilman Evenson, proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 136301, for improvement of Alley Block 21 Fairmount Addition, the Clerk reported no protests.

Councilman Burgener entered

Resolution of Feasibility was adopted, when no one appeared to be heard, after the Mayor had made inquiry.

After action, Mr. Rolecki, 4865 Fairmount Avenue appeared.

Asked by the Mayor for an expression of his views, Mr. Rolecki replied that he "was for it".

RESOLUTION 136748, determining that improvement of Alley Block 21 Fairmount Addition, Resolution of Preliminary Determination 136301 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 for hearing on Resolution 136302 of Preliminary Determination for improvement of Alley Block 127 San Diego Land and Town Company's Addition, Evans Street and Sampson 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 136749, determining that improvement of Alley Block 127 San Diego Land and Town Company's Addition, Evans Street and Sampson Street, Resolution of Preliminary Determination 136302 is feasible and that lands to be assessed will be able to carry burden of proposed assessment; also finding and determining that public convenience and necessity require proposed improvements, and that Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 136302 of Preliminary Determination for improvement of Alley Block 127 San Diego Land and Town Company's Addition (this is a repetition).

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 136303, for sidewalks and curbs in Nutmeg Street, Maple Street, Balsa Street, and 54th 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 136750, determining that improvement of Nutmeg Street, Maple Street, Balsa Street and 54th Street, Resolution of Preliminary Determination 136303, 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 improvement, 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 assessment for paving and otherwise improving Alley Block 14 La Jolla Hermosa and Block 14 Bird Rock City by the Sea, and Bird Rock

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Avenue, the Clerk reported written appeal (stated as "protest") from Mrs. Clyde Newman.

The Mayor inquired if anyone was present to be heard.

Mrs. Newman told of paving which "goes across the back", and asked to have it removed, since she can't get into the garage without difficulty.

Mayor Dail pointed out that the hearing being held has to do with the equitability of the assessment, but that the question presented by Mrs. Newman can be referred to the City Engineer.

The City Engineer said that the Newmans "want the curb return removed. He showed the Council a plat, and said that the work had been "built according to plans".

Mrs. Newman came up to look at a plat, at the Mayor's invitation.

Councilman Schneider said that the Council has to approve the assessment, and that he will then make another motion.

RESOLUTION 136751, overruling and denying appeal of Mrs. Clyde Newman from Street Superintendent's Assessment 2551 made to cover costs and expenses of paving and otherwise improving Alley Block 14 La Jolla Hermosa and Block 14 Bird Rock City by the Sea, Bird Rock Avenue, Resolution of Intention 132640; 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 Kerrigan, seconded by Councilman Bургener, adopted.

RESOLUTION 136752, referring to the City Manager protest of Mrs. Clyde Newman in connection with Street Superintendent's Assessment 2551 made to cover costs and expenses of paving and otherwise improving Alley Block 14 La Jolla Hermosa and Block 14 Bird Rock City by the Sea, and Bird Rock Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Purchasing Agent, approved by City Manager, reporting on award of contract having been made to Dunn Supply Co., Inc. of San Diego for furnishing 12 Meter and Nozzle Assemblies for dispensing lubricating oil, was presented. It recommends rescinding Resolution 136629 and award to L. C. Harrington, Inc., low bidder (it had been awarded to Dunn Supply Co., it having not been noticed that there was a 2% cash discount included in the Harrington bid not in the Dunn bid).

RESOLUTION 136753, rescinding Resolution 136629 which awarded contract for furnishing lubrication equipment, Item 1, to Dunn Supply Co., was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136754, accepting bid of L. C. Harrington, Inc. for furnishing lubrication equipment Item 1 12 Meter and Nozzle Assemblies for dispensing lubricating oil; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of 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 Grindle & Heinkel for skinning of Washingtonia Palms in various locations - \$2,637.80; 2 bids - was presented.

RESOLUTION 136755, accepting bid of Grindle & Heinkel for skinning 109 Washingtonia Palms; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

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Report of Purchasing Agent, approved by City Manager, local distributor of Enterprise engine parts, on low bid of National Steel and Shipbuilding Corporation (for pumping raw sewage) - \$1,792.55 plus tax, was presented.

RESOLUTION 136756, accepting bid of National Steel and Shipbuilding Corporation for furnishing Repair Parts for Enterprise engines; 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 Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 136757, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing 3,000 ft. 10" Asbestos Cement Pipe (to be included in other sizes of pipe authorized for advertising December 4, 1956, Resolution 136497), was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136758, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Improvement of Franklin Avenue, Document 545175; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136759, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for furnishing and installing Chain Link and Barbed Wire Fencing at Torrey Pines Golf Courses, Document 545176; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 136760, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Removal of 25 Monterey Cypress Trees located on Public Property at Mt. Hope Cemetery, Document 545179; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

7 RESOLUTION 136761, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and or incidental for removal of Limestone sludge located on City-owned property on north side of Alvarado Freeway, 1/2 mi. west of 70th St. (Lake Murray Blvd.), Document 545180; 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 136762, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Construction of Storm Drain in Block

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28 Fairmount Addition to City Heights, Document 545177; 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 136763, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Construction of Storm Drain in Nautilus Street and Muirlands Vista Way, Document 545178; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 136764, authorizing Purchasing Agent to advertise for sale and disposal of various City-owned structures set out in detail in the resolution, to be moved by the purchaser; expenses in connection with the sale to be deducted from proceeds received from the sale, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Resolution says that structures are no longer needed for City purposes, and City Manager has recommended that they be sold.

Communication from the Planning Commission, by Richard L. Weiser, recommending approval of final map of France Terrace, approved by Resolution 127825 adopted August 4, 1955, and reapproved and amended by Resolution 136575 - located in La Jolla Shores area, extending west of El Paseo Grande to the Pacific Ocean, consisting of 1 lot, was presented.

Accompanying the file was a communication from Daniels, Brown & Hall, civil engineering & land surveys, 2802 Juan Street, San Diego 10, dated Dec. 18, 1956, signed by Raymond F. Hall, Jr. It asks for withholding final approval map until a future meeting, and requests permission to file map showing 18-foot setback (instead of 25-foot set-back as shown).

Mr. Hall, engineer for Mr. France, said that it was approved by the Council for 25-foot setback and 18-foot setback is wanted.

Asked for a report, Harry Haelsig, Planning Director, said that 18 feet would be O.K.

Mr. Hall spoke of the letter, and asked that if the Council proposed to deny the request, it hold the map 1 week, instead.

The Mayor said that this might be referred to Planning.

Councilman Kerrigan moved to suspend the section (which would then put on a uniform setback).

On motion of Councilman Curran, seconded by Councilman Schneider, the subject was continued until Thursday of this week, to provide for the change on the map to 18 feet, instead of 25 feet.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for subdivision of portion Lot 2 and all Lot 4 Block 1 Homeland Villas, located in commercial and industrial zone on westerly side of Albuquerque Street, northerly of Balboa Avenue, subject to 6 conditions, and suspension of portion of the Municipal Code, was presented. The report refers to existing improvements.

RESOLUTION 136765, approving tentative map of Homeland Villas; suspending portion of Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Sherwood Roberts and James F. Price, attorneys at law, 7924 Ivanhoe Avenue, La Jolla, dated December 12, 1956, re case Revelle vs. Carpenter (having to do with adjudication of the westerly boundary of Lots 12 to 21 inclusive of Block 1 Nicholson's Addition - along the bluff line, facing the Pacific Ocean), was presented. Mr. Roberts, attorney for plaintiffs, said it is felt that the adjudication made by Judge Glen was a fair decision. It concludes "if there should be a request on the part of the owners of Lots 12 to 21 of Block 1 in Nicholson's Addition to change this boundary or for a quitclaim deed from the city to the property described above, I should like to be notified as representative of plaintiffs, and we should like a hearing before your honorable body".

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

RESOLUTION 136766, approving musical event at Organ Pavilion, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136767, approving request of Union Oil Company, Document 545101, as required by Ordinance 6650 New Series, for construction of Petroleum Marine Facilities to be constructed on property leased from the Harbor Department located at Water and Crosby Streets; requesting City Attorney to present necessary papers to approve the request, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

(While the Council "approved", there was no resolution, so attorney was requested in resolution prepared by the Clerk).

RESOLUTION 136768, directing notice of filing assessment and of time and place of hearing, made to cover costs and expenses of paving and otherwise improving Sterling Court, Landis Street, Rex Avenue, 50th Street, 51st Street, et al., Resolution of Intention 129590, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136769, directing notice of filing assessment and of time and place of hearing, made to cover costs and expenses of paving installation of ornamental lighting system in 3rd Avenue, 4th Avenue, 5th Avenue, 6th Avenue, A Street, B Street and C Street, Resolution of Intention 129591, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136770, directing notice of filing assessment and of time and place of hearing, made to cover costs and expenses of paving and otherwise improving 33rd Street, Resolution of Intention 131891, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD 136771, accepting bid of San Diego Gas & Electric Company, and awarding contract for furnishing electric energy in Logan Avenue Lighting District 1, for 1 year from and including November 1, 1956, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

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RESOLUTION OF AWARD 136772, accepting bid of San Diego Gas & Electric Company and awarding contract for 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 Kerrigan, adopted.

RESOLUTION OF AWARD 136773, accepting bid of San Diego Gas & Electric Company and awarding contract for electric energy in Roseville Lighting District 1, for 1 year from and including ~~September~~ October 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION OF AWARD 136774, accepting bid of John B. Henry, Inc., a corporation, and awarding contract for paving and otherwise improving Alley Block 190 City Heights, Resolution of Intention 135212, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

City Engineer reported in writing that bid was 14.4% above estimate; post card survey shows that owners of 51.4% of property frontage want contract awarded, 27.2% of frontage want job abandoned, 21.4% of frontage did not reply.

RESOLUTION 136775, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 1 Ocean Spray Addition; approving Plat 2923 showing exterior boundaries of district to be included in assessment; directing City Clerk to file plat in office of City Engineer, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136776, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 318 Reed and Daley's Addition, 28th Street and 29th Street; approving Plat 2901 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk upon passage of Resolution of Intention to file plat in office of City Engineer, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136777, approving plans, drawings, typical cross-sections, profiles and specifications for installation of street lights in Wisteria Drive; approving Plat 2908 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 Evenson, adopted.

RESOLUTION 136778, ordering work - Alley in Block 127, City Heights, Alley in Block 134, City Heights, and Redwood Street.

RESOLUTION ORDERING WORK 136779, for paving and otherwise improving Easterly and Westerly Alley Block 31 Normal Heights, Resolution of Intention 135859, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK 136780, for paving and otherwise improving Alley Block 215 Pacific Beach, and Lamont Street, Resolution of Intention 135960, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING IMPROVEMENT 136781, for furnishing electric energy in Garnet Street Lighting District 1, for 1 year from and including February 1, 1957, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING IMPROVEMENT 136782, for furnishing electric energy in Sunset Cliffs Lighting District 1, for 1 year, from and including January 1, 1957, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136783, ordering vacation of portion of Oliphant Street, shown on Map 6289-B; 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 Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136784, ordering vacation of portion of 29th Street, shown on Map 6280-B; 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 Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136785, for paving and otherwise improving Alley Block 29 Fortuna Park Addition, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136786, for paving and otherwise improving Alley Block 269 Pacific Beach, Ingraham Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136787, for paving and otherwise improving Alley Block 299 Pacific Beach, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136788, for sidewalks in Point Loma Avenue, Santa Barbara Street, Bermuda Circle, Savoy Circle, Venice Street, Alexandria Drive, Pescadero Avenue, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136789, for electric energy in

Talmadge Park Lighting District 2, for 1 year from and including March 1, 1957, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136790, for furnishing electric energy in Talmadge Park Lighting District 3, for 1 year from and including March 1, 1957, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136791, for furnishing electric energy in University Avenue Lighting District 2, for 1 year from and including March 1, 1957, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136792, for paving and otherwise improving Alley Block 1 Ocean Spray Addition, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136793, for paving and otherwise improving Alley Block 318 Reed and Daley's Addition, 28th Street and 29th Street, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136794, for installation of street lighting system in Wisteria Drive, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136795, ascertaining and declaring wage scale for paving and otherwise improving Everts Street, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136796, ascertaining and declaring wage scale for paving and otherwise improving Orten Street, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136797, ascertaining and declaring wage scale for sewers in Payne Street, Greely Avenue, and Public Rights of Way, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136798, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Roanoke Street, Rachael Avenue, Hopkins Street, Deauville Street, et al., Resolution of Intention 131178, 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 Kerrigan, adopted.

RESOLUTION 136799, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Nogal Street, Resolution of Intention 134263, and to be assessed to pay expenses thereof, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136800, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving 39th Street and Logan Avenue, Resolution of Intention 133056, and to be assessed to pay expenses thereof, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

Communication from Harbor Commission, by John Bate, submitting for Council approval form of lease covering property at Foot 6f 28th Street, with Dixie Lumber and Supply Company, concurrent with termination of Dixie Lumber Company's sublease in the basic Dant & Russell lease, was presented.

(This item had been before the Council earlier, and continued to this date).

RESOLUTION 136801, ratifying, confirming and approving lease, copy on file in office of City Clerk as Document 544926, between The City of San Diego acting by and through Harbor Commission of the City, as Lessor, and Dixie Lumber and Supply Company, as Lessee, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Communication from Harbor Commission, by John Bate, submitting for Council approval form of agreement covering assignment of Dant & Russell Sales Co. lease to Dixie Lumber and Supply Company, was presented.

(This item had been before the Council earlier, and continued to this date).

RESOLUTION 136802, ratifying, confirming and approving Assignment of Lease between Dant & Russell, Inc., Assignor and Dixie Lumber and Supply Company, Assignee, copy on file in office of City Clerk as Document 544929, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Communication from Harbor Commission, by John Bate, submitting for Council approval form of tidelands lease to be entered into with Southwest Onyx & Marble Company - to replace a lease which expired 31 October 1956, was presented.

(This item had been before the Council earlier, and continued to this date).

On motion of Councilman Burgener, seconded by Councilman Kerrigan, it was continued again - to the meeting of December 26, 1956. (Continuance was 1 week, which would have made Christmas day, so the Clerk indicated on the continuance, the following day).

RESOLUTION 136803, establishing and approving rules of interpretation and procedure for administration of the sewer service charge under provisions of Section 64.31, et seq., of San Diego Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136804, approving and adopting the "Workable Program for Urban Renewal for the City of San Diego, Document 544748; auth-

orizing and empowering City Manager to forward copies of the Plan to the Housing and Home Finance Agency of the United States Government, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Resolution says that Build San Diego Better Citizen's Committee was created by the Mayor for purpose of studying urban renewal and improvement within the City of San Diego; the committee has been cooperating and working with the Health Department, Fire Department, Planning Department, Building Department, Engineer's Department, and City Manager concerning planning, development and operation of a workable plan; the Council is of the opinion that the Program filed as Document 544748 has been created and should be adopted in the interest of the public of San Diego.

Resolution authorizing and directing City Manager to execute on behalf of the City of San Diego contract between the City and the United States of America, wherein the Government shall purchase and receive from the City, water and sewage service requested by the Government, was listed on the agenda.

On motion of Councilman Evenson, seconded by Councilman Curran, it was continued 1 week (which would have been Christmas day) - so it was held until December 26, 1956, by the Clerk.

RESOLUTION 136805, authorizing City Engineer to transfer 223 overhead street lights in Linda Vista Subdivision area (Units 1-8) from an account in the Federal Housing Lighting Fund to an account under the General Street Lighting Contract, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 136806, authorizing and empowering City Manager to execute, for and on behalf of the City of San Diego, a license agreement between the City and The Atchison, Topeka and Santa Fe Railway Company, San Bernardino, authorizing the City to install a cathodic protection station on railroad property at Del Mar, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 136807, 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 31 and Southerly 12.5 Lot 32 Block "D" Boulevard Heights, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 136808, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Lots 5 and 7 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 of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

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RESOLUTION 136809, 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 101 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 of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 136810, 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 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 of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 136811, 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 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 of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 136812, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Pueblo Lot 1187, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

RESOLUTION 136813, granting Universal International Pictures permission to occupy portion of Mission Bay Park in vicinity of DeAnza Cove for purpose of constructing a motion picture set, and using the area for photographing and producing a portion of a motion picture, during period December 17, 1956, through January 31, 1957, subject to conditions and terms set out in the resolution, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

The City Manager explained the next resolution.

RESOLUTION 136814, granting AMOROC Post Number 1512 Veterans of Foreign Wars permission to sell Christmas trees at 543 - 6th Avenue and 3637 University Avenue, through December 24, 1956, for raising funds for welfare work of the organization, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

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RESOLUTION 136815, granting Harriette E. Clark, 4256 Myrtle Street, revocable permit to install and maintain 70' 4" C.I. sewer line for use and benefit of owner's property: 4256 Myrtle; westerly 1/2 Lots 21, 22, 23, 24 Block 100 City Heights, under alley Block 100 City Heights, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136816, granting Warren Rodewald, 2815 India Street, revocable permit to install and maintain 325' 1" copper water line for use and benefit of owner's property: 4270 Logan Avenue; westerly 50' of Easterly 180' Lot 20 Carruther's Addition, under Logan Avenue, from owner's property to City water line in 43rd Street, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136817, authorizing City Attorney to settle \$60.00 claim of Clarence Davis, Document 543983, for \$10.00; authorizing and directing City Auditor & Comptroller to draw warrant in favor of Clarence Davis 3072 Island Avenue, San Diego, in full settlement of claim, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136818, approving claim of G. W. Morrow, Document 544243; authorizing City Auditor & Comptroller to draw warrant in favor of G. W. Morrow, 5028 E. Mt. View Drive, San Diego 16, in amount of the claim, (\$26.63), was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136819, vacating easement and right of way for public drains and incidents in portions of Lot 4 Marcellena Tract, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Resolution says that easement was acquired by deed recorded July 24, 1937; that since acquisition it has not been used nor has the easement been used for purpose for which acquired 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 the order of vacation, title to land previously subject to easement shall revert to owners of the land free from rights of the public; and authorizes and directs the City Clerk to cause certified copy attested by him under seal, to be recorded in office of County Recorder of San Diego County.

RESOLUTION 136820, accepting Quitclaim Deed of Solomon Building Company, a corporation, 1034 Eighth Avenue, San Diego 1, executed 23rd day of October, 1956, quitclaiming the 8 inch outfall sanitary sewer, manholes and appurtenances in Twain Avenue from Crawford Street to Powers Street (Fairmount Extension); 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.

Listed on the agenda were ordinances incorporating portions of Pueblo Lots 1202 and 1203 into C-1A Zone, RC-1A Zone, and repealing conflicting ordinances. Hearings had been held, ordinances introduced, and continued on consideration for adoption.

Councilman Burgener showed map regarding study that had been made by the Planning Department. Exhibited to members of the Council, it was not filed with the clerk. He told of being "interested in the families concerned". He explained the colored map to the Council about families that can reach it (areas proposed to be rezoned), in detail.

Members of the Council held a discussion.

Councilman Kerrigan asked about statistics.

Councilman Burgener spoke of "not trying to persuade anyone; the map is based on 'people'".

Councilman Kerrigan maintained that the Council has the right to use some set of standards. He said that if rezoned "C" it should all be "C"; he is going to vote against all.

On motion of Councilman Schneider, seconded by Councilman Burgener, ordinance incorporating portion of Pueblo Lot 1202 into C-1A Zone, as defined by Section 101.0411.1 of The San Diego Municipal Code and repealing Ordinance 13457 approved February 15, 1932, insofar as it conflicts, to dispense with the reading of the ordinance prior to passage, and adoption, the roll call showed: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson; Nays-Councilmen Kerrigan, Curran, Mayor Dail. Absent-None.

(This ordinance was shown on the calendar as "unspecified use").

On motion of Councilman Burgener, seconded by Councilman Evenson, ordinance incorporating portion of Pueblo Lots 1202 and 1203 into RC-1A Zone, as defined by Section 101.0409.2 of The San Diego Municipal Code and repealing Ordinance 13457 approved February 15, 1932, insofar as it conflicts, to dispense with the reading of the ordinance prior to passage, and adoption, the roll call showed: Yeas-Councilmen Burgener, Williams, Schneider, Evenson. Nays-Councilmen Kerrigan, Curran, Mayor Dail. Absent-None.

(This ordinance was shown on the calendar as "for super-market").

On motion of Councilman Schneider, seconded by Councilman Williams, ordinance incorporating portion of Pueblo Lots 1202 and 1203 into RC-1A Zone, as defined by Section 101.0409.2 of the San Diego Municipal Code and repealing Ordinance 13457 approved February 15, 1932, insofar as it conflicts, to dispense with the reading of the ordinance prior to passage, and adoption, the roll call showed: Yeas-Councilmen Burgener, Williams, Schneider, Evenson. Nays-Councilmen Kerrigan, Curran, Mayor Dail. Absent-None.

(This ordinance was shown on the calendar as "for medical center").

On motion of Councilman Evenson, 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 7256 (New Series), amending Section 22.0901 of San Diego Municipal Code regulating leasing of real property, was on motion of Councilman Evenson, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Discussion on
proposed zoning
ordinances (they
failed on "adoption")
7256 N.S.

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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 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 7257 (New Series), appropriating \$4,200.00 out of Capital Outlay Fund for paving portion of La Jolla Mesa Drive, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Schneider, seconded by Councilman Burgener, ordinance amending Section 64.32 of San Diego Municipal Code regulating Sewer Service Charges, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Williams, seconded by Councilman Kerrigan, ordinance allowing The San Diego and Eastern Railway Company to construct, maintain and operate a spur track along and across Commercial Street adjacent to Block 107, between 31st Street and 32nd Street, 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:

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

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

ORDINANCE 7258 (New Series), appropriating \$7600.00 out of Capital Outlay Fund, for purchase of lots on Ocean View Boulevard as building site for Secondary Health Center, 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 requested, and was granted, unanimous consent to present the next item, not listed on the agenda:

RESOLUTION 136821, accepting deed of Dorothy W. Miller and Ned D. Williams and Mary J. Williams, December 14, 1956, conveying Lots 3, 4, 5, 6 Block 336 Choate'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 Schneider, seconded by Councilman Williams, adopted.

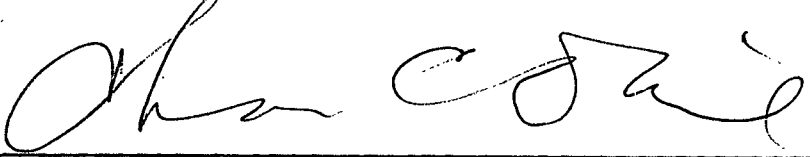
The Mayor requested the Council to appropriate \$5,000.00 out of Unappropriated Balance Fund, for City's contribution to "Don't Waste Water Committee".

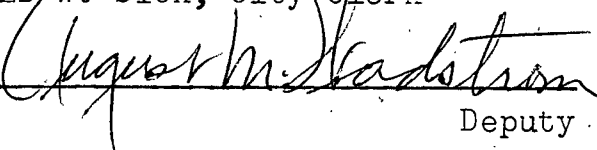
Councilman Schneider moved to adopt the ordinance. Motion was seconded by Councilman Kerrigan.

A number was not assigned by the Clerk, inasmuch as an ordinance had not been presented. The Asst. City Attorney requested to do so, agreed to have an item on the subject before the Council at an early date.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 10:32 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By 
Deputy

12/20/56

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Thursday, December 20,
1956

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

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

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 122.

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on rezoning of portions of Lot 26 and Lot A La Mesa Colony, along both sides of Montezuma Road, just east of Catalina Drive (hearing held December 13, 1956, on which date hearing was continued until today), Councilman Burgener spoke of the Council having had "quite a discussion this morning" (in conference). He said that if this were to be rezoned, it would mean having to go back to Planning for further study.

Councilman Kerrigan said "the whole problem needs to go back - including the subject of a subdivision map".

Mayor Dail said that "the Commission has already ruled".

Ray D. Baker said that the property would not be subdivided; there is plenty of good access.

Councilman Schneider spoke to Harry Haelsig, Planning Director, regarding stipulation in connection with improvement.

Mr. Haelsig said that there is need for a map, with details for Council approval.

Mr. Baker discussed the map situation with Mr. Haelsig.

Councilman Burgener spoke to Aaron Reese, Asst. City Attorney, about length of delay on maps.

Mr. Reese said that the City could not tie a record of survey into dedications, etc.

Mr. Haelsig said that the answer to that is "yes"; the delay is not on the part of the City, but the owners and their engineers. He told the Council that the Wherry Housing map - which he said was an exception - was done in 19 days. He said a small job can be done in 2 months.

A man, not identified, said that the only thing lacking is sidewalk.

Councilman Kerrigan said that if property is rezoned, there is need for map of improvements. He said that it is a City purpose to provide for proper access, etc. He said that should be on the map. He stated that this is unsubdivided property.

Mr. Baker said, again, that it would not be subdivided; "it is to be 1 parcel".

Councilman Kerrigan spoke of having right to development - under proper uses. He said that if R-4, 1 piece it can comply.

Mr. Baker said that it takes 6 months (for a map) and is expensive. He said he would be glad to go over it with Mr. Haelsig.

Councilman Kerrigan discussed with Mr. Baker the general situation.

Councilman Burgener spoke to Mr. Haelsig about the City's asking for improvements.

Meeting convened
Hearing

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Mr. Haelsig said that conditions cannot be placed on R-4 zoning. He told of the City having zoned property commercial, and later having to buy land back for streets, and do paving. He said there is also the question of integration into the plan of the area. He said it is the standard policy to require subdivision maps where property is rezoned.

Mr. Baker proposed that the Council approve - subject to Mr. Haelsig's approval.

Councilman Burgener pointed out that on variances the City could make requirements.

Mr. Haelsig said that in 1954 form of maps was changed, "to make requirements".

Answering Councilman Kerrigan about size of the property Mr. Baker said 5 acres. Answering Councilman Schneider, he said it had been owned 14 years. He told of having worked 5 or 6 months on this, and stated that the buyer is becoming impatient. He stated that money is in escrow.

Councilman Kerrigan said that if rezoned, the owner does not have to put in sidewalks; they would not be required. He said "there are other things, also".

Councilman Kerrigan moved to continue this subject 1 week and refer it back to Planning. Motion was seconded by Councilman Schneider.

Councilman Williams discussed with Mr. Haelsig the number of subdivisions in this area, within the last 5 or 6 months.

Mr. Haelsig said there has been only 1, about 1/2 mile across the canyon, which was probably in before this. He said this has "been in several times; there has been no abnormal delay".

Councilman Burgener asked when petition had been filed to rezone.

Mr. Haelsig replied "September 17".

The roll was called on the motion as shown earlier.

RESOLUTION 136822, continuing until 10:00 A.M., Thursday, December 27, 1956, hearing on matter of rezoning portion Lot A and Lot 26 La Mesa Colony, from R-1 to R-4 on both sides of Montezuma Road just east of Catoctin Drive; referring the rezoning to the City Planning Commission, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136823, referring to Council Conference the matter of requiring subdivision maps in cases of rezoning land, 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 proposed rezoning of Lots 19 to 22 Block 32 Mission Bay Park Tract, from R-4 to RC-1A, located at northeasterly corner of Grand Avenue and Figueroa Boulevard, communication from John F. Nickerson, 6540 Pacific Highway, San Diego, dated December 17, 1956, requesting an extension of 2 weeks, was presented.

RESOLUTION 136824, continuing until 10:00 A.M., Thursday, January 3, 1957, matter of rezoning Lots 19 to 22 inclusive Block 32 Mission Bay Park Tract, from R-4 to RC-1A, was on motion of Councilman Schneider, seconded by Councilman Schneider, seconded by Councilman Burgener, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on proposed rezoning portions of Blocks 390 and 391 Horton's Addition from R-1 to R-2, located on both sides of 2nd Avenue, between Thorn Street and Upas Street, the Planning Director pointed out the property

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on a map, said "it was up before" and that it had been agreed to by petitioners that R-2 would be satisfactory. Report from Planning Commission, by P. Q. Burton, identifying the property, conditions of the neighborhood, and the surrounding zones, was presented.

On motion of Councilman Schneider, seconded by Councilman Evenson, Ordinance incorporating Lots A through F inclusive Block 390, Lots G through E inclusive Block 391 Horton's Addition, into R-2 Zone as defined by Section 101.0406 of The San Diego Municipal Code and repealing Ordinance 12987 approved October 20, 1930, insofar as they conflict, was on motion of Councilman Schneider, seconded by Councilman Evenson, 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 hearing on rezoning portions of Montemar Ridge Units 1 and 2, and Bayside Country Club Estates, from R-1 to R-4 Zone, fronting on Rosecrans Street between Madrid Street and Evergreen Street, communication from Planning Commission, by P. Q. Burton, was read to the Council by the Clerk.

The report gives details of the property, surrounding property, and zones.

It says "While the attorney for the petitioner was consulting his client on the proposed zone variance procedure, the Planning Commission voted 5-1 to approve the proposed rezoning to R-4, as shown on drawing B-756, subject to the filing of a final subdivision map within 1 year.

Property is zoned R-1 under Ordinance 31 NS

Mr. Burton handed around photographs of the property.

Edgar A. Luce, Jr., attorney, said that this raises the same problem as confronted the Council on the first item on today's calendar. He said "the character of the area has changed", and told of existing conditions and zoning. He said that rezoning would be of benefit to residents of the area. He said that some had thought that it was for the entire area. Mr. Luce exhibited a drawing by Richard Wheeler, architect, and said there would be off-street parking, and no garbage cans. He told of having written to all 16 objectors, outlining what is proposed to do. He said that there were no protestants present at this meeting. Then, he showed a colored map indicating the feeling of property owners.

Councilman Kerrigan spoke to Mr. Luce about development.

Mr. Luce, asked about ownership, said that the Whalens own the property; if rezoned, they will sell.

Councilman Burgener reviewed the traffic count on Rosecrans.

Mr. Luce said to the Council that he can see no good reason for the requirement, which would be of no benefit to the City; for a subdivision map; the map would not serve any purpose, because the property is already subdivided.

Councilman Kerrigan pointed out that "if rezoned, a motel can go in".

Mr. Luce stated that the owners have placed themselves on record about the proposed development.

Members of the Council discussed the existing and proposed rezoning.

The Mayor inquired if anyone was present to be heard.

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

Councilman Schneider moved to introduce the ordinance.

Motion was seconded by Councilman Burgener.

Councilman Burgener said that there should be deleted from the ordinance the requirement for a subdivision map.

Aaron Reese, Asst. City Attorney, said that the Council can delete requirements.

Councilman Kerrigan said that it is a Council policy (to require the subdivision maps) but there have been exceptions: Federal and Euclid; another on 54th Street.

Councilman Schneider said that it meets all the requirements.

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Mr. Luce, answering Councilman Kerrigan, spoke of the delay and expense involved in filing a subdivision map. He said that the view of Glenn A. Rick (former Planning Director for the City) is that the map is unnecessary.

Councilman Williams spoke to Mr. Haelsig.

Mr. Haelsig pointed out that there is not sidewalk and curb and paving on a portion. He said there are fractional lots - tag ends - and that it would be to the benefit of the owners to file a map, because it would allow more coverage (otherwise coverage would be determined on each of the fractional lots).

Councilman Schneider asked if a record of survey would be O.K.

Mr. Haelsig replied that a subdivision map is faster than a record of survey.

Councilman Williams discussed areas with Mr. Haelsig, and agreed with him about paving, sidewalks and curbs. He said that without curbs, occupants would be "coming right out onto a busy street".

Mr. Haelsig said that allowable coverage under a map would be 10% more.

Councilman Burgener spoke to Mr. Rick about timing on processing of maps.

Mr. Rick spoke about being not able to have it done in less than 6 months. He said that previously the subdivision was in, and improved. He said that the State Highway came along and improved the highway, and put in a temporary curbing of asphalt. He said that there are enough reasons to ask for the zoning without a map. He said that on either side of this property there are no walks. Mr. Rick said that there is no drainage problem. He stated that "the State highway paving is not their problem".

Councilman Kerrigan said he recalled something of embarrassment regarding a conversation with LeRoy Goodbody (a one-time Councilman).

Councilman Kerrigan and Mr. Rick held a discussion about the Jewish subdivision, on 54th. Mr. Rick said that this is good R-4 property, and that if rezoned, it would be sold.

Mr. Rick said that Mr. Leitch (as the name was understood) - across the street - "has a letter".

Councilman Kerrigan said "These are Rick's arguments" regarding agreements to require improvements, referring to Mr. Rick's feelings while he was Planning Director.

Councilman Schneider said that others could petition for sidewalk and curb - and then come to the Council.

Aaron Reese, Asst. City Atty. said that the Council's "policy is the one way that requirements will go in".

Councilman Williams said that in the (Mission) Valley, there was an amount of land required to be dedicated, which was a terrific expense.

Mr. Rick pointed out that many variances carry the same requirements.

Councilman Burgener referred to there being a severe housing shortage in San Diego because of rapid growth, and said that the "Council could hold this up for 6 months".

Councilman Kerrigan said that if property were rezoned without a map, another method would be needed.

Mr. Rick told the Council that in El Cajon a bond to cover the requirement is posted.

Mr. Reese stated that a "bond falls down if the property is sold". He asked if owners should be willing to deposit cash.

Mr. Luce replied that he does not know.

Answering Councilman Williams, Mr. Haelsig said that a map can be done in 2 months.

Mr. Luce said that his clients are willing to put up cash bond for the sidewalk, after he had consulted them.

The motion and the second were withdrawn.

Councilman Burgener moved to delete the subdivision requirement from the ordinance, and substitute the filing of a cash bond.

Mr. Reese said that the ordinance would have to be prepared (an ordinance was before the Council in the form requiring the subdivision map).

Councilman Burgener moved that this item be continued, and ordinance be redrawn.

Mayor Dail said that it should go to conference, if there is a question.

Councilman Burgener said that "just because of policy does not make it the best". He added that "it will take months to talk about it in conference".

Councilman Schneider stated that it has been said 2 months, possibly (for the map).

Mr. Rick said that he does not recall a 2-month map.

Mayor Dail discussed with Mr. Rick the processing of maps.

RESOLUTION 136825, continuing until 10:00 o'clock A.M., Thursday, the matter of rezoning portions of Montemar Ridge Units 1 and 2 and Bayside Country Club Estates from R-1 to R-4, located on north side of Rosecrans Street, between Madrid and North Evergreen Streets, and referring the subject to Council Conference, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set rezoning portion of N $\frac{1}{2}$ of S $\frac{1}{2}$ Pueblo Lot 1202, from R-1 to R-2, R-4 and RC-1A - approximately 22.6 acres located along east side of Cabrillo Freeway and north side of Frost Street, proposed to be subdivided, report from the Planning Commission, by P. Q. Burton, was read to the Council by the Clerk.

It says that proposed R-2 will occupy approximately 3 acres, R-4 approximately 17 acres, RC-1A about 2.6 acres; if RC-1A is approved, it would permit construction of commercial buildings with total of 28,300 sq. ft., with balance of property, 84,900 sq. ft., to be reserved for parking and landscaping. It identifies property as being located immediately across the street from Sharp Memorial Hospital and the Children's Hospital, both of which are actually C zone uses, but approved by zone variances. The report says that land to the north and east is R-1; across Cabrillo Freeway is still zoned R-1 and has been the subject of several petitions for rezoning for commercial purposes. It states that it is approximately 3,000 feet north to Aero Drive, which would furnish access easterly into Cabrillo Heights to a small commercial area, or westerly across the Freeway to Linda Vista Road, and approximately 1 mile south to Linda Vista business area; there is also an overpass south of the property over Cabrillo Freeway approximately the same distance; there is no other commercial zoning within a mile or more of the property so that it would seem desirable that some commercial area be designated in the vicinity. The report states that the Planning Department recommended proposed RC-1A zone be changed to R-4 for several reasons, including fact that Sharp Memorial Hospital objected to the RC-1A zoning at this time, and representative of petitioner agreed to the R-4 in place of RC-1A zone proposed. It says that the Commission voted 6-0 to recommend rezoning as shown on drawing C-130.1, provided subdivision map is filed within 1 year; property is presently zoned R-1 under Ordinance 13457.

Mr. Burton laid down a map for the Council to see.

The Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no expression of views in writing was filed.

Mr. Burton pointed out the proposal on the map and said there are "about 22 acres in the whole thing".

On motion of Councilman Schneider, seconded by Councilman Evenson, ordinance incorporating portion of Pueblo Lot 1202 into R-2 and

R-4 Zones, as defined by Sections 101.0406 and 101.0408 respectively of The San Diego Municipal Code, and repealing Ordinance 13457 adopted February 15, 1932, insofar as it conflicts, was on motion of Councilman Schneider, seconded by Councilman Evenson, introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Report of Purchasing Agent, approved by City Manager, on low bid of Walter H. Barber for construction of Drainage Ditch and Storm Drain in Public Rights of Way in Lots 12, 13, 14 Lemon Villa, and Lots 44 and 45 Block 40 Fairmount Addition to City Heights, and in Lots 1 to 6 Trojan Heights - \$23,242.12; 9 bids - was presented.

RESOLUTION 136826, accepting bid of Walter H. Barber for construction of drainage ditch and storm drain; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of V. R. Dennis Construction Co. for improvement of Solita Avenue, Seminole Drive and Mataro Drive adjacent to Henry Clay School - \$13,288.51; 5 bids - was presented.

RESOLUTION 136827, accepting bid of V. R. Dennis Construction Co. for improvement of Solita Avenue, et al.; 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 Evenson, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of John B. Henry, Inc. for Relocation of Drainage Facilities at intersections at Front and A Streets, and Second Avenue and A Street - \$5,971.50; 3 bids - was presented.

RESOLUTION 136828, accepting bid of John B. Henry, Inc. for relocation of drainage facilities; 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.

Report of Purchasing Agent, approved by City Manager, on low bid of Industries Supply Co. for furnishing 4 items of pipe repair Couplings - \$2,323.32 terms 2% plus tax (for Storeroom stock) 4 bids - was presented.

RESOLUTION 136829, accepting bid of Industries Supply Co. for furnishing Couplings; 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 Curran, adopted.

The City Manager explained the next 2 resolutions.

RESOLUTION 136830, rejecting bid received by Purchasing Agent

November 30, 1956, for furnishing Reinforced Concrete Steel Cylinder Pipe for Massachusetts Pipeline at Alvarado Freeway Crossing, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136831, authorizing and directing Purchasing Agent to advertise for sealed proposals or bids for furnishing Reinforced Concrete Steel Cylinder Pipe with rubber gasket joints, for Massachusetts Pipeline; and centrifugally spun Reinforced Concrete Pipe with double rubber gasket for 21" brine line at 70th and Alvarado Freeway, under Document 545354, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136832, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for modification of traffic signal and safety lighting systems at intersections of Chatsworth Boulevard and Voltaire; El Cajon Boulevard, Normal Street and Park Boulevard; 3rd Avenue and Broadway; 12th Avenue and C Street, under Document 545348; 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 136833, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for installation of traffic signal and safety lighting systems at intersections of Florida Street and University Avenue; Meade Avenue and Texas Street, under Document 545351; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136834, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for installation of safety lighting systems and modification of traffic signal at Ryan Aeronautical Company Main Gate and Harbor Drive, under Document 545352; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids in accordance with plans and specifications, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136835, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for construction of sidewalks and parking area in South Clairemont Park; Document 545353; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION 136836, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other ~~expense~~ necessary or incidental for construction of 2 tennis courts at Pacific Beach Community Center, Diamond and Gresham Streets; Document 545350; authorizing and directing Purchasing Agent to publish in accordance with law, notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION 136837, amending Resolution 136575, December 6, 1956, reapproving tentative map of France Terrace - Item 3 - was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 136838, adopting Map of Bonillo Square Subdivision, a subdivision of portion of Parcel 00 of Lot 19 Rancho Mission of San Diego; accepting on behalf of the public, Bonillo Drive and portion of University Avenue, and easements shown for sewer, water, drainage and public utilities, for public purposes; declaring them to be dedicated to public use; accepting all public improvements installed within the subdivision; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that the Council has approved the subdivision map, and that the street, portion of street, easements and public utilities, together with improvements installed; 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.

RESOLUTION 136839, adopting Map of Bowlin Subdivision, a subdivision of portion Lot 78 Rancho Mission of San Diego; accepting on behalf of the public portion of Cabrillo Freeway and portion of Kearney Villa Road, together with any and all abutters rights of access in and to Cabrillo Freeway adjacent and contiguous to Lot 1; declaring them to be public streets and abutters rights 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 the subdivision map and that streets and rights of access are accepted on behalf of the City; 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 Evenson, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for resubdivision of Lots 1, 2, 3, 4 Block 128 City Heights, located on southerly side of Thorn Street between 42nd and Van Dyke Streets, within R-2 zone - subject to 5 conditions, and suspension of portion of the Municipal Code - was on motion of Councilman Evenson, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for redivision of Empire Addition to Encanto Heights, Lot 175, located in Encanto at northwest corner of Tooley and Winnet Streets, within R-2 zone - subject to 5 conditions, and suspension of portion 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 for redivision of portion Lots 12 and 14 Golden Park, located on southerly side of Talbot Street and on northeasterly side of Martinez Street in Point Loma, within R-1 Zone - subject to 8 conditions, and suspension of portion of the 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 of Los Altos Manor, for redivision of Lots 17 and 18 Hollywood Park and Block C Nettleship Tye

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Tract 2, located between Loring and Opal Streets, Everts Street and Foothill Boulevard, in Pacific Beach - portion of the Los Altos Housing Project, abandoned by P.H.A. - subject to 10 conditions, and suspension of portion of Municipal Code, was presented.

RESOLUTION 136843, approving tentative map of Los Altos Manor; recommending suspension of portion of the Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 136844; authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Corporation of The Presiding Bishop of The Church of Jesus Christ of Latter Day Saints, a corporation, for installation and completion of unfinished improvements and setting of monuments required for Minute Manor subdivision; directing City Engineer to present ordinance establishing official grades of all streets within the subdivision, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 136845, adopting map of Minute Manor Subdivision, a subdivision of South 170.00 feet Lot 9 La Mesa Colony; accepting on behalf of the public portion of 62nd Street, portion of Acorn Street, alley and portion of alley; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that they are declared to be 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 Schneider, adopted.

The next item had been continued to this meeting from the meeting of December 18, 1956, for change in setback as agreed to by the Council from 25 feet to 18 feet.

RESOLUTION 136846, Adopting Map of France Terrace Subdivision, a subdivision of portion of Pueblo Lots 1297, 1281; accepting on behalf of the public portion of Pueblo Lot 1281 as a public park, and dedicating it to the public; 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 the park is accepted on behalf of the public; directing City Clerk to transmit the map to Clerk of Board of Supervisors of County of San Diego, California, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Richard L. Weiser, submitting resolution denying tentative map for 2-lot resubdivision of Lots 23 and 24 Block 26 Ocean Beach, located on westerly side of Froude Street northerly of Santa Monica Avenue, within R-2 zone - 5-0 vote to deny because map does not comply with minimum area of 5,000 square feet and that if divided would not have the required rear yard, was presented.

RESOLUTION 136847, denying tentative map of Ocean Beach resubdivision of Lots 23 and 24 Block 26, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending denial of tentative map for proposed division of Lot 11 Block 10 Sunset Cliffs, into 2 lots, located at corner of Tivoli Street and Devonshire Drive in Ocean Beach, within R-1 zone. Recommendation for denial is based on a 5-0 vote in that division is not in keeping with existing lot sizes in the area (although 1 would be 5,860 square feet, and the other on a corner 6,000 square feet).

RESOLUTION 136848, denying tentative map of Sunset Cliffs

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2-lot division of Lot 11 Block 10, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by P. Q. Burton, submitting petition signed by John W. Rice, Jr., which was subject of public hearing December 12, 1956, before the Planning Commission, was presented. It says that with approval of petitioner and surrounding and interested property owners, the Commission voted 6-0 to file the petition. The petition requests change of zone from R-1 to M-1A (area easterly of A.T.&S.F. Ry. R/W, and proposed Rose Creek Channel and proposed Morena Blvd.)

RESOLUTION 136849, filing petition requesting rezoning portion Pueblo Lot 1225 from R-1 to M-1A, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by P. Q. Burton, reporting that the Commission, by vote of 6-0 found that proposed business of an "Exercise Studio" at 3465 or 3461 Ingraham Street, be classified as a not similar to and not more obnoxious use (as petitioned) and is therefore not permitted use in Zone RC, was presented.

Norman Wright, the petitioner, said that he was here to request a business license in R-4, reviewed the finding, and reviewed his letter.

Mayor Dail read the Planning letter of report and said "it is up to the Council to decide".

Councilman Curran asked what all is permitted in R-C.

The Clerk then read the Planning Commission's full report.

The Mayor said that it is not recommended; it is a border-line activity.

Councilman Burgener moved that a finding be made that this is a similar use to permitted uses in RC, and that it is not more obnoxious.

Councilman Burgener reviewed the surrounding uses.

Councilman Curran asked what's the difference between this and a gym.

Mayor Dail's reply was "considerable".

Mr. Wright told the Council that there would be just exercise, and told of the things done in a gymnasium which would not be a part of the "Exercise Studio".

RESOLUTION 136850 making the finding, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from John E. Abbott, P.O. Box 162 Spring Valley, California, dated Dec 14, '56, was presented. At the request of Councilman Schneider, it was read.

RESOLUTION 136851, referring to Council Conference (immediately) communication from John E. Abbott, requesting the Council to pass a resolution urging the Rivers and Harbors Board of the U.S. Army Engineering Corps to make a complete study of the Laguna Mountain Traffic Artery, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Communication from Harbor Commission, by John Bate, dated 13 December, 1956, recommending that the Council give its approval to a form of sublease entered into between San Diego Lumber Company, a corporation, as sublessor, and George Soares, an individual, as sublessee, was presented.

It says that premises being subleased are office space in the building at 701 East Harbor Drive, term of sublease is for 2 years commencing

on 1st day of December, 1956 - agreement in conformance with established Harbor Commission policy.

RESOLUTION 136852, ratifying, confirming and approving sublease, copy on file in office of City Clerk as Document 545331, between San Diego Lumber Company, sublessor, and George Soares, sublessee, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136853, adopting First Supplemental Budget for improvement of Major City Streets, Document 545410; directing City Manager to sign the agreement on behalf of the City, agreement to be binding upon the City upon its execution by authorized officials of the State, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136854, authorizing and directing San Diego Gas & Electric Company to install a 6000 lumen overhead street light at La Paz Drive west of Euclid at Cul-de-Sac; and additional 12 mercury vapor, 20,000 lumen ornamental street lights to general street lighting contract for La Jolla Shores Seawall at Kellogg Park, in accordance with recommendation of City Manager, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

The next item was numbered out order, by request.

RESOLUTION 136855, accepting deed of Kenneth L. Coffey and Billie C. Coffey, October 25, 1956, conveying easement and right of way for sewer purposes in northerly 8.00 feet Lot 28 Block 9 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 Evenson, adopted.

RESOLUTION 136856, determining that The City of San Diego shall participate in the "Don't Waste Water Committee" for conservation of water resources, requested by the Mayor December 18, 1956, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

8 RESOLUTION 136857, establishing and requiring certain charges in connection with construction of water mains serving East Clairemont Area; rescinding Resolution 129201 insofar as it conflicts, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136858, authorizing City Manager to employ V. R. Dennis Construction to perform work in connection with 1911 Street Improvement Act proceeding on Rosefield Drive, Drawing 3153-P; not to exceed \$45.30, payable from funds appropriated by Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136859, authorizing and empowering City Manager to extend time of agreement with Cameron Bros., engineering contractors, for

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rental of machinery and operators for for Torrey Pines Golf Course, contract Document 530050, to and including December 31, 1956, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136860, empowering and authorizing City Manager, for and on behalf of The City of San Diego, to execute agreement between The City of San Diego and Lawrence, Fogg, Florer and Smith, a co-partnership, engineers, for furnishing engineering services relative to re-location of water facilities in connection with improvements on Mission Valley Freeway and Alvarado Freeway, total compensation not to exceed \$15,000.00, under Document 545530, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136861, authorizing and empowering City Manager to execute, for and on behalf of the City, lease agreement with Fred B. Mitchell Company, Lessor, of portion of building located on Lots 13 and 14 Block 55 Arnold and Coate's Addition: 914 West Washington Street; for purpose of establishing and maintaining Hillcrest-Mission Hills Branch Library, for 2 years beginning December 20, 1956, at monthly rental of \$85.00, under Document 545532, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136862, approving plans and specifications for new projects identified as 75-9812, involving construction at Palomar Camp, under direction and control of City-County Camp Commission; authorizing the Commission on behalf of the City to proceed with construction, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136863, approving Change Order 1, December 11, 1956, filed as Document 545255, issued in connection with contract between The City of San Diego and Johnson Western Constructors, for construction of Municipal Fishing Pier Shelter Island; contract Document 543714; changes amounting to increase in contract price of \$1,025.00, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136864, authorizing and directing Property Supervisor to advertise for at least 5 consecutive days, sale at public auction of Lots 21 and 22 Block 116 Roseville, together with easement for access over northwesterly 10 feet Lot 3 Block 116 of resubdivision of Block 116 Roseville; no longer needed for City purposes, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Resolution says that R. L. Glasel, 5026 Saratoga Avenue, San Diego, has petitioned the Council to put the property up for sale, together with easement for access, and has deposited with Property Supervisor \$200.00 to cover all costs pertaining to sale, including cost of title report, and as guaranty that depositor will at the sale bid minimum amount fixed by the Council; City Manager has recommended that lots be sold; setting \$2,900.00 as minimum the Council will consider; reserving right to reject any and all bids at the public auction; all expenses in connection with the sale shall be deducted from proceeds received from the sale, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

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RESOLUTION 136865, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Lot 21 Block 86 Morse, Whaley & Dalton's Subdivision, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman ~~Seuneilman~~ Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136866, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Pueblo Lot 1187, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136867, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion of Lot 19 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 of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136868, granting permission to The National Foundation for Infantile Paralysis to conduct March of Dimes solitations on public streets of The City of San Diego, intermitently, from January 2 to 31, 1957, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136869, authorizing O. W. Campbell, City Manager, to attend meeting of Study Committee on Highway policy, to be held in Sacramento, California, during week of January 14, 1957, and incur necessary expenses, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136870, authorizing a representative of the Transportation Research Office to attend annual meeting of Highway Research Board, to be held in Washington, D.C., January 7 through 11, 1957, and incur all necessary expenses, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

~~RESOLUTION 136871, authorizing a representative of the~~
~~Water Department to travel to American Pipe and Construction Company Plant~~

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in South Gate, California, not to exceed 8 trips, to inspect construction of pipe for East Clairemont Subdivision, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136871, authorizing representative of Water Department to travel to American Pipe and Construction Company plant in South Gate, California, not to exceed 8 trips, to inspect construction of pipe for East Clairemont Subdivision, and incur all necessary expenses, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

RESOLUTION 136872, allowing request of contractor, Ets-Hokin and Galvan, contract for installation of traffic signals at India and "A" Streets - Document 535436 - for waiver of liquidated damages from September 30, 1956 to November 26, 1956, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

Resolution says that request is because of inability to complete contract because of installation of traffic signals by another contractor, whose work was not completed in sufficient time to permit Ets-Hokin and Galvan to complete contract within period agreed upon.

RESOLUTION 136873, authorizing and empowering City Attorney to accept from Mission Beach Coaster Company \$1,195.00 in full and complete settlement of all claims, rights and liabilities existing between the City and the Mission Beach Coaster Company under lease agreement covering roller coaster structure in Mission Beach Amusement Center, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Resolution refers to action entitled "City of San Diego v. Mission Beach Coaster Co. No. 202724" in which City and defendant are attempting to adjudicate rights and liabilities under lease; full settlement and adjustment of all rights and liabilities between the parties in litigation, the Company has offered to pay the City \$1,195.00, and City Attorney has recommended settlement of all rights and liabilities between the respective parties upon the payment of such money.

RESOLUTION 136874, approving claim of Trader Boys of Los Angeles on file in office of City Auditor in amount of \$232.00; directing Purchasing Agent to procure warrant in that amount, authorizing and directing City Auditor and Comptroller to draw warrant in favor of Trader Boys in amount of \$232.00 in full payment of the claim, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-Councilman Williams. Absent-None.

RESOLUTION 136875, accepting subordination agreement, executed by Pedro R. Chavez and Josefina R. Chavez, beneficiaries, and Bank of America National Trust and Savings Association, trustee, December 7, 1956, subordinating all their right, title and interest in and to easement for right of way for public sewer and appurtenances in northerly 8.00 feet Lot 29 Block 9 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 Evenson, adopted.

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RESOLUTION 136876, accepting subordination agreement, executed by Basil Guthrie and Lista Guthrie, beneficiaries, and Land Title Insurance Company, trustee, November 28, 1956, subordinating all their right, title and interest in and to easement for right of way for public sewer and incidents, in westerly 8.00 feet Lots 15 through 19 inclusive, Lot 25 Block 6 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 Evenson, adopted.

RESOLUTION 136877, accepting subordination agreement, executed by Republic National Bank of Dallas, beneficiary, and E. E. Wallace, Jr., Trustee, December 6, 1956, subordinating all their right, title and interest in and to easement for right of way for sewer and water pipeline, in South 4.00 feet Lot 2234 and portion Lot 2235 of Allied Gardens Unit 10; 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 136878, accepting subordination agreement, executed by Russell Segel and Stephanie Segel, beneficiaries, and Union Title Insurance and Trust Co., trustee, December 4, 1956, subordinating all their right, title and interest in and to easement for right of way for public sewer and appurtenances in northerly 8.00 feet Lot 32 Block 9 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 Evenson, adopted.

RESOLUTION 136879, accepting subordination agreement, executed by Silver Gate Building and Loan Association, beneficiary, and Union Title and Insurance Company, trustee, subordinating all right, title and interest in and to easement for right of way for public street and incidents, in portion Lot 8 Block 7 Silver 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 Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136880, accepting subordination agreement, executed by Elmer G. Southward and Fern E. Southward, beneficiaries, and Security Title Insurance Company, trustee, November 28, 1956, subordinating all their right, title and interest in and to easement for right of way for public street and incidents in portion Lot 1 Block 3 Silver 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 Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136881, accepting subordination agreement, executed by Suburban Savings and Loan Association, beneficiary, and Union Title Insurance and Trust Company, trustee, November 26, 1956, subordinating all their right, title and interest in and to easement for right of way for public street and incidents, in portion Lot 12 Block 3 Bay View Addition; authorizing and directing City Clerk to file subordination agreement, together with

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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 136882, accepting deed of V. V. Fletcher and Phoebe P. Fletcher, October 19, 1956, conveying easement and right of way for street purposes in portion Lot 12 Block 2 Bay View Addition; naming land Eureka Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136883, accepting deed of George F. Whiteley and Lillian G. Whiteley, October 23, 1956, conveying easement and right of way for street purposes in portion Lot 1 Block 3 Silver Terrace; naming land Eureka Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136884, accepting deed of Floyd Andeel and Helen V. Andeel, November 1, 1956, conveying easement and right of way for street purposes in portion Lot 12 Block 3 Bay View Addition; naming land Fresno Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136885, accepting deed of Leonard Fierro and Mary H. Fierro, October 19, 1956, conveying easement and right of way for street purposes in portion Lot 8 Block 7 Silver Terrace; naming land Goshen Street; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136886, accepting deed of San Diego Unified School District of San Diego County, December 11, 1956, conveying easement and right of way for drainage purposes in portion Lot 28 Waterville 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 Evenson, adopted.

RESOLUTION 136887, accepting deed of The Vinley Corporation, December 12, 1956, conveying easement and right of way for drainage purposes, in portion Lot 67 Rancho Mission of San Diego; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136888, accepting deed of L. J. Hemphill, October 31, 1956, conveying easement and right of way for sewer purposes in northerly 8.00 feet Lot 30 Block 9 Beverly; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136889, accepting deed of Carl Hersh and Harriet V. Hersh, November 24, 1956, conveying easement and right of way for public sewer and incidents in westerly 8.00 feet Lots 15 through 19 and Lot 25 Block 6 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 Evenson, adopted.

RESOLUTION 136890, accepting deed of Virgil Thompson, November 13, 1956, conveying easement and right of way for sewer purposes in northerly 8.00 feet Lot 27 Block 9 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 Evenson, adopted.

RESOLUTION 136891, accepting deed of The Vinley Corporation, December 21, 1956, conveying easement and right of way for public sewer in Lot 67 Rancho Mission of San Diego; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136892, accepting deed of Bollenbacher and Kelton, Inc., October 19, 1956, conveying easement and right of way for sewer and water purposes in North 12.00 feet Lot 2233 Allied Gardens Unit 10; 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 136893, accepting deed of Bollenbacher and Kelton, Inc., October 19, 1956, conveying easement and right of way for sewer and water purposes in South 4.00 feet Lot 2234 and portion Lot 2235 Allied Gardens Unit 10; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

On motion of Councilman Schneider, seconded by Councilman 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 7259 (New Series) appropriating \$1,000,000.00 out of Capital Outlay Fund for providing funds for transportation of dredge material in connection with Mission Bay dredging, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

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

On motion of Councilman Evenson, 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 7260 (New Series) appropriating \$100,000.00 out of Capital Outlay Fund for providing funds for acquisition of land and right of ways for permanent public improvements, and providing that no purchase shall be made without first having been authorized by resolution of the Council, was on motion of Councilman Evenson, 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 7261 (New Series) appropriating \$17,500.00 out of Capital Outlay Fund for constructing storm drain facilities on portion of Trojan Avenue, 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 Williams, the next ordinance was introduced.

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

ORDINANCE 7262 (New Series) appropriating \$14,600.00 out of Capital Outlay Fund for paving portions of Solita Drive, Seminole Drive and Mataro Drive, 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 Kerrigan, seconded by Councilman Evenson, the next ordinance was introduced.

On motion of Councilman Kerrigan, 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 7263 (New Series) appropriating \$6,600.00 out of Capital Outlay Fund for relocating drainage facilities at intersections of Front and "A" Streets and Second and "A" Streets, was on motion of Councilman Kerrigan, 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 Williams, the next ordinance was introduced.

On motion of Councilman Kerrigan, 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 7264 (New Series), appropriating \$5,000.00 out of Unappropriated Balance Fund for providing funds for The City of San Diego's contribution to the "Don't Waste Water" Committee, was on motion of Councilman Kerrigan, 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 explained the next item to the Council.

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

On motion of Councilman Kerrigan, seconded by Councilman Schneider, reading 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 7265 (New Series), appropriating \$1,500.00 out of Unappropriated Balance Fund for providing funds for Mission Hills Branch Library, 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 Schneider, seconded by Councilman Evenson, the next ordinance was introduced.

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

ORDINANCE 7266 (New Series) establishing grade of Calle Tacon, between its easterly termination and the easterly line of Calle Aguadulce, 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-Councilmen None.

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

On motion of Councilman Curran, seconded by Councilman Evenson, Ordinance incorporating Lots 25 to 28, Lots 23 to 35, Lots 37, 38 and 46 to 48, and portions of Lots 21 to 24, portions of Lots 29 to 32, portions of Lots 36, 43, 44 The Highlands; portions of Lots 2, 3, 4, 11, 12, 13 New Riverside; repealing Ordinance 5252 (New Series), 5890 (New Series),

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and 6111 (New Series) insofar as they conflict, 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 ~~present~~ to present the following items which appear on these minutes - not listed on the calendar for this meeting:

The City Manager explained the next item.

It was application of Mission Valley Inn, Inc., 875 W. Camino del Rio, for Class C Dine & Dance license at the Inn.

Councilman Schneider moved to adopt Resolution granting the request. Motion was seconded by Councilman Evenson.

Councilman Williams said that the Inn is "in (Mission Valley) on a variance; the dance floor is going to be in a bar".

The City Manager pointed out that if there is to be music "they have to come in". He said that there are requirements - mostly having to do with fire.

Councilman Williams discussed with the City Manager access and fire exits.

RESOLUTION 136894, granting application of Mission Valley Inn, Inc., for Class "C" dine and dance license, with floor space allotted to dancing of less than 400 square feet (which is the size specified in Section 33.1530.1 of the San Diego Municipal Code), on conditions set out in the resolution, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The City Manager said that "all is in order" in connection with Navy Water and Sewer on the following resolution, which had been before the Council on December 18, 1956, and continued to this date.

RESOLUTION 136895, authorizing and directing City Manager to execute in behalf of the City of San Diego a contract between the City of San Diego and the United States of America, wherein the Government shall purchase and receive from the City, water and sewage service requested by the Government according to Document 545602, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 136896, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a 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 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 Schneider, adopted.

RESOLUTION 136897, adopting Map of O. D. Arnold's Bonnieview Unit 2 Subdivision, a subdivision of portion of Lots 62 and 63 of Map of portion of Ex-Mission Lands of San Diego, commonly known as 'Horton's Purchase'; accepting on behalf of the public Ozark Street and Palin Street, portion of Euclid Avenue and portion of 49th Street, easements shown for sewer, water, drainage and publicities, 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 are accepted on behalf of the public; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, California, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

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RESOLUTION 136898, authorizing City Clerk to sell the book "This Fantastic City" at a price of \$3.50 per copy, including tax; directing the City Clerk to issue, free of charge, copies of the book as the Council may from time to time direct, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Aaron Reese, Asst. City Attorney, suggested to the Council that 75 copies of the book listed in Resolution 136898 be furnished to the City Manager for distribution.

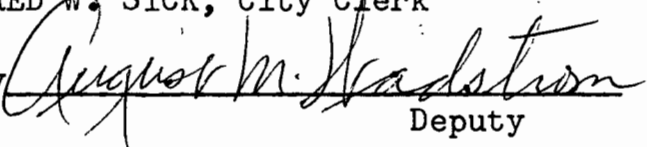
RESOLUTION 136899, authorizing City Clerk to deliver 75 copies of the book "This Fantastic City" to the City Manager for distribution, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

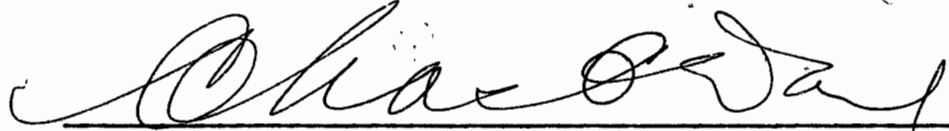
There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:36 o'clock A.M.

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, Wednesday, December
26, 1956

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

On the calendar for this meeting, there were listed, bids
opened December 21, 1956 for:

- (a) Alleys Blocks 208, et al Mission Beach, and Strandway;
- (b) Alley Block 18 North Shore Highlands;
- (c) Alley Block 58 University Heights;
- (d) Lighting installation in 3rd Avenue, et al.

Councilman Kerrigan declared that the report on those bids
would be considered at the meeting of Thursday, December 27, 1956.

On the calendar for this meeting there were listed, 3 lighting
districts for which bids were to have been opened for furnishing energy:

- (a) 8th Avenue Lighting District 1;
- (b) Pacific Beach Lighting District 2;
- (c) 7th Avenue Lighting District 1.

Councilman Kerrigan declared that the bids would be
publicly opened and declared at the meeting of Thursday, December 27, 1956.

On the calendar for this meeting there were listed 4 hearings:
Grading and sidewalking portions of Aragon Drive, et al - on
Resolution of Intention 136298;

Paving 55th Street, et al - on Resolution of Intention 136299;
Grading and sidewalking on portions of Lea Street, et al -
on Resolution of Intention 136300;

Crown Point Lighting District 1 - furnishing of electric
energy for 1 year.

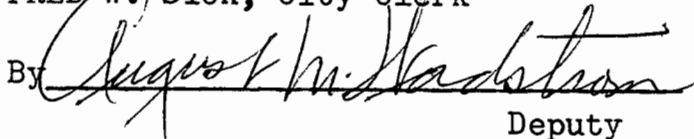
Councilman Kerrigan informally continued the hearings until
Thursday, December 27, 1956, at which time (10:00 o'clock A.M.) the scheduled
hearings would be conducted by the Council.

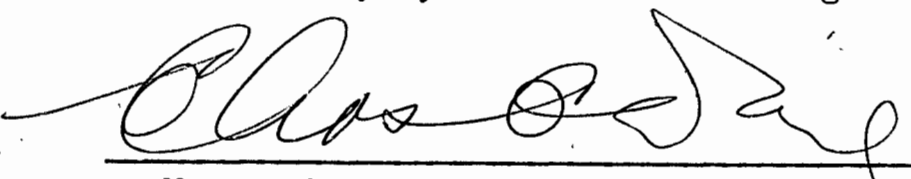
Without any items having been considered, due to lack of a
quorum, Councilman Kerrigan who acted as Vice Mayor, declared the meeting
adjourned.

ATTEST:

FRED W. SICK, City Clerk

By


Deputy


Mayor of The City of San Diego, California

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ADJOURNED REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, December 27, 1956
(Meeting was not held December 26, in lieu
of the December 25, 1956, meeting)

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

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

Recorded on Microfilm 123.

On motion of Councilman Williams, seconded by Councilman Evenson, Minutes of the Council meetings of Tuesday, December 18, 1956, and of Thursday, December 20, 1956, were approved without reading - after which they were signed by the Mayor.

The Purchasing Agent reported in writing that 5 bids had been opened December 21, 1956, on 1911 Act proceedings for improvement of Alleys in Blocks 208 through 221 Mission Beach.

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

The Purchasing Agent reported in writing that 3 bids had been opened December 21, 1956, on 1911 Act proceedings for improvement of Alley Block 18 North Shore Highlands.

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

The Purchasing Agent reported in writing that 4 bids had been opened December 21, 1956, on 1911 Act proceedings for improvement of Alley Block 58 University Heights.

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

The Purchasing Agent reported in writing that 3 bids had been opened December 21, 1956, on 1911 Act proceedings for improvement (lights) in 3rd Avenue, 4th Avenue, 5th Avenue, et al.

On motion of Councilman Schneider, seconded by Councilman Evenson, finding was made that bids had been opened and declared, as reported. By the same motion, they 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

Meeting convened
Minutes approved and signed
Purchasing Agent's reports on 1911 Act bids

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receiving bids for electric energy in 8th Avenue Lighting District 1, for 1 year from and including January 1, 1957, the Clerk reported 1 bid.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it was publicly opened and declared.

It was the bid of San Diego Gas & Electric Company, accompanied by certified check in \$4.56 written by San Diego Trust and Savings Bank.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, it 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 receiving bids for electric energy in Pacific Beach Lighting District 2, for 1 year from and including January 1, 1957, the Clerk reported 1 bid.

On motion of Councilman Curran, seconded by Councilman Evenson, it was publicly opened and declared.

It was the bid of San Diego Gas & Electric Company, accompanied by certified check in sum of \$14.40 written by San Diego Trust and Savings Bank.

On motion of Councilman Curran, seconded by Councilman Evenson, it 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 receiving bids for electric energy in 7th Avenue Lighting District 1, for 1 year from and including January 1, 1957, the Clerk reported 1 bid.

On motion of Councilman Burgener, seconded by Councilman Schneider, it was publicly opened and declared.

It was the bid of San Diego Gas & Electric Company, accompanied by certified check in sum of \$5.70 written by San Diego Trust and Savings Bank.

On motion of Councilman Burgener, seconded by Councilman Schneider, it 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 136298 for grading and sidewalk portions of Aragon Drive, Nassau Drive, Waite Drive, Suffolk Drive, Rockland Street, Duchess Street and 69th 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.

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

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution 136299 for paving and otherwise improving 55th Street, 56th Street, 58th Street, Orange Avenue and Trojan Avenue, the Clerk reported written protests from William R. Salle, and from Walter L. Foster, Helen L. Godshalk for Ted A. Godshalk.

The Mayor inquired if anyone was present to be heard.

Mr. Salle told the Council that he protested the changing of the established grade, and said that it would work a hardship on him. He told of having built to the grade given by the City Engineer. He said that the driveway across the street is "encroaching in the street, without a permit".

Mr. Gabrielson, of the City Engineer's office, laid down a

Bids

Hearings

cross-section map which he explained. Mr. Salle and Mr. Godshalk looked at the map.

Mr. Salle gave details about the property across the street, and said that he (Salle) is in favor of the improvement.

The City Engineer stated that "the driveway is coming out".

Mr. Godshalk spoke about building to the established grade.

Members of the Council, the City Engineer, Mr. Gabrielson, and the 2 property owners had a conference and discussion over the map.

RESOLUTION 136800, continuing hearing on Resolution of Intention 136299 for improvement of 55th Street, 56th Street, 58th Street, Orange Avenue and Trojan Avenue, until 10:00 o'clock A.M., Thursday, January 3, 1957, for the purpose of permitting the Council to look at the proposed improvement and the property affected, 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 of Intention 136300 for grading and sidewalking Leo Street, Streamview Drive, Chollas Parkway, 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 Evenson, proceedings were referred to the City Attorney for Resolution Ordering Works.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on furnishing electric energy in Crown Point Lighting District 1, for 1 year from and including February 1, 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 136901, confirming Engineer's Report and assessment for Crown Point Lighting District No. 1, filed in office of City Clerk November 21, 1956; adopting the report as a whole, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

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

The City Manager said that the item had been discussed in conference regarding water agreements with 2 irrigation districts.

RESOLUTION 136902, authorizing City Manager to execute, for and on behalf of The City of San Diego, agreement between the City, the Santa Fe Irrigation District and the San Dieguito Irrigation District, agreement to contain terms and conditions of agreement heretofore executed on behalf of the Irrigation Districts by their respective presidents and secretaries under date of December 20, 1956, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Petition which reads: "We request the opportunity to discuss with you plans for an industrial park subdivision. Charles A. Clark & Sons, Realtors, Charles A. Clark" "Re: Kearny Mesa", was presented.

Mr. Clark introduced his 2 sons, 1 of whom read a letter

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signed by Dr. Wilbur W. Myers, dated December 18, 1956, addressed to the City Council. Dr. Myers' address is 1795 Moore Street, San Diego. It tells of having retained the real estate firm of Charles A. Clark and Sons to carry out all phases of a development of some 2000 acres owned by him adjacent to Miramar Air Station, so that it will become one of the largest and most useful Industrial Parks in Southern California. It relates the proposed development, and concludes "I know that the basic success of the development rests upon San Diego's remarkable civic-political-economic relationships. These assure long term benefits to our growing population."

Mayor Dail spoke to Mr. Clark about general information on the proposal, and about the property being not in the city.

Mr. Clark stated that there is likelihood that request will be made for annexation to the City. Answering a question from the Mayor, he said that "most (of the property) is within the 12,000-foot circle".

On motion of Councilman Curran, seconded by Councilman Kerrigan, the subject was filed - and a copy of the Myers' letter referred to the Planning Commission.

Communication from Harry C. Haelsig, City Planning Director, dated Dec. 17, 1956, replying to communication from William D. Ludwig, relative to refusal of a building permit on a portion of Lot 26 Block 2 Cullen's Westland Terrace, located on easterly side of Pentuckett Avenue, southerly of Juniper Street, with 250 feet of frontage on Pentuckett, was presented.

Councilman Schneider said that he has been receiving letters from Mr. Oswald, and requested that the Planning reply be read. It was read to the Council by the Clerk. It shows that carbon copy has been sent to Mr. Ludwig.

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

Communication from the Assistant City Manager, dated December 19, 1956, relative to Document 544517, being petition of Norman R. Smith, subdivider of Crestview Heights, accepting (requesting) of dedication of northerly half of Brandywine Street adjacent to his subdivision, was presented. It attaches recommendations of Planning Commission and City Engineer for denial, and concurs with the recommendations. It recommends, in spreading assessment for improvement of southerly half of Brandywine Street, that subdivider be assessed only for one-half the cost of sewer and water main and that property on south side of the street bear cost of paving, curb and gutter, etc., in the south half of the street. It shows that carbon copy has been sent to Mr. Smith.

The report was read to the Council by the Clerk.

The City Manager said "it is informational".

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

Communication from Paul and Irma Palmer, 6121 Lorca Dr., San Diego 15, dated December 17, 1956, expressing objections to the sewer charge, etc., was presented.

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

Communication from the Assistant City Manager, reporting on petition from College Avenue Baptist Church, for acceptance of dedication

of Arosa Street across the westerly 187 feet of Lot 5 La Mesa Colony (Map No. 346), was presented. It tells of a similar request for dedication of the street portion having been denied March 1953 on recommendation of City Manager's office that the street not be accepted until arrangements had been made for installation of necessary street improvements. It tells of now having letter dated November 26, 1956, from the Church which owns all of the property on both sides, in which it is agreed to install improvements (listed in the communication) at their own expense. It says that estimated cost of improvements to be installed by the church is \$3,000.00, and the church is willing to enter into agreement with the City for the improvements and post surety bond guaranteeing completion. It recommends that the Council initiate 1911 Act project, as outlined.

RESOLUTION 136903, requesting City Attorney to present resolutions in connection with proposed improvement of Arosa Street under 1911 Street Improvement Act, as recommended under Document 545393, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Communication from Clairemont Town Council, dated December 15, 1956, by Henry W. Rosley, secretary, P.O. Box 262, San Diego 10, was presented. It asks for special consideration for speedy action in enlarging present recreation center building on Clairemont Drive.

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

Communication from First Baptist Church of Cabrillo Heights, 8741 Macawa St., San Diego II, dated December 19, 1956, by Harry B. Williams, pastor, was presented. It states, in part that "it is the desire of our Church to purchase, pending the decision of the Council, at least 1 acre, of lot 23, or lot 33, if the Council should see fit".

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

Communication from Byrl D. Phelps, registered civil engineer, 434 Land Title Building, San Diego, dated December 20, 1956, was presented. It says that the owner of Parker Hills Subdivision wishes to make the request that Resolution 131161 be amended to rescind requirement for grading of Wren Street.

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

Communication from San Diego City-County Band and Orchestra Commission, by Cletus W. Gardner, requesting approval of music event on January 12, 1957, was presented.

RESOLUTION 136904, approving music program submitted by City-County Band and Orchestra Commission, was on motion of Councilman Curran, seconded by Councilman Williams, adopted.

Communication from Marvin W. Moar, dated December 18, 1956, stating that "the officers and membership of the Sports Car Club of America, San Diego Region, have authorized me to appear before the Council to request that permission be granted to stage a Sports Car Race Event at Montgomery Field or another suitable location on July 6th and 7th, 1956", was presented.

Councilman Burgener said that gentlemen were here to be heard.

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Marvin W. Moar appeared at the microphone. John Dail was also present. Both represented the Club named. Mr. Moar read a long statement, which he did not file.

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

RESOLUTION 136905, directing notice of filing assessment and of time and place of hearing thereof, for installing sanitary sewer main in Alley Block 1 Buena Vista Tract, and 42nd Street, Resolution of Intention 131053, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136906, accepting bid of V. R. Dennis Construction Co., and awarding contract, for paving and otherwise improving Manzanita Drive, Resolution of Intention 135502, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

The City Engineer reported low bid 3.9% below the estimate.

RESOLUTION OF AWARD 136907, accepting bid of Griffith Company, and awarding contract, for paving and otherwise improving Rosecroft Lane, Resolution of Intention 135355, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

The City Engineer reported low bid 4.9% above the estimate.

RESOLUTION OF AWARD 136908, accepting bid of San Diego Gas & Electric Company and awarding contract, 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 Kerrigan, adopted.

San Diego Gas & Electric Company for
RESOLUTION OF AWARD 136909, accepting bid of Montemar Lighting District 1, and awarding contract for furnishing electric energy, for 1 year from and including December 1, 1956, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136910, approving plans, drawings, typical cross-sections, profiles and specifications for removal and replacement of street light standards and other improvements on 7th Avenue, 8th Avenue, 9th Avenue, 10th Avenue, 11th Avenue, 12th Avenue, B Street and C Street; approving Plat 2906 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 136911, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Santa Margarita Street; approving Plat 2907 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 136912, directing notice inviting sealed proposals for furnishing electric energy in Garnet Street Lighting District 1, for 1 year from and including February 1, 1957, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136913, directing notice inviting sealed proposals for electric energy in Sunset Cliffs Lighting District 1 for 1 year from and including January 1, 1957, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136914 ordering vacation of portion of Ampudia Street (on conditions), Resolution of Intention 136073, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136915, ordering vacation of portion of Thorn Street, Resolution of Intention 136170, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136916, for paving and otherwise improving Everts Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136917, for paving and otherwise improving Orten Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 136918, for sewers in Payne Street, Greely Avenue, and Public Rights of Way, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136919, for removal of existing street lights and appurtenances, and installation of street lights and appurtenances in 7th Avenue, 8th Avenue, 9th Avenue, 10th Avenue, 11th Avenue, 12th Avenue, B Street and C Street, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 136920, for paving and otherwise improving Santa Margarita Street, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136921, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 21 Fairmount Addition, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

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RESOLUTION 136922, ascertaining and declaring wage scale for paving and otherwise improving Alley Block 127 San Diego Land and Town Company's Addition, Evans and Sampson Streets, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136923, ascertaining and declaring wage scale for installation of sidewalks and otherwise improving Nutmeg Street, Maple Street, Balsa Street, 54th Street, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136924, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alleys in Catalina Terrace, Resolution of Intention 134755, and to be assessed to pay expenses, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136925, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 22 Ocean Beach Park, Resolution of Intention 134644, and to be assessed to pay expenses, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136926, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on installation of sewer in Avenida de la Playa, and Public Rights of Way in Pueblo Lots 1280, Resolution of Intention 134641, and to be assessed to pay expenses, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136927, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Estudillo Street, Resolution of Intention 134642, and to be assessed to pay expenses, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136928, rescinding Resolutions 119671 and 121671, and abandoning all proceedings for improvement of Cottonwood and Una Streets, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136929, granting petition, Document 544643, for paving and otherwise improving Alley Block 6 Alhambra 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, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136930, granting petition, Document 543631, for

paving and otherwise improving Alley Block 11 Bird Rock 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 Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136931, granting petition, Document 543632, for paving and otherwise improving Alleys Blocks 2 and 5 Buena Vista Tract; Alley Block 4 Pacific Beach Vista Tract; Alley Block 4 First Addition to Pacific Beach Vista Tract; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136932, adopting recommendation of City Engineer, Document 544973; authorizing City Engineer to amend proceedings for improvement of Alley in Congress Heights Addition, in accordance with the recommendation, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136933, granting petition, Document 544641, for paving and otherwise improving Alley Block 7 Fortuna 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, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 136934, granting petition, Document 544370, for paving easterly half of Alley Block G Montecello; 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 Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 136935, granting petition, Document 544644, for paving and otherwise improving Alley Block 2 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, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 136936, granting petition, Document 543985, for paving and otherwise improving Alley Block 8 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, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 136937, granting petition, Document 544369, for

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paving and otherwise improving Alley Block 114 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 - including installation of sewer laterals - was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136938, granting petition, Document 542902, for paving and otherwise improving Alleys Blocks 190 and 191 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 - including water services and sewer laterals as required - was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136939, adopting recommendation of City Engineer, Document 544971; authorizing City Engineer to amend proceedings for improvement of Alley Block 248 Pacific Beach, in accordance with his recommendation, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136940, adopting recommendation of City Engineer, Document 544972; authorizing City Engineer to amend proceedings for improvement of Alleys Blocks 258 and 263 Pacific Beach, in accordance with his recommendation, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136941, granting petition, Document 544371, for paving and otherwise improving Alley Block 303 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 - including portion of Ingraham Street, if required, and sewer laterals and curbs if required - was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136942, granting petition, Document 544642, for paving and otherwise improving Alley Block 17 Sunset Cliffs; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136943, granting petition, Document 544877, for paving and otherwise improving Akins 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 - and water services, sewer laterals and drainage structures as required - was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136944, granting petition for paving and otherwise improving Benicia Street and Gaines 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 included and benefited by and to be assessed to pay costs, damages and expenses - including intersection of streets, and water services, sewer laterals and drainage structures as required - was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136945, granting petition, Document 543423, for paving and otherwise improving Cushman Avenue, Naples Place, Cushman Place; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected and benefited - including sewer laterals, water services and drainage structures if required - was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 136946, granting petition, Document 543134, for paving and otherwise improving Derby Street and Hanover 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 affected and benefited by and to be assessed to pay costs, damages and expenses - including gutters, sewer laterals, water services and drainage structures if required - was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136947, granting petition, Document 544301, for installation of sidewalks on easterly side of 54th Street; 55th Street, Timothy Drive, Fieger Street; directing City Engineer to furnish description of assessment district and plat showing exterior boundaries of district or lands to be affected by and to be assessed to pay costs, damages and expenses - including necessary grading and curb work and portion of Pirotte Drive, Hanna Street, McGann Drive, Grape Street, 55th Street and Faulconer Street - was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136948, granting petition, Document 542575, for paving and otherwise improving Flicker 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 Lisbon Street and Imperial Avenue if required, and sewer laterals and water services if required - was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136949, granting petition, Document 544876, for paving and otherwise improving Haller 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 sewers, water services, sewer laterals, drainage structures, guard fences, and walls if required - was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136950, granting petition, Document 544028, for installation of sewers in Lemona 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 of improvement - including portion of Streamview Drive as required for an outfall - was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 136951, adopting recommendation of City Engineer, Document 544974; authorizing City Engineer to amend proceedings for improvement of Melrose Place, in accordance with his recommendation, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 136952, adopting recommendation of City Engineer, Document 544970; authorizing City Engineer to amend proceedings for improvement of portions of Nashville Street, La Salle Street, Western Street, Lapwai Street and Jupiter Street, in accordance with his recommendation, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 136953, granting petition, Document 544303, for paving and otherwise improving Peck 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 Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136954, granting petition, Document 544302, for paving and otherwise improving Pierino 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 Klauber Avenue if necessary, including sewer laterals and water services as required - was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136955, granting petition, Document 542593, to install street Lighting system or modernize present system on 7th Avenue, 8th Avenue, A Street, 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, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136956, granting petition, Document 543135, for paving and otherwise improving 61st 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 water services, sewer laterals, drainage structures, and fences if required - was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 136957, granting petition, Document 544875, for paving and otherwise improving Spray Street, Cape May Avenue, Cape May Place, Ocean Beach Extension; 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 Long Branch Avenue as recommended by City Engineer; directing City Engineer to consolidate assessment district with assessment district heretofore ordered by Resolution 135234 for improvement of portions of Spray Street and Brighton Avenue, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136958, granting petition, Document 450324, for paving and otherwise improving 33rd Street, K Street and L 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 installation of sewer laterals, water services, drainage structures as required, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136959, granting petition, Document 542574, for paving and otherwise improving northerly half of Varona 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 gutters, water services and sewer laterals if required, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 136960, granting petition, Document 544669, for paving and otherwise improving Vista 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 sewers, sewer laterals, water services and drainage structures if required, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Communication from Harbor Department, by John Bate, dated 19 December 1956, submitting for Council approval form of sublease being entered into between Fisher Aircraft Company, sublessor, and American Airlines, Inc., sublessee - hangar area leased by Fisher Aircraft Company from Standard Oil Company, was presented.

On motion of Councilman Curran, seconded by Councilman Williams, it was continued to the meeting of January 3, 1957.

RESOLUTION 136961, rescinding former action of the Council of rejecting for public street land marked "Reserved for Future Street" in Lots 64, 65, 66, 67, 69 Arnold Knolls; accepting on behalf of the public land marked "Reserved for Future Street; naming land Jacot Lane and Hawthorn; authorizing and directing City Clerk to file in office of County Recorder of San Diego County, certified copy of Resolution, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

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RESOLUTION 136962, approving request of Schafer & Stowers, December 7, 1956, change order 1, for extension of 40 days to and including January 23, 1957, filed as Document 545609, in which to complete contract for small water main replacements, group 26, contract Document 533721; extending completion time to January 23, 1957, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136963, 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 6 and 28 Eureka Lemon 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 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 136964, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Lots 1 and 2 Block 6 Hartley's North Park, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136965, granting Bruce V. Brown, 6162 Cumberland Street, San Diego 14, doing business as an individual at 2375 Reo Drive, San Diego, upon recommendation of Chief of Police and City Manager, permission for operation of 2 trucks for hire, subject to compliance with all provisions of San Diego Municipal Code pertaining thereto; directing Chief of Police and City Clerk to issue to Bruce V. Brown a certificate of public convenience and necessity to operate the trucks for hire pursuant to the resolution, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136966, accepting quitclaim deed of O. D. Arnold, Carol L. Arnold, Jack E. Arnold and Wendell O. Arnold, partners, doing business under name of O. D. Arnold & Sons, 6122 El Cajon Boulevard, San Diego 15, executed on 14th day of December, 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 Arnold Knolls, being a subdivision of portions of Pueblo Lots 1139 and 1140; and 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 136967, accepting quitclaim deed of Louis C. Burgener and Carlos Tavares, partners doing business under name of Burgener-Tavares: PO Box 569 La Jolla, executed on 14th day of December, 1956, quitclaiming to The City of San Diego all water mains and appurtenant structures constructed for its use, located in public streets, highways,

rights of way and public places, either within or without subdivision named Clairemont Point Unit 2, being subdivision of Lot 13 and southerly half of Baker Street (closed) adjoining Lot 13 on north of the subdivision of Pueblo Lot 1207; 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 136968, accepting quitclaim deed of Fred Corey, Jr., 939 Silverado Street, La Jolla, executed December 13, 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, public places, either within or without subdivision named Muirlands Knoll, being easterly 2 acres of portion of westerly half of southwesterly quarter of Pueblo Lot 1255; 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 136969, accepting quitclaim deed of Point Loma Holding Company, David G. Fleet, general partner, 2120 Chatsworth Boulevard, San Diego 7, executed on 15th day of December, 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 Fleetridge Heights, being portion of Pueblo Lots 191 and 197; authorizing and directing Clerk of the City 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.

On motion of Councilman Curran, 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.

RESOLUTION 7267 (New Series), amending Section 64.32 of San Diego Municipal Code, Regulating Sewer Service Charges, 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 Evenson, seconded by Councilman Curran, reading of the next ordinance in full prior to final passage was dispensed with by vote of not less than 4 members of the Council. There was available for consideration of each member of the Council prior to day of final passage written or printed copy.

ORDINANCE 7268 (New Series), allowing The San Diego and Eastern Railway Company to construct, maintain and operate a spur track along and across Commercial Street adjacent to Block 107 Central Park Addition between 31st and 32nd Streets, shown on print of Division Engineer Drawing E-1390, was on motion of Councilman Evenson, seconded by Councilman Curran, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

There being no further business to come before the Council, the Mayor declared the meeting adjourned at 10:45 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

Mayor of The City of San Diego, California

Deputy

136968 - 136969
7267 N.S. - 7268 N.S.
Meeting adjourned

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REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, December 27,
1956

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

Absent--Councilmen None

Clerk---Fred W. Sick

Mayor Dail called the meeting to order at 10:45 o'clock A.M., immediately upon adjournment of the preceding meeting which had been held this date, instead of Wednesday, December 26, 1956.

Ordinances and Resolutions are recorded on Microfilm Roll 123.

The hour of 10:00 o'clock A.M. having arrived, time for the continued hearing on rezoning portions of Lot 26 and Lot A La Mesa Colony - along both sides of Montezuma Road, just east of Catoctin Drive - hearing originally held December 20, 1957, Councilman Kerrigan said that this was referred to Planning. He said ~~it~~ there appears to be need for some answers on the map. He said it was continued for submission of a tentative subdivision map.

Mr. Baker, who had been heard last week, told the Council that he could not hear what had just been said.

Harry Haelsig, who had said much of the same thing as stated by Councilman Kerrigan, said to Mr. Baker that he can't answer questions until the Planning Commission acts.

Mr. Baker said that he and Mr. Branch, who had spoken a week ago, also, were satisfied. He said that they would be happy to pass on the R-4 without a map.

Mr. Branch said that Montezuma Road is a major street, and spoke of sewer stubs at the top. He spoke of sewer main at the bottom. He said to the Council that the only improvement not in is the sidewalk. He stated that it "is a pretty big deal", and that he had the escrow instructions. He stated that sale of the property is contingent on the rezoning.

Councilman Schneider spoke to Mr. Haelsig, Planning Director, who said that there are street dedications on Catoctin; the canyon in the bottom adjoining subdivisions, have made provision for street. He said there is a question of circulatory streets, fire hydrants, and possibly other things.

Councilman Schneider and Mr. Haelsig discussed dedicated streets acceptance.

Councilman Burgener spoke to Mr. Baker, who answered that there would be 30 units - on the westerly portion.

Mr. Branch said that the 10 feet wanted is O.K. He said that on Reservoir Drive 10 feet on each side for widening is O.K.

Mr. Baker told of preferring to dedicate the land, with no map required.

Mr. Branch pointed out that property is not to be subdivided; it is and will be 1 parcel.

Mr. Haelsig said that it would not be possible to redivide without a subdivision map.

There was discussion between members of the Council and the 2 men, not through the chair.

RESOLUTION 136970, requesting City Attorney to prepare and present an ordinance for the rezoning of approximately 5 acres of R-1 property in portion of Lot A if any, and Lot 26 La Mesa Colony, to R-4 zone along both sides of Montezuma Road, just east of Catoctin Drive - on condition that a subdivision map be filed, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

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The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on rezoning portions of Montemar Ridge Units 1 and 2 and Bayside Country Club Estates, from R-1 to R-4 Zone, fronting on Rosecrans Street between Madrid and Evergreen Streets. Mayor Dail said that there had been a proposal made for posting of a (cash) bond, rather than the requirement for a subdivision map.

Councilman Burgener moved that there be deleted from the ordinance the requirement for a subdivision map.

Councilman Kerrigan spoke to Alan Firestone, Asst. City Attorney, about the map and a substitution for a map.

Mr. Firestone said that the Council could adopt a later ordinance, if the property owners fail to carry out the plan.

Mayor Dail said that the ordinance could be passed "as is", and after performance of proposed improvements, the ordinance could be amended.

Mr. Haelsig said that a portion of the problem has been reduced. He told of being a State highway routing. He said that work done on the street would have to be done through the State. Mr. Haelsig said "there would be traffic hazard, regarding deceleration.

Edgar Luce, Jr., showed a plat on which he indicated 3 accesses.

Councilman Kerrigan said that if the Ordinance is adopted, the improvements can be put in.

Mr. Luce said to the Council that the it is the plan not to build over 50% (coverage).

Councilman Kerrigan held a discussion with Mr. Luce.

Mr. Luce said that if map is not filed in a year the ordinance cannot go into effect. He referred to improvement on R-1.

Mr. Firestone said that public improvement could be made in that zone.

Mayor Dail discussed the situation with Mr. Luce.

Councilman Burgener said he "hated to see the City contributing to red tape".

Councilman Williams discussed with Councilman Burgener the map requirements.

Mr. Luce declared that reasons for requiring filing a map do not exist here. He said that it would be of no benefit to the City to have a map. He offered to file a bond, and said that improvement can go to a 1911 Act.

Councilman Kerrigan said that questions have been answered; if ordinance is adopted, permits can be secured, and the ordinance can be amended if the improvements have been installed.

Mr. Luce spoke to Glenn Rick, former Planning Director, about lot coverage.

Mr. Rick said that "lot lines are not affected in R-4".

On motion of Councilman Kerrigan, seconded by Councilman Schneider, ordinance incorporating Lot 12 Block 16 Montemar Ridge Unit 1, Lot 10 and portion Lot 11 Block 23 Montemar Ridge Unit 2, and Lot 13 Block 9 Bayside Country Club Estates Unit 1 into R-4 Zone as defined by Section 101.0408 of San Diego Municipal Code, and repealing Ordinance 31 (New Series) adopted September 6, 1932, insofar as it conflicts, was on--
~~motion of Councilman~~ introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Communication from Purchasing Agent, approved by City Manager, on low bid of Electric Supplies Distributing Co. for furnishing Incandescent and Fluorescent Lamps for 1 year beginning January 1: Item 1 @ 45.5% off list; Item 2 @ 43.4% off list; terms 3% - 30 days plus Tax - 4 bids (joint bids for City, County, and San Diego Unified School District).

RESOLUTION 136971, accepting bid of Electric Supplies Distributing Co, for furnishing Incandescent and Fluorescent Lamps; awarding contract,

Hearing (cont)
Purchasing report
136971
Ord. intr.

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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 Burgener, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of J. S. Schirm Company for furnishing Clay Pipe and fittings for 3 months: 1/1/57-3/31/57 -
 Item 1, approx 6,000 ft. 4" Vitrified Clay Pipe @ \$0.28 per ft.;
 Item 2, " 600 p's 4" " " Eighth Bends and Sixteenth Bends @\$1.13 ea.
 (for storeroom stock), was presented.

RESOLUTION 136972, accepting bid of J. S. Schirm Company for furnishing 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 Schneider, seconded by Councilman Kerrigan, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Superior Mattress Co, for cleaning, repairing and sterilizing mattresses and cushions as may be required by The City during period of Jan. 1, 1957 through Dec. 31, 1957 (for Municipal Housing) details in the report - 2 bids; was presented.

Councilman Schneider moved to adopt the resolution.

Councilman Williams said he had a question, and wondered how long the project would be continued.

The City Manager explained that the houses rented by the City are furnished. He discussed existing conditions with Councilman Williams.

On motion of Councilman Williams, seconded by Councilman Schneider, this item - and the one which follows on the same calendar which recommends acceptance of low bid of University Shade & Linoleum Company for furnishing Shades and Rollers for the same period - were continued for 1 week.

Communication from Purchasing Agent reporting award which had been made to Koehler Kraft Co. for constructing and furnishing 1 patrol boat for the Harbor Department, was presented. It says construction is estimated to require approximately 4 months, and contractor has advised Port Director in writing that financing over that period of time creates a hardship on him. It says that the Port Director has received a letter dated December 12, 1956, from the contractor requesting 4 progressive payments (set out in the communication). It recommends approving by resolution amendment to specifications.

RESOLUTION 136973, amending specifications, Document 541072, for furnishing 1 Harbor Patrol Boat, for which award of contract was made to Koehler Kraft Co., was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

RESOLUTION 136974, approving plans and specifications for furnishing all labor, material, tools, equipment, transportation and other expense necessary or incidental for construction of rest room building in Municipal Golf Course near 28th and Ash Streets; Document 545651; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

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Report of Purchasing Agent, approved by City Manager, on sale December 14, 1956, of 10 Public Housing Buildings located on north side of Juan Street (2402 to 2498 Harney Court and 2434 to 2498 Juan Street) near Presidio Park, was presented. It states that total of \$3,666.66 received from high bidder has been deposited with the City Treasurer.

RESOLUTION 136975, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Frank Moennig and Elizabeth Moennig, for installation and completion of unfinished improvements and setting of monuments required for Linda Vista Heights 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 Kerrigan, adopted.

RESOLUTION 136976, adopting map of Linda Vista Heights Subdivision, a subdivision of portion of northerly 400.00 feet Pueblo Lot 1202; accepting on behalf of the public portion of Linda Vista Road as identified on the map, for public purposes; declaring it to be portion of public street, and dedicated to public use; authorizing and directing City Clerk to endorse upon the map, as an act of the Council that the Council has approved the subdivision map and said portion of street is accepted on behalf of the public; directing him 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.

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

Harry Haelsig, Planning Director, showed a map of the property involved.

Communication from Street Superintendent, approved by Assistant City Manager, recommending granting petition for closing of Sea Breeze Drive between southerly line of Roanoke Street and northerly line of Rancho Hills Drive, and portion of Calle Gaviota lying south of southerly line of Roanoke Street, under provisions of "Street Vacation Act of 1941", providing petitioner pays incidental costs, was presented.

RESOLUTION 136977, adopting recommendation of Street Superintendent relative to closing Sea Breeze Drive; declaring that closing be instituted under "Street Vacation Act of 1941", was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from County of San Diego, by A. R. Leonard, M.D., dated December 19, 1956, telling of amendment to the County Septic Tank Ordinance increasing fees for inspections and reinspections - requesting the City to do the same, and send certified copies, was presented.

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

Communication from County of San Diego, by the County Clerk, dated December 24, 1956, enclosing 4 copies of proposed contract determining title to County Primary Health Center Building to be constructed on north parking lot of Civic Center, together with certified copy of Board of Supervisors' approving resolution of December 17, 1956, was presented. It requests return of 2 fully executed copies when signed by proper City officials.

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

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Communication from Babyland, 868 Sixteenth Street, dated December 20, 1956, signed by Rubert C. Davies, was presented. It requests exchange of property with the City near Main Street and Wabash Boulevard, which "has been cleared through the City Engineer's Office and the City Property Department". It says it is understood that there will need to be a street closing, cost to be paid by owners and owners will likewise expect to pay difference in cash based upon evaluation of proposed exchange.

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

Communication from Harbor Department, by John Bate, submitting for Council approval form of Assignment of Lease of real property for security, assigning rights of Point Loma Sportfishing Association of San Diego to Herbert A. Panchot - assignment made for collateral purposes, with approval of Harbor Commission - was presented.

RESOLUTION 136978, ratifying, confirming and approving Assignment of Lease between the Point Loma Sportfishing Association, a corporation, Assignor, and Herbert A. Panchot, Assignee, Document 545626, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Councilman Burgener said that the next subject had been discussed in Conference.

Mayor Dail told of having a Planning report.

Mrs. Henry B. Clark was here on this item. (She had written to the Council advocating placing a civic theatre in Balboa Park - and her communication had been referred to Conference).

Councilman Burgener talked to Mrs. Clark about a discussion there had been with the City Attorney.

Mrs. Clark said she understood "this was the latest date" (to place an item on the ballot at the next election).

Harry Haelsig, Planning Director, told of Planning having held hearings, but that it would be necessary to hear this item again.

Mrs. Clark told of "just waking up to the situation".

Councilman Schneider spoke to Mrs. Clark, and said that Mr. Haelsig thinks the Park Board should be consulted.

Mrs. Clark said that she would call each of the Park Commissioners today.

Alan Firestone, Deputy City Attorney, said that the only question is of time to get the proposition on the ballot.

The resolution was read to the Council by the Clerk.

Councilman Schneider said that "if it takes 90 days, it is too bad".

Mr. Haelsig said that the Planning Department and Planning Commission will get started on this right away.

Councilman Schneider moved to adopt the Resolution. Motion was seconded by Councilman Williams.

Mrs. Clark said that this is one big opportunity; she is not going to ask for a single dollar for advertisement; she will take care of the expense, personally.

RESOLUTION 136979, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Resolution says that the Council deeming it to be in the public interest, initiates an addition to the Master Plan of The City of San Diego "a Public Buildings Plan". The general area is described as being adjacent to the easterly line of Park Boulevard, between Morley Drive and Laurel Street as a site for a civic theater. It refers the Public Buildings Plan to the Planning Commission, with directions to hold at least one public hearing on the addition to the Master Plan, after publishing notice

at least 10 days in advance thereof, and report thereon to the Council within 90 days of adoption of the resolution, for failure to do which the Commission's approval shall be deemed to have been given; and the Resolution refers to the Park and Recreation Commission for early consideration and recommendation the matter of placing a civic theater in the Public Buildings Plan of the Master Plan of The City of San Diego in the area set out above.

RESOLUTION 136980, authorizing City Manager to employ T. B. Penick & Sons to perform work in connection with Alleys Catalina Terrace under 1911 Act Proceedings, under Drawing 3551-A; cost of work not to exceed \$402.50, payable from Ordinance 5341 (New Series), was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 136981, authorizing City Manager to execute, for and on behalf of The City of San Diego, cooperative agreement between The City of San Diego, County of San Diego and State of California for re-seeding El Capitan watershed, in accordance with Document 545801, was on motion Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136982, granting permission to Bahia Motel, or Wm. D. Evans, manager, permission to erect a 3-sided canvas canopy-tent 20 x 40 feet in size on the Bahia Motel grounds, for a single-occasion dance to be held December 31, 1956, on conditions set out in the resolution; waiving \$500.00 deposit for cleanup, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Resolution granting encroachment permit to Sam Bompensiero, 2018 Union Street, for encroachment permit at Lot 12 Block 169 Roseville to Locust Street, the Mayor said that "action is up to the Council".

Councilman Williams stated that "people are here to be heard".

Charles Hill told the Council that he objected to the granting of the permit, and asked for the reading of the James Forward letter (which was in the Clerk's file, but had not been received in time to list it on the calendar for this meeting).

The Forward letter, dated December 26, 1956, was presented and read to the Council by the Clerk. It identifies the Forward home at the corner of Udal and Evergreen Streets "on Point Loma within 300 feet of the Bompensiero House". It expresses opposition to any compromise that would condone the reported deliberate violation of zoning and building codes of the city. It tells of neighbors' property and much of surrounding territory having been definitely down-graded by the construction of the monstrosity that was built without regard to City laws, the same laws that had been scrupulously observed by surrounding property owners. It asks the Council not to make changes in the laws to legalize the civic liability. It says that less concern should be shown for the violator and greater concern for the injured law-abiding citizens who have to live with the problem. The letter says "the injury is a major one and the remedy should be more than a 'legal white wash'." The communication says that it would be more in order that a demand be made for immediate compliance with present standards, even if the offender has to start from scratch. It concludes "it is my hope that you gentlemen will give this subject the serious attention it deserves and give the aggrieved property owners a break thereby serving notice to the world that your honorable body will not give aid and comfort to law violators".

Councilman Burgener said that 'til the City has an ordinance

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for architectural control, this can happen anywhere.

Councilman Williams stated that in conference the City Manager queried about conformance with the building code, informed the Council that the structure complies with the code. He said that now there is only the question of access encroachment. He said that granting the encroachment may not be in the best interests of property owners; it is a privilege, which is opposes.

Councilman Schneider said that "it is a concrete building of uncouth appearance". He said that though there be no permit, there is no way to force removal of the building. He said that if it is finished, it would reduce the uncouth appearance. Then, he spoke to persons in the audience. He said that that it can't be just left sitting there.

Councilman Williams said that the problem is still in the hands of the Grand Jury, and that there is still a stigma on the building. He spoke to the City Manager about the letter to the Council about meeting the code.

The City Manager replied that he "had a memo".

Mr. Firestone pointed out that permit for the building is not before the City; only the projection to the street.

Councilman Burgener said that "everybody is hoping that the house will go away; it won't". He said that they have complied with the law, but chiselled.

David O. Campbell said to the Council that he owns 3 lots on Tennison Street, and he has no access. He said that people have been coming in and improving Tennison Street at the bottom. He spoke of the 5-story building with bridge from the turn-around. He said that when built, there was a 2-story residential limit. He said that if there is a high building, there will be no view lots.

Mayor Dail said to Mr. Campbell that the building has been checked; it is legal. He and Mr. Campbell had a discussion, during which he said that the City grants many right of way encroachments. He said "this is no white wash". He said he deploras a white wash, and that the Grand Jury has had the problem in connection with certain statements which had been made about favoritism. He stated that it is on record that the building has been determined to be legal.

Mr. Campbell continued to discuss the "2-1/2 story house which was increased".

The Mayor said that a board of architectural control would be only persuasive.

Mr. Campbell told of there having been 3 sets of plans, before the owner could get the house to conform to the plans. He said that at the Campbell Machine Co. they had to tear down a metal building.

The Mayor said that depends on the City Attorney, for the City. He said that if a fire-hazard is built, it could be stopped. He expressed regret for what he has done.

Mr. Campbell said that if the Council grants 1 it has to grant to others.

David J. Reed, who owns property below (the house in question), said that he is concerned with concrete buttress. He asked if they can get in to the street. He said that if the house in question is "tied to the hill, and trees planted, it would not be too bad".

The City Manager showed Mr. Reed, and others, a drawing, not seen by the Clerk.

Councilman Burgener asked if there could be any requirements for a fill or bridge.

Mr. Firestone said that if related to the permit, there can be.

Councilman Williams spoke of possibility of becoming liable on account of dumping water. He said that is a problem through which owners would have recourse through law.

Mr. Firestone said to the Council that there is no ordinance in connection with adjoining property owners regarding water. He said that the City could require the planting to mask or hide the structure.

Councilman Williams said that it is no more objectionable

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than many. He said that the foundation on the point is in question. He said that if landscaped below, it would meet with less opposition.

Mayor Dail said that the encroachment is covered, and read departmental reports.

Councilman Burgener pointed out that the owner "can finish the building as of now".

Mr. DeFlavio, the contractor, said that it is the same as the City would require; there is no more problem.

Mr. Reed told of the blank wall, with 2 stories on top. He said that appearance could be improved by false windows and doors.

Councilman Curran talked to Mr. DeFlavio about improvements.

Mr. DeFlavio told the Council that trees and shrubs have been approved by the architects.

The City Manager said that there would be filling for quite a distance.

Mr. Reed said that he wants to get the house tied to the hill.

Mr. DeFlavio said that dirt would go down to the next level, and that "it costs more this way".

The Planning Director laid down a plan, not seen by the Clerk.

Mr. DeFlavio said that "walls, fences, and shrubs are coming in".

There was general discussion by several individuals at the microphone.

RESOLUTION 136983, granting, pursuant to provisions of Sections 62.04 and 62.04.1 of San Diego Municipal Code and recommendation of City Manager on file in office of City Clerk, revocable permit to Sam Bompensiero, 2018 Union Street, San Diego 1, to install and maintain a temporary bridge-drive and steps for use and benefit of owner's property: Locust Street and Udall Street, Lot 12 Block 169 Roseville, from the owner's property to pavement in Locust Street; in accordance with Revocable Permit Application and Removal Agreement on file in office of City Clerk and subject to conditions and covenants therein contained, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 136984, approving request of Water Director to construct new Kearny Mesa pipeline, cost thereof (approximately \$950,000.00) to be paid from funds tentatively allocated for Kearny Mesa reservoir, Kearny Mesa pumping plant, Clairemont second standpipe, replacement of cast iron pipe, and supply mains replacements, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136985, 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 Lots 14, 15 and 16 Block 39 Western Addition, for reason that the City no longer needs the property; value disclosed by appraisal is \$4,200; minimum amount the Council will consider for sale is \$4,200.; Council reserves right to reject any and all bids at the public auction; all expenses in connection with sale shall be deducted from proceeds (drainage easement to be retained by the City), was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Resolution says that Walter W. McKellar has petitioned the Council to put property up for sale, and has deposited with Property Supervisor \$150.00 to cover costs, including cost of total report, and as guaranty that he will at the sale bid minimum amount fixed by the Council.

RESOLUTION 136986, authorizing A. W. Reese, Assistant City

Attorney, to attend sessions of California State Legislature commencing January 7, 1957, as may be necessary in connection with proposed San Diego Metropolitan Transit Authority Act; authorizing incurring necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 136987, authorizing and empowering the Mayor and City Clerk to execute, for and on behalf of and as the act and deed of The City of San Diego, a quitclaim deed quitclaiming to H. L. Hanggi and Evelyn B. Hanggi, in consideration of exchange of real property and sum of \$4,035.00, portions of Lots 3 and 4 Block 70 Arnold & Choate's Addition, and Dove Street (closed), and portion of Lot 1 Block 5 Florence Heights, and portion of Pueblo Lot C, described in form of deed Document 545807; authorizing and directing City Clerk to deliver deed to Property Supervisor of The City of San Diego with instructions that it be placed in escrow opened for purpose of affecting the exchange, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

The resolution says that The City is desirous of obtaining portions of Lots 3 and 4 Block 5 Florence Heights Addition, for widening Washington Street; H. L. and Evelyn B. Hanggi, owners of the land, are willing to deed the land to The City and pay to the City \$4,035.00 in exchange for quitclaim deed from the City of portions of Lots 3 and 4 Block 70 Arnold & Choate's Addition, and Dove Street closed, and portion of Lot 1 Block 5 Florence Heights, and portion of Pueblo Lot C; value of property to be granted to the City is \$9,465.00; value of City property is \$13,500.00.

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

ORDINANCE 7269 (New Series), incorporating Lots A through F inclusive Block 390, Lots G through L inclusive Block 391 Horton's Addition, into R-2 Zone as defined by Section 101.0406 of San Diego Municipal Code and repealing Ordinance 12987 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 Burgener, seconded by Councilman Evenson, reading of the next ordinance 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 final passage a written or printed copy.

ORDINANCE 7270 (New Series), incorporating portion Pueblo Lot 1202 into R-2 and R-4 Zones, as defined by Sections 101.0406 and 101.0408 respectively of San Diego Municipal Code, and repealing Ordinance 13457 adopted February 15, 1932, 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, Mayor Dail. Nays-None. Absent-None.

On motion of Councilman Williams, seconded by Councilman Kerrigan, reading of the next ordinance 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 final passage a

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a written or printed copy.

ORDINANCE 7271 (New Series), changing name of portion of Rosecrans to Rosecrans Place, was on motion of Councilman Williams, 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 Evenson, reading of the next ordinance 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 final passage a written or printed copy.

ORDINANCE 7272 (New Series), incorporating Lots 25 to 28 inclusive, Lots 33 to 35 inclusive, Lots 3, 38, and 46 to 48, inclusive and portions of Lots 21 to 24 inclusive, portions Lots 29 to 32 inclusive, portions Lots 36, 43, 44 The Highlands; portions of Lots 2, 3, 4, 11, 12, 13 New Riverside into Zone M-1A as defined by Section 101.0412.1 of San Diego Municipal Code, and repealing Ordinance 5252 (New Series) adopted July 1, 1952, Ordinance 5890 (New Series) adopted December 15, 1953, and Ordinance 6111 (New Series) adopted May 13, 1954, insofar as they conflict, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

The City Manager requested, and was granted unanimous consent to present the next item, not listed on the agenda. He said to the Council that he wanted to give information on a leak that had been reported in connection with the 30th Street bridge fill. He said that a purchase order had been put through to take care of the situation, with a temporary by-pass for water. He said that the condition needed to be repaired immediately, because it was damaging the fill. The Manager said that contractors were instructed to proceed, and that he would bring in a change order.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, informal approval was given to the change order (resolution to be presented later) for formal action.

RESOLUTION 136988, setting the hour of 10:00 o'clock A.M. of Thursday, January 10, 1957, to consider proposed Master Plan of Parks and Recreation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

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

ATTEST:

FRED W. SICK, City Clerk

By

Deputy

Mayor of The City of San Diego, California

7271 N.S. - 7272 N.S.
Information re change order
on 30th St. Bridge - U.C.
("informal approval")

1/2/57

REGULAR MEETING

Chamber of the Council, Wednesday, January 2,
1957 (Regular meeting would have been
Tuesday, January 1, 1957)

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

Councilman Kerrigan, who acted as Chairman, in the place
of the Mayor and Vice Mayor, called the meeting to order at 10:00 o'clock
A.M., and announced that there would be no quorum.

The Chairman announced that hearings set for this date
at 10:00 o'clock A.M. - for
Sidewalking in Redwood Street, et al - Resolution of Intention
136421;
Street lights in India Street, Columbia Street, State
Street, et al - Resolution of Intention 136422;
Paving and otherwise improving Amalfi Street, et al - on
Resolution of Preliminary Determination 136521;
Paving and otherwise improving 49th Street, et al - on Reso-
lution of Preliminary Determination 136522;
Sewers in Soledad Road - on Resolution of Preliminary
Determination 136523;
La Jolla Lighting District 1 - electric current;
Presidio Hills Lighting District 1 - electric current;
Paving and otherwise improving Alley Block 23 Ocean Beach
Park - on assessment;
Paving and otherwise improving Alley Block 13 La Jolla Park
- on assessment;
Rezoning portion Blocks 21 and 22 Teralta from R-4 to C,
et al;
Rezoning portion Northeast 1/4 Lot 40 Rancho Mission, et al
- on assessment -
would be conducted Thursday, January 3, 1957.

ATTEST:

FRED W. SICK, City Clerk

Audley A. Williams
Vice Mayor of The City of San Diego, California

By

August M. Hadstrom
Deputy

Meeting convened
Chairman announced hearings
would be conducted 1/3/57

REGULAR ADJOURNED MEETING

Chamber of the Council of The City of San Diego,
California, Wednesday, January
3, 1957 (in lieu of Tuesday, Jan-
uary 2, 1957)

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

Ordinances and Resolutions for this meeting are recorded
on Microfilm Roll 123.

On motion of Councilman Schneider, seconded by Councilman
Kerrigan, the minutes for the 2 meetings held December 27, 1956, were
approved without reading - after which they were signed by the Vice
Mayor.

In the absence of the Mayor, Vice Mayor D. D. Williams
called the meeting to order at 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, time set
hearing on Resolution of Intention 136421, for grading and sidewalking
Redwood Street, East Virgo Road, Sue Street, Alice Street, Lynn Street,
Juanita Street, 60th Street, the Clerk reported no protests.

No one appeared to be heard when the Vice Mayor inquired
if anyone was present to be heard - and no protests were presented.

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

On motion of Councilman Kerrigan, 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 136422, for removal of street light
standards, etc., and construction of street lights in India Street, Columbia
Street, State Street, Union Street, Front Street, First Avenue, Second
Avenue, B Street, C Street, the Clerk reported no protests.

The Vice Mayor inquired if anyone was present to be
heard. No one appeared to be heard, and no protests were filed.

Councilman Burgener entered

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

On motion of Councilman Schneider, seconded by Councilman
Evenson, proceedings were referred to City Attorney for resolution order-
ing work.

The hour of 10:00 o'clock A.M. having arrived, time set for
hearing on Resolution of Preliminary Determination 136521 for improvement of
Amalfi Street and Torrey Pines Road, the Clerk reported no protests.

Meeting convened
Minutes approved - & signed
Hearings

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The Vice Mayor inquired if anyone was present to be heard. No one appeared to be heard, and no protests were filed.

RESOLUTION 136989, determining that improvement of Amalfi Street and Torrey Pines Road, Resolution of Preliminary Determination 136521 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 improvement, 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 Resolution of Preliminary Determination 136522 for improvement of 49th Street, Public Rights of Way, Lot 164 Block 2 Resubdivision of Blocks 1 through 12 Fairmount Addition, 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.

RESOLUTION 136990, determining that improvement of 49th Street, Public Rights of Way, Lot 164 Block 2 Resubdivision of Blocks 1 through 12 Fairmount Addition, Resolution of Preliminary Determination 136522 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 improvement, 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 hearing on Resolution of Preliminary Determination 136523 for installation of sewers in Soledad Road, the Clerk reported on no protests.

The Vice Mayor inquired if anyone was present to be heard.

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

Councilman Curran asked about the location.

That was explained by Councilman Schneider.

RESOLUTION 136991, determining that improvement of Soledad Road, Resolution of Preliminary Determination 136523 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 improvement, 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 hearing on furnishing electric energy in La Jolla Lighting District 1, for 1 year from and including January 1, 1957, the Clerk reported on protests.

The Vice Mayor inquired if anyone was present to be heard.

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

RESOLUTION 136992, approving Engineer's Report and Assessment for La Jolla Lighting District No. 1; adopting it as a whole, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on furnishing electric energy in Presidio Hills Lighting

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District 1, for 1 year from and including February 1, 1957, 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.

RESOLUTION 136993, confirming Engineer's Report and Assessment for Presidio Hills Lighting District 1; adopting it as a whole, 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 made to cover cost and expenses of paving and otherwise improving Alley Block 23 Ocean Beach Park, Resolution of Intention 129189, the Clerk reported no appeals.

The Vice Mayor inquired if anyone was present to be heard.

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

RESOLUTION 136994, confirming and approving Street Superintendent's Assessment 2552 made to cover cost and expenses of paving and otherwise improving Alley Block 23 Ocean Beach Park, Resolution of Intention 129189; 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 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 paving and otherwise improving Alley Block 13 La Jolla Park, Resolution of Intention 130667, the Clerk reported no appeals.

The Vice Mayor inquired if anyone was present to be heard.

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

RESOLUTION 136995, confirming and approving Street Superintendent's Assessment 2553 made to cover cost and expenses of 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; 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, communication from Planning Commission by P. Q. Burton on hearing for rezoning portions of Blocks 21 and 22 Teralta from R-4 to C Zone - 2 25-foot lots on east side of 43rd Street, 2 on west side of 43rd Streets, and 2 more similar lots on east side of Van Dyke Avenue, all being adjacent to existing C zone on El Cajon Boulevard and 100 feet south of the boulevard (6-0 vote of the Commission to approve rezoning) 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 Kerrigan, seconded by Councilman Schneider, Ordinance incorporating portions of Blocks 21 and 22 in Resubdivision of Blocks K and L Teralta into C Zone, as defined by Section 101.0411 of San Diego Municipal Code, and repealing Ordinance 12989 insofar as it conflicts, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing for rezoning portion NE $\frac{1}{4}$ Lot 40 Rancho Mission, from R-1 to R-2, the Clerk reported no protests.

It reports application of Ed Fletcher Company for the rezoning of approximately 8 acres to be use, it is represented, as a church site - property on south side of Hurlbut Street about 1500 feet east of Sandrock Road which is the easterly boundary of Cabrillo Heights apartment development - and 6-0 vote to approve the change subject to filing subdivision within 1 map.

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 Burgener, seconded by Councilman Kerrigan, Ordinance incorporating portion of Lot 40 Rancho Mission into R-2 Zone, as defined by Section 101.0406 of San Diego Municipal Code, and repealing Ordinance 5178 (New Series) insofar as it conflicts, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Princess Park, for 65-lot subdivision of Lot 11 David's Subdivision, located on easterly side of Ediwhar Avenue, northerly of Mission Village Unit 1, and northeasterly of Cabrillo Housing, on 14 conditions, and suspension of portion of Municipal Code, was presented.

RESOLUTION 136996, approving tentative map of Princess Park; suspending portion of the Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from Street Superintendent, approved by Assistant City Manager, recommending closing as petitioned for under Document 543368 "to close the easterly 20 feet of Gregory Street adjacent to Lot 7-Block C El Nido Tract" as requested, and that closing be instituted under Street Vacation Act of 1941 providing owners of Lots 1 and 2 Wetmore & Sanborn's Addition pay one-half of the incidental cost, and that the City be authorized to pay one-half the incidental costs of the closing, was presented.

RESOLUTION 136997, adopting recommendation of Street Superintendent relating to closing portion of Gregory Street; instituting closing under "Street Vacation Act of 1941" - City of San Diego to pay one-half the incidental costs - was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Communication from Street Superintendent, approved by Assistant City Manager, recommending denial of petition for closing portion Hawthorn Street between Felton and Gregory Streets, under Document 542801, was presented. The report says that "Hawthorn Street is dedicated 80 feet wide, which is in excess of the width required for the future improvements, but no portion of street should be closed until the street is improved, since the full width may be required for cut and fill slopes".

RESOLUTION 136998, denying petition to close 15 feet on each side of portion of Hawthorn Street, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

Communication from Street Superintendent, by approved by

Assistant City Manager, on petition "to close the westerly portion of 32nd Street between Cedar and Elm Streets as follows: closing to be 10 feet in width commencing at Elm Street, increasing to 13 feet at the north line of Date Street; to 28 feet at the south line of Date Street and terminating at a point approximately 172 feet north of Cedar Street, all as shown on the accompanying sketch", was presented. (There was no sketch attached to the petition and recommendation).

The communication reports in detail on the variable width of 32nd between Elm and Cedar, sidewalks installed on both sides of the street and 8" C.I. water main in 32nd Street, and an 18" storm culvert crossing 32nd Street between Date Street and Elm Street, as shown on Drawing 2016-L. It reports on the physical aspects of the street, and recommends granting closing as requested except that corner cut-off be retained at southwesterly corner of Elm and 32nd and that drainage easement be retained across portion to be closed adjacent to Lot 35 Cullen's Arlington Heights Addition. It also recommends that closing be instituted under "Street Vacation Act of 1941" and that petitioners be required to pay incidental costs of the closing.

RESOLUTION 136999, adopting recommendation of Street Superintendent relating to closing westerly portion 32nd Street between Cedar and Elm Streets; instituting closing under "Street Vacation Act of 1941", was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Communication from "The Budwig family", dated 12/26/56, on stationery of G. G. Budwig, 3400 Bayside Walk, Mission Beach, suggesting use of high palm trees and low-growing foliage to preserve views on roads of the bay area.

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

RESOLUTION OF AWARD 137000, accepting bid of A. R. Kingard, and awarding contract, for paving and otherwise improving Alleys in Blocks 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, and 221 Mission Beach, Strandway, Resolution of Intention 135600, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

City Engineer reported low bid 4.7% below estimate.

RESOLUTION OF AWARD 137001, accepting bid of A. R. Kingard, and awarding contract, for paving and otherwise improving Alley Block 18 North Shore Highlands, Resolution of Intention 135601, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

City Engineer reported low bid 4.9% below estimate.

RESOLUTION OF AWARD 137002, accepting bid of A. R. Kingard, and awarding contract, for paving and otherwise improving Alley Block 58 University Heights, Resolution of Intention 135602, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

City Engineer reported low bid 6.7% below estimate.

RESOLUTION OF AWARD 137003, accepting bid of Ets-Hokin & Galvan, a corporation, and awarding contract, for installation of street lighting system on 3rd Avenue, 4th Avenue, 5th Avenue, 6th Avenue, E Street, F Street, G Street, and Plaza in Horton's Addition, Resolution of Intention 135356, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

City Engineer reported low bid 14.7% below estimate.

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RESOLUTION ORDERING WORK 137004, for grading and construction of Portland cement concrete sidewalks in Lea Street, Streamview Drive and Chollas Parkway, Resolution of Intention 136300, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 137005, appointing time and place for hearing protests, and directing notice of hearing, for furnishing electric energy in Talmadge Park Lighting District 1, for 1 year from and including March 1, 1957, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 137006, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alley Block 40 Ocean Beach, Resolution of Intention 132783, and to be assessed to pay expenses thereof, diagram made by City Engineer; directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 137007, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Goshen Street, Laurretta Street, Fresno Street, Hueneme Street, Riley Street, Eureka Street, Ruby Street, Mildred Street, Donahue Street and Public Rights of Way, Resolution of Intention 132386, and to be assessed to pay expenses thereof, diagram made by City Engineer; directing Clerk of the City at same time of approval, to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 137008, approving directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alleys Blocks 119, 120, 123, 124, 128, 131, 132, 135, 136, 139, 140, 143, 144, 148 Mission Beach, and San Luis Obispo Place, Resolution of Intention 134643, and to be assessed to pay expenses thereof, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 137009, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 302 Subdivision of Acre Lots 64-1/2, 65 and 66 Pacific Beach, Resolution of Intention 134049, and to be assessed to pay expenses thereof, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 137010, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 1 Reed's Ocean Front Addition, Resolution of Intention 131176, and to be assessed to pay expenses thereof, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

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RESOLUTION 137011, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving and otherwise improving Alley Block 20 Swan's Addition, and Fairmount Addition, Resolution of Intention 134756, and to be assessed to pay expenses thereof, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION 137012, approving recommendation of City Engineer, Document 545645 affecting improvement of Sumac Drive, Modesto Street, Juniper Street, Laurel Street, Alley Block 21 Lexington Park, Fairmount Avenue, portion of Hollywood Park, and Public Rights of Way in Lot 4 Ex Mission Lands of San Diego (Horton's Purchase) and in Lots 20 and 21 Block 24 Lexington Park; directing City Engineer to consolidate proceedings heretofore ordered by Resolutions 110144, 115649, 119522, 127530 in accordance with his recommendation, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

RESOLUTION OF AWARD 137013, accepting bid of San Diego Gas & Electric Company, and awarding contract, for furnishing electric energy in Seventh Avenue Lighting District 1, for 1 year from and including January 1, 1957, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION OF AWARD 137014, accepting bid of San Diego Gas & Electric Company, and awarding contract, 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 Burgener, adopted.

RESOLUTION OF AWARD 137015, accepting bid of San Diego Gas & Electric Company, and awarding contract, 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 Burgener, adopted.

RESOLUTION ORDERING WORK 137016, for grading, construction of Portland cement concrete sidewalks, and otherwise improving Aragon Drive, Nassau Drive, Waite Drive, Suffolk Drive, Rockland Street, Duchess Street, and 69th Street, Resolution of Intention 136298, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION ORDERING IMPROVEMENT 137017, for furnishing electric energy in Crown Point Lighting District 1, for 1 year from and including February 1, 1957, was on motion of Councilman Curran, seconded by Councilman Burgener, adopted.

RESOLUTION OF INTENTION 137018, for paving and otherwise improving Alley Block 21 Fairmount Addition, was on motion of Councilman

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Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 137019, for paving and otherwise improving Alley Block 127 San Diego Land and Town Company's Addition, Evans Street and Sampson Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 137020, for grading and construction of sidewalk and curb in Nutmeg Street, Maple Street, Balsa Street and 54th Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137021, adopting recommendation of City Engineer, Document 545644; authorizing City Engineer to amend proceedings for improvement of Santa Fe Street in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Harbor Commission, by John Bate, requesting adoption of resolution authorizing work by City forces for construction of Storm Drain at foot of Lawrence Street, at an estimated cost of \$2020.00, was presented.

RESOLUTION 137022, authorizing and empowering Port Director to do all work in connection with construction of storm drain at foot of Lawrence Street by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137023, authorizing City Manager, for and on behalf of The City of San Diego, to sign Agreement with Omar A. Walker for services as Fire Insurance Advisor to the City and as a broker of record, during year beginning January 1, 1957, under Document 546029, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 137024, 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 Southeast Quarter Lot 42 Horton's Purchase in Ex-Mission Lands of San Diego, requesting that that all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; 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 Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 137025, granting revocable permit to T. J. Pettid, 4052 Centre Street, San Diego, to install and maintain 2 3/4" copper water line for use and benefit of owner's property: 4724 - 26 Cereza Street; Lots 64, 65, 66, 67 Sunshine Gardens, under Cereza Street to City water main in Escuela Street, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

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RESOLUTION 137026, denying claim of Joseph DiCola, c/o Wallace D. Dorman, of Dorman and Dorman, Attorneys at Law, 3415 Imperial Avenue, Lemon Grove, California, Document 545073, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 137027, denying claim of Peggy J. Leonard, 3970 Goldfinch Street, San Diego 3, Document 545123, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 137028, denying claim of Ben Press, 4340 - 52nd Street, San Diego 15, Document 544898, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 137029, denying claim of Lloyd Ruocco, 3603 Fifth Avenue, San Diego, Document 544906, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 137030, vacating easement for right of way for drainage affecting Lot 9 Block 2 Subdivision of Nettleship-Tye Tract No. 3, and subsequently on subdivision Lamont Terrace, Map 2430, recorded October 6, 1957, affecting Lots 22 and 23 Block 1, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Resolution says that after acquisition May 8, 1930, easement has not been used, nor has it been used for purpose for which acquired for 5 consecutive years next preceding proposed vacation; easement is unnecessary for present or prospective public use; 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; authorizing and directing City Clerk to cause certified copy of resolution, attested by him under seal, to be recorded in office of County Recorder of San Diego County, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 137031, accepting subordination agreement, executed by Union Title Insurance and Trust Company, beneficiary, and Union Title Insurance and Trust Co., trustee, December 21, 1956, subordinating all right, title and interest in and to easement for right of way for construction, operation and maintenance of public sewer and maintenance, in a strip of land 8.0 feet wide in portion Lot 40 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 Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 137032, accepting subordination agreement, executed by Bank of America National Trust and Savings Association, beneficiary, and Corporation of America, trustee, December 10, 1956, subordinating all right, title and interest in and to easement for right of way for public street and incidents in portions of Lot 17 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 Evenson, seconded by Councilman Schneider, adopted.

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RESOLUTION 137033, accepting subordination agreement, executed by Bank of America National Trust and Savings Association, beneficiary, and Corporation of America, trustee, December 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 14 Block C Bay View Quarter Acres; 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 Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 137034, accepting deed of Wilbur W. Easton, as Tax Collector of County of San Diego, State of California, November 21, 1956, conveying easterly one half of Lot 6 Block 4 Campo Del Dios #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 Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 137035, accepting deed of The San Diego Unified School District of San Diego County, December 11, 1956, conveying easement and right of way for street purposes in portions Lot 648 Lomita Village Unit 4; naming land Hermes Place; 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 137036, accepting deed of Duncan Nicol and Catherine Nicol, December 12, 1956, conveying easement and right of way for street purposes in portions of Pueblo Lot 1290; naming land La Jolla Scenic Drive and Moonridge 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 137037, accepting deed of Luther D. Underwood and Claudius Underwood, December 15, 1956, conveying easement and right of way for street purposes in Lot 1 Block 4 Encanto Heights; naming land 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 Burgener, adopted.

RESOLUTION 137038, accepting deed of Leonora S. Hugle, December 1, 1956, conveying easement for alley purposes in southerly 5.0 feet Lot 6 Block C Starkey's Prospect Park; dedicating 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 Burgener, adopted.

RESOLUTION 137039, accepting deed of E. A. Strout and Mabel Tracy Strout, December 12, 1956, conveying any and all abutters rights of access, appurtenant to grantor's property, being portion of Blocks 2 and 3 Amalfi, in and adjacent to Torrey Pines 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 137040, accepting deed of United Enterprises Incorporated, October 22, 1956, conveying permanent easement and right of way to locate, relocate, construct, etc., cathodic protection station or stations, in strip of land 10 feet in width in northeast quarter Quarter Section 31 Otay Ranch; 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 137041, accepting deed of Kenneth L. Evans and Joan R. Evans, December 13, 1956, conveying easement and right of way for drainage purposes in portion Lot 14 Block C Bay View Quarter Acres; 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 137042, accepting deed of W. W. Crossland and Onie Ann Crossland, December 18, 1956, conveying easement and right of way for earth excavation or embankment, slope or slopes, in portion of Pueblo Lot 197; 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 137043, accepting deed of Columbia Construction Co., November 7, 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 Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 137044, accepting deed of Helms Bakeries, September 25, 1956, conveying easement and right of way for sewer purposes in portion Lot 47 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 Burgener, adopted.

RESOLUTION 137045, accepting deed of Mercy Hospital, November 30, 1956, conveying easement and right of way for sewer purposes in portion Block 44 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 137046, accepting deed of D. J. Sass and Doris L.

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Sass, December 13, 1956, conveying easement and right of way for sewer purposes in portions Lots 15 to 19 inclusive Block 81 Choates 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.

The Council Secretary returned from Conference the communication from Lane Sefton Clark, requesting placing on April ballot of a proposition to build and finance a community theater in Balboa Park. It was filed by the Clerk.

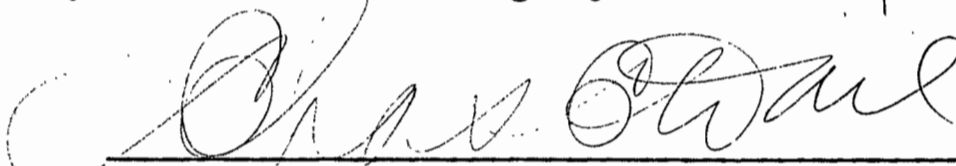
There being no further business to come before the Council at this time, the Vice Mayor declared the meeting adjourned at 10:16 o'clock A.M.

ATTEST
FRED W. SICK, City Clerk

By

C. M. Hadstrom

Deputy


Mayor of The City of San Diego, California

1/3/57

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, January 3,
1957

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

The Vice Mayor called this meeting to order immediately upon adjournment of the preceding meeting.

Ordinances and Resolutions for this meeting are recorded on Microfilm Roll 123.

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on Resolution of Intention 136299, for paving and otherwise improving 55th Street with portions of 56th Street, 58th Street, Orange Avenue and Trojan Avenue - which had originally been heard on December 27, 1956 and continued to this meeting for the purpose of permitting the Council to look at it - Councilman Schneider spoke of having gone out and looked at the street and the affected property.

Councilman Schneider moved to refer the proceedings to the City Attorney "to retain the present grade".

Aaron Reese, Asst. City Attorney, said that time could be saved by overruling the protest, referring the subject to the City Manager and City Engineer to "put back to the present grade".

Councilman Burgener spoke to people in the audience, telling them that such action would save 2 months.

RESOLUTION 137047, overruling and denying protest of William R. Salle, Walter L. Foster et al, against proposed improvement of 55th Street, 56th Street, 58th Street, Orange Avenue and Trojan Avenue, Resolution of Intention 136299; overruling and denying all other protests; closing the hearing, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Aaron Reese, Asst. City Attorney, said this should now be referred to the City Manager to bring proposed improvement to grade.

RESOLUTION 137048, referring to the City Manager to bring to the grade as now established, for the proposed improving of 55th Street south of Orange Avenue; with portions of 57th Street, 58th Street, Orange Avenue and Trojan Avenue - as set out in Resolution of Intention 136299 - was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Councilman Schneider spoke to property owners in the audience about this action, to save time.

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing on proposed rezoning of Lots 19 to 22 inclusive Block 32 Mission Bay Park Tract, from R-4 to RC-1A - located at northeasterly corner of Grand Avenue and Figueroa Boulevard - original hearing conducted by

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December 20, 1956-

RESOLUTION 137049, continuing until the hour of 10:00 o'clock A.M., Thursday, January 10, 1957, matter of rezoning Lots 19 to 22 inclusive Block 32 Mission Bay Park Tract from R-4 to RC-1A, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

The City Manager requested, and was granted, unanimous consent - at the end of this meeting - to present the next item which was not listed on the calendar. It was numbered at this point, by request.

RESOLUTION 137050, accepting bid of (sole bid) of Bethlehem Pacific Coast Steel Corporation for furnishing Steel Sheet Piling; 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 Schneider, seconded by Councilman Curran, adopted.

Purchasing Agent report, approved by City Manager, on low bid of Superior Mattress Co. for cleaning, repairing and sterilizing Mattresses and Cushions as may be required by The City during period of 1 year beginning Jan. 1, 1957, for Municipal Housing (prices set out in report); 2 bids - was presented.

RESOLUTION 137051, accepting bid of Superior Mattress Co. for furnishing Mattress Repair Service for Municipal Housing for 1 year beginning January 1, 1957; 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.

(This item had been held over from a previous meeting, by the Council).

Purchasing Agent report, approved by City Manager, on low bid of University Shade & Linoleum Co. for furnishing Shades and Roller as may required for Municipal Housing during period of 1 year beginning January 1, 1957 - \$1.54 each; 3 bids - was presented.

RESOLUTION 137052, accepting bid of University Shade & Linoleum Company for furnishing Shades and Rollers for Municipal Housing; 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 Burgener, seconded by Councilman Schneider, adopted.

(This item had been held over from a previous meeting, by the Council).

Purchasing Agent report, approved by City Manager, on low bid of V. R. Dennis Construction Co. for Improvement of Reo Drive from Alleghany Street to Winchester Street - \$4,065.00; 3 bids - was presented.

RESOLUTION 137053, accepting bid of V. R. Dennis Construction Co. for Improvement of Reo Drive; awarding contract, authorizing and directing 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 Evenson, seconded by Councilman Burgener, adopted.

Purchasing reports

137049 - 137053 (137050 U.C., out of order)

1/3/57

Communication from Purchasing Agent, approved by City Manager, on low bid of Ets-Hokin & Galvan for Installation of Traffic Signal and Safety Lighting Systems at intersections of 25th Street and Broadway; 30th Street and Ocean View Boulevard - \$19,617.50; 3 bids - was presented.

RESOLUTION 137054, accepting bid of Ets-Hokin & Galvan for installation of traffic signals; 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 Evenson, adopted.

Communication from Purchasing Agent, approved by City Manager, on low bid of Ets-Hokin & Galvan for modification of Traffic Signal System at intersection of Linda Vista Road and Genessee Avenue - \$2,711.00; 3 bids - was presented.

RESOLUTION 137055, accepting bid of Ets-Hokin & Galvan Co. for modification of traffic signal system; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego to enter into and execute on behalf of The City of San Diego a contract, pursuant to plans and specifications therefor on file in the office of the City Clerk, was on motion of Councilman Burgener, seconded by Councilman Evenson, adopted.

Communication from Purchasing Agent, approved by City Manager, on low bid of Ets-Hokin & Galvan for construction of safety lighting system for La Jolla Shores Seawall at Kellogg Park - \$11,888.00; 3 bids - was presented.

RESOLUTION 137056, accepting bid of Ets-Hokin & Galvan Co. for construction of safety lighting system; awarding contract, authorizing and directing 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 Evenson, adopted.

Communication from Purchasing Agent, approved by City Manager, reporting on low bid of Fritz A. Nachant, Inc., for construction of storm drain in Olvera Ave., Lot 31 Block 21 Valencia Park, and Lot 45 Las Alturas Villa Sites - \$4,124.65; 6 bids - was presented.

RESOLUTION 137057, accepting bid of Fritz A. Nachant, Inc. for construction of storm drain; 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.

Communication from Purchasing Agent, approved by City Manager, on low bid of Acme Pipe Co. for furnishing 20,000 lbs. Pure Caulking Lead - total price of \$3,339.00 terms net 30 days, delivery as required, plus tax (for Storeroom Stock); 7 bids - was presented.

RESOLUTION 137058, accepting bid of Acme Pipe Co. for furnishing Pure Caulking Lead; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

1/3/57

Report of Purchasing Agent, on low bid of Bob Griffin Roofing Co. for re-roofing portion of Fish Market Bldg., 905-965 W. Harbor Drive - \$2,297.00; 4 bids - was presented.

RESOLUTION 137059, accepting bid of Bob Griffin Roofing Co.; awarding contract, 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 plans and 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 Purchasing Agent, on low bid of C. W. McGrath Co. for moving 2,200 cu.yds. beach sand to Torrey Pines Golf Courses - \$1,716.00; (5 bids; only 3 possess sufficient and adequate equipment; 1 of the 3 withdrew bid) - was presented.

RESOLUTION 137060, accepting bid of C. W. McGrath Construction Co. for moving Sand from Torrey Pines Beach to Torrey Pines Golf Courses; 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 Burgener, seconded by Councilman Kerrigan, adopted.

Communication from Purchasing Agent, approved by City Manager, on low bid of Bay Shore Motors for furnishing Ford Parts for 6-month period beginning January 1, 1957 at Dealers Wholesale Trade Net prices less 5% in lieu of Federal Excise Taxes, with option for the City to renew contract for additional 6 months -.2 bids - was presented.

RESOLUTION 137061, accepting bid of Bay Shore Motors for furnishing Ford Repair Parts, including option; 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 Purchasing Agent, approved by City Manager on low bids of Woodward Sand Co. for furnishing Item 2, City's requirements of Plaster Sand - \$1,200.00 total plus tax, with option to renew contract for additional 6 months; H. G. Fenton Material Co. for furnishing various sands and gravels for 6-month period beginning Jan. 1, 1957 - estimated total of \$3,318.25 plus tax, with option to renew for additional 6 months - 4 bids - was presented.

RESOLUTION 137062, accepting bid of Woodward Sand Co. for furnishing Plaster Sand; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted.

RESOLUTION 137063, accepting bid of F. G. Fenton Material Co. for furnishing sands and gravels; 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 Evenson, seconded by Councilman Burgener, adopted.

Councilman Schneider asked the City Manager about the next item. The City Manager replied that "it is part of the ordinance".

Communication from Purchasing Agent, approved by City Manager,

recommending acceptance of sole bid of H. C. Lawson Company for furnishing 1 Payne Dean Heavy Duty Gate Valve Operator - \$1,510.00, F.O.B. Clinton, Conn., with full freight allowed to San Diego, terms net, plus applicable taxes (for Water Distribution, Tool Room, 20th & B Sts.) - was presented.

RESOLUTION 137064, accepting bid of H. C. Lawson Company for furnishing 1 Payne Dean Heavy Duty Gate Valve Operator, less Power Take-Off, but complete with 8' 6" flexible shaft, revolution counter, and 2 gate keys, 1 Universal socket and 1 Type G.H. Handle complete with equipment necessary for mounting on truck and to be built in accordance with specifications; 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 Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 137065, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expenses necessary or incidental for construction of Callan Standpipe, having capacity of 2,000,000 gallons, together with grading, foundation, excavation, reinforced concrete foundation and miscellaneous work; Document 545903; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137066, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Improvements in Plaza Street between 3rd and 4th Avenues; and 3rd Avenue between Plaza Street and Broadway (including removal and restoration of sidewalk; removal and restoration of curb; removal and restoration of pavement; removal and construction of drainage facilities, and asphalt concrete surfacing; Document 545902; 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 137067, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental, for installation of traffic signal and safety lighting systems at intersections of 54th Street and University Avenue; 54th Street and El Cajon Boulevard; safety lighting systems at 54th and Orange, 54th and Trojan, and at point of realignment of 54th Street; Document 545898; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Kerrigan, seconded by Councilman Evenson, adopted.

Communication from Planning Commission, by P. Q. Burton, recommending that a finding be made that rental of tools and equipment and sale of merchandise, including incidental storage within a building and in the open of merchandise, ~~including its incidental storage within~~ at 3141 Fairmount Avenue, in C Zone, is a business similar to and not more obnoxious or detrimental than other permitted uses in the C Zone and in the vicinity, provided maximum number, amounts and quantities of tools, equipment and supplies stored are limited (as set out in the communication, in detail), was presented.

RESOLUTION 137068, making a finding re use by Frank J. Kernes and Gladys Kernes of property at 3141 Fairmount Avenue in C Zone, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

1/3/57

Communication from Public Utilities Commission, State of California, by R. J. Pajalich, secretary, dated December 28, 1956, File No. C.5495, Allocation Req. #149, was presented. It attaches a certified copy of Resolution CP-262 allocating from the Crossing Protection Funds to City of San Diego, an amount equal to one-quarter of the City's share of cost but not to exceed maximum amount of \$1,059.30 in constructing grade crossing protection referred to in the resolution as Crossing No. 36-3.4, the intersection of 32nd Street and track of San Diego and Arizona Eastern Railway Company in San Diego County, was presented.

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

Communication from J. L. Anderson, 3322 Polk Ave., San Diego 4, was presented.

The Clerk read to the Council a portion of the communication which starts "I am just a carpenter in San Diego for about 14 years", and tells of trips to Chicago and other cities, where he made observations regarding traffic, and the arrangement of streets. He makes suggestions for San Diego's street and traffic.

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

Communication from Lena (Mrs. Oscar J.) Kendall, 3995 Crown Point Drive, San Diego 9, dated December 28, 1956, relative to gas and oil which she believes to be under Rose Canyon, et al., and making suggestions for the City of San Diego to follow.

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

Communication from Mrs. H. Amundsen, 2143 State Street, San Diego, dated Dec. 27, 1956, was presented. It has to do with "this new thing that has been added to our water bills - (I am wondering what else can be thought up to rob us still further). It refers to the new sewer tax, the bond issue, "politicians who think they should have new cars & big salaries", etc.

Councilman Schneider asked that it be read.

Vice Mayor Williams said that he has talked to Mrs. Amundsen, thinks that there is a misunderstanding, and thinks that she understands now.

Councilman Burgener moved to refer the letter to Councilman Williams, the Vice Mayor.

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

Communication from J. H. Ondricek, 6464 La Jolla Boulevard, La Jolla, dated December 28, 1956, was presented. It refers to application for building permit in Sorrento Valley, and re-application for a new permit for which a new fee was paid. It tells of having claimed a refund on the original fee, which was refused. As a postscript, it says "I understand that this matter is now in the hands of the City Attorney".

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

Communication from Harbor Department, by John Bate, dated

Communications

Discussions re the communications.

1/3/57

19 December 1956, submitting for Council approval, form of sublease being entered into between Fisher Aircraft Company, sublessor, and American Airlines, Inc., sublessee. It reports that premises being subleased are portion of hangar area leased by Fisher Aircraft Company from Standard Oil Company and is for term commencing 9 December 1956 to 8 December 1957, and from year to year thereafter. It says that since Fisher Aircraft Company is already paying for their sublease, the Harbor Commission set no additional rental.

RESOLUTION 137069, ratifying, confirming and approving sublease, copy on file in office of City Clerk as Document 545422, between Fisher Aircraft Company, sublessor, and American Airline, Inc., a corporation, sublessee, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 137070, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:

Both sides of Columbia Street between Ivy and Juniper Streets;
directing establishment of parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 137071, declaring through highways:
Lynn Street between south line of Streamview Drive and north line of Thorn Street;
Thorn Street between east line of Lynn Street and west line of Glade Street;
Glade Street between north line of Thorn Street and south line of Streamview Drive;
Declaring Intersection stops:
Streamview Drive and Lynn Street, affecting south-bound traffic on Lynn Street and westbound traffic on Streamview Drive;
Lynn Street and Thorn Street, affecting north-bound traffic on Lynn Street;
Thorn Street and Glade Street, affecting westbound traffic on Thorn Street;
Glade Street and Streamview Drive, affecting east-bound traffic on Streamview Drive and south-bound traffic on Glade Street;
authorizing installation of necessary signs and markings, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

RESOLUTION 137072, authorizing and directing San Diego Gas & Electric Company to install a 6000 lumen overhead street light at each of 13 locations; 20,000 lumen ornamental street lights ~~and 9-20,000-lumen-ornamental--~~ at 9 locations, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Resolution stating that the City of San Diego approves proposed construction of a U.S. Army Reserve Training Center located at Linda Vista Road and Genessee Avenue, and making findings, was presented. On motion of Councilman Schneider, seconded by Councilman Evenson, it was continued 2 weeks - to the meeting of January 17, 1957

1/3/57

RESOLUTION 137073, authorizing and empowering City Manager to do all of the work in connection with construction of a retaining wall and slope banks at Camino de la Costa Sewage Pump Station located in Lot A La Jolla Hermosa Subdivision, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 137074, authorizing and directing Property Supervisor to advertise for at least 5 consecutive days in official newspaper, sale at public auction of portion of Indiana Street closed; property no longer needed for City purposes; value as disclosed by appraisal is \$5,000.00; minimum amount Council will consider for sale is \$5,000.00; reserving right to reject any and all bids at the public auction; all expenses are to be deducted from proceeds, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Resolution says that the City is owner of portion Indiana Street closed by Ordinance 4272 (former San Diego Electric Railway Right of Way); William Hillyer has petitioned The City to put portion of property up for sale, and has deposited with Property Supervisor \$200.00 to cover all costs pertaining to sale, including cost of title report, and as guaranty that depositor will at sale bid the minimum amount fixed by the Council; City Manager has recommended that land be sold.

RESOLUTION 137075, authorizing and directing Property Supervisor to advertise for at least 5 consecutive days in official newspaper, sale at public auction of Lot 33 New Riverside; property no longer needed for City purposes; value as disclosed by appraisal made by qualified real estate appraiser is \$3,500.00^{per}/acre; minimum amount Council will consider for sale of the property is \$3,500.00 per acre; reserving right to reject any and all bids at the public auction; all expenses are to be deducted from proceeds, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Resolution says that the City is the owner of the property; Victor Selten of Selten Construction Company has petitioned the Council to put up for sale the Lot which contains 16.4 acres and has deposited with the Property Supervisor of the City \$300.00 to cover all costs pertaining to sale, including cost of title report, and as guarantee that depositor will at the sale bid the minimum amount fixed by the Council, the City Manager has filed communication recommending that lot be sold.

RESOLUTION 137076, authorizing and empowering City Manager to enter into contract for and on behalf of The City of San Diego with Bollenbacher & Kelton, Inc., a corporation, 5245 Zion Avenue, San Diego 20, providing for installation of additional improvements on Zion Avenue and Estrella Avenue, adjacent to Allied Gardens Unit 9 and Allied Gardens Unit 12, in connection with work to be done under agreements with the City for installation of improvements in Units 9 and 12, reimbursement to be made in sum of \$5,148.08 under form of agreement under Document 546084, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTIONS 137077, 137078, 13079 follow Resolution 137080.

RESOLUTION 137080, granting revocable permit to S. R. Siebert, 4215 Stephens Street, San Diego, to install and maintain 270' of 1" copper water line for use and benefit of owner's property: portions Lots 2 and 3 Block 393 Old San Diego, under Chestnut Street from owner's property to City water line in Taylor Street, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 137077, approving Change Order 1, November 15, 1956, Document 545963, issued in connection with contract between The City of San Diego and V. R. Dennis Construction Co. for construction of El Cajon Boulevard, 39th Street to Central Avenue, contract Document 535519; changes amounting to increase in contract price of approximately \$1,989.39, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 137078, approving Change Order 1, November 30, 1956, Document 545965, issued in connection with contract between The City of San Diego and R. M. & S. Engineering Contractors for sewer replacement in Block 29 Middletown; changes amounting to increase in contract price of approximately \$512.00, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 137079, approving Change Order 2, 19 December 1956, Document 545967, issued in connection with contract between The City of San Diego and West Coast Sprinkling System, for construction of Automatic Sprinkler System III, Shelter Island, changes amounting to increase in contract price of \$200.00, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 137080 appears ahead of 137077.

RESOLUTION 137081, granting Ivan E. Bramlett, 1106 Felspar Street, San Diego, to install and maintain 55' - 3/4" G.I. water line for use and benefit of owner's property: 2348 Galveston Street, Lots 25 and 26 Block 86 Morena, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 137082, granting permission to "Share With Others Club" permission to sell flowers on public sidewalks in areas listed in the resolution, January 2 through January 15, 1957 inclusive, 10:00 a.m. to 6:00 p.m., was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 137083, approving claim of Marvin A. E'Golf, Document 545325, in amount of \$29.64; authorizing City Auditor & Comptroller to draw warrant in favor of Marvin A. E'Golf, 3559 Albatross, in full payment of the claim, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 137084, authorizing City Attorney to settle the \$77.31 claim of Don R. Stanley, Document 544766, for \$40.00; directing City Auditor to draw warrant in favor of Don R. Stanley, 3495 Kurtz Street, San Diego 10, in amount of the settlement, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

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RESOLUTION 137085, denying claim of Sophie I. Frank, 4057 Albatross Street, San Diego, Document 544982, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 137086, denying claim of Henry A. Gavin, Jr., 4476 52nd Street, San Diego, Document 545122, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 137087, determining that Narmco, Inc., Grantee of portions Lots 8 and 9 New Riverside (subject to conditions that Grantee shall construct building containing not less than 10,000 square feet, at cost of not less than \$70,000.00 to be completed by December 31, 1956) shall commence construction of building not later than July 1, 1957 and shall complete construction of building not later than December 31, 1957, upon terms and conditions described in deed from the City of San Diego to Narmco, Inc.; directing City Clerk to cause certified copy of resolution to be recorded in office of County Recorder of San Diego County, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 137088, accepting quitclaim deed of James M. Banister and Helen G. Banister, doing business as J. M. Banister Development Company, November 24, 1956, quitclaiming to the City any and all abutters rights of access, appurtenant to grantor's property: portion of Westerly half of Pueblo Lot 183 of Pueblo Lands; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

RESOLUTION 137089, accepting quitclaim deed of E. A. Brelín, also known as Ebbe A. Brelín, and Eric G. Brelín, and Stanton E. Brelín, November 24, 1956, quitclaiming to the City any and all abutters rights of access, appurtenant to grantor's property: a portion of Pueblo Lot 183; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

On motion of Councilman Burgener, seconded by Councilman 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 7273 (New Series) incorporating Lot 12 Block 16 Montemar Ridge Unit 1, Lot 10 and portion Lot 11 Block 23 Montemar Ridge Unit 2, Lot 13 Block 9 Bayside Country Club Estates Unit 1, as defined by Section 101.0408 of San Diego Municipal Code, repealing Ordinance 31 (New Series) adopted September 6, 1932, 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.

1/3/57

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

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

ORDINANCE 7274 (New Series), appropriating \$5,700.00 out of Capital Outlay Fund for paving portions of Zion Avenue and Estrella Avenue, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

Councilman Curran said that he had a question.

The City Manager answered that "this finishes up".

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

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

ORDINANCE 7275 (New Series), appropriating \$4,500.00 out of Capital Outlay Fund for paving portion of Reo 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.

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

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

ORDINANCE 7276 (New Series), appropriating \$4,500.00 out of Capital Outlay Fund for construction of storm drain facilities in Olvera Avenue; Lot 13 Block 21 Valencia Park, and Lot 45 Los Alturas Villa Sites, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, 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 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 passage a written or printed copy.

ORDINANCE 7277 (New Series), appropriating \$3,000.00 out of Capital Outlay Fund for traffic signal modernization at intersection of Linda Vista Road and Genessee Avenue, was adopted, on motion of Councilman Evenson, seconded by Councilman Burgener, by following vote: Yeas-Councilman Burgener, Williams, Schneider, Kerrigan, Curran, Evenson. Nays-None. Absent-Mayor Dail.

1/3/57

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

On motion of Councilman Burgener, seconded by Councilman Evenson, reading in full prior ~~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 passage a written or printed copy.

ORDINANCE 7278 (New Series), appropriating \$150.00 out of Capital Outlay Fund, and transferring same to funds heretofore set aside and appropriated by Ordinance 7171 (New Series) adopted October 9, 1956, for providing funds for constructing sanitary sewer facilities in Block 92 Middletown, 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.

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

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

ORDINANCE 7279 (New Series) appropriating \$100.00 out of Capital Outlay Fund and transferring same to funds heretofore set aside and appropriated by Ordinance 6990 (New Series) adopted May 8, 1956, for purpose of providing funds for improvement of portion of El Cajon Boulevard, 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.

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

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

ORDINANCE 7280 (New Series) establishing grade of Locust Street between southwesterly line of Udall Street and line parallel to and distant 70 feet southwesterly from northwesterly prolongation of southwesterly line of Udall Street, 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.

The City Manager said that yesterday representatives of 3 water districts had requested an opportunity to be heard by the Council.

On motion of Councilman Burgener, seconded by Councilman Schneider, the Council granted unanimous consent for presentation of the item, not listed on the agenda.

Those who were heard were: General Frank C. Myers, a district director of the Fallbrook Public Utility District; Lin Burzell, manager of Vista Irrigation District; William Dennis, attorney for Rainbow District; Charles Cryster, director of Rincon Del Diablo Municipal Water District.

Requests were made by the representatives of the districts for aid from the City of San Diego in providing water to water-short areas. Representatives of others interested in the same subject were present, but were not heard. Notes are in the file, but not written up here.

No action was taken.

7278 N.S. - 7280 N.S.
Water to water-short districts of the County
(no action). - under U.C.

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

RESOLUTION 137090, approving Change Order 3, December 28, 1956, Document 546090, issued in connection with contract between The City of San Diego and V. R. Dennis Construction Co., contract Document 538796, for construction of Nile Street and 30th Street, amounting to increase in contract price of approximately \$6,000.00, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

Vice Mayor Williams said that there would be a conference at 2:00 o'clock today, regarding Mission Bay - if 6 members of the Council can be here.

The City Manager spoke of reports on "what's happened to date, ~~including~~ including suggestions".

There was general discussion on the subject.

The City Manager said to the Council that "there has been tremendous thought" given to the subject.

No action was taken, but a hearing on a proposed ordinance for Mission Bay Park reorganization, has been set for 10:00 o'clock A.M., Thursday, January 10, 1957.

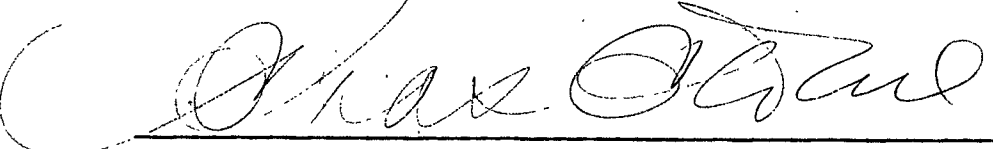
There being no further business to come before the Council at this time, the Vice Mayor declared the meeting adjourned at 12:02 o'clock P.M.

ATTEST:

FRED W. SICK, City Clerk

By A. M. Hadston

Deputy


Mayor of The City of San Diego,
California

137090 - U.C.
Mission Bay reorganization
discussion - no action
Meeting adjourned

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REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Tuesday, January 8, 1957

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

Absent--None

Clerk---Fred W. Sick

The meeting was called to order by Mayor Dail at 10:04
o'clock A.M.

The Mayor introduced the Reverend Earl S. Christofferson,
pastor of the San Diego (East San Diego) Christian Church. He gave the
invocation.

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 123.

There was listed on the calendar a visit of about 20 student
officers from Samuel Gompers Junior High School, Robert Stevens, teacher.
When the Mayor issued a welcome, and asked students to stand,
it was learned that they had not arrived.

On motion of Councilman Schneider, seconded by Councilman
Curran, minutes of the 2 regular Council meetings held Thursday, January,
1957, were approved without reading - after which they were signed by the
Mayor. (Tuesday meeting would have been on January 1; Wednesday meeting
to which date it was continued, was not held).

The Purchasing Agent reported in writing that 4 bids had been
opened Friday, January 4, 1957, on 1911 Act proceedings, for improvement
of Alley Block 2 Ocean Front.

On motion of Councilman Schneider, 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.

The Purchasing Agent reported in writing that 3 bids had been
opened Friday, January 4, 1957, on 1911 Act proceedings, for improvement
of Baker Street, Zoe Street, Sumter Street, et al.

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

The Purchasing Agent reported in writing that 3 bids had been
opened Friday, January 4, 1957, on 1911 Act proceedings, for improvement
of Guy Street.

On motion of Councilman Schneider, seconded by Councilman

Meeting convened

Invocation

Visitors listed (but were not present)

Minutes approved & signed

Purchasing Agent's report on 1911 act bids

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.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 136514, for paving and otherwise improving Bangor Street and Public Rights of Way, the Clerk reported written protests from Irwin J. Heckman and Lucy E. Heckman, and from Vito Romani.

The City Engineer, asked for a report, said that it is a 25% protest, based on the reasons that it would not be used, and that improvement would not be justified.

Councilman Curran moved overrule the protests. Motion was seconded by Councilman Williams.

Asked for a further report, the City Engineer said that there was a 52-1/2% petition to do the work.

There was discussion by members of the Council. There were no verbal protests.

Councilman Schneider said that it is a justified improvement; expense is "not too much".

The roll was called on the motion, resulting in RESOLUTION 137091, overruling and denying protest of Irwin J. Heckman and Lucy E. Heckman, against proposed improvement of Bangor Street and Public Rights of Way, Resolution of Intention 136514; overruling and denying all other protests, was adopted.

On motion of Councilman Burgener, seconded by Councilman Curran, 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 136515 for paving and otherwise improving Cabrillo Avenue, Pearl Street, Rhoda Drive, the Clerk reported no protests.

No one appeared to protest orally, and no written protests were filed.

On motion of Councilman Burgener, seconded by Councilman Curran, 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 136516, for paving and otherwise improving Emerald Street, the Clerk reported no protests.

No one appeared to protest orally, and no written protests were filed.

On motion of Councilman Burgener, seconded by Councilman Williams, 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 136517, for paving and otherwise improving Locust Street, the Clerk reported no protests.

No one appeared to protest orally, and no written protests were filed.

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

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention 136 518 for paving and otherwise improving Maple Street, with Vancouver Avenue and Haller Street, the Clerk reported written protests from Dorothy E. Franke and from Bernis W. Wall.

Dorothy E. Franke told the Council about dead-end streets, with no use to her. She said that "people who use should pay". She told of having lived on Montclair since 1933. She said that the City "has been working the streets" for years. She said that if the City pays for all that (apparently grading), the City should pay for this improvement.

Councilman Williams had a discussion with Mrs. Franke.

The City Engineer, asked for a report, said that it is a 2.3% protest.

Mayor Dail asked Mrs. Franke to see the City Engineer about the area assessment.

Councilman Schneider spoke to Mrs. Franke about the method for assessing.

The City Engineer said that the petition asking for the work was signed by 68.9% of the property owners.

Councilman Curran moved to overrule the protests. Councilman Kerrigan moved to second the motion.

Bernis Wall spoke about there going to be a deep cut in the street in front of her place. She said that she has a private sewer line; that if it is damaged, it will be a big expense.

The City Engineer stated that the City "will take care of it". He said that the grade had been raised 5 feet above the established grade. He said that the sewer main is 4-1/2 feet, and that "it is not too bad". He spoke of building having not been done to the established grade, and of the grade having been raised.

Mayor Dail said that the property "will have protection".

RESOLUTION 137092, overruling and denying protest of Dorothy E. Frank and Bernis W. Wall, against proposed improvement of Maple Street, Vancouver Avenue and Haller Street, Resolution of Intention 136518, overruling and denying all other protests, 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 136519, the Clerk reported a written protest from Flora & Johnny Jennings, et al., and from Mr. & Mrs. M. M. Adams.

The City Engineer reported to the Council that is a majority protest: 60.6%

Councilman Schneider moved to abandon the proceedings. Motion was seconded by Councilman Williams.

Mrs. Charles Hunter spoke to the Council about the assessment district. She said that includes 1/2 block west of Seabreeze, and asked why the 1/2 block easterly was not included. She repeated "why"?

Mayor Dail said to Mrs. Hunter that the City is not going ahead with the improvement, and pointed out that motion had been made and seconded to abandon the proceedings. He said to Mrs. Hunter that she can discuss the question with the City Engineer.

Thelma Kuerger said that she has the 3rd house from the improvement. She said she "got no notice". She pointed out that this is a "nineteen eleven act". She asked what one does to get a current law.

Mayor Dail told Mrs. Kuerger that the 1911 Act has been amended many times, and that it is up to date. She declared that "there is nothing wrong" (with the Act).

Councilman Burgener said to Mrs. Kuerger that use of the Act is a protection to property owners.

Councilman Kerrigan declared that the City does not initiate the improvement proceedings; it is done on petition of the people.

RESOLUTION 137093, sustaining protests against improvement

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of Sea Breeze Drive, Resolution of Intention 136519; abandoning proceedings heretofore taken, 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 Preliminary Determination 136654 for paving and otherwise improving Donna Avenue, with portion of Celia Vista Drive, the Clerk reported no protests.

No one appeared to make oral protest, and no written protests were filed.

RESOLUTION 137094, determining that improvement of Donna Avenue and Celia Vista Drive, Resolution of Preliminary Determination 136654 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 Curran, adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 136655 for paving and otherwise improving Lillian Street, Villa Street, Gertrude Street, Bianca Avenue, Hilda Road, Ellsworth Street, Crown Street, Onstad Street, Solar Street, et al, and public rights of way in Overlook Heights, the Clerk reported a great many protests (mostly in the form of postal cards, which read: "We, the following property owners, do protest the paving and/or resurfacing of streets in Overlook and Overlook Heights, as per Resolution No. 136655".

Councilman Burgener addressed the audience, and said that "about 2/3 of the 1st District is here". He spoke of many people from Overlook Heights being present.

Asked for a report, the City Engineer replied that there was a 37% protest.

Mayor Dail said that the Council evaluates the proceedings on a majority protest.

Councilman Kerrigan said to the audience that this step in the proceedings, on today's hearing, has to do with the "6-vote resolution". He said that there will be another hearing - on the Resolution of Intention. He said that there will be another opportunity to be heard; this is not the final hearing.

Mayor Dail said that "this is not a protest hearing".

Councilman Burgener pointed out that the Council could abandon the proceedings on a majority protest (even at this early stage of the proceedings).

By request, the Clerk read a postal card of protest (which was typical of the many in the file.)

Allen Essery, a property owner in Overlook Heights, said that it boils down to a simple fact, if the property owners can afford the improvement, and the district suits them. He told of being satisfied with the district as it is, and of not wanting it dressed up. He said he owns a large piece of property; he is satisfied; he has an "all-weather street".

Answering the Mayor, the City Engineer said that 3 petitions were combined.

The Mayor said to the property owners that was done for economy.

Councilman Schneider stated that in the 1911 Improvement Act there is provision for 10-year bonds. He said the City, as the Mayor said, deals on percentage.

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Mr. Essery said that there are all-weather streets in Overlook Heights, but not in Boulevard Heights. He said that the combining with another district is what has caused the different problem.

Councilman Schneider had a discussion with the City Engineer.

Councilman Burgener said that there is "no alternative (but to proceed with the improvement) because of there being a protest of only 57%". He said that Willard Olson, of the City Engineer's office, has been out to talk to the property owners. He said they should go to the City Engineer for answers to their questions.

Carl Shaniel (as the Clerk understood it; the Mayor referred to him as Shank), said that he was not protesting. He referred to the protests accumulated over a period of time.

Councilman Burgener recommended that he, too, go to the City Engineer, for information and advice.

John Cooper said that he lives on a mud street, and that half of the street is now down in Morena (on account of this rain) in mud and rocks.

RESOLUTION 137095, overruling and denying protests against proposed improvement of Lillian Street, Viola Street, Gertrude Street, Bianca Avenue, Hilda Road, Ellsworth Street, Crown Street, Onstad Street, Solar Street, Bronwell Street, Knox Street, Plainview Road, Everview Road, Monitor Road, Elevation Road, Dorcas Street, Cushman Avenue, Savannah Street, Buenos Avenue, Public Rights in Blocks 2 and 5 Overlook Heights, and Path in Block 2 Overlook Heights, Resolution of Preliminary Determination 136655, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 137096, determining that improvement of Lillian Street, et al, Resolution 136655 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 Burgener, seconded by Councilman Schneider, adopted.

After completion of hearing on Lillian Street, et al., Councilman Curran referred back to the hearing that had been held on improvement of Sea Breeze Drive (which had been abandoned). He said he "would be tickled to death to go out" on the subject, "but it has been abandoned". There was no action on the comment.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 136656 for installation of sewer mains and appurtenances in Muirlands Drive, El Camino Del Teatro, El Paso Real, Lane in Lot 1 Block 16 The Muirlands, and Public Right of Way, the Clerk reported no protests.

The Mayor inquired about protests from the audience.

C. W. Ferris asked if the City was including a lateral to Block 16, west of Muirlands. He told of having property "protected by sewer on an easement". Mr. Ferris stated that he is a recent purchaser. He said that he and the neighbor next door have a good sewer. He said that with construction of a lateral, the bank would be weakened.

The City Engineer said that there is no sewer lateral included. He said that on the west side of Muirlands it is steep. He exhibited a map, over which there was a discussion. He said there would be a "token assessment".

RESOLUTION 137097, overruling and denying protest of C. W. Ferris against installation of sewers in Muirlands Drive, El Camino Del Teatro, El Paso Real, Lane in Lot 1 Block 16; Public Rights of Way, Resolution of Preliminary Determination 136656, was on motion of Councilman Kerrigan, seconded by Councilman Curran, adopted.

RESOLUTION 137098, determining that installation of sewers in Muirlands Drive, El Camino Del Teatro, et al., Resolution 136656 of Pre-

liminary 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 Kerrigan, 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 17 Normal Heights, Collier Avenue, Resolution of Intention 132641, 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 137099, confirming and approving Street Superintendent's Assessment 2554 made to cover cost and expenses of paving and otherwise improving Alley Block 17 Normal Heights, Collier Avenue; authorizing and 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 proposed annexation to the City of land in Lot 17 Rancho Mission, to be designated as "Sero Amusement Company Tract", the Clerk reported no protests.

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

On motion of Councilman Schneider, seconded by Councilman Williams, ordinance approving annexation to The City of San Diego of certain uninhabited territory in portion of Lot 17 Rancho Mission of San Diego, known and designated as "Sero Amusement Company Tract", was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Communication from Purchasing Agent, approved by City Manager, on low bid of Recordak Corporation meeting specifications, for furnishing 1 Recordak Triplex Microfilmer, with constant voltage transformer (for Police Dept.) - \$2,515.00 plus tax; 3 bids - was presented. The report goes into detailed reasons for recommending acceptance of the bid, although the other 2 bids were lower.

RESOLUTION 137100, accepting bid of Recordak Corporation for furnishing 1 Recordak Triplex Microfilmer, with Constant Voltage Transformer; 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 Purchasing Agent, approved by City Manager, on low bid of Germain's, for furnishing 3,000 lbs. Krillium Loamaker, for Torrey Pines Golf Courses - \$2,460.00 plus tax; 2 bids - was presented.

RESOLUTION 137101, authorizing and instructing City Manager to enter into and execute on behalf of City of San Diego contract - which is awarded by this resolution - to Germain's for furnishing soil conditioner pursuant to specifications on file in office of Purchasing Agent, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

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Communication from Purchasing Agent, approved by City Manager, on low bid of Squires-Belt Material Co. for furnishing approximately 3,000 tons Bulk Quicklime for 1 year beginning 1/1/57 - \$16.00 per ton f.o.b. West End, California, plus Sales Tax, plus transportation charges; 2 bids - was presented. Report says that current price is \$9.202 per ton.

RESOLUTION 137102, accepting bid of Squires-Belt Material Co. for furnishing approximately 3,000 tons Bulk Quicklime; 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.

At this point a woman^{asked} about the hearing which had been held on Resolution of Preliminary Determination 136655 for improvement of Lillian Street, et al., including rights of way in Overlook Heights.

Councilman Burgener explained the situation to her, and the two held a discussion.

There was no action beyond that shown earlier in these minutes.

Communication from Purchasing Agent, approved by City Manager, on low bid of Traffic Appliance Corporation of Los Angeles for furnishing 200 or more Duncan Miller Parking Meters (detailed bids attached, including meters for automatic coin discharge box); 2 bids - was presented.

RESOLUTION 137103, accepting bid of Traffic Appliance Corporation for furnishing 200 or more Model 60 Duncan Miller Parking Meters, plus automatic discharge coin box, less trade-in allowance for old Miller meters; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego a contract pursuant to specifications on file in office of City Clerk, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 137104, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for installation of Sprinkler System in Lomita Park; Document 546081; 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 tentative map of Allied Gardens Unit 14, a 39-lot subdivision of portion Lot 64 Partition of Rancho Mission, subject to 14 conditions, and suspension of portion of San Diego Municipal Code, was presented. The report says that property is not now within the City, and any approval given should be subject to successful annexation to the City. Location is identified as being adjacent to easterly boundary of Allied Gardens Unit 8.

RESOLUTION 137105, approving tentative map of Allied Gardens Unit 14; suspending portion of the Municipal Code, was on motion of Councilman Kerrigan, seconded by Councilman Williams, adopted.

RESOLUTION 137106, authorizing the Mayor to execute, for and on behalf of The City of San Diego, name of the City on certificate of ownership of final map of Clairemont Plaza Unit 2 subdivision, was on motion

of Councilman Williams, seconded by Councilman Evenson, adopted.

The Resolution says that The City of San Diego, as owner in fee simple of portion of property involved should execute the subdivision map.

RESOLUTION 137107, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Clairemont Business Properties, a partnership, for installation and completion of unfinished improvements and setting of monuments required for Clairemont Plaza Unit 2 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 Evenson, adopted.

RESOLUTION 137108, adopting map of Clairemont Plaza Unit 2, a subdivision of portion of Lots 139, 140 and 141 and Field Street as vacated and closed to public use in Morena; accepting easements shown for sewer, water, drainage and public utilities for public purposes; dedicating 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 are accepted on behalf of the public; directing City Clerk to transmit the map to the Clerk of the Board of Supervisors of County of San Diego, was on motion of Councilman Williams, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending granting request from subdivider's engineer that 15 foot setback shown on map of College Knolls be changed to 12 feet on all interior lots excepting Lots 7 through portion of 16 and Lots 46 through portion of 42, as shown on tentative map on file in office of City Clerk, was presented. The report says that the street widths are 56 feet, and normally the Commission policy would allow the 12 foot setback.

RESOLUTION 137109, amending Resolution 133330 adopted May 29, 1956, approving tentative map of College Knolls, to allow setbacks to be changed, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending granting request from subdivider's engineer to allow final map of Collura Subdivision to be drawn at scale of 1"=20', was presented.

RESOLUTION 137110, suspending portion of the Municipal Code in connection with final map of Collura Subdivision, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, By Richard L. Weiser, recommending approval of Tentative Map of Glen Oaks Heights Unit 2 annex, was presented. The report says that the map is being filed to act on an adjustment between lot lines of Lots 131 and 132. Approval is recommended subject to conditions shown on accompanying resolution - 5 conditions, and suspension of portion Municipal Code.

RESOLUTION 137111, approving tentative map of Glen Oaks Heights Unit 2 Annex; suspending portion of the Municipal Code, was on motion of Councilman Williams, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Ocean Spray Addition resubdivision of Lots 27 & 28 Block, subject to suspension of portion of the Municipal Code, and 6 conditions, was presented. (This had been before the Council on December 13, on which date it was referred back, when applicant pointed out

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to the Council that other similar splits had taken place in the immediate vicinity.

RESOLUTION 137112, approving tentative map of Ocean Addition Spray Addition, 2-lot subdivision of Lots 27 and 28 Block 1; 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 approval of tentative map of Sapphire Terrace, a 36-lot subdivision of portion Lot 1, Pueblo Lot 1784, portion of Blocks 9 and 10 Hollywood Park and Reed's Ocean Front Addition, subject to 11 conditions, and suspension of portion of the Municipal Code, was presented. The communication identifies a portion as being formerly occupied by Los Altos Housing Project, located southerly of Turquoise Street, northerly of Tourmaline Street, easterly of Dawes Street, adjacent to and westerly of Pacific Beach Elementary School, within R-1 zone.

RESOLUTION 137113, approving tentative map of Sapphire Terrace; 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 approval of tentative map for resubdivision of portion of Block 442, located at southwest corner of Torrence Street and Reynard Way, within R-4 zone, was presented. It is subject to 5 conditions, and suspension of portion of the Municipal Code.

RESOLUTION 137114, approving tentative map of Seaman's Subdivision, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from State of California, Department of Water Resources, (Harvey O. Banks, Director, by Max Bookman, District Engineer) - copy of one which had been directed to Board of Directors, Metropolitan Water District of Southern California; and Board of Directors, San Diego County Water Authority - dated January 3, 1957) - was presented. It has to do with conducting by the department of an investigation of alternative Feather River Project aqueduct routes to San Diego County, and asks for advice with respect to financing and construction of the next aqueduct to San Diego County.

The Mayor said it "was read yesterday".

On motion of Councilman Schneider, seconded by Councilman Burgener, the communication copy and the "Statement by State Department of Water Resources on Investigation of Alternative Feather River Project Aqueduct Routes to San Diego County; December 19, 1956", were filed.

Communication from John McQuilken, County Assessor, dated January 3, 1957, requesting that each of the major political subdivisions designate an official representative to meet periodically with the Assessor to advise him, and to review the many problems and procedure incidental to the operations of the department, was presented. It says that establishment of a committee of that character will be extremely beneficial. It asks for advice at the earliest possible date the name of the person selected.

The Mayor made an explanation of the request.

The City Manager said that "it should be someone who understands: the Auditor, or Budget Officer. He said that it been discussed.

Councilman Williams moved to appoint the City Auditor. Motion was seconded by Councilman Schneider.

The roll was not called on that motion.

RESOLUTION 137115, referring to Council Conference from the County Assessor requesting the City to designate an official representative to meet periodically with the Assessor to review problems and procedure incidental to operation of the County Assessor's office, was on motion of Councilman Burgener, seconded by Councilman Curran.

Communication from Carl J. Nyquist, 312 North Beacon St., San Pedro, Calif., enclosing copies of his letter to the editor of the San Diego Union, was presented. It refers to an item in the Los Angeles newspapers of December 31, pointing out that prayers in San Diego churches and synagogues which failed to bring a single drop of rain. It says that is no surprise to the writer who has always looked upon prayers as a futile waste of time, money and effort. The writer expresses his views on the subject, at length.

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

Communication from J. C. Brochek, 1920 Denver Street, San Diego, 28 December, 1956, relative to the sewer service, was presented. It says "the recent news item that there is to be another change, by amendment, to the Sewer Service charge which has been in effect but about three months, strengthens our belief that its foundation may not have been laid". The writer pursues the subject at length, stating that the tax is most inequitable and not properly apportioned, etc.

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

Communication from San Diego County Water Authority, 2750 Fourth Avenue, San Diego 3, dated January 2, 1957, by Richard S. Holmgren, general manager and chief engineer, was presented. It relates to provisions in the Water Authority Act.

On motion of Councilman Burgener, seconded by Councilman Williams, the Clerk was directed to duplicate the document and distribute them to the Council and City Attorney - and refer the subject to Conference.

RESOLUTION 137116, referring to Council Conference communication from San Diego County Water Authority, transmitting an analysis and opinion relative to the preferential right provision in the Water Authority Act prepared by W. H. Jennings, General Counsel, was on motion of Councilman Burgener, seconded by Councilman Williams, adopted.

Communication from Union Oil Company of California, 1521 National Boulevard, San Diego 12, dated 3 January 1957, by F. S. Fiedler, construction Supervisor (signed by V. H. Soule), was presented. It requests permission to replace existing corrugated iron and wood warehouse with a new concrete block warehouse, and other improvements outlined in the communication.

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

RESOLUTION 137117, directing notice of filing assessment and of time and place of hearing thereof, No. 2559, made to cover costs and expenses of work to be done upon paving and otherwise improving La Jolla

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Mesa Drive, Colima Street and Van Nuys Street, Resolution of Intention 132642, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 137118, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Crown Point Drive; approving Plat 2928 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk, upon passage of Resolution of Intention, to file plat in office of City Engineer, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 137119, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Melrose Place, Public Rights of Way in Lots 24 & 25 Block 15 Beverly, Roswell Street; approving Plat 2883 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk, upon passage of Resolution of Intention, to file plat in office of City Engineer, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION 137120, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Nashville Street, La Salle Street, Western Street, Lapwai Street, Jupiter Street; approving Plat 2892 showing exterior boundaries of district to be included in assessment for work and improvement; directing City Clerk, upon passage of Resolution of Intention, to file plat in office of City Engineer, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION ORDERING WORK 137121, for modernization of street lighting system on India Street, Columbia Street, State Street, Union Street, Front Street, First Avenue, Second Avenue, B Street, C Street, Resolution of Intention 136422, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted.

RESOLUTION ORDERING WORK 137122, for sidewalks in Redwood Street, East Virgo Road, Sue Street, Alice Street, Lynn Street, Juanita Street, 60th Street, Resolution of Intention 136421, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING IMPROVEMENT 137123, for furnishing electric energy in La Jolla Lighting District 1, for 1 year from and including January 1, 1957, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION ORDERING IMPROVEMENT 137124, for furnishing electric current in Presidio Hills Lighting District 1, for 1 year from and including February 1, 1957, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

1/8/57

RESOLUTION 137125, directing notice inviting sealed proposals for furnishing electric energy in Crown Point Lighting District 1, for 1 year from and including February 1, 1957, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137126, electing to proceed under the provisions of the Street Vacation Act of 1941, declaring intention of the City Council to vacate portion of Alleys in Blocks 43 and 44 Paradise Hills Unit 3, and fixing time and place for hearing thereof, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 137127, for paving and otherwise improving portion of Crown Point Drive, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 137128, for paving and otherwise improving Melrose Place, Public Rights of Way in Lots 24 & 25 Block 15 Beverly, Roswell Street, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 137129, for paving and otherwise improving Nashville Street, La Salle Street, Western Street, Lapwai Street, Jupiter Street, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 137130, ascertaining and declaring wage scale for paving and otherwise improving Amalfi Street, Torrey Pines Road, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

RESOLUTION 137131, ascertaining and declaring wage scale for paving and otherwise improving 49th Street, Public Rights of Way, Lot 164 Block 2 Resubdivision of Blocks 1 through 12 Fairmount Addition, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Councilman Kerrigan was excused

RESOLUTION 137132, ascertaining and declaring wage scale for sewers in Soledad Road, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 137133, approving diagram of property affected or benefited by work of improvement to be done on paving and otherwise improving Alleys in Catalina Terrace, Resolution of Intention 134755, and to be assessed to pay expenses thereof; directing Clerk of the City to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

1/8/57

RESOLUTION 137134, approving diagram of property affected and benefited by work of improvement to be done on paving and otherwise improving Alley Block 22 Ocean Beach Park, Resolution of Intention 134644, and to be assessed to pay expenses thereof; directing Clerk of the City to certify fact and date thereof, and immediately deliver diagram certified to Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

RESOLUTION 137135, accepting offer of Pacific Union Metal Company, Document 546007, agreeing to furnishing 110 Union Metal Design 41091-Y220 Extensions, etc., for installation of street lighting system on 3rd, 4th, 6th, 5th Avenues; E, F, C Streets, and the Plaza, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

The next item was explained to the Council by the City Manager. It has to do with with dedication and acceptance of a prolongation of Arosa Street, which affects the College Ave. Baptist Church.

RESOLUTION 137136, adopting recommendation of Assistant City Engineer, Document 545393, to order district formed to pay costs and expenses of improving Arosa Street, from College Avenue easterly to paved portion thereof, under 1911 Improvement Act proceedings; directing City Engineer to furnish description of assessment district, and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses to include the several improvements as required, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

The City Manager explained the next item to the Council, and the City Engineer said that project had been abandoned last week and is being re-instituted.

RESOLUTION 137137, adopting recommendation of City Engineer, Document 546013, to order district formed to pay costs and expenses of improving Birch Street, under 1911 Improvement Act; directing City Engineer to furnish description of assessment district, and plat showing exterior boundaries of district or lands to be affected and benefited by and to be assessed to pay costs, damages and expenses, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

The City Engineer explained the next item to the Council.

RESOLUTION 137138, adopting recommendation of City Engineer, Document 546012, to order district formed to pay costs and expenses of improving Una Street and Cottonwood 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 other improvements if required, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 137139, authorizing City Attorney, on behalf of The City of San Diego, in action entitled "Tri-W Builders, Inc., a corporation, Plaintiff, vs. City of San Diego, Doe I through Doe XX, Defendant, No. 211092, pending in Superior Court of State of California, in and for County of San Diego, to file stipulation that upon recordation of final subdivision map affecting property described in resolution, a decree may be entered into quieting title against the City, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

1/8/57

Communication from Harbor Commission, by John Bate, submitting for approval by the Council of form of sublease entered into between General Petroleum Corporation and Campbell Machine Company, Inc., being subleased premises are a marine service station apron wharf at foot of 8th Street, currently inoperative due to conditions of the tuna boat trade, was presented. Sublessee has requested the base to facilitate their ship repair operations; agreement is on month to month basis, and rental is less than expense to the sublessor; Harbor Department is to receive no additional revenue during time sublease is in effect.

RESOLUTION 137140, ratifying, confirming and approving sublease, copy on file in Office of City Clerk as Document 546169, between General Petroleum Corporation, sublessor, and Campbell Machine Company, Inc., was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 137141, declaring intersection stop: Dwight Street at Chamoune Avenue, affecting traffic on Dwight Street; authorizing installation of necessary signs and markings, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 137142, establishing parking time limit of 1 hour, between 8:00 a.m. and 6:00 p.m., Sundays excepted: Westerly side of Mission Boulevard between Ventura Place and Isthmus Court; establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Resolution authorizing and empowering City Manager to do all work in connection with renovation of the stage at the Balboa Park Bowl, by appropriate City forces, in accordance with his recommendation, was presented..

Councilman Curran said that he had a question.

The City Manager explained that it is an expensive maintenance item, which he discussed with Councilman Evenson.

Councilman Evenson said that committee on park use is going to make a recommendation.

The City Manager detailed for the Council the work needed, and said that it is particularly for correction of dry rot.

Councilman Evenson spoke of "temporary structures" (in Balboa Park), which have been used for years.

The City Manager said that estimated cost would be \$4,000., and that the Bowl is used mostly by the Star Light Opera.

Mayor Dail said that "dead-line is April 1".

The City Manager said that "this is maintenance of what we have".

Councilman Curran said "if it is the committee's recommendation...it is expensive work...the City May not have the money".

Councilman Evenson said "it is still temporary".

Councilman Schneider said that he does not consider the Ford Bowl to be temporary; it ought to be maintained.

The City Manager said that the proposed resolution can be held.

On motion of Councilman Schneider, seconded by Councilman Curran, it was continued for 2 weeks - to January 22, 1957.

Communication
137140 - 137142
Discussion on proposed
Res.

1/8/57

Councilman Schneider asked for information in connection with the next item.

The City Manager explained it from a map, and said that in order to get access to subdivision roads, this has to go in. He told the Council that the City will be reimbursed.

RESOLUTION 137143, determining and declaring that public interest, convenience and necessity of The City of San Diego require construction, operation and maintenance of public streets and slopes across all of the unnumbered Pueblo Lot contiguous to and southwesterly from Pueblo Lot 1288; that public interest, convenience and necessity demand acquisition of fee title to said property to be used by the City for construction of public streets and slopes; declaring intention of The City of San Diego to acquire the property under Eminent Domain proceedings; directing City Attorney of The City of San Diego to commence action in the Superior Court of the State of California, in and for The County of San Diego, for condemning and acquiring the property, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 137144, authorizing and empowering City Manager to execute lease with George R. Petersen and Capitola Peterson of 8 acres in the M. Barnett Tract in San Bernardo, for 5 years beginning December 1, 1956, at annual rental of \$250.00, for stock grazing and/or agricultural purposes; real property has value of \$4,000.00, disclosed by report of last appraisal made by Auditor and Comptroller, leased for reason that the City will derive revenue therefrom not otherwise obtainable, under Document 546249, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 137145, giving Leslie Miles, contractor for lathing and plastering portions of police building gymnasium, to January 31, 1957 to complete contract filed in office of City Clerk as Document 543290, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

Councilman Curran questioned the next item.

The City Manager explained that the "City is making a swap, in connection with acquisition of right of way; the City has to clear the old houses off".

RESOLUTION 137146, authorizing and directing Purchasing Agent to advertise for sale and sell buildings no longer needed for City purposes, at:

1. 447 West Washington Street (portion of westerly 30.0 feet Lot 1 Block 5 Florence Heights Addition and portion of Pueblo Lot "C");
2. 515 West Washington Street (westerly 1/2 Lots 2, 3, 4, and Dove Street closed in Block 70 Arnold & Choate's Subdivision);
3. 3812 Tennyson Street (house);
4. 3816 Tennyson Street (house);

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

RESOLUTION 137147, 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 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 of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137148, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Acre Lot 3 Morena, together with all penalties and other expense in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137149, granting revocable permit to M. C. Mathis, 3572-1/2 - 42nd Street, San Diego, to install and maintain 40' - 3/4" G.I. water line for use and benefit of owner's property: 2510 Calle Gaviota; Lot 16 Block 3 La Huerta, under Calle Gaviota, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

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

On motion of Councilman Schneider, seconded by Councilman Evenson, reading in full 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 7281 (New Series), appropriating \$800.00 out of Unappropriated Balance Fund of The City of San Diego and transferring same to Fund 520 Central Stores, Working Capital Fund, was on motion of Councilman Schneider, seconded by Councilman Evenson, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

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

The City Manager and the City Clerk explained it. The Clerk said that this was taking the election item out of the City Charter, and putting it in the Election Code.

On motion of Councilman Schneider, seconded by Councilman Williams, Ordinance amending Article VII Chapter 2 of San Diego Municipal Code, Regulating Municipal Elections, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

Aaron Reese, Asst. City Attorney, reviewed from the Charter and said he was "positive it is an ordinance".

On motion of Councilman Schneider, seconded by Councilman Evenson, Ordinance incorporating portion of Lot A and portion of Lot 26 La Mesa Colony into R-4 zone as defined by Section 101.0408 of San Diego Municipal Code and repealing Ordinance 13558 insofar as it conflicts, was introduced, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Curran, Evenson, Mayor Dail. Nays-None. Absent-Councilman Kerrigan.

1/8/57

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

RESOLUTION 137150, endorsing and supporting policy resolved and adopted by Board of Directors of San Diego County Water Authority, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Resolution says that Board of Directors of San Diego County Water Authority at regular meeting November 8, 1956, were concerned with immediate water needs of San Diego County; the Board of Directors resolved and adopted to secure immediate construction of an aqueduct by The Metropolitan Water District of Southern California from a connection with its Colorado River Aqueduct to its point of delivery in San Diego County; supporting the Board of Directors re bond issue within the Water Authority to finance the extension of such an aqueduct southerly through the Authority's service area; and urgency of immediate water needs to be supplied at earliest possible date is recognized by the Council of The City of San Diego.

RESOLUTION 137151, adopting a program, in accordance with the City of San Diego, to provide continuing water supply for the City sufficient to meet ultimate needs:

1. Encourage cooperation of State of California, Metropolitan Water District of Southern California, and San Diego County Water Authority in immediate construction of Feather River Project;

2. Supporting request of San Diego County Water Authority for approval by Metropolitan Water District of Southern California for construction of second aqueduct to point of delivery into San Diego County, and by San Diego County Water Authority within San Diego County;

3. Arrange for ultimate incorporation of aqueduct into and as part of Feather River Project with appropriate credit granted agencies for their costs advanced;

4. Arrange for use of completed line to deliver Colorado River water into San Diego County until such time as Feather River Project water is available;

5. Effect an agreement that whatever method of construction of such an aqueduct is followed shall not conclude or prejudice the ultimate decision as to how Feather River Project water is to be distributed in Southern California nor rights of San Diego to participate in projects constructed under California Water Plan in the future;

6. Present to 1957 Legislature inclusion of such second aqueduct construction as an ultimate part of Feather River Project, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

Councilman Curran referred back to the item listed on the calendar as resolution (which had been continued, earlier, for 2 weeks) authorizing City Manager to do work in connection with renovation of stage at Balboa Park Bowl by appropriate City forces. He asked how the items get to the City Manager.

The City Manager said that it had been submitted a year ago by the Park and Recreation Department, but the request was not allowed at that time. He said that now "dry rot is becoming pretty apparent".

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:14 o'clock A.M. He announced that Council would go into conference.

ATTEST:

FRED W. SICK, City Clerk

By

J. M. Hadstrom

Deputy

Charles O. O'Neil
Mayor of The City of San Diego, California

137150 - 137151

Discussion

Meeting adjourned

REGULAR MEETING

Chamber of the Council of The City of San Diego,
California, Thursday, January 10,
1957

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

Absent--None

Clerk---Fred W. Sick

A.M. Mayor Dail called the meeting to order at 10:06 o'clock

Ordinances and Resolutions are recorded on Microfilm Roll 123.

There was listed on the agenda, under special order of business, award to The City of San Diego by the Traffic Safety Council.

The Mayor recognized David Thompson, executive secretary, of the Traffic Safety Council. Mr. Thompson made 2 presentations: 1, which he handed to the Mayor, and 1 to City Manager O. W. Campbell.

The Mayor and the City Manager thanked the Council for the awards. The City Manager handed the one he accepted, to Capt. Thien of the Traffic Division of San Diego Police Department.

Under special order of business, there was listed on the agenda a visit of about 32 students from the Senior Problems Class of Mission Bay High School; Mrs. Mary Maull, principal; Teacher accompanying, Virginia Gilloon.

The Mayor welcomed the visitors.

Under special order of business, there was listed on the agenda visit of about 40 Teen Club Members from the Lemon Grove Junior High School, accompanied by Mrs. Evelyn Whalen.

When the Mayor called attention to the group, it was found that the visitors had not arrived (they did later).

A large group of students from Samuel Gompers Junior High School was present. The Mayor, in welcoming them, said that the students were to have been here last Tuesday (but they were not).

There were some 20 student officers; Robert Stevens, teacher.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on proposed Master Plan of Parks and Recreation, the Mayor announced that the Park and Recreation Director, and the Planning Director were present.

At this point, the Mayor invited the visiting students to his office during their tour.

Letter from Richard L. Weiser, Assistant Planning Director, dated Dec. 31, 1956, addressed to the Council, was read to the Council by the Clerk.

Meeting convened
Traffic safety awards
Visiting students - 3 groups
Hearing

1/10/57

Mayor Dail said that this comes about after having held meetings in Balboa Park, with citizens from all over the city. He spoke of their having been good presentations, and that they were not present today, indicated to him approval of those interested.

Answering Councilman Burgener, the Planning Director, said that standards developed in the report today were based on national standards - adapted to the local situation. He told of there being 4 classifications, and reviewed each of them.

At this point, the Mayor interrupted the hearing, to introduce the Teen Age Club members from the Lemon Grove Junior High School, referred to earlier. He apologized for there being not enough chairs, because of a meeting in the adjoining room. He suggested that some members of the group might visit other departments, and return to the meeting. The Mayor then introduced his niece.

Councilman Burgener, not to be outdone by the Mayor, introduced his nephew, who was with the group of students from the Mission Bay High School.

Mr. Haelsig resumed his explanations.

The Mayor invited individuals from the audience to be heard.

Comdr. King, USN, appeared as a citizen and as representative of an archery group, and told of "endorsing the overall plans". He said he had written to the (Park and Recreation) Commission, but had received no answer. The Commander told of need for provisions for the 13 year old to the near-young-adult. He said that the schools' cooperation is good. He pointed out that "swimming pools are not available to the public".

Leo Callan, Park and Recreation Director, said that in planning the elementary schools have been taken into consideration for the teenagers. He told of present needs, and of more by 1960.

Councilman Kerrigan spoke of cost, and time table steps prior to 1970.

Mayor Dail said that the plan has been submitted to Planning by Park and Recreation. He pointed out that financing goes into the situation; over 10 years schools have financed some \$65,000,000. He agreed that it is considerably substandard. He recommended adoption, and then go into the financing. He, too, spoke of needs for the teenage group.

Councilman Burgener said to Comdr. King that having decided if it is a good plan, the question is how to develop and finance. He said that "the community at large can be helpful".

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

RESOLUTION 137152, closing the hearing on Master Plan of Parks and Recreation, proposed; referring the subject to Council Conference, 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 proposed ordinance for Mission Bay Park reorganization, Mayor Dail spoke of having had a report by the Manager-consultants, and of having ordinances that have been prepared and distributed. He said that most who are interested have seen the ordinance. He reviewed the proposed reorganization. He said that "the secretary has been responsible to the City Manager and to the Council, and that has been awkward".

John Leppert, manager of San Diego Taxpayers' Association, said that Mr. Stillwagen regretted his inability to attend this hearing. He quoted from a previous statement, and told of reviews of the 3 recommendations. Mr. Leppert said that the Association recommends, in principle, the plan of the City's consultants. He said that the 2 proposals are warranted, and are in line with previous statements. Mr. Leppert said that this is "a serious and basic step", of interest to taxpayers of this area.

Councilman Burgener said that "if the ordinance is adopted, it rests with the Council".

Mayor Dail, commenting on Councilman Burgener's statement, said that "it always has been with the Council". He said that all have been at fault; there is need for reorganization, a necessity for change.

Councilman Burgener stated that some of the publicity has been misleading, because reports have not been clear regarding the Council's final authority.

The Mayor said that the Council should probably hold hearings which have been held by (The Mission Bay) Commission.

Communication from San Diego Chamber of Commerce, dated January 9, 1957, by R. T. Blair, Jr., secretary, Mission Bay Committee, was read to the Council.

The Mayor said that suggestions in the communication can be achieved, without incorporating them in the ordinance.

Councilman Schneider read from the ordinance and said it "puts it squarely in the laps of the Council, on policy."

The Mayor said that there have been arguments.

A letter from Cresap, McCormick and Paget, management consultants, 235 Montgomery Street, San Francisco 4, California, dated October 3, 1956, by Leland E. Dake, partner - addressed to Mayor Charles C. Dail - was read to the Council. It was filed with the Clerk.

Mayor Dail said "the eyes of the city are on the operation; the operation better be right; it better not go wrong; it better be right; the City better do a good job".

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

Ordinance amending Sections 26.80 and 26.81 of San Diego Municipal Code establishing a Mission Bay Commission and providing for the powers and duties thereof, was introduced, on motion of Councilman Kerrigan, seconded by Councilman Williams, by the following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Mayor Dail said that there is a resolution on the subject.

RESOLUTION 137153, adopting as the policy of the City of San Diego, recommendations of Cresap, McCormick and Paget, contained in their survey of the Mission Bay Administration, submitted in September, 1956, for organization of Mission Bay Administration; directing that all officers and employees of The City of San Diego shall carry out the policy established, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The Mayor said that there will be administrative procedures to be carried out by the Council. He said that the Chamber of Commerce letter should be referred to Conference.

RESOLUTION 137154, referring to Council Conference, communication from San Diego Chamber of Commerce, by R. T. Blair, Jr., supporting Cresap, McCormick and Paget report on Mission Bay Administration, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Prior to adoption of the resolution, Councilman Curran said that a resolution of policy should be adopted.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on ordinance approving annexation to The City of San Diego of uninhabited territory in portion Lot 17 Partition of Rancho Mission of San Diego, in County of San Diego, State of California, known and designated as "Demers' Tract Annexation", the Clerk reported no protests.

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

Ordinance approving annexation to the City of San Diego of certain uninhabited territory in portion of Lot 17 Partition of Rancho Mission of San Diego, in the County of San Diego, State of California, known and designated as "Demers' Tract Annexation", was introduced, on motion of Councilman Schneider, seconded by Councilman Kerrigan, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

1/10/57

The hour of 10:00 o'clock A.M. having arrived, time set for continued hearing (it had been agreed on January 3, 1957 that there would be another 1-week continuance today), for rezoning Lots 19 to 22 inclusive Block 32 Mission Bay Park Tract, from R-4 to RC-1A located at northeasterly corner of Grand Avenue and Figueroa Boulevard,

RESOLUTION 137155, continuing to 10:00 A.M., Thursday, January 17, 1957, rezoning Lots 19 to 22 inclusive Block 32 Mission Bay Park Tract, from R-4 to RC-1A, 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 ordinance establishing 8-foot Setback line on east side of Norm Street between San Vicente and Leucadia Avenue, Lots 573 and 647 Lomita Village Unit 4, the Clerk reported no protests.

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

Ordinance establishing setback line on portion of Norm Street, was introduced, on motion of Councilman Schneider, seconded by Councilman Kerrigan, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None, Absent-None.

Report of Purchasing Agent, approved by City Manager, on low bid of Fraser Cement Products Company, for furnishing concrete water meter boxes used by Water Department, for Storeroom stock. Bid for boxes and covers @ \$1.75 per box, and concrete covers only @ \$.80 each, for 1 year starting Jan. 1, 1957 - total estimated amount of \$8,000.00 plus sales tax; 5 bids - was presented.

RESOLUTION 137156, accepting bid of Fraser Cement Products Company for furnishing Concrete Water Meter Boxes and Covers for 1 year beginning January 1, 1957; 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 Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of Pace Construction Co. for construction of Storm Drain in Block 23 Fairmount Addition - \$3,168.83; 7 bids - was presented.

RESOLUTION 137157, accepting bid of Pace Construction Co. for construction of storm drain; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego, a contract pursuant to plans and specifications on file in office of City Clerk, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

Report of Purchasing Agent, approved by City Manager, on low bid of United Concrete Pipe Corporation for Cleaning and Cement Mortar Lining of Interior of approximately 15,473 linear feet of 36" Otay Second Main Pipe Line - \$76,591.35; 2 bids - was presented.

RESOLUTION 137158, accepting bid of United Concrete Pipe Corporation for Cleaning and Cement Mortar Lining of Interior, Otay Second Main Pipe Line; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego contract with United Concrete Pipe Corporation, 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 on second low bid, of Remington Rand, Div. of Sperry Rand Corporation, for furnishing 2 60-drawer card catalog cabinets for the Central Library - total \$1,709.00 plus sales tax; 2 bids - was presented.

Letter from City Librarian accompanies report, recommending rejection of low bid.

RESOLUTION 137159, accepting bid of Remington Rand, Division of Sperry Rand Corporation, for furnishing 2 60-drawer card catalog cabinets for Central Library; 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 Williams-Kerrigan, adopted.

RESOLUTION 137160, approving plans and specifications for furnishing all material, labor, tools, equipment, transportation and other expense necessary or incidental for Rehabilitation of Botanical Building in Balboa Park; Document 546250; authorizing and directing Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Evenson, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent on 5 bids for sale of Surplus Used Furniture located at 3350 Vultee Street, was presented. It says that \$1,123.85 received from the sale 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 that Record of Survey be approved on portion Lot 1 Block 3 and portion Block 2 Amalfi, and portion Amalfi Street (closed), was presented. It identifies property as being between Torrey Pines Road and Amalfi Street, with frontage on both streets.

RESOLUTION 137161, approving filing of Record of Survey Map in lieu of Final Subdivision Map in Amalfi and Street vacated, under Section 102.02.1 of San Diego Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of final map of Collura, located at south-westerly corner of El Cajon Blvd. and Central Ave., consisting of 2 lots, was presented.

RESOLUTION 137162, adopting Map of Collura Subdivision, all of Lots 47 and 48 Block 28 Resubdivision of Blocks "K" and "L" Teralta, excepting a portion; 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; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of Record of Survey be approved for resubdivision of Lot 1 Block 4 Encanto Heights, at 63rd Street and Brooklyn Avenue, in Encanto Heights, was presented.

1/10/57

RESOLUTION 137163, approving filing of Record of Survey in lieu of Final Subdivision map pursuant to Section 102.02.1 of San Diego Municipal Code, in Lot 1 Block 4 Encanto Heights - and finding that all of conditions of Resolution 135893 adopted October 25, 1956 - was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending that Record of Survey be approved on Resub. Lot 5 Happy Valley Little Farms, located in Encanto area, with frontage both on Jamacha Road and Lisbon Street - 4 lots, was presented.

RESOLUTION 137164, approving filing of Record of Survey in lieu of Final Subdivision Map pursuant to Section 102.02.1 of San Diego Municipal Code, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Civil Service Commission, by Raymond Krah, secretary, dated January 8, 1957, recommending adoption of amendments to Civil Service Rules I, II, XIII, which propose liberalization of present residence restrictions so as to allow all employees to live anywhere in the County of San Diego (and no other change), was presented. It tells of approval by many civic leaders and representatives of management and of employee organizations and facts developed in public discussion at each of the Commission's 4 monthly meetings since August, 1956. The communication states that the Chiefs of the Fire and Police Departments are supported by the City Manager in their desire to restrict safety employees to residence within City limits for reasons of emergency recall to duty. It says that the Commission agrees whole-heartedly with John C. Leppert (S.D. Taxpayers' Assn. mgr.) who wrote that present City residence rule is "antiquated and that if the City is to be able to make full use of the best possible talent in our metropolitan area, the rule should be repealed".

RESOLUTION 137165, authorizing and directing the City Clerk to publish, or cause to be published, proposed repeals and amendments to Rules of Civil Service Commission (Section 118 of the City Charter - re residence of employees); fixing January 29, 1957, at 10:00 A.M., in Council Chamber in City and County Administration Building, Civic Center, and cause copy to be posted in 3 public places at least 10 days prior to the hearing, as set out in Document 546419, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Councilman Kerrigan said that there were people who wanted to talk to the Council - under unanimous consent, on an item not listed calendar. There were several engineers in the audience, identified as members of San Diego Engineering Association.

Donald Short came to the microphone, and said that he is a member of the firm of Boyle Engineering, and San Diego Engineering Associates.

Councilman Schneider spoke to Mr. Short about having received a copy (of the letter having to do with a new sewage collection treatment and disposal system), and the problem of financing.

Mr. Short said that the 4 firms, which he identified as Boyle Engineering; Daniels, Brown and Hall; Freeland, Peterson and Evenson; Lawrence, Fogg, Florer and Smith, have substantial financial resources. Answering a question, he said that the Associates would need progress payment, as anyone would - answering a question. Mr. Short said that there would be detailed plans; the City Engineer might want to supervise, but they are prepared to do so.

Councilman Burgener spoke to Mr. Short about final responsibility of success for the system.

Communications
137163 137165

Discussion re Sewer system, etc. - under U.C.

Mr. Short said that responsibility for the success would rest with the Associates, who are local engineers, and who would have to live with it. He spoke to Councilman Burgener about the type of organization set up.

Councilman Burgener said to Mr. Short that the Council has to look to a responsible party.

Mr. Short replied that was considered at some length. He spoke of being in business here, and of expecting to stay here. He said that there is included provisions for training plant operators.

Councilman Williams spoke to Mr. Short about filing a bond.

Mayor Dail spoke to the City Manager about accepting proposals.

The City Manager said that "proposals have been received for years - including this one". He told of those interested having been directed to bring in proposals.

Councilman Burgener said that "as much as possible, local engineers would be used - no matter where (the contract) goes".

Mr. Short pointed out that this proposal is not being made merely because of being local. He said that "there isn't any single organization that could do the complete job. He said that they (San Diego Engineering Associates) has put together the finest possible organization.

Mayor Dail said that the City Engineer is taking into consideration qualifications; he will negotiate, and recommend.

The subject was referred to the City Manager, on motion of Councilman Kerrigan, seconded by Councilman Schneider.

Communication from Civil Service Commission, by Raymond Krah, Personnel Director, dated January 2, 1957, submitting a brief excerpt from Report of State Personnel Board to the Governor and Legislature, dated December 1, 1956, was presented.

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

Communication from Mrs. Fern Bowman, 1830 Polk Ave., dated Dec. 30, '56, re sewer charge of "\$1.70, just twice the amount we were led to believe would be charged". It protests "such deception".

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

Communication from Clairemont Town Council, P.O. Box 262, San Diego 10, dated January 7, 1957, by Henry W. Rosley, secretary, was presented. It tells of unauthorized dumping along the new Clairemont Mesa Boulevard Extension to Kearny Mesa, and asks for placing of "No Dumping" signs in most strategic positions - including another location.

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

Communication from Clairemont Town Council, P.O. Box 262, San Diego 10, dated January 7, 1957, by Henry W. Rosley, secretary, was presented. It says "we appeal to your ever-cooperative body to set the necessary steps in motion in this important direction" (requesting placing a resuscitator at the Fire Station in Clairemont).

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

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Communication from San Diego Inter-Museum Council, Balboa Park, dated January 3, 1957, was presented. It tells of need for directional signs in and near Balboa Park and Presidio Park. Among other things, the communication says (in reference to consideration by the Council in April of last year) "The City Council referred the matter to City Manager Campbell, who referred it to Traffic Engineer Reading. Mr. Reading referred it to Park and Recreation Director Calland for approval and suggestions, which were made. The matter was then placed in the hands of Chief Budget Office Earnest where, I believe, it now is". The communication says, also, among other things that "having given detailed consideration to the subject the Inter-Museum Council feels that its suggestions could be of value".

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

A form resolution, from the Pacific Beach Presbyterian Church Choir, Doraine B. Offerman, president, was presented. It tells of need for a community park for family use in North Shores area "the East Half of Pueblo Lot Number 1785, has been reserved, for use as a City Park and designated as 'Soledad Terrace Park'", and suggests change of name to Kate O. Sessions Memorial Park.

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

Copy of communication from Friedkin Aeronautics, Inc., d/b/a Pacific Southwest Airlines, addressed to Representative Bob Wilson, House office Bldg., Washington, D.C., dated January 4, 1957, was presented. It recommends retaining Lindbergh Field as San Diego's Airport using North Island for necessary instrument landings, during bad weather.

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

Communication from San Diego Taxpayers' Association, 526 Spreckels Building, San Diego 1, dated January 8, 1957, by John C. Leppert, manager, was presented. It refers to San Diego Fire Fighters' Association request for immediate reduction in work week. It says that the primary interest (of the Association) lies in the mid-year nature of the request, and says that it has repeatedly urged that mid-year budget adjustments of a continuing nature be not made. It refers to the Fire Fighters' Association long range financial implications, and that they should be considered in the light of all projected 1957-58 budget needs of the City during regular budget deliberation period.

RESOLUTION 137166, referring to Council Conference communication from San Diego Taxpayers' Association re San Diego Fire Fighters' Association for immediate reduction in their work week, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137167, establishing parking time limit of 2 hours, between 8:00 a.m. and 6:00 p.m., Sundays excepted:

Both sides of 15th Street between Market Street and Island Avenue;

establishing parking meter zones; directing City Manager to cause parking meters to be installed and cause parking meter spaces to be designated; authorizing installation of necessary signs and markings, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 137168, declaring an intersection stop:
31st Street and Elm Street affecting traffic on 31st Street;
authorizing installation of necessary signs and markings, was on motion of
Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 137169, authorizing and empowering City Manager,
for and on behalf of City to execute amendment to lease agreement, Document
438382, leasing building on Santa Clara Point in Mission Bay for restaurant
and snack bar purposes with Benjamin L. Hansen, Dean H. Hansen, and
Algie Hopfe, extending term of lease agreement to July 31, 1961, and permits
Lessee to operate the snack bar portion of premises 6 days a week during
period June 11 through September 10 each year and permits Lessees to assign
lease to a corporation to be actively managed and controlled by the Lessees,
under Document 546420, was on motion of Councilman Kerrigan, seconded by
Councilman Schneider, adopted.

RESOLUTION 137170, authorizing City Manager to accept work
on behalf of The City of San Diego in Schuetz Soledad Gardens Subdivision,
execute Notice of Completion and have it recorded, was on motion of Council-
man Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 137171, authorizing City Manager to accept work
on behalf of The City of San Diego in Sears Heights Subdivision, execute
Notice of Completion and have it recorded, was on motion of Councilman
Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION 137172, authorizing City Manager to accept work
on behalf of The City of San Diego in Mesa Industrial Tract Unit 1 Subdiv-
ision, execute Notice of Completion and have it recorded, was on motion of
Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 137173, authorizing City Manager to accept work
on behalf of The City of San Diego in Muirlands Knoll Subdivision, execute
Notice of Completion and have it recorded, was on motion of Councilman
Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 137174, authorizing and directing Purchasing Agent
to advertise for sale and sell equipment and fixtures located in the
market building at 5049 Imperial Avenue, not needed for City purposes, and
which City Manager has recommended to be sold (listed in the Resolution),
was on motion of Councilman Kerrigan, seconded by Councilman Burgener,
adopted.

RESOLUTION 137175, approving request of D. & M. Sprinkler
Company and Jacks Sprinkler Company, Change Order 1 for extension of 45
days to and including February 1, 1957, Document 546297, in which to complete
contract for installation of sprinkler system in Torrey Pines Mesa Golf
Courses located at Torrey Pines Mesa, contract Document 539766; extending
completion of time under contract to February 1, 1957, was on motion of
Councilman Kerrigan, seconded by Councilman Burgener, adopted.

RESOLUTION 137176, directing Property Supervisor to file petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against Lots 17 and 18 Block 13 Nordica Heights 2, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137177, 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, 9, 10; 40 to 48 inclusive 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 of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137178, 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 17, 18, 19 Block 420 Duncan's Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137179, 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 1290, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137180, 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 G La Jolla Country Club Heights Unit 2, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; authorizing and directing Property Supervisor to take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137181, approving claim of Theodore Neugebauer, c/o Allstate Insurance Co., Document 545623, \$150.37; authorizing City Auditor & Comptroller to draw his warrant in favor of Theodore Neugebauer, c/o Allstate Insurance Co., 2948 El Cajon Boulevard, San Diego 4, in full payment of the claim, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137182, approving claim of Mrs. Princella Smith, Document 545511, \$113.35; authorizing City Auditor & Comptroller to draw his warrant in favor of Mrs. Princella Smith, 3320 Webster Avenue, San Diego 13, in full payment of the claim, was on motion of Councilman Burgener, seconded by Councilman ~~Kerrigan~~, adopted.

RESOLUTION 137183, denying claim of Jack Richards, 1635 Second Avenue, San Diego, Document 545524, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137184, denying claim of William Gilbert Smith, 3776 Texas Street, San Diego 4, Document 545154, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 137185, denying claim of San Diego Hearing Society (John Y. Miller, executive director), 3843 Herbert Street, San Diego 3, Document 545377, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 137186, denying claim of Arthur R. Thompson, 415 "F" Avenue, Coronado, Document 545514, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 137187, vacating easement for right of way to discharge drainage waters from water pipe lines of The City of San Diego, in southerly 85 feet Lots 220, 221, 222, 223, 224, 225, 226 Sunshine Gardens; declaring that from and after date of order of vacation, title to the land previously subject to easement shall revert to owners of the land free from rights of the public; authorizing and directing City Clerk to cause certified copy of resolution, attested by him under seal, to be recorded in office of County Recorder of County of San Diego, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 137188, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of and as act and deed of The City of San Diego, a quitclaim deed quitclaiming to Sidney B. Chapman and Ralph W. Chapman, both married men, and Arthur E. Chapman, a single man, portions of Lots 4 and 5 in Pueblo Lot 1111; 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, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

The Resolution says that The City is desirous of acquiring portion of Lot 5 of Pueblo Lot 1111 for purpose of sewer easement; the Chapmans, owners of the land are willing to deed land to the City in exchange for quitclaim deed from the City, quitclaiming portion of Lots 4 and 5 of Pueblo Lot 1111; value of property to be granted to the City by the Chapmans is \$1.00 (equivalent to value of property to be quitclaimed by the City to the Chapmans).

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RESOLUTION 137189, authorizing and empowering Mayor and City Clerk to execute, for and on behalf of, and as act and deed of The City of San Diego, a quitclaim deed quitclaiming to Smyth Research Associates, a California corporation, all its right, title and interest in Lot H Research Park; conveyance is upon condition that grantee shall construct building containing not less than 6,000 square feet and costing not less than \$60,000.00, to be completed within 6 months of date of execution of deed; completion shall be determined by recordation of notice of completion in office of County Recorder; completion date may be extended by period of time equal to delays arising from causes beyond control of grantee, its contractors or subcontractors; provided, that in event grantee fails to perform conditions established, upon demand of The City of San Diego, grantee shall reconvey property to the City and thereupon City shall pay to Grantee consideration paid by Grantee; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions that same be deposited in escrow opened for the purpose of carrying out processes of the sale, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The Resolution says that The City of San Diego is desirous of selling to Smyth Research Associates the property listed, for constructing installations and facilities conforming to restrictions placed on the property by the City; value of the property is \$8,720.00; it has been determined that it would be in best interests of City to waive requirements of sale by public auction and by sealed bids of the property, which is zoned for industrial uses under provisions of San Diego Municipal Code, and it would be in best interest of the City to sell such property by negotiations to purchaser for sale price of \$8,720.00; City will not pay real estate broker's fee; City Manager has recommended that sale be consummated.

RESOLUTION 137190, accepting subordination agreement, executed by Security Trust and Savings Bank of San Diego, beneficiary, and Security Trust and Savings Bank of San Diego, trustee, December 21, 1956, subordinating all their right, title and interest in and to easement for right of way for public sewer and appurtenances in portion Lot 5 Pueblo Lot 1111; 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 137191, accepting deed of Ralph W. Chapman and Evelyn J. Chapman; Sidney B. Chapman and Eleanore A. Chapman; Arther E. Chapman, and Helen F. Chapman, December 21, 1956, conveying easement and right of way for sewer purposes in portion Lot 5 of Pueblo Lot 1111; 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 137192, accepting deed of Ben William Hayward and Lorraine H. Hayward, November 20, 1956, conveying Lots 24 through 28 inclusive, westerly 2.83 feet Lot 23 Block 3 Park Addition; authorizing and directing City Clerk to transmit deed, together with certified copy of resolution, to Properties Department for recording, when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137193, accepting deed of Union Title Insurance

and Trust Company, December 21, 1956, conveying easement and right of way for sewer purposes in strip of land 8.0 feet wide, in Pueblo Lot 1191; 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 137194, accepting deed of Union Title Insurance Company, December 21, 1956, conveying easement and right of way for sewer purposes in strip of land 8.0 feet wide in Lots 133 and 134 Morena; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137195, accepting deed of Raymond Wilson and Teresa Turinetti Wilson, December 27, 1956, conveying easement and right of way for drainage purposes in strip of land 30.0 feet wide, in Lot 20 La Mesa Colony; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137196, accepting deed of Hidden Valley Hills, Inc., November 15, 1956, conveying easement and right of way for water main purposes in strip of land 6.0 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 Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137197, accepting deed of Anthony J. Conti and Melvis J. Conti, December 26, 1956, conveying easement and right of way for street purposes in por Lot 24 and street closed adjacent, Block 16 La Mesa Colony Townsite; naming land 72nd 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 Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137198, accepting deed of Jack H. Mason and Katie W. Mason, December 24, 1956, conveying easement for alley purposes in portion land in Lot 24 and street closed adjacent, Block 16 La Mesa Colony Townsite; dedicating 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 Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137199, accepting deed of Esther W. Calvin, formerly Esther Anthony Wilbur, December 31, 1956, conveying Lot 2 Block 51 Campo Del Dios Unit 3, in the County 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 Evenson, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137200, accepting deed of Sidney R. Neal and Irene K. Neal, October 24, 1956, conveying easement and right of way for public sewer, water pipeline, storm drain, and public utilities, and right of ingress thereto and egress therefrom in adjacent lands of the grantor; Lots 11 and 12 Block 59 Linda Vista Unit 4; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137201, accepting deed of The Presbytery of Los Angeles, December 17, 1956, conveying easement and right of way for public sewer, water pipeline, storm drain and public utilities, and right of ingress thereto and egress therefrom, in adjacent lands of the grantor: portion Lot 11 Block 59 Linda Vista Unit 4; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137202, accepting deed of George Langford and Ruby Langford, November 30, 1956, conveying easement and right of way for sewer purposes in northerly 5.00 feet Lot 4 Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137203, accepting deed of Daniel S. Ojeda and Florence G. Ojeda, November 29, 1956, conveying easement and right of way for sewer purposes in northerly 5.00 feet Lot 5 Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of Resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137204, accepting deed of Walter C. Krauss and Johanna Krauss, December 7, 1956, conveying easement and right of way for sewer purposes in portions of Lots 6, 8, 9, 16, 34, 36, 38, 39 in Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137205, accepting deed of William W. Fischer, Jr. and Margie A. Fischer, December 4, 1956, conveying easement and right of way for sewer purposes in northerly 5.00 feet and westerly 5.00 feet Lot 7 Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137206, accepting deed of C. S. Kirghmaier, November 30, 1956, conveying easement and right of way for sewer purposes in southerly 5.00 feet Lot 14 Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for

record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137207, accepting deed of Ella R. Cooper, December 3, 1956, conveying easement and right of way for sewer purposes in southerly 5.00 feet and easterly 5.00 feet Lot 15 Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137208, accepting deed of Lehmann Cook and Marcia Cook, November 27, 1956, conveying easement and right of way for sewer purposes in southerly 4.00 feet Lot 18 Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137209, accepting deed of Frank (Robert Frank) Larkin and Ann Larkin, December 3, 1956, conveying easement and right of way for sewer purposes in southerly 5.00 feet Lot 18 Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137210, accepting deed of Ronald Claud-Davault and Olga Davault, December 6, 1956, conveying easement and right of way for sewer purposes in southerly 5.00 feet Lot 20 Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137211, accepting deed of Jake D. Paynter and Ina R. Paynter, December 7, 1956, conveying easement and right of way for sewer purposes in northerly 5.00 feet Lot 28 Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137212, accepting deed of Raymond H. Boggs and Patricia M. Boggs, December 8, 1956, conveying easement and right of way for sewer purposes in northerly 5.00 feet Lot 31 Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137213, accepting deed of John A. O'Malley and Berthena O'Malley, December 13, 1956, conveying easement and right of way for sewer purposes in northerly 5.00 feet and easterly 5.00 feet Lot 30; and southerly 5.00 feet and easterly 5.00 feet Lot 37 Tract 1380; 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

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

RESOLUTION 137214, accepting deed of Clyde A. Graves and Betty R. Graves, December 12, 1956, conveying easement and right of way for sewer purposes in northerly 5.00 feet Lot 3 Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137215, accepting deed of Edward R. Nava and Beatrice G. Nava, December 4, 1956, conveying easement and right of way for sewer purposes in northerly 5.00 feet and westerly 5.00 feet Lot 29 Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137216, accepting deed of H. S. Boyd and Margaret Boyd, December 7, 1956, conveying easement and right of way for sewer purposes in southerly 5.00 feet Lot 19 Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137217, accepting deed of Ora J. Van Epps, December 26, 1956, conveying easement and right of way for sewer purposes in northerly 5.00 feet Lot 33 Tract 1380; authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137218, accepting deed of Henry C. Robert and Margaret L. Robert, November 29, 1956, conveying easement and right of way for earth excavation or embankment, in strip of land 20.0 feet wide in portion of North 1/2 of South 1/2 Lot 66 Ex-Mission Lands of San Diego (Horton's Purchase) Ex-Mission Lands 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 Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137219, accepting deed of Henry C. Robert and Margaret L. Robert, November 29, 1956, conveying easement and right of way for public sewer and appurtenances in strip of land 8.0 feet wide in portion North 1/2 of South 1/2 Lot 66 Ex-Mission Lands of San Diego (Horton's Addition); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137220, accepting deed of Henry C. Robert and Margaret L. Robert, November 29, 1956, conveying easement and right of way for drainage purposes in parcel of land in portion of North 1/2 of South 1/2 Lot 66 Ex-Mission Lands of San Diego (Horton's Purchase); authorizing and directing City Clerk to file deed, together with certified copy of resolution, for record in office of Recorder of San Diego County, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

On motion of Councilman Williams, 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 7282 (New Series) incorporating portions of Blocks 21 and 22 in Resubdivision of Blocks K and L Teralta into C Zone, as defined by Section 101.0411 of San Diego Municipal Code, and repealing Ordinance 12989 approved October 20, 1930, insofar as it conflicts, was on motion of Councilman Williams, 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, 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 7283 (New Series) incorporating portion of Lot 40 Rancho Mission into R-2 zone, as defined by Section 101.0406 of San Diego Municipal Code, and repealing Ordinance 5176 (New Series) adopted May 8, 1952, insofar as it conflicts, 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 Kerrigan, Ordinance amending Section 41.32 and 42.0105.1 of San Diego Municipal Code, regulating coin operating Bulk Milk Dispensing Machines, 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:

It was communication from Planning Commission, by Richard L. Weiser, recommending approval of Record of Survey for 2-lot resubdivision of Lot 24 Block 16 La Mesa Colony, located on 72nd Street between Saranac and El Cajon.

RESOLUTION 137221, approving filing of Record of Survey Map in lieu of Final Subdivision Map under Section 102.02.1 of San Diego Municipal Code - on Lot 24 Block 16 La Mesa Colony, together with portions of vacated streets adjoining, was on motion of Councilman Burgener, seconded by Councilman Kerrigan, adopted.

137220
7282 N.S. - 7283 N.S.

Ord. intr.
137221 under U.C.

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The Mayor recognized Aaron Reese, Asst. City Attorney.
Mr. Reese requested, and was granted, unanimous consent
to present the next item, not listed on the agenda:

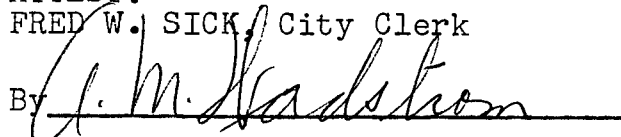
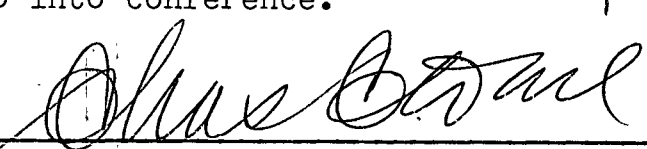
RESOLUTION 137222, authorizing a staff member of the Administrative Management Department to attend such sessions of California State Legislature as may be necessary in connection with proposed legislation in which the City has an interest, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

There being no further business to come before the Council at this time, the Mayor declared the meeting adjourned at 11:21 o'clock A.M. He announced that the Council would go into conference.

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, Tuesday, January 15,
1957

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

Absent--None

Clerk---Fred W. Sick

The Mayor welcomed Rabbi Morton J. Cohn to the meeting.
The Rabbi, from Temple Beth Israel, gave the invocation.

Ordinances and Resolutions for this meeting are recorded on
Microfilm Roll 124.

Service awards were made to the following City employees,
honoring their long-time service with the City of San Diego:

Ernest Saunders, Sanitation Crewman II, Sanitation Division,
Public Works Department, 20-year pin - award made by Councilman Schneider;
Howard Holway, Police Patrolman, Police Department, 20-year
pin - award made by Councilman Williams;
Charles W. Throp, Fire Captain, Fire Department, 20-year pin
- award made by Councilman Kerrigan.

On motion of Councilman Schneider, seconded by Councilman
Curran, the minutes of the Regular Meetings of Tuesday, January 8, 1957, and
of Thursday, January 10, 1957, were approved without reading - after which
they were signed by the Mayor.

The Mayor welcomed a group of Samuel Gompers High School
students, accompanied by Mr. Armstrong

The Purchasing Agent reported in writing that 4 bids had
been opened January 11, 1957, on 1911 Act proceedings for improvement of
Alley Block 215 Pacific Beach, and Lamont Street.

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

The Purchasing Agent reported in writing that 4 bids had
been opened January 11, 1957, on 1911 Act proceedings for improvement of
East and West Alley Block 31 Normal Heights.

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

Meeting convened
Invocation
Visitors
Purchasing reports on 1911 Bids

1/15/57

The Purchasing Agent reported in writing that 3 bids had been opened January 11, 1957, on 1911 Act proceedings for improvement of Alleys in Blocks 127 and 134 City Heights, and Redwood Street.

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

The hour of 10:00 o'clock A.M. having arrived, latest time set for receiving bids for electric energy in Garnet Street Lighting District 1, for 1 year from and including February 1, 1957, the Clerk reported 1 bid.

On motion of Councilman Schneider, seconded by Councilman Williams, bid was opened and publicly declared.

It was the bid of San Diego Gas & Electric Company, accompanied by certified check in sum of \$63.84 written by San Diego Trust and Savings Bank.

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

The hour of 10:00 o'clock A.M. having arrived, latest time set for receiving bids for electric energy in Sunset Cliffs Lighting District 1, for 1 year from and including January 1, 1957, the Clerk reported 1 bid.

On motion of Councilman Williams, seconded by Councilman Curran, bid was opened and publicly declared.

It was the bid of San Diego Gas & Electric Company, accompanied by certified check in sum of \$214.02 written by San Diego Trust and Savings Bank.

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

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention for vacating portion of Colima Street at La Jolla Mesa Drive, and Alley Block 29 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, hearing was closed.

On motion of Councilman Schneider, seconded by Councilman Curran, proceedings were referred to the City Attorney for the next Resolution.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Intention for vacating portion of Alley in Moody's South Addition to Lemon Grove, the Clerk reported no protests.

The Mayor inquired if anyone was present to be heard.

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

On motion of Councilman Schneider, seconded by Councilman Curran, proceedings were referred to the City Attorney for the next Resolution.

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Resolution of Preliminary Determination 136792 for paving and otherwise improving Alley Block 1 Ocean Spray Addition, 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 137223, determining that improvement of Alley Block 1 Ocean Spray Addition, Resolution of Preliminary Determination 136792 is feasible and that lands to be assessed therefor will be able to carry burden or 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 of Preliminary Determination 136793 for paving and otherwise improving Alley Block 318 Reed and Daley's Addition, with portions of 28th and 29th Streets, 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 137224, determining that improvement of Alley Block 318 Reed and Daley's Addition, 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 of Preliminary Determination 136794 for lights in Wisteria Drive, 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 137225, determining that improvement of Wisteria Drive 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 assessment for removal of light standards and construction of street lighting system in 3rd, 4th, 5th, 6th Avenues, A, B, C Streets, the Clerk reported appeals from Jordan Marsh Co., by K. W. Crawford, controller; and from Fred B. Mitchell.

The Mayor inquired if anyone was present to be heard.

Kenneth W. Crawford, representing Jordan Marsh, read a copy of appeal in the file.

The Mayor spoke to Mr. Crawford about his error in figures.

The City Engineer, answering the Mayor, said that the assessment was based on area, which is the standard method.

Mr. Crawford said that all of his company's property is on 6th Avenue.

The City Engineer said that Willard Olson figures the assessments, and that Mr. Olson did not give out the information regarding price, as mentioned by Mr. Crawford.

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Mr. Williams said that there is a principle involved, and that "all should be embarrassed".

Mr. Crawford told the Council that the appeal had been brought up on account of previous information.

RESOLUTION 137226, overruling and denying appeal of Jordan Marsh Co. and appeal of Fred B. Mitchell Co., from Street Superintendent's Assessment 2555 made to cover costs of installation of ornamental lighting system in 3rd Avenue, 4th Avenue, 5th Avenue, Sixth Avenue, A, B and C Streets; overruling and denying all other appeals; confirming and approving Assessment, authorizing and directing Street Superintendent to attach his warrant thereto and issue it in manner and form provided by law; directing him to record in his office the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted.

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The hour of 10:00 o'clock A.M. having arrived, time set for hearing on Assessment for paving and otherwise improving Sterling Court, Landis Street, Rex Avenue, 50th Street, 51st Street, 52nd Street, Lemona Avenue, Ogden Street, Altadena Avenue and Public Rights of Way, the Clerk reported written appeals from Crosby H. Milne; Ida H. Hattabaugh and C. A. Hattabaugh (as well as questions, not considered appeal, from A. J. Devine), and communication from Street Superintendent. The Street Superintendent reports discovery in both diagram and assessment roll that there is an error. It requests that on day of hearing diagram and assessment roll be ordered corrected and modified, and that hearing be continued until the following Tuesday.

The Mayor inquired if anyone was present to be heard.

C. H. Milne said to the Council that there are 11 more feet (for which his property is assessed) than exist.

The Street Superintendent's letter, covering this point, was read to the Council by the Clerk.

RESOLUTION 137227, adopting recommendation of Street Superintendent, Document 546111, to correct and modify Assessment 2556 made to cover costs and expenses of paving and otherwise improving Sterling Court et al., Resolution of Intention 129590; requesting Street Superintendent to so amend and modify the Assessment in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 137228, overruling and denying appeals of Crosby H. Milne and of C. A. Hattabaugh and Ida M. Hattabaugh, on Street Superintendent's Assessment 2556 made to cover costs and expenses of paving and otherwise improving Sterling Court et al., Resolution of Intention 129590, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137229, continuing Assessment 2556 hearing on Sterling Court, et al., Resolution of Intention 129590, to 10:00 o'clock A.M., Tuesday, January 22, 1957, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

At the request of Jennie Schwartz, there was a reconsideration. This took place during hearing on Sterling Court et al, so was held temporarily, but brought up again here.

Mrs. Schwartz said "it is terrible".

Councilman Burgener said to her that improvement was requested by property owners.

The City Engineer said that this was ordered by the Council; there was a petition, which was not used. He said that "lots of people who have stores don't own the property, but pay taxes."

Mrs. Schwartz said she wanted to ask a question.

Councilman Burgener said to her that the City cannot pay the assessment; the work is done; it has to be paid for.

There was discussion between Councilman Burgener and Mrs. Schwartz.

Property was described as being at 3rd & A, with 50 feet on 4th.

The City Engineer outlined property owned; 3 lots; and said that all was figured on the same basis.

Mayor Dail said that the Council was here to hear appeals regarding fair distribution; assessment has been fairly distributed.

Councilman Burgener said if there had been any protest, it should have been before the work was done.

The Mayor said "this is modern lighting".

Mrs. Schwartz stated that property has been leased out for 99 years.

RESOLUTION 137226 was permitted to stand, as shown in these minutes, earlier - with the name of Jennie Schwartz shown in the overruling of the appeal.

The hour of 10:00 o'clock A.M. having arrived, time set for hearing on assessment for paving and otherwise improving 33rd Street, the Clerk reported no written appeals, from A. J. Dingeman

The Mayor inquired if anyone was present to be heard.

No one appeared to be heard, and no written appeals were filed by A. J. Dingeman.

RESOLUTION 137230, overruling and denying appeal of A. J. Dingeman, from Street Superintendent's Assessment 2557 made to cover costs and expenses of paving and otherwise improving 33rd Street, Resolution of Intention 131891; overruling and denying all other appeals; confirming and approving Street Superintendent's Assessment 2557; 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.

Report of Purchasing Agent, approved by City Manager, on low bid of Ets-Hokin & Galvan for removal of lighting standards in Valencia Park Unit 1 - \$1,881.00; 3 bids - was presented.

RESOLUTION 137231, accepting bid of Ets-Hokin & Galvan for removal of lighting standards in Valencia Park Unit 1; awarding contract, authorizing and instructing City Manager to enter into and execute on behalf of The City of San Diego, pursuant to plans and specifications on file in office of Purchasing Agent, was on motion of Councilman Kerrigan, seconded by Councilman Burgener, adopted.

Report of Purchasing Agent, approved by City Manager, on sole bid of American Pipe and Construction Co. for furnishing approximately 192 linear ft. of 36" reinforced concrete steel cylinder, together with beveled sections and steel bulkheads, and approx. 192 linear ft. of 21" centrifugally spun thick walled reinforced concrete pipe including beveled sections and steel bulkheads - \$7,522.98 plus tax (for Massachusetts Pipe Line and for Brine Line at 70th and Alvarado Freeway) - was presented.

RESOLUTION 137232, accepting bid of American Pipe and Construction Co. for furnishing reinforced concrete steel cylinder pipe with beveled sections and steel bulkheads, and centrifugally spun thick walled reinforced concrete pipe with beveled sections and steel bulkheads; 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 Burgener, seconded by Councilman Kerrigan, adopted.

Communication from ~~Purchasing~~ Planning Commission, by Richard L. Weiser, recommending approval of final map of Bay Park Estates, a 13-lot subdivision located on north side of Asher Street between Goldfield and Lieta Streets, subject to posting of bond in amount sufficient to insure installation of required improvements, was presented.

RESOLUTION 137233, authorizing and directing City Manager to execute, for and on behalf of The City of San Diego, contract with Andrew T. LaPoint, Jr., and Winifred G. LaPoint, for installation and completion of unfinished improvements and setting of monuments required for Bay Park Estates 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 Schneider, adopted.

RESOLUTION 137234, adopting Map of Bay Park Estates Subdivision, a subdivision of portion Lot 5 of partition of Pueblo Lot 255, and of Lots 16 thru 22 and portion Lot 23 Block 12 First Addition to Asher's Clover Leaf Terrace, and portion Block 11 Asher's Clover Leaf Terrace; accepting portions of Asher Street, Goldfield Street, and Lieta Street, and easements shown for sewer, water, drainage and public utilities for public purposes; declaring them to be dedicated to public use; authorizing and directing Clerk of the City to endorse upon the map, as and for act of the Council, that the Council has approved the subdivision map and that portions of streets and easements are accepted on behalf of the public as stated; directing City Clerk to transmit map to Clerk of Board of Supervisors of County of San Diego, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Glen Oaks Heights Unit 4, a 17-lot subdivision of portion of Pueblo Lots 1240 and 251, located easterly of Glen Oaks Heights Units 1 and 2, northerly of Shattuck Highlands along southerly line of San Clemente Canyon, subject to conditions shown in the attached resolution: 13 conditions, and suspension of portion of Municipal Code, was on motion of Councilman Williams, seconded by Councilman Schneider, was presented.

RESOLUTION 137235, approving tentative map of Glen Oaks Heights Unit 4; suspending portion of Municipal Code, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map of Middletown Block 122 redivision of Lots 4, 5, 6 and portion of Lots 7, 8, 9, and portion of Columbia Street Closed, located within R-4 zone on northerly side of Redwood Street, between India and Union Streets, was presented. It is made subject to 5 conditions, and suspension of portion of Municipal Code.

RESOLUTION 137236, approving tentative map of 2-lot subdivision of property in Block 122 Middletown and portion of Columbia Street closed; suspending portion Municipal Code, was on motion of Councilman Burgener, seconded by Councilman Curran, adopted.

Communication from Planning Commission, by Richard L. Weiser, recommending approval of tentative map for resubdivision of Lot 6 Block C Starkey's Prospect Park, subject to 6 conditions, and suspension of portion of the Municipal Code, was presented. It tells of study for possibly widening alley to sufficient width to provide adequate traffic and parking lanes, but due to many existing obstructions there would be delay. It refers to discussion with traffic engineer of possibility of making it and other alleys in the area one-way. The communication of approval is made subject to 6 conditions, and suspension of portion of the Municipal Code.

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377A

~~383~~

number out
of place

RESOLUTION 137237, approving tentative map of 2-lot subdivision of Lot 6 Block C Starkey's Prospect Park, was on motion of Councilman Curran, seconded by Councilman Evenson, adopted.

Communication from Street Superintendent, approved by the Assistant City Manager, recommending denial of petition to close westerly 10 feet of Madison Avenue to southerly dead-end of the street, adjacent to Lot 79 of resubdivision of University Heights, lying southerly of south line of East-West Madison Avenue, was presented. It tells of views of surrounding owners, notified by postal card, and of public hearing.

Irve C. Boldman, 601 Madison Avenue, San Diego 16, appeared. Letter from him, address 306 Scripps Building, San Diego 1, dated January 11, 1957, was presented. It tells of the hearing and the denial. It says that after the hearing he had the street surveyed for the purpose of determining exact location of property lines. It says that survey shows that the 2 objecting property owners are enjoying the closing of between 6 and 6½ feet on the easterly side of Madison Avenue without ever having that portion of Madison Avenue closed by proper proceedings. A copy of survey sketch and aerial photograph showing street and surrounding buildings, are enclosed. The communication requests the Council to send the matter back to Planning Commission for further consideration, in view of the survey. It says "I need all the space I can obtain in order to build the kind of a home I want", and "I should not be denied the closing on the sole ground that my building will obstruct someone's view". It says that Mr. Loughman, who had objected, has now informed the writer that he is withdrawing objections in view of the result of the survey.

The City Manager said to the Council that he has the letters from interested City departments; there is no objection if easement for turn-around is provided. He spoke of the neighborhood protest, and the hearing.

Mayor Dail said that this item has not been set down for hearing (by the Council).

The City Attorney said that evidence has been submitted, which had not been considered by the Planning Commission. He recommended reference back to Planning.

The Mayor said that it would be proper to refer the item back to Planning.

Councilman Schneider recommended reference to Planning, and so moved.

Byron White, attorney, told the Council that he "represents Mr. and Mrs Miller, and that also others protest". He pointed out that there had been no hearing, and that property (apparently the property owned by protestants) had been improved for 17 years.

The Mayor announced that this subject will be referred to Planning and that information on the subject should be given to Planning on additional information.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the subject was referred to the Planning Commission.

Communication from Street Superintendent, approved by Assistant City Manager, recommending filing of petition to close portion of Pacific Beach Drive, if any, lying southerly of line drawn parallel to and 60 feet southerly of north line of Pacific Beach Drive between Crown Point Drive and Olney Street, adjacent to Acre Lots 73 and 74 Pacific Beach, was presented. It says that the City Attorney has ruled, by attached letter copy, that the street is 60 feet in width.

Councilman Evenson moved to adopt the recommendation.

RESOLUTION 137238 filing recommendation of Street Superintendent, Document 546477, re closing portion Pacific Beach Drive, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

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Communication from San Diego County Chamber of Commerce, dated December 13, 1956, by George W. Sears, president, was presented. It tells of suggestion early in 1955 by administrative officials that they would like to have cooperation of business and industrial community in considering problem of disposal of industrial wastes. The communication says that 18 months of conscientious work by a group of able citizens has developed an ordinance which is being proposed for City consideration. It says that in addition, the committee has developed a proposed resolution for consideration - both attached. It says, also, that members of the committee who undertook the task have indicated that they would be very happy to appear before the Council to answer any questions.

Councilman Schneider moved to send the communication to conference.

Mayor Dail said that the subject is non-controversial.

RESOLUTION 137239, referring to the City Manager, City Attorney, and to Council Conference from San Diego Chamber of Commerce re use of Public Sewerage System, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

Communication from Mrs. T. S. Howell, 3820 - 40th Street, San Diego 5, dated Jan. 7th '57, reporting defect in pavement at corner of 40th St. and University Ave., and injury sustained at the location, was presented.

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

Communication from Stevenson's Department Store, 7877 Girard Avenue, La Jolla, dated January 9, 1957, by Paul R. Stevenson, president, was presented. It objects to ruling of the Planning Commission regarding application to add to present tube illuminated sign (in the SC Zone), and requesting permission to be heard. It takes exception to the views taken by the City Planning Commission, as reported by Dave South.

Councilman Williams said that he did not see Mr. Stevenson or a representative here. He told of having received a copy of the letter. It said "it is a matter of interpretation".

The City Attorney said to the Council that it should be referred to the City Attorney.

Councilman Williams stated that "it revolves down to an interpretation".

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

Members of the Council signed the following undertakings for street lighting, with San Diego Gas & Electric Company:

Roseville Lighting District No. 1;
Logan Avenue Lighting District No. 1;
Pacific Highway Lighting District No. 1.

RESOLUTION OF AWARD 137240, accepting bid of Al E. Riley, Inc., a corporation, and awarding contract for paving and otherwise improving Alley Block 2 Ocean Front, Resolution of Intention 135860, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

City Engineer reported low bid 1.9% above estimate.

RESOLUTION OF AWARD 137241, accepting bid of Merle Tryon

and awarding contract for grading and installation of sidewalks on Baker Street, Zoe Street, Sumter Street, Ticonderoga Street and Chicago Street, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

City Engineer reported low bid 1.2% above estimate.

RESOLUTION 137242, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley in Congress Heights Addition; Beryl Street; Public Rights of Way in Lots 171 and 172 Congress Heights Addition; approving Plat 2897 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.

In connection with the next resolution, Councilman Kerrigan asked if it was for sidewalks.

The City Engineer replied that it is alley.

RESOLUTION 137243, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alley Block 248 Pacific Beach, Lamont Street, Thomas Avenue, Public Right of Way, Lot 38 Block 248 Pacific Beach; approving Plat 2918 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 137244, approving plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Alleys in Blocks 258 and 263 Pacific Beach, Bayard Street; approving Plat 2916 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 ORDERING WORK 137245, for paving and otherwise improving Cabrillo Avenue, Beach Street, Rhoda Drive, Resolution of Intention 136515, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK 137246, for paving and otherwise improving Emerald Street, Resolution of Intention 136516, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK 137247, for paving and otherwise improving Maple Street, Vancouver Avenue, Haller Street, Resolution of Intention 136518, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION 137248, for furnishing electric energy in La Jolla Lighting District 1, for 1 year from and including January 1, 1957, was on

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

. RESOLUTION 137249, directing notice inviting sealed proposals for furnishing electric current in Presidio Hills Lighting District 1, for 1 year from and including February 1, 1958, was on motion of Councilman Curran, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION 137250, for paving and otherwise improving Amalfi Street, Torrey Pines Road, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 137251, for paving and otherwise improving 49th Street, Public Rights of Way in Block 2, Lot 164 Resub-division of Blocks 1 through 12 Fairmount Addition, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION 137252, for construction of sewer in Soledad Road, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137253, declaring intention to order work and improvement, more particularly described in Resolution of Intention 136298, making changes, on 55th Street, 56th Street, 58th Street, Orange Avenue, Trojan Avenue - fixing time and place of hearing, directing Clerk of the City to cause resolution to be published, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 137254, for paving and otherwise improving Alley in Congress Heights Addition, Beryl Street, Public Rights of Way in Lots 171 and 172, Congress Heights Addition, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 137255, for paving and otherwise improving Alley Block 248 Pacific Beach, Lamont Street, Thomas Avenue, Public Right of Way in Lot 38 Block 248 Pacific Beach, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION 137256, for paving and otherwise improving Alleys in Blocks 258 and 263 Pacific Beach, Bayard Street, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 137257, appointing time and place of hearing protests, and directing notice of said hearing, for furnishing electric energy in El Cajon Boulevard Lighting District 2, for 1 year from and including March 1, 1957, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 137258, appointing time and place for hearing protests, and directing notice of said hearing, for furnishing electric energy in Talmadge Park Lighting District 1, for 1 year from and including March 1, 1957, was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 13_7259, ascertaining and declaring wage scale for paving and otherwise improving Donna Avenue and Celia Vista Drive, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137260, ascertaining and ~~ascertaining and~~ declaring wage scale for paving and otherwise improving Lillian Street, Viola Street, Gertrude Street, et al., was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137261, ascertaining and declaring wage scale for installation of sewer mains in Muirlands Drive, El Camino Del Teatro, El Paso Real, Lane in Lot 1 Block 16, and Public Rights of Way, ~~and Public Rights of Way~~ was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION 137262, directing City Engineer to furnish diagram of property affected and benefited by work and improvement on paving Cumberland Street, Calle Tres Lomas, Calle Quebrada, Potomac Street, Calle Canada, Alleghany Street and public right of way, Resolution of Intention 134051, and to be assessed to pay expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Harbor Department, by John Bate, submitting for approval form of Agreement for Amendment of Tideland Lease to be entered into with Southwestern Yacht Club, was presented.

RESOLUTION 137263, ratifying, confirming and approving Agreement for Amendment of ~~ef~~ Tideland Lease, Amendment 1, Document 546414, original lease Document 490783, entered into between The City of San Diego acting by and through Harbor Commission as Lessor, and Southwestern Yacht Club a non-profit corporation as Lessee, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Communication from Harbor Department, by John Bate, submitting for approval form of Amendment 1 to Star & Crescent Boat Company lease at foot of Beardsley Street, was presented.

RESOLUTION 137264, ratifying, confirming and approving Agreement for Amendment of Tideland Lease, Amendment 1, Document 546411, entered into between The City of San Diego acting by and through Harbor Commission as Lessor, and Star & Crescent Boat Company a corporation as Lessee, original lease Document 451744, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Communication from Harbor Department, by John Bate, submitting for approval form of Sublease between Western Lumber Company

as sublessor and Westbranch Corporation as sublessee, was presented. It says that Western Lumber Company and its affiliate, Sullivan Hardwood Lumber Company, are in process of transferring all of their various branch yard operations to Westbranch Corporation, in which they have organized as a subsidiary.

RESOLUTION 137265, ratifying, confirming and approving sublease, copy filed as Document 546417, between Western Lumber Company of San Diego, a California corporation, sublessor, and Westbranch Corporation, a California corporation, sublessee; original lease Document 585804, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

RESOLUTION 137266, prohibiting parking of automobiles at all times:

Southeasterly side of Wellborn Street between Columbia Street and Puterbaugh Street; authorizing necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137267, authorizing and directing San Diego Gas & Electric Company to install a 6000 lumen overhead street light at each of 2 locations, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137268, approving U. S. Army Engineer's recommendation, set forth in memorandum dated December 17, 1956, and their report on "Survey of Flood Control, San Dieguito River, San Diego County, California," dated March 1, 1956, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137269, approving and confirming appointment by the Mayor of Charles F. Manucia as member of Psychology Commission, to fill vacancy created by expiration of term of Dr. Arnold Small, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137270, authorizing and empowering City Manager to enter into contract for and on behalf of The City of San Diego with Carlos Tavares and Louis C. Burgener, and Tavares Construction Company, Inc., a corporation, providing for construction of portion of Balboa Avenue and purchase of right of way, and improvements, by the City from such parties, under Document 546725, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137271, authorizing and empowering City Manager to enter into contract for and on behalf of The City of San Diego with Carlos Tavares and Louis C. Burgener, and Tavares Construction Company, Inc., a corporation, providing for construction of a 16" water main to serve certain East Clairemont areas and for purchase of easements and improvement by the City from such parties, under Document 546726, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137272, authorizing and empowering City Manager,

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not used

to execute, for and on behalf of the City, street lighting contract with San Diego Gas & Electric Company, a corporation, for furnishing electric energy and switching service for Class A and Class B street lights for year July 1, 1956 to and including June 30, 1957, form documented 545504, was on motion of Councilman Williams, seconded by Councilman Schneider, adopted.

Councilman Curran said that he had a question on the next item.

The City Manager explained the subject to him.

RESOLUTION 137273, authorizing and empowering City Manager to execute, for and on behalf of The City of San Diego, agreement between The City of San Diego and Robert A. Bradt, architect, for employment by the City for preparation of plans and specifications for, and architectural supervision of construction of buildings on grounds of Torrey Pines Golf Courses; total compensation not to exceed \$5,360.00, form documented 546727, was on motion of Councilman Curran, seconded by Councilman Kerrigan, adopted.

Councilman Curran asked about the next resolution, and wanted to know if the exact site is specified.

The City Attorney replied "no".

Mayor Dail said that there is question of a drain; parking has been checked out, there will be a loss of 37 parking places. He asked the Clerk to show a plat from the file, which he did.

RESOLUTION 137274, authorizing City Manager to execute, for and on behalf of the City of San Diego, agreement between the City and County of San Diego, relating to title to County Primary Health Center Building to be constructed on a portion of north parking lot of the Civic Center, was on motion of Councilman Schneider, seconded by Councilman Burgener, adopted, by following vote: Yeas-Councilmen Burgener, Schneider, Evenson, Mayor. Nays-Councilmen Williams, Kerrigan, Curran. Absent-None.

RESOLUTION 137274, authorizing City Manager to execute, on behalf of the City of San Diego, agreement between the City and County of San Diego, relating to title in County Primary Health Center Building (Duplicate).

RESOLUTION 137275, authorizing City Manager to enter into and execute agreement extending contract between the City and Cameron Bros. for rental of equipment, contract Document 530050, 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 relative to State Route #94, was presented.

Councilman Evenson asked for delay for 1 week from this Thursday.

On motion of Councilman Evenson, seconded by Councilman, the resolution was continued until Thursday, January 24, 1957 - 10:00 A.M.

RESOLUTION 137276, authorizing City Manager to employ Sim J.

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Harris Co., for paving and otherwise improving portions of 33rd Street, Ash Street and A Street, in connection with 1911 Street Improvement Act proceedings, not to exceed \$602.12, payable from funds appropriated by Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 137277, authorizing City Manager to employ A. R. Kingaard to do certain extra work in connection with contract under 1911 Street Act proceedings in Alley Block 50 Park Villas, not to exceed \$635.00, payable from funds appropriated by Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 137278, authorizing City Manager to employ Merle Tryon to do additional work on Boren Street, Hughes Street, et al. under 1911 Street Improvement proceedings, not to exceed \$154.24, payable from Ordinance 5341 (New Series), was on motion of Councilman Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 137279, authorizing City Manager to do all of work in connection with relocation of existing 21" Alvarado Filtration Plant Waste Brine Line under Alvarado Freeway at 70th Street Intersection, by appropriate City forces, was on motion of Councilman Williams Schneider, seconded by Councilman Williams, adopted.

RESOLUTION 137280, authorizing and empowering City Manager to do all work in connection with installation of a 36" water (concrete) main under Alvarado Freeway at 70th Street, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137281, accepting and consenting to assignment, Document 546732, executed by Century Lumber and Mill Co., a California Corporation, Assignors, and W. R. Corey and R. G. Haas, Assignees, of lease agreement dated July 20, 1953, covering Lots 11 and 12 Block 159 Middletown; authorizing City Manager to evidence consent and acceptance by signing the Assignment of Lease, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137282, 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 Bay View Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; and that he take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137283, 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 3 Bay

View Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; and that he take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137284, 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 4 Bay View Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; and that he take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137285, 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 3 Bay View Addition, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; and that he take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137286, 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 70 of Rancho Mission of San Diego, together with all penalties and other expenses in connection therewith, be cancelled; and that all deeds to The State of California for delinquent taxes of said property be cancelled; and that he take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137287, 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 9 Block 4 Silver 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 of said property be cancelled; and that he take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137288, 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 4 Silver 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 of said property be cancelled; and that he take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137289, directing Property Supervisor to file

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petition with Board of Supervisors of County of San Diego, State of California, requesting that all taxes against portion Lot 9 Block 2 Silver 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 of said property be cancelled; and that he take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137290, 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 3 Silver 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 of said property be cancelled; and that he take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137291, 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 16 Block 3 Silver 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 of said property be cancelled; and that he take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137292, 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 8 Block 3 Silver 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 of said property be cancelled; and that he take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137293, 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 18 Block 6 Silver 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 of said property be cancelled; and that he take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137294, 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 8 Block 7 Silver Terrace, 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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for delinquent taxes of said property be cancelled; and that he take whatever steps he may deem necessary to secure cancellation of taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137295, authorizing O. W. Campbell, City Manager, to attend meeting of Committee on Federal Aid to Urban Funds, to be held in Sacramento, California, January 23, 1957, and incur necessary expenses, was on motion of Councilman Schneider, seconded by Councilman Curran, adopted.

RESOLUTION 137296, authorizing O. W. Campbell, City Manager, to represent the Mayor at a conference with officials from Japan and mayors of West Coast cities, to be held in Seattle, Washington, during week of January 17, 1957, and incur necessary expenses, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 137297, authorizing 5 representatives of the City to attend the Ninth Annual California Street and Highway Conference to be held at Berkeley, California, January 23, 24, 25, 1957, and incur all necessary expenses, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

RESOLUTION 137298, vacating portions of unnamed easements established by Map 3256, legally described as southwesterly 4.00 feet Lot 11 and northeasterly 4.00 feet Lot 12 Block 59 Linda Vista Unit 4, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Resolution says that from and after date of the order of vacation, title to the land previously subject to easements shall revert to the owners of the land free from rights of the public, and authorizes and directs City Clerk to cause certified copy of the resolution, attested by him under seal, to be recorded in office of Recorder of the County of San Diego.

The resolution also says that the unnamed easements have not been used for public purposes since acquired on June 24, 1955, and the City has no present or prospective use for the easements, and the City Manager recommends that the City abandon its interests.

RESOLUTION 137299, 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 Walter Finch and Auralie Jean Finch Lots 21 and 22 Block 116 of Resubdivision of Block 116 of Roseville, together with easement for ingress and egress over northwesterly 10 feet of portion of Lot 3 Block 116; authorizing and directing City Clerk to deliver deed to Property Supervisor with instructions to place it in escrow opened up for purpose of completing sale; directing said Supervisor, upon completion of sale, to return to R. L. Glasel, 5026 Saratoga Avenue, San Diego 7, the deposit of \$200.00 heretofore made by him pursuant to San Diego Municipal Code, all expenses in connection with sale shall be deducted from proceeds received from the sale, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted.

Resolution says that at public auction on January 10, 1957, J. W. Finch made the high bid of \$5,175.00, which is accepted, and land is sold to the high bidder.

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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 7284 (New Series), approving annexation to the City of San Diego of uninhabited territory in portion Lot 17 Rancho Mission of San Diego, State of California, known and designated as "Sero Amusement Company Tract", was on motion of Councilman Schneider, seconded by Councilman Williams, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

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

ORDINANCE 7285 (New Series), amending Article VII Chapter 2 of The San Diego Municipal Code Regulating Municipal Elections, 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 Evenson, 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 7286 (New Series), incorporating portion Lot A and portion Lot 26 La Mesa Colony into R-4 zone; repealing Ordinance 13558 insofar as it conflicts, was on motion of Councilman Evenson, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Curran, Evenson, Mayor Dail. Nays-None. Absent-None.

Councilman Curran said that he had a question on the next ordinance. The City Manager explained it.

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 7287 (New Series), appropriating \$2,100.00 out of Unappropriated Balance Fund for removing Lighting Standards in Valencia Park Unit 1, 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.

Councilman Schneider asked about the next ordinance.

Councilman Burgener answered that it is a 50-50 agreement; the subdivider pays 1/2.

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 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 7288 (New Series), appropriating \$190,000.00 out of Capital Outlay Fund, for paving Balboa Avenue between Clairemont Drive and easterly line of Pueblo Lot 1221, was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted, by following vote: Yeas-Councilmen Burgener, Williams, Schneider, Kerrigan, Evenson, Mayor Dail. Nays-None. Absent-None.
/Curran,

Councilman Burgener requested, and was granted, unanimous consent to present a letter from Mrs. Evangeline Funk, 3775 Eighth Avenue.

At the request of the Council, the Clerk read the letter which appeals to the Council regarding crossing street at Azusa and Lauretta, in connection with run-off waters from Linda Vista area.

Councilman Burgener recommended that it be referred to the City Manager, inasmuch as there may be emergency steps that can be taken, and for checking to determine if statements are correct.

On motion of Councilman Curran, seconded by Councilman Burgener, 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 137300, approving and confirming appointment by the Mayor of Mildred E. Waite, Charles E. Salik, and Jean W. Gallagher, as members of the Civil Service Commission, pursuant to Section 115 Art VII of the Charter, as amended November 6, 1956, was on motion of Councilman Schneider, 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 137301, approving increase in salary to Step E of Rate 26 for Phillip L. Acker, Assistant to the Mayor, as recommended by the Mayor, in accordance with provisions of Section 4 of Ordinance 7017 (New Series), was on motion of Councilman Burgener, seconded by Councilman Schneider, adopted.

The Mayor spoke to the visiting students about Council procedure, and told of their exemplary conduct. He invited questions, which were asked, and discussed by members of the Council with them.

There was listed on the agenda an announcement of California Division (San Diego County) of League of California Cities meeting to be held Friday, 18 January, 1957, at the Club Camestre (Country Club), southeast of Tijuana. Speakers and subjects announced were: Manual Quiroz S., Municipal President, Subject "Tijuana's Tourist Program"; Robert Hale, American Consul General, Subject "Mexican Law as it affects the Tourist".

There was discussion over attendance.

Councilmen Schneider and Curran indicated that they would go.

7288 N.S.
Communication under U.C.
137300-137301 " "
Discussion with students
League of Calif Cities
meeting in Tijuana discussion

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The Mayor announced to the Councilmen, who had stated that it was preferred not to drive South, that his office would provide transportation.

There was returned from Conference, by Council Secretary, communication from the County Assessor asking for appointment of a person from each of several governmental bodies within the County for liaison.


The Mayor had answered.

The communication 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. He stated that the Council would go into conference.

ATTEST:

FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By 

Deputy

Conference item filed
Meeting adjourned.