

City Hall  
San Clemente, California

March 19, 1952

The regular meeting of the City Council of the City of San Clemente was held in the Council Chambers, City Hall, 408 N. El Camino Real, San Clemente, California on Wednesday, March 19, 1952 at 8:00 P.M., Mayor Henry T. Read in the Chair.

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

Minutes of the regular Council meeting held March 5, 1952 having previously been presented to the members of the Council were approved as presented and ON MOTION OF COUNCILMAN BLAKELOCK SECONDED BY COUNCILMAN HEMPEL the reading of these minutes was dispensed with.

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

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

The motion was declared carried.

PUBLIC HEARINGS

VARIANCE ON LOTS  
32 & 33, BLOCK  
2, TRACT 795—  
PLASTIC PRODUCTS

This being the time and place set for a public hearing relative to the question of granting a conditional permit for a Zone Variance on Lots 32 and 33, Block 2, Tract 795 to erect a building in which to operate a business of manufacturing plastic products, as recommended by the San Clemente Planning Commission, was declared opened. The Mayor called for written or oral objections to granting the conditional permit and there being none, the matter was referred to resolutions (see Resolution No. 552).

BIDS

TAX SALE LOT

Bid on City Tax Sale lot from Ruth P. Kieran. The Mayor opened and read the bid of Ruth P. Kieran of 1125 North Michigan Avenue, Pasadena 6, California offering \$880 for Lot 27, Block 5, Tract 820 and enclosing the usual 10% deposit. The Mayor announced that the bid would be held over until the next regular meeting for further or higher bids, acceptance or rejection.

WRITTEN COMMUNICATIONS

SALE OF FIRE-  
WORKS BY VFW

Letter from the Veterans of Foreign Wars, Post No. 7142, requesting a permit to sell fireworks from June 28 to July 4, 1952, was read. In the discussion of this matter it was determined that formerly the V.F.W. Post had conducted a well organized, safe operation and should be allowed to continue.

IT WAS MOVED BY COUNCILMAN BLAKELOCK SECONDED BY COUNCILMAN CAMPBELL that the George E. Smith Post No. 7142, Veterans of Foreign Wars, be granted a per-

mit to sell fireworks in the City of San Clemente from June 28 to July 4, 1952 subject to the requirements of the Fire and Police Departments.

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

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

The motion was declared carried.

TAX SALE LOT

Letter from G. Carson Rasmussen stating he has a client who is anxious to purchase Lot 23, Block 4, Tract 794 which is now held by the City as a tax Lot. Mr. Hempel stated that the lot in question is the same one which the San Clemente Girl Scouts had requested for a building site, and that he understood title to the lot had not been cleared. Mayor Read referred this matter to the City Attorney for investigation and report at the next Council meeting.

CATHODIC PROTECTION FOR OUTFALL SEWER

Letter from the Currie Engineering Company recommending that cathodic protection be provided for the new outfall sewer line and offering to draw specifications. The Mayor referred this matter to a committee composed of Councilman Blakelock, City Engineer Ayer and Superintendent of Public Works Parker for study and report at the next Council meeting.

(SEE UNDER)

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

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

The motion was declared carried.

Mr. Hempel recommended that a letter be sent to the petitioner advising that it had been the policy of the Council in previous years to allow a maximum of two dispensers of fireworks in the City and that if no other local permit is received, the matter might be restudied.

TRAFFIC SIGNAL AT PALISADA

Letter from Mr. M. E. Cessna of the Division of Highways stating that a signal installation at Palisada Avenue was deemed reasonable, and recommending installation of same - half of the cost of \$6,000.00 to be paid by the City of San Clemente. The Mayor stated that he would acknowledge Mr. Cessna's letter.

RENTAL OF MEN'S REST ROOM

Letter from Mr. R. L. Callis notifying the Council that he will accept the offer to rent the Men's Rest Room on the Pier for storage purposes on a month to month tenancy, was read and ordered filed.

16-20 CLUB REQUEST TO USE FORMER JUDGES CHAMBER FOR MEETING PLACE

Letter from Mr. Kenneth D. Deerson of the 16-20 Boy's Club seeking permission to use the former judge's chambers at the City Hall for a meeting place and club room, was read. The Mayor invited those present to speak on behalf of the request.

The president of the 16-20 Boys' Club addressed

the Council stating that the Club had been organized and bylaws subscribed to, and he assured the Council that if granted the request, the room would be properly maintained by the Organization. After the President spoke, Mayor Read stated that the use of the room would have to be sponsored by a responsible adult group. Mr. Leo Smith stated that he would be happy to sponsor the group and be responsible for the proper use of the room.

Robert Crego, Juvenile Officer of the San Clemente Police Department, addressed the Council stating that the group was being sponsored by Mr. Schlotterbeck, Mr. Deerson and Judge Vanderzeal and that these gentlemen would be responsible for paying the consideration asked by the Council for the use of the room.

IT WAS MOVED BY COUNCILMAN HEMPEL, SECONDED BY COUNCILMAN BLAKELOCK that a lease be entered into on a month to month basis at 50¢ per month, between Leo Smith, Kenneth Deerson and Robert Crego as a Committee who are leasing the room formerly used as the City Court from the City of San Clemente for the use of the 16-20 Boys' Club, and that the lease be subject to cancellation upon ten days' notice; that the lease be entirely subject to the City's privilege to seek to rent the room on a normal rental basis upon securing a rental, said lease to be effective March 21, 1952.

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

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

The motion was carried.

City Attorney B. Z. McKinney stated that he would contribute the first two months' rent to the Organization.

UTILITY COMPANIES  
USE OF CITY  
STREETS

Letter from the Secretary of the Planning Commission, W. J. Chapman, regarding the study undertaken by the Commission in connection with the use of City Streets by utility companies, was read and referred to Ordinances (see Ordinance No. 205). J

Letter from Laura L. Smith, Corresponding Secretary of the Thursday Morning Garden Club thanking the Council for contributing the cost of the Holly Oak trees planted by the Club, was read and ordered filed.

FLOWER SHOW  
DIRECTION POSTERS

Letter from Charlotte Platt, Chairman of the Thursday Morning Garden Club, requesting permission to put "direction posters" at the corner of Del Mar Avenue and other locations indicating the way to the Club House during the Flower Show, was read.

ON MOTION OF COUNCILMAN BLAKELOCK, SECONDED BY COUNCILMAN CAMPBELL AND UNANIMOUSLY CARRIED, the request of the Thursday Morning Garden Club to place directional posters at various locations in the City, was granted.

ORAL COMMUNI-  
CATIONS

CONDITIONAL PER-  
MIT LOTS 27 &  
28, BLOCK 15,  
TRACT 793

Mr. John C. Douglas addressed the Council with regard to a conditional permit which would allow erection of a combination guest house and

garage on a separate lot from the main building (lots 27 and 28, Block 15, Tract 793). The City Attorney pointed out that this was a matter for the Planning Commission and advised Mr. Douglas to petition the Planning Commission at their next regular meeting for a conditional permit.

REPORTS OF  
SPECIAL COM-  
MITTEES AND  
OFFICIALS

REPORT ON TAX  
PAYERS' ASSOC-  
IATION REC-  
COMMENDATIONS

Mayor Read gave a very complete report on the recommendations made by the San Clemente Taxpayers' Association. He stated that in general the report was complimentary to the City's method of operation and that of the recommendations made, the only one which he would recommend adopting immediately was that concerning the Golf Course ground fees.

INCREASED  
RATES FOR  
GOLF COURSE

After discussion of the matter IT WAS MOVED BY COUNCILMAN CAMPBELL SECONDED BY COUNCILMAN BLAKELOCK that the following rates became effective April 1, 1952 at the San Clemente Golf Course:

|                                 | <u>Green Ground Fees</u> |
|---------------------------------|--------------------------|
| Saturdays, Sundays and Holidays | \$ 1.50                  |
| Week days                       | 1.00                     |
| Single monthly tickets          | 7.50                     |
| Family monthly tickets          | 10.00                    |

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

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

The motion was declared carried.

REGARDING  
CONTRACT WITH  
BILL MAST:  
GOLF COURSE

Councilman Campbell recommended that a contract of employment be entered into with the "pro" Mr. Bill Mast. The Mayor stated he had discussed this matter with Mr. Mast recently and that he had agreed to present to the City Council his views on the matter.

LOADING ZONE  
IN FRONT OF  
PIER MARKET

Report by General Blakelock regarding study made of Roy Arnold's request to establish a commercial loading zone in front of the Pier market on Victoria Avenue. Mr. Blakelock recommended that a loading zone be created near the intersection of Monterey and Coronado Lane which would require the removal of one parking meter. He further reported that Mr. Arnold had requested permission to place 6 x 6 timbers as a curb on the rear of his property facing Coronado Lane to serve as a curb, paint such curb red, and create a no-parking area. Chief of Police A. Daneri stated that Coronado Lane was too narrow to allow parking on both sides of the street and recommended that such a no-parking zone be established. The matter was referred to Resolutions (see Resolution No. 553).

PARKING LOT  
AGREEMENT BET-  
WEEN CITY &  
A. L. SWANHOLM

The Mayor reported that the lease agreement between the City of San Clemente and A. L. Swanholm for the purchase of the parking lot had been criticized as being in favor of the lessor, and asked Mr. McKinney if he would agree to make a comment.

Mr. McKinney stated that the City had purchased Block 4 through a lease agreement, this method having been the only way the City could acquire the property since funds were not available for direct purchase. Mr. McKinney further stated that in this lease agreement, the City had an irrevokable right to renew the lease yearly and an irrevokable option at the end of the term

to acquire the property without further payments.

Mr. McKinney pointed out that the City could renew the option each year. However, if the City chose not to renew the option, the owner would have no right of action against the City. Mr. McKinney continued that the lease provided for the City to be obligated only for one year at a time and that the City Council did not have the right to obligate the City for more than the current income of the municipality for one taxable year. He further stated in his opinion the City was adequately protected by the leases.

YOUTH RECREATION  
PROGRAM

Report by Councilman Blakelock and Hempel on the Youth Recreation Program was read wherein the Committee reported that in a conference with the School authorities, a share-the-cost program had been discussed, the School District to provide facilities and equipment and the use of the school bus for transporting the youngsters to and from the school, and the City to pay the cost of a supervisor which, it was estimated, would be \$100 per month during the school season and approximately \$250.00 per month during the summer season. Councilman Blakelock stated that Mr. Varner, School Superintendent, was unable to give a definite statement as to the School Board authorizing the use of the school bus, and suggested that the City Council tentatively approve the project. There was some discussion as to the possibility of having the State Recreation Department assist the City and School in the recreational program. The City Attorney stated that this would not be possible as the State did not enter into community recreational projects beyond an advisory capacity.

IT WAS MOVED BY COUNCILMAN HEMPEL, SECONDED BY COUNCILMAN BLAKELOCK AND UNANIMOUSLY CARRIED that the City Clerk write a letter to the School Board, attach thereto a copy of the Committee's recommendations to the City Council and state in the letter that the report had been discussed at the Council meeting, and that although no action was taken and it would be contingent upon budget meetings to follow in the immediate future, it is possible the City may favor a course of action such as is outlined in the Committee's report, and that perhaps the School District would like to approach the matter and give us an idea of how they feel about it.

PLACING LOT 40  
BLOCK 15, TRACT  
779, ON THE  
MARKET

The City Clerk reported that a request had been made to place Lot 40, Block 15, Tract 779 on the market. The Mayor referred the matter to the City Attorney for investigation and report at the next regular meeting.

FLOOD CONTROL

The Clerk reported that he had received excerpts from a Resolution adopted by the County of Orange relative to Flood Control. Mayor Read reported that Supervisor Heinz Kaiser and the County Flood Control Engineer had inspected the serious flood hazard in the vicinity of the Reeves Rubber Plant, and assured him that a complete study would be made.

UNFINISHED  
BUSINESS

BIDS

The following bids held over from the last meeting of the City Council for further or higher bids, acceptance or rejection were considered:

LOT 5, BLOCK  
15, TRACT 851,  
R. D. JACKSON

The Mayor called for higher or further bids and there being none, it WAS MOVED BY COUNCILMAN FORTUNE AND SECONDED BY COUNCILMAN HEMPEL that the bid of R. D. Jackson offering \$1,510 for Lot 5, Block 15, Tract 851, be accepted.

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

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

The motion was declared carried.

*newly 20' of*

LOT 68, & LOT  
69, Tract 789  
CHAMBER OF COM-  
MERCE BUILDING;  
OFFER BY MR.  
PIAS

*newly 20' of*  
The Mayor called for further or higher bids on Lots 68, and 69 of Tract 789. Mr. Steve Michalic addressed the Council and stated that there were some 47 City-owned lots and wondered why the City was selling this particular piece of property as it was valuable and would undoubtedly increase in value with time. Mr. Michalic further stated that the other brokers of the community had not been given ample time to secure clients, and that the notice had been published in the paper only once. Mr. Bailey stated that the notice had received two publications. Mr. Victor Wagner stated that the building should have been sold with the lot and inquired as to who would pay the cost of removing the building to another site.

The Mayor pointed out that the building was not the property of the City of San Clemente and that he could not see where the City would be responsible for the cost of changing the location of the structure. Councilman Blakelock stated that the majority of the opposition from the Chamber of Commerce would be satisfied if the building could be left in its present location.

Mr. Charles Pias stated that the building would be moved to the North portion of the lot at his expense, and for the time being it could remain on his premises.

The Mayor again called for further or higher bids and there being none, IT WAS MOVED BY COUNCILMAN FORTUNE, SECONDED BY COUNCILMAN BLAKELOCK that the bid of Walter Chapman, acting for and on behalf of Charles Pias, a married man, offering \$12,105 for *newly 20'* of Lots 68, and 69 of Tract 789, be accepted.

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

- AYES: Councilmen - Read, Blakelock and Fortune
- NOT VOTING: Councilmen - Campbell and Hempel
- ABSENT: Councilmen - None

The motion was declared carried.

Councilman Hempel stated that "because of the fact that Mr. Chapman, the representing broker, and I are associated together (although we are not partners in our enterprise we have office space in the same building) and even though I have no interest in this particular transaction, I think it is just as well that I not vote".

The Mayor called for further or higher bids on Lot 63, Block 1, Tract 785 and there being none UPON MOTION OF COUNCILMAN CAMPBELL, SECONDED BY COUNCILMAN HEMPEL the bid of L. W. Randall, acting for and on behalf of Walter H. Chenoweth and Vada May Chenoweth, husband and wife as joint tenants, offering \$3,050 for Lot 63, Block 1, Tract 785, be accepted.

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

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

The Motion was declared carried.

PAYING OF THE  
BILLS

IT WAS MOVED BY COUNCILMAN HEMPEL AND SECONDED BY COUNCILMAN FORTUNE that the audited bills as read be paid, and that the payroll covering period of March 1st to March 15th, 1952 be ratified.

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

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

The motion was declared carried.

|                           |             |
|---------------------------|-------------|
| Payroll March 1st through |             |
| March 15th, 1952.....     | \$ 5,988.77 |
| Total Warrants paid       |             |
| March 15th, 1952.....     | 16,324.12   |

RESOLUTIONS

RESOLUTION  
NO. 552

Upon motion of Councilman Blakelock, seconded by Councilman Fortune RESOLUTION NO. 552 BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA GRANTING A CONDITIONAL PERMIT ON LOTS 32 AND 33, BLOCK 2, TRACT 795, was regularly introduced, passed and adopted by the following stated vote, to wit:

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

RESOLUTION NO. 553

Upon motion of Councilman Blakelock, seconded by Councilman Campbell RESOLUTION NO. 553 BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA DESIGNATING A LOADING ZONE AND NO-PARKING ZONE ON VICTORIA AVENUE AND CORONADO LANE, was regularly introduced, passed and adopted by the following stated vote, to wit:

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

ORDINANCES

ORDINANCE NO. 205

It was moved by Councilman Hempel and seconded by Councilman Blakelock THAT ORDINANCE NO 205 BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE CALIFORNIA REGULATING EXCAVATION AND PLACEMENT OF POLES AND WIRES BY PUBLIC UTILITY COMPANIES AND SECURING A CERTIFICATE THEREFOR FROM THE SUPERINTENDENT OF PUBLIC WORKS, be regularly introduced and read by title only.

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

AYES: Councilmen - Read, Blakelock, Campbell, Fortune and Hempel

NOES: Councilmen - None

ABSENT: Councilmen - None

Mr. B. Z. McKinney, City Attorney, then read Ordinance No. 205 by title only. This constitutes the first reading.

ORDINANCE NO.  
206

It was moved by Councilman Blakelock and seconded by Councilman Hempel THAT ORDINANCE NO. 206 BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE, CALIFORNIA AMENDING SECTION 54 OF ORDINANCE NO. 21 OF SAID CITY AND REPEALING ORDINANCE NO. 194 OF SAID CITY, be regularly introduced and read by title only.

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

AYES: Councilman - Read, Blakelock, Campbell Fortune and Hempel

NOES: Councilman - None

ABSENT: Councilman - None

Mr. B. Z. McKinney, City Attorney, then read Ordinance No. 206 by title only. This constitutes the first reading.

REPORTS OF  
COUNCILMEN

HAZARDOUS STREET  
CONDITIONS-  
DRIVEWAYS, CURBS  
MR. MC KINNEY'S  
REPORT

Mr. McKinney reported that Councilman Blakelock had requested his opinion in adopting regulations which would eliminate hazardous street conditions caused by bridging of curbs for driveway approaches. Mr. McKinney stated that a resolution recently adopted requiring that specifications be followed had been adopted pursuant to Ordinance No. 46, and it was later determined that this Ordinance made no reference to curb breakage except for sub-divisions. Councilman Blakelock reported that many driveways were bridged over the curb and into the street creating traffic hazards, preventing proper drainage of the City streets and thereby damaging surfaces.

Mr. McKinney pointed out that it would be possible to advise the owners of property that a hazardous condition did exist and that if the condition was not corrected the City would have the right of action against them. Mr. Parker, Superintendent of Public Works, was directed to survey the City and determine how many improperly constructed driveways were hazardous.

IT WAS MOVED BY COUNCILMAN BLAKELOCK, SECOND-ED BY COUNCILMAN FORTUNE AND UNANIMOUSLY CARRIED, that letters drafted by the City Attorney be sent to property owners who have bridged the curb creating a traffic hazard, requesting that they remove such traffic hazard.

The City Attorney was directed to prepare an ordinance covering curb breakage and requiring that Specification A-10 be followed.

ADDITION TO  
STAN HERRINGS  
CAFE AUTHORI-  
ZED

Councilman Hempel reported that Mayor Read and he, had investigated the request of Stan Herring to construct an addition to the Pier Cafe, and that after considerable study of the problem, recommended that Mr. Herring be authorized to proceed with his project.



REST ROOM  
CONVERSION

With regard to the conversion of the rest room into a shower and change room the Committee agreed to allow Mr. Herring to proceed provided all health department rules and regulations are followed.

16-20 BOYS' CLUB  
REQUEST TO USE  
CLUB HOUSE GRANTED

Councilman Fortune, as a member of the Committee appointed to study the request for the Club House by the 16-20-Boys' Club, reported that the Club had secured adult sponsors and recommended that the request be granted.

UPON MOTION OF COUNCILMAN BLAKELOCK, SECONDED BY COUNCILMAN CAMPBELL AND UNANIMOUSLY CARRIED, the request of the 16-20 Boys' Club to use the Club House was granted.

INSTALLATION OF  
MERCURY VAPOR  
LIGHTS

Councilman Blakelock reported that he had been in conference with engineers of the San Diego Gas and Electric Company with regard to the installation of 20 Mercury Vapor Lights in the south end of the City and that he had been assured of the lights being placed within 30 days. Mr. Blakelock reported that a meeting was scheduled for Friday, March 21, to determine the exact location of the lights.

REMOVAL OF IN-  
CANDESCENT LIGHTS  
AT STATE PARK

Councilman Campbell recommended that steps be taken to remove the four incandescent lights at the State Park entrance and replace them with two Mercury Vapor Lights.

SEWER STOPPAGE  
AT STATE PARK

Councilman Hempel reported that a serious stoppage of a main sewer line existed in the vicinity of the State Park, and attributed this stoppage to the heavy rain falls and infiltration of soil into the system.

STORM DRAIN  
BASINS


Councilman Blakelock reported that plans were progressing for storm drain gratings and catch basins, and that a welder was scheduled to fabricate the gratings on Saturday and Sunday.

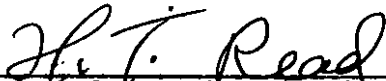
WATER WELL REPAIRS

Superintendent of Public Works Parker reported that the repairs had been completed on the water well and that although accurate check had not been made of the production, he estimated that the repairs would result in an increase of 200 gallons per month.

ADJOURNMENT

UPON MOTION OF COUNCILMAN CAMPBELL, SECONDED BY COUNCILMAN FORTUNE AND UNANIMOUSLY CARRIED, the meeting was adjourned.

  
\_\_\_\_\_  
City Clerk and Ex-officio Clerk  
of the City Council

  
\_\_\_\_\_  
Mayor and President of the  
City Council