

MAINTENANCE &
REPAIR OF
BASIC EQUIP-
MENT CONTRACT-
ED FOR BY
LOCAL GARAGE

Councilman Fortune stated that efforts had been made to have all maintenance and repairs of basic equipment contracted for by local garages, and it appears that Robertson Motors and Brandt Motors are not interested in this work. Councilman Fortune recommended that they be advised that it will be necessary for them to submit figures or the City will be forced to rely upon other sources for this work.

BIDS FOR NEW
POLICE CAR

The Chief of Police recommended that a call for bids be issued for a new Police car, and UPON MOTION OF COUNCILMAN BLAKELOCK SECONDED BY COUNCILMAN HEMPEL the City was directed to prepare a notice calling for bids on same.

On roll call the following was the stated vote, to wit:

- AYES: Councilmen - Read, Blakelock, Carrick, Fortune and Hempel
- NOES: Councilmen - None
- ABSENT: Councilmen - None

The motion was declared carried.

REQUEST BY
WOMEN'S CLUB
TO USE CLUB
HOUSE FOLDING
CHAIRS

Councilman Hempel reported that a request had been made by the Junior Women's Club to use the folding chairs at the Club House, and asked the opinion of the City Council in the matter. It was pointed out that the City Council had taken action some months ago to prohibit the lending of City-owned equipment.

There being no further business IT WAS MOVED BY COUNCILMAN CARRICK SECONDED BY COUNCILMAN FORTUNE AND UNANIMOUSLY CARRIED that the meeting be adjourned.

ADJOURNMENT

An adjourned meeting scheduled for August 29, 1952, was called to order at 5 o'clock P.M. by the City Clerk in the absence of the Mayor, and due to the lack of a quorum, the meeting was adjourned.

City Clerk and Ex-officio Clerk
of the City Council

APPROVED: September 17, 1952

Mayor and President of the
City Council

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City Hall
San Clemente, California
September 17, 1952

The regular meeting of the City Council of the City of San Clemente was held in the Council Chambers, City Hall, 408 North El Camino Real, San Clemente, California on Wednesday, September 17, 1952 at 8:00 P.M., Mayor H. T. Read in the Chair.

- PRESENT: Councilmen - Read, Blakelock, Carrick, Fortune and Hempel
- ABSENT: Councilmen - None.

Minutes of the regular Council meeting held September 3, 1952 having previously been presented to the members of the Council were approved as presented, and ON MOTION OF COUNCILMAN BLAKELOCK SECONDED BY COUNCILMAN CARRICK the reading of these minutes was dispensed with.

On roll call the following was the stated vote, to wit:

- AYES: Councilmen - Read, Blakelock, Carrick, Fortune and Hempel
- NOES: Councilmen - None
- ABSENT: Councilmen - None

The motion was declared carried.

WRITTEN COMMUNICATIONS

PERMISSION REQUESTED FOR OCCUPANCY OF HOUSETRAILER

LETTER FROM MR. HENRY C. LEE requesting permission to occupy a housetrailer for 90 days while constructing a home on Lot 37, Block 6, Tract 900, was read, and UPON MOTION OF COUNCILMAN HEMPEL SECONDED BY COUNCILMAN CARRICK permission was granted to Henry C. Lee to occupy a housetrailer for 90 days while constructing a home on Lot 37, Block 6, Tract 900.

On roll call the following was the stated vote, to wit:

- AYES: Councilmen - Read, Blakelock, Carrick, Fortune and Hempel
- NOES: Councilmen - None
- ABSENT: Councilmen - None

The motion was declared carried.

LETTER FROM WARREN G. AND MOZELL A. SELLERS requesting permission to occupy a housetrailer for 90 days while constructing a building on Lot 196 of Tract 938, was read, and UPON MOTION OF COUNCILMAN HEMPEL SECONDED BY COUNCILMAN FORTUNE, permission was granted to Warren G. and Mozell A. Sellers to occupy a housetrailer for 90 days while constructing a building on Lot 196 of Tract 938.

INJURIES SUFFERED FROM FALL OVER OBJECTS ON SIDEWALK

LETTER FROM EDITH E. MEADOWS regarding injuries suffered in a fall as a result of tripping over objects on the sidewalk, was read. The Mayor stated that he had answered Mrs. Meadows' letter expressing his sympathy and advising her that the sidewalk would be checked.

SANTA FE DEPOT

LETTER FROM MR. STEVE CHORAK regarding appearance of Santa Fe Depot and public rest rooms, and recommending painting the buildings, was read.

Mr. Frank Winterborne, Secretary-Manager of the San Clemente Chamber of Commerce stated that a representative of the Railroad had discussed the matter with him and he felt that the Railroad would improve the appearance of the station. Mayor Read referred the matter to the Chamber of Commerce.

CLEANUP OF AREA AT R.R. STATION

Councilman Carrick recommended that the City crews make a general cleanup of the area prior to "Santa Fe Day" which is to be held next Sunday, September 28, 1952.

Mr. John W. Burnett addressed the Council stating that he felt that in due time the Railroad would improve the appearance of the station, and cautioned against any pressure by the City to have such work done.

CONVENTION OF
SHORELINE
ASSOCIATION

LETTER FROM THE SAN LUIS OBISPO CHAMBER OF COMMERCE inviting the Council to attend the 1952 Convention of the Shoreline Planning Association on October 17 and 18, 1952, was read and ordered filed.

MEDICAL
WAREHOUSE

LETTER FROM GEORGE WILSON, ADMINISTRATIVE ASSISTANT TO SENATOR WILLIAM F. KNOWLAND regarding the closing of the medical warehouse at Tustin, California, was read and ordered filed.

TREES ALONG
DEL MAR

LETTER FROM THE THURSDAY MORNING GARDEN CLUB requesting that the trees along Del Mar Avenue be allowed to remain, was read and the Mayor ordered the matter referred to Mr. Blakelock, Commissioner of Streets, for his information.

NEW TRAIN
SCHEDULE

LETTER FROM THE SAN CLEMENTE CHAMBER OF COMMERCE regarding a new train schedule inaugurated by the Santa Fe Railway, and inviting all City Councilmen and Officials to participate in "San Clemente-Santa Fe Day" on Sunday, September 28, 1952. Three special cars will be made available to some 150 residents of this City to join the trip to Los Angeles. The Mayor stated that he would go and recommended that all other persons interested, make arrangements directly with the Chamber of Commerce.

FISH WAGON

LETTER FROM WALTER O. TAYLOR requesting permission to operate a Fish Wagon in the City, was read. The Council took no action in the matter.

FUTURE LOCATION
OF CITY HALL
CIVIC CENTER

LETTER FROM DUDLEY HAMILTON regarding the future location of the City Hall, and suggesting the Plaza as a possible building site, was read. The Mayor ordered the letter filed, and a file started to hold all information received relative to the moving of the Civic Center.

ORAL COMMUNICATIONS

PAVING OF
ESTRELLA AND
EL MORENO
AVENUES

Mr. Melvin Jones addressed the Council requesting the paving of Estrella and El Moreno Avenues. In the discussion that followed it was determined that the City had never paved El Moreno east of Estrella and that funds were not presently available for the improvements desired by Mr. Jones. It was pointed out that it is the policy of the City Council that streets not previously improved would only be maintained so far as grading and keeping them in a passable condition, until such time as funds are available for more extensive work.

Mr. Jones' request was denied.

REPORTS OF SPECIAL COMMITTEES AND OFFICIALS

BUSINESS
LICENSE TO
OPERATE "GOOD
HUMOR" ICE
CREAM WAGON

The City Clerk reported that at the last regular meeting of the City Council, he was authorized and instructed to issue a business license to C. Kenneth Smith of Santa Ana, California to operate a "Good Humor" wagon on the City Streets, and that it had been brought to his attention that Section 77 of Ordinance No. 147 appeared to prohibit the issuance of such a license, and requested the Council to discuss the matter.

The City Attorney ruled that the dispensing of ice cream products from a wagon was a legitimate business and, in his opinion, similar to the operation of the Helms Bakery Company. He further stated that the matter of distributing edible products such as bread, from a wagon on City Streets, had been decided upon in court many times with the vendors receiving favorable verdicts.

The City Attorney felt that the operation, as requested by Mr. Smith, followed a similar pattern to that of bread delivery, and in his opinion the matter of refusing a license could not be defended in court.

It was determined that the action taken at the last Council meeting should not be rescinded, and that a license be issued to Mr. C. Kenneth Smith.

Councilman Carrick moved that we amend our business license Ordinance No. 147 to require that all motor vehicles or other equipment used in dispensing ice cream, candies and other edibles on the streets of San Clemente, shall operate without the use of any noise-making devices, and shall pay a yearly license fee of \$100.00. The motion died for want of a second.

INCREASING LICENSE FEE ON FOOD DELIVERY VEHICLES

It was pointed out that Mr. Carrick's motion regarding the license fee would cover deliveries of most commodities, and following discussion the Mayor appointed Councilmen Blakelock and Carrick and the City Clerk to study the question of increasing license fees, and to consider a no-noise requirement for delivery trucks, where necessary.

QUESTIONNAIRES ON GUTTER ALONG DEL MAR

The City Clerk reported that only a small percentage of the questionnaires sent to property-owners on the first block along Del Mar Avenue, had been returned and stated that the majority of those submitting replies had indicated that the gutter should be replaced, with various opinions on the other questions.

The Mayor stated that the City Council should accept the offer of the Taxpayers' Association to assist in securing replies to this questionnaire, and directed the City Clerk to forward to the Taxpayers' Association, a list of property-owners who had not turned in a report and endeavor to obtain their assistance.

REPAVING OF SIDEWALK ON LOTS 39 AND 40

Regarding the request of Bowles Electric and Hardware to repave the sidewalk fronting lots 39 and 40 of Tract 779, Councilman Blakelock reported that he and Mr. Carrick had agreed that the sidewalk should not be replaced, but that the area between the curb and the sidewalk could be replaced with red cement squared to conform to the pattern of the present tile sidewalk; and that the Committee was divided on the question of removing the trees on Del Mar Avenue.

SPRAY TREES ON DEL MAR

Mr. Carrick stated that he would be very happy to spray the trees on Del Mar Avenue and rid them of the scale and ants, which, he felt, would improve their appearance.

INSTALLATION OF CONCRETE BETWEEN CURB & SIDEWALK ON DEL MAR

UPON MOTION OF COUNCILMAN CARRICK, SECONDED BY COUNCILMAN BLAKELOCK AND CARRIED, the request of the Bowles Electric and Hardware to install concrete between the curb and sidewalk was granted, provided that a six-foot well be left around the

trees for their proper irrigation.

TERMITE
CONTROL ON
CLUB HOUSE

Councilman Carrick reported that he and Councilman Hempel had studied the proposal submitted by various termite companies with regard to the Club House, and recommended that the City employees do the necessary termite control work under his (Mr. Carrick's) supervision. Mr. Carrick felt that a great saving could thus be effected.

Councilman Hempel stated that there seemed to be a variance of opinion between the views of Councilman Carrick and those of the termite companies. Councilman Hempel felt that since he was not an expert, he could not commit himself as to the best method of freeing the Club House of termites.

It was pointed out that if the method proposed by Mr. Carrick proved to be unsatisfactory, it would be evident within a six-month period, at the end of which time the matter could be reconsidered.

UPON MOTION OF COUNCILMAN CARRICK, SECONDED BY COUNCILMAN FORTUNE AND UNANIMOUSLY CARRIED it was directed that the City employees do the termite control work at the Community Club House and that the proposals submitted by the various termite companies be rejected.

PAINTING OF
CLUB HOUSE

Report of Councilmen Hempel and Carrick regarding their study of bids submitted to paint the Club House, in which it was stated that the bid of the Cal-Pac Company of Baldwin Park, California was low, and recommending awarding the contract to this Company. It was also recommended that a competent inspector be appointed to insure that the job done is a good one.

The Committee did not agree as to the color of paint to be used and submitted the matter to the Council for their consideration.

Mr. Dudley Hamilton addressed the Council stating that he felt that inasmuch as the low bidder had not submitted his bid by 5 O'clock, as required in the notice inviting bids, the bid should be rejected and the contract awarded the local contractor whose bid was next lowest.

The City Attorney pointed out that there was no law requiring that bids be delivered at the time specified in the notice; that in his opinion, since the bid was received prior to the time stated for the opening of sealed bids and the City Council had voted to receive the bid of Cal-Pac, it was well within the power of the City Council to award the bid to the Cal-Pac firm. Mr. McKinney further stated that the Council was obligated to accept the low bid or else reject all bids and either do the work by force account, or call for new bids.

Following suggestions and discussion IT WAS MOVED BY COUNCILMAN FORTUNE, SECONDED BY COUNCILMAN HEMPEL AND UNANIMOUSLY CARRIED that the City continue the original color scheme set by Mr. Hanson and paint the Club House white, duplicating the present colors for the trim.

AWARDING OF PAINTING OF CLUB HOUSE TO CAL-PAC COMPANY

UPON MOTION OF COUNCILMAN BLAKELOCK SECONDED BY COUNCILMAN FORTUNE the recommendation of the Committee to award the bid for painting the Community Club House, for the sum of \$843.00, to the Cal-Pac Painting Company, was accepted, and the Mayor and City Clerk authorized to execute an agreement with said Company.

Upon roll call the following was the stated vote, to wit:

- AYES: Councilmen - Read, Blakelock, Carrick, Fortune and Hempel
- NOES: Councilmen - None
- ABSENT: Councilmen - None

The motion was declared carried.

CALL FOR BIDS ON A 1/2 TON PICK-UP TRUCK

Councilman Carrick recommended that the City issue a call for bids for supplying the City with one 1/2-ton Pick-up Truck, as the one presently in use and due to be replaced, has reached a stage of deterioration where extensive repairs are necessary to keep the vehicle in operation.

IT WAS MOVED BY COUNCILMAN CARRICK SECONDED BY COUNCILMAN HEMPEL that the City Clerk be directed to issue a call for bids for supplying the City of San Clemente with one 1/2-ton Pick-up Truck, to be orange in color.

On roll call the following was the stated vote, to wit:

- AYES: Councilmen - Read, Blakelock, Carrick, Fortune and Hempel
- NOES: Councilmen - None
- ABSENT: Councilmen - None

The motion was declared carried.

CITY EQUIPMENT COLOR

UPON MOTION OF COUNCILMAN CARRICK, SECONDED BY COUNCILMAN HEMPEL AND UNANIMOUSLY CARRIED, it was directed that all City equipment be painted orange color, and also that a City decal be applied to all City equipment.

EXHAUST LAW

Councilman Carrick recommended that signs be erected both at the north and south entrances to San Clemente advising trucks that the City is enforcing the exhaust law.

Following discussion IT WAS MOVED BY COUNCILMAN CARRICK, SECONDED BY COUNCILMAN FORTUNE AND UNANIMOUSLY CARRIED that appropriate signs be erected at the north and south entrances to the City so advising truck operators.

INSTALLATION OF 4,400' OF WATER LINES

Councilman Carrick reported that the 4,400 feet of water lines had been installed and that the contractor had done a very good job.

GEOLOGICAL SURVEY

The City Attorney reported that in conference with Mr. Loren Blakeley a draft of a contract had been prepared covering the recommendations of the Commissioner of Water and Sanitation, Mr. Carrick, and submitted the draft for the Council's approval

ON MOTION OF COUNCILMAN CARRICK SECONDED BY COUNCILMAN HEMPEL the proposed contract was approved and accepted, and the Mayor and the City Clerk authorized to execute same on behalf of the City.

On roll call the following was the stated vote, to wit:

AYES: Councilmen - Read, Blakelock, Carrick,
Fortune and Hempel
NOES: Councilmen - None
ABSENT: Councilmen - None

The motion was declared carried.

BARBECUE RINGS
FOR BEACH

Councilman Hempel reported that 26 barbecue rings were being purchased for the beach which, he felt, would assist in keeping the beach clean.

FUTURE CHANGES
MUNICIPAL
FACILITIES

Councilman Hempel made a progress report on the plans for future changes of municipal facilities and stated that a floor plan had been drawn of the Community Center and blue prints prepared, so that the original tracing might be saved.

FREE USE OF
GOLF COURSE
FACILITIES

Regarding Councilman Hempel's report concerning persons authorized free use of the Golf Course facilities, he read a letter from Bill Mast, Pro-Manager of the Golf Club in which were listed the names of the various individuals who were authorized use of the Golf Course gratis.

Following a review of the list, it was recommended that others than those listed such as members of the press, etc. may not use the facilities gratis unless approval is granted by the Mayor or the Commissioner of Parks and Playgrounds, Mr. Hempel.

RENTAL OF BEACH
CLUB FOR
LIVING QUAR-
TERS BY
VANDER ZIELS

Councilman Hempel reported that an interim agreement should be entered into with the Vander Ziels to cover the period of October 15, 1952 to January 1, 1953 for rental of the Beach Club by the Vander Ziels for living quarters. Councilman Hempel recommended that a monthly rental charge of \$30.00 be made but that this amount was not agreeable to Mr. Vander Zeal, it being Mr. Vander Ziel's opinion that \$25.00 per month is ample to cover cost of utilities.

It was the opinion of Councilmen Blakelock and Carrick that \$30.00 per month was too low.

IT WAS MOVED BY COUNCILMAN BLAKELOCK, SECONDED BY COUNCILMAN CARRICK AND UNANIMOUSLY CARRIED that Mr. and Mrs. Neal Vander Ziel be permitted to rent the Beach Club for living quarters from October 15, 1952 to January 1, 1953 at the rate of \$40.00 per month.

IMPROVEMENTS
TO AVENIDA
CRISTOBAL

Report of the City Engineer, William A. Ayer, submitting cost of County financed improvements to Avenida Cristobal, and recommending acceptance of the improvements by the City Council. The matter was referred to Resolutions (see Resolution No. 590).

Councilman Blakelock reported that the Street improvements, as authorized by the City Council, were scheduled to begin the first part of the week.

SUPPLYING
ELECTRICAL
ENERGY AND
MAINTAIN CITY
LIGHTING
DISTRICT

The City Attorney reported that the San Diego Gas and Electric Company had recommended that the City advertise for bids to furnish electrical energy and maintenance to the City Lighting District. Mr. McKinney stated that the law requires that bids be received for supplying electricity but that it had been the opinion of previous Councils that inasmuch as but one Company could furnish the electricity, and because of the fact that the rate is set by the State Public Utilities Commission, it would be an idle act to call for bids.

The City Attorney recommended that a letter be written to the San Diego Electric Company to determine if they require a contract, and if so, a call for bids be authorized and a contract negotiated.

DAMAGE TO
SEWER LINE

With respect to the damage done to the sewer lines by the Perrin and Verdugo Company and Raymond L. Miller, Contractor, the City Attorney reported that he had advised the insurance companies of both of the above named contracting companies that the damage had been done some time between September 24 and 26, 1949, and that there would be a three year limitation on the action under the statute for damage to property; and pointed out that if he did not hear from them before the time expired, action would be filed against them.

COMPLAINT
AGAINST
PERRIN AND
VERDUGO AND
RAYMOND L.
MILLER FOR
DAMAGE OF
SEWER LINE

Mr. McKinney further reported that so far, he had not heard from either of the insurance companies though there had been ample time for him to have done so, and therefore, he had prepared a complaint to be filed in court against Perrin and Verdugo and Raymond L. Miller.

The City Attorney recommended that the City Council authorize the filing of this complaint, and authorize the Mayor to sign the complaint on behalf of the City, in order that action may be filed.

IT WAS MOVED BY COUNCILMAN HEMPEL SECONDED BY COUNCILMAN BLAKELOCK that the Mayor be authorized to verify a complaint on behalf of the City to file action against the firm of K. D. Perrin and J. S. Verdugo, and Raymond L. Miller, Contractor in the amount of \$1,500.00 for damage done to a City sewer line.

On roll call the following was the stated vote, to wit:

AYES: Councilmen - Read, Blakelock, Carrick,
Fortune and Hempel
NOES: Councilmen - None
ABSENT: Councilmen - None

The motion was declared carried.

SURVEY OF
STREET & CURB
LINES AT
INTERSECTION
OF ST. HIGHWAY
101 & DOLORES
AVENUE

The City Attorney reported that the City Engineer had submitted a Certificate of Survey covering City property located at the corner of Dolores Avenue and Highway 101.

The City Attorney recommended that a letter be directed to Frank Dailey, owner of property adjacent to the City-owned property at the corner of Dolores Avenue and Highway 101, stating that, pursuant to investigation by the City Engineer, a survey of the street and curb lines at the intersection of the State Highway and Dolores Avenue had disclosed

that a seven and one-half easement is owned by the City for sidewalk and curb purposes, and that his use of that, as presently made, is subject to the City's pre-existing right, and that he should notify the City of San Clemente that he is not using it under the claim of right.

Mr. McKinney pointed out that if the owner had not made a claim of right then the notice would be unnecessary, but since Mr. Dailey had made a claim of right, he being under the impression that it was his property, he should be notified at this time that it will be necessary for him to secure permission from the City to use the property for planting purposes.

IT WAS MOVED BY COUNCILMAN HEMPEL, SECONDED BY COUNCILMAN CARRICK AND UNANIMOUSLY CARRIED that the City Clerk write to Mr. Frank Dailey in conformity with the City Attorney's recommendations.

PAYING OF THE BILLS

PAYMENT OF
PAYROLL
PERIOD OF
9-1-52 TO
9-15-52

IT WAS MOVED BY COUNCILMAN BLAKELOCK SECONDED BY COUNCILMAN FORTUNE that the audited bills as read be paid, and that payment of the payroll covering period of September 1 to September 15, 1952, be ratified.

On roll call the following was the stated vote, to wit:

- AYES: Councilmen - Read, Blakelock, Carrick, Fortune and Hempel
- NOES: Councilmen - None
- ABSENT: Councilmen - None

The motion was declared carried.

Payroll September 1 through	
September 15, 1952	\$8,582.73
Total warrants paid to	
September 15, 1952	\$16,967.23

RESOLUTIONS

RESOLUTION NO.
589 ACCEPTING
EASEMENT OF
H. LANE

Upon motion of Councilman Blakelock seconded by Councilman Hempel RESOLUTION NO. 589 BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA accepting Easement of Harry W. and Dorothy M. Lane, was regularly introduced, passed and adopted by the following stated vote, to wit:

- AYES: Councilmen - Read, Blakelock, Carrick, Fortune and Hempel
- NOES: Councilmen - None
- ABSENT: Councilmen - None

RESOLUTION NO.
590 ACCEPTING
IMPROVEMENTS
TO AVENIDA
PASEO DE
CRISTOBAL

Upon motion of Councilman Blakelock seconded by Councilman Carrick RESOLUTION NO. 590 BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA accepting improvements to Avenida Paseo De Cristobal, was regularly introduced, passed and adopted by the following stated vote, to wit:

- AYES: Councilmen - Read, Blakelock, Carrick, Fortune and Hempel
- NOES: Councilmen - None
- ABSENT: Councilmen - None

RESOLUTION NO. 591 ESTABLISHING CROSS WALKS ON AVENIDA PONIENTE

Upon motion of Councilman Blakelock seconded by Councilman Hempel RESOLUTION NO. 591 BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA establishing cross walks on Avenida Poniente, was regularly introduced, passed and adopted by the following stated vote, to wit:

AYES: Councilmen - Read, Blakelock, Carrick, Fortune and Hempel
 NOES: Councilmen - None
 ABSENT: Councilmen - None

RESOLUTION NO. 592 ACCEPTING EASEMENT FROM MAUDE ENNIS

Upon motion of Councilman Hempel seconded by Councilman Blakelock RESOLUTION NO. 592 BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA accepting Easement from Maude D. Ennis, was regularly introduced, passed and adopted by the following stated vote, to wit:

AYES: Councilmen - Read, Blakelock, Carrick, Fortune and Hempel
 NOES: Councilmen - None
 ABSENT: Councilmen - None

ORDINANCES

ORDINANCE NO. 214 - TAXES NECESSARY TO SUPPORT CITY

Upon motion of Councilman Blakelock seconded by Councilman Hempel ORDINANCE NO. 214 BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE, CALIFORNIA determining the amounts of money necessary to be raised by taxation to carry on the various departments of the City for the fiscal year of 1952-1953 and to pay principal and interest due on outstanding bonds of said City and levying a tax therefor, levying a tax upon all of the taxable property within the municipality in an amount necessary for the acquisition, for maintenance or improvements of the public parks and/or boulevards of San Clemente, and levying a special assessment tax upon all of the lands (exclusive of improvements) within San Clemente Lighting Maintenance District Number One, having been introduced and read by title at the meeting of September 3, 1952, was read in full by the City Attorney, and passed and adopted by the following stated vote, to wit:

AYES: Councilmen - Read, Blakelock, Carrick, Fortune and Hempel
 NOES: Councilmen - None
 ABSENT: Councilmen - None

ORDINANCE NO. 215 AMENDING ORDINANCE NO. 135, AND ORDINANCE NO. 163 - WATER METERS

Upon motion of Councilman Blakelock seconded by Councilman Carrick ORDINANCE NO. 215 BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE, CALIFORNIA amending Ordinance No. 135 and Ordinance No. 163, fixing new charges for installation of water meters, having been introduced and read by title at the meeting of September 3, 1952, was read in full by the City Attorney, and passed and adopted by the following stated vote, to wit:

AYES: Councilmen - Read, Blakelock and Carrick
 NOES: Councilmen - Fortune and Hempel
 ABSENT: Councilmen - None

Mr. Dudley Hamilton protested against the new rates.

REPORTS OF COUNCILMEN

GAMBLING AT COTTON RANCH

Councilman Fortune reported that it had been called to his attention that a barbecue had been held at the Cotton Ranch on Sunday, September 14, 1952 and that he had been informed

by several people who had been present that there had been quite a number of games of chance played which were operated by professional gamblers. Mr. Fortune recommended that the City Council advise all organizations that no gambling will be tolerated at any time within the limits of the City of San Clemente.

UPON MOTION OF COUNCILMAN HEMPEL SECONDED BY COUNCILMAN FORTUNE the Chief of Police, Mr. Arthur Daneri, was directed to advise all organizations that no gambling will be permitted at any time within the limits of the City of San Clemente.

On roll call the following was the stated vote, to wit:

AYES: Councilmen - Read, Blakelock, Carrick,
Fortune and Hempel
NOES: Councilmen - None
ABSENT: Councilmen - None

The motion was declared carried.

Councilman Blakelock reported that in connection with a 40 foot section of sidewalk and curb in the middle of the block on the property-owner had requested permission to remove said sidewalk and curb. Mr. Blakelock stated that at the present time the sidewalk and curb serve no useful purpose and MADE A MOTION, SECONDED BY COUNCILMAN CARRICK AND UNANIMOUSLY CARRIED that the owner of Lot be given permission to remove said sidewalk and curb.

Councilman Blakelock reported that a violation of the Zoning Ordinance and Building Code had been called to his attention in which it was stated that a permit had been secured from the Building Department to construct 12 units, the maximum allowed in that zone based on the number of square feet of the property; that since taking out the building permit, 3 car-ports had been converted into living quarters without first having secured a permit to do so and in violation of Zoning laws, and that no off-street parking facilities had been provided.

IT WAS MOVED BY COUNCILMAN BLAKELOCK, SECONDED BY COUNCILMAN CARRICK AND UNANIMOUSLY CARRIED that upon his return from vacation, the Building Inspector, Mr. Harry P. Rees, be directed to file a complaint against the offender.

NOTICE TO
PROSPECTIVE
BUILDERS ABOUT
PROPERTIES LOCATED ON UN-
PAVED STREETS

Councilman Blakelock recommended that the City go on record and require the Building Inspector, when a person requests a permit to build at a location where it is known there is no adequate street, to obtain from said person a signed statement that he had knowledge that the street is unpaved and that he is building on said street in spite of that fact, and without expecting the City to do anything about the condition of his street at the present time.

The City Attorney pointed out that if the property-owner refused to sign such a statement, it would not be sufficient reason to refuse him a building permit but have the Building Inspector note on his record that such notice had been given.

It was MOVED BY COUNCILMAN CARRICK, SECONDED BY COUNCILMAN HEMPEL AND UNANIMOUSLY CARRIED, that the Building Inspector be advised to inform all prospective builders who take out building permits for property located on unimproved streets, that there is no likelihood of any work being done on that street in the near future, and that the Building Inspector be requested to have the builder sign a receipt of such notice, if possible, and if not, to note on his record that the builder had been so advised.

CHAIRMAN OF
PLANNING
COMMISSION

It was moved by Councilman Carrick that a letter be written by the City Clerk to the Chairman of the San Clemente Planning Commission requesting the resignation of the Chairman from that body, and outlined his reasons for the request.

The Mayor stated that in all fairness to Mr. Dyer, Chairman of said Planning Commission, he should be present to defend himself before any such action is taken.

Following a spirited discussion of the matter, it was agreed that Mr. Dyer should be requested to appear at the next Council meeting at which time the situation could be fully discussed.

LIABILITY
INSURANCE

The Mayor reported that the City's liability insurance policy will expire in the middle of October, and recommended that a call for bids be issued to supply the City with liability insurance.

The Mayor remarked that the City Clerk had been advised by our present insurance carrier that they were no longer interested in carrying the City's liability insurance.

IT WAS MOVED BY COUNCILMAN HEMPEL SECONDED BY COUNCILMAN FORTUNE that the City Clerk be instructed to prepare a notice calling for bids for liability insurance coverage for the City of San Clemente.

On roll call the following was the stated vote, to wit:

AYES: Councilmen - Read, Blakelock, Carrick,
Fortune and Hempel.
NOES: Councilmen - None
ABSENT: Councilmen - None

The motion was declared carried.

ASSISTANCE FOR
SUPERINTENDENT
OF PUBLIC
WORKS

The Mayor reported that he had discussed with the City Engineer the matter of securing assistance for Mr. Parker, Superintendent of Public Works, and learned that possibly Mr. Ayer's son, Eugene Ayer, might be willing to work for the City on a part time basis, starting January 1, 1953.

Councilman Blakelock recommended that Mr. Floyd Horn be hired for a period of three months, on a full time basis, at a salary of \$350.00 per month; that a physical inventory of the City's engineering records be made, and that files be set up prior to the employment of Eugene-Ayer. Councilman Blakelock felt that the amount of inspection work on various City jobs would justify the hiring of Mr. Horn on a full time basis.

EMPLOYMENT OF
FLOYD HORN

Following discussion IT WAS MOVED BY COUNCILMAN BLAKELOCK SECONDED BY COUNCILMAN CARRICK that Mr. Floyd Horn be employed by the City for three months, on a full time basis, at a salary of \$350.00 per month.

On roll call the following was the stated vote, to wit:

AYES: Councilmen - Read, Blakelock, Carrick,
Fortune and Hempel
NOES: Councilmen - None
ABSENT: Councilmen - None

The motion was declared carried.