

Council Chamber,  
Bank of America Building,  
San Clemente, California,  
September 16th, 1936..

The regular meeting of the City Council of the City of San Clemente was held in the Council Chamber, Room 210, Bank of America Building, San Clemente, California, Wednesday, September 16th, 1936, at 8.00 o'clock, p.m. - Mayor Dan Mulherron in the Chair.

The following was the state of the roll-call:  
PRESENT: COUNCILMEN: Fate, Coe and Mulherron,  
ABSENT : COUNCILMEN: Smith.

OPENING OF BIDS  
FOR TRACTOR,  
DISC & GRADER.

Moved by Councilman Fate, seconded by Councilman Coe, and carried, that the Order of Business be advanced to "UNFINISHED BUSINESS"

This being the time and place pursuant to Notice inviting Sealed Bids, or Proposals, dated September 4th, 1936, for the supplying to said City, One Pneumatic Tire Tractor, between 20 hp and 60 hp, equipped to burn road-way oil; One 22" Offset Disc between 6' and 9' width; also One Heavy Duty 8 x 10 feet Leaning Wheel Grader equipped with solid rubber tires - the Clerk reported that sealed bids had been received from the following firms:

1. Brown Bevis Company, Los Angeles,
2. Claens Tractor & Equipment Co,
3. C. J. Lewis, Vista,
4. May Bemis Company, Santa Ana,
5. Smith, Booth, Usher, Company,
6. Shepherd Tractor & Equipt: Co, Santa Ana.

The bids were opened by the Mayor and read.

Moved by Councilman Fate, seconded by Councilman Coe, and carried, that the bids be referred to the Superintendent of Public Works and City Engineer for tabulation and report back to the City Council at the adjourned regular meeting of said Council to be held Wednesday, September 23rd, 1936, at 8.00 o'clock, p.m.

The Clerk reported that Councilman Kinney had been absent from all regular meetings of the Council for longer than the period prescribed by law, viz: 60 days consecutively from and after the last regular city council meeting attended by said member, and his office automatically becomes vacant, (Section 854 Municipal Corporation Act).

#### RESOLUTIONS.

Upon Motion of Councilman Fate, seconded by Councilman Coe, RESOLUTION NO. 281, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE FILLING VACANCY IN THE CITY COUNCIL; having been regularly introduced, was passed and adopted by the following stated vote, to-wit:  
AYES : COUNCILMEN: Fate, Coe and Mulherron,  
NOES : COUNCILMEN: None,  
ABSENT: COUNCILMEN: Smith.

The Resolution having received the required number of votes was declared adopted.

GUY R. BARTLETT  
APPOINTED ON  
COUNCIL TO FILL  
UNEXPIRED  
PORTION OF TERM  
OF DAVID G.  
KINNEY.

SWEARING IN OF  
NEW COUNCILMAN  
GUY R. BARTLETT.

Mr. Guy R. Bartlett the newly appointed Councilman was then sworn in by the City Clerk and took his place at the Council table. Councilman Bartlett will hold office for the unexpired portion of the term of former Councilman David G. Kinney, i.e. until April 1938.

PRESENT:  
ABSENT:

The roll of the new Council was then called by the Clerk, and the following was the state of same:  
COUNCILMEN: Fate, Coe, Bartlett and Mulherron,  
COUNCILMEN: Smith.

Councilman Bartlett thanked the Mayor and Council for honoring him - He said he had not thought about the matter as the position had been thrust upon him suddenly but he would, no doubt, do a lot of thinking in the future.

Business was then resumed in its regular order commencing with "Written Communications."

WRITTEN  
COMMUNICATIONS.

Communication from Mr. John E. Roberts regarding damage done to his garden by neighbors chickens trespassing; was read and referred to the Commissioner of Police.

Communication from Mr. M. J. Isaac, Warrant Officer, U.S.A., Headquarters 7th Corps Area, Omaha, Nebraska, applying for position of running City's Golf Course on a salary and percentage basis; was read and ordered filed.

PAYING BILLS.

Moved by Councilman Fate, seconded by Councilman Bartlett, that the following bills, as audited, be paid, as, if and when funds are available.

AYES :  
NOES :  
ABSENT:

On roll-call the following was the stated vote:  
COUNCILMEN: Fate, Coe, Bartlett and Mulherron,  
COUNCILMEN: None,  
COUNCILMEN: Smith.

The Motion was declared carried.

Warrant  
Number.

1411	William Holmes	\$ 80.00
1412	Clyde M. Baxter	75.00
1413	Verne D. Bailey	55.00
1414	Bert Latham	50.00
1415	B. Z. McKinney	40.00
1416	Fred S. Warner	50.00
1417	Wendell B. Lovell	50.00
1418	Jay Carlos Decker	50.00
1419	Jas. B. Hopkins	50.00
1420	Jas. J. Hopkins	13.10
1421	Richard Parker	50.00
1422	Roland Peterson	67.50
1423	Chris Anderson	57.50
1424	Julius Becker	52.50
1245 1425	Frank Farnham	20.00
1426	Lester T. Abell	60.00
1427	Floyd Ray	75.60
1428	C. O. Eaton	37.50
1429	Robert Smith	52.50
1430	George Wilcox	48.00
1431	George Larson	37.50
1432	F. A. Neddermeyer	50.00
1433	Eunice Templin	5.00

Carried Forward.....\$ 1,126.70

PAYING BILLS  
continued -

Warrant Number.		Brought Forward	\$ 1,126.70
	1434	C. C. Chambers	28.00
	1435	H. Williams	21.00
	1436	E. Bewley	24.00
	1437	T. S. Koger	8.00
	1438	Evelyn W. Nelson	7.25
	1439	William A. Ayer	38.00
	1440	A. Simman	15.00
TOTAL WAGES FIRST HALF SEPTEMBER..			\$ 1,267.95
	1441	Petty Cash	12.55
1246	1442	V. B. Anderson Company	1.72
1247	1443	Bank of America	55.00
1248	1444	George Dunton	11.11
1249	1445	W. V. Gale, M.D.	3.00
1250	1446	Heinecke Lumber Yard	56.40
1251	1447	Heinecke Lumber Yard	11.38
1252	1448	Trafford Hutson	425.00
1253	1449	Orange Mortgage Corporation	23.44
1254	1450	Pacific Toro Company	23.80
1255	1451	O. R. Robertson	84.00
1256	1452	San Clemente Service Station	11.30
1257	1453	Santa Ana Body Repair Works	10.50
1258	1454	Press Telegram, Long Beach	60.00
1259	1455	San Clemente Drug Company	5.50
1260	1456	San Clemente Super Service Garage	5.50
1261	1457	Pacific Freight Lines	3.76
1262	1458	So. California Telephone Company	40.15
1263	1459	So. California Telephone Company	49.74
1264	1460	Standard Oil Company	211.91
	1461	Patty Cash	3.79
TOTAL ALL WARRANTS ISSUED SEPTEMBER 16th,...			\$ 2,373.71
			\$ 2,377.50

NEW BUSINESS.

Under this heading Councilman Coe gave a very detailed report of the Convention's Activities at Santa Monica on Sept. 9th, 10th, 11th and 12th, which was very well received. Councilman Fate stating this was the only report the Council has ever had from any of their delegates attending League of California Municipalities Conventions.

ORDINANCES.

Upon Motion of Councilman Fate, seconded by Councilman Bartlett, ORDINANCE NO. 90, BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE DETERMINING THE AMOUNTS OF MONEY NECESSARY TO BE RAISED BY TAXATION TO CARRY ON THE VARIOUS DEPARTMENTS OF THE CITY AND TO PAY PRINCIPAL AND INTEREST DUE ON OUTSTANDING BONDS OF SAID CITY AND LEVYING A TAX THEREFOR; CREATING A REVOLVING FUND WITH WHICH TO ADJUST CLAIMS MADE AGAINST SAID CITY BY REASON OF DEFAULT IN PAYMENT OF PRINCIPAL OR INTEREST DUE ON BONDS OF SAID CITY ISSUED BY VIRTUE OF THE IMPROVEMENT BOND ACT OF 1915; AND LEVYING A SPECIAL ASSESSMENT TAX UPON ALL OF THE LANDS (EXCLUSIVE OF IMPROVEMENTS) WITHIN SAN CLEMENTE LIGHTING MAINTENANCE DISTRICT NUMBER ONE; having been regularly introduced; was given its FINAL READING and passed and adopted by the following stated vote, to-wit:

AYES : COUNCILMEN: Fate, Coe, Bartlett and Mulherron,  
 NOES : COUNCILMEN: None,  
 ABSENT: COUNCILMEN: Smith.

The Ordinance having received the required number of votes was declared adopted.

1936-1937 TAX  
ORDINANCE.  
RATE \$ 1.17-

ORDINANCES.  
continued -

PERMIT TO BE  
OBTAINED FROM  
CLERK FOR  
BOATS USING  
MUNICIPAL  
PIER.

Upon Motion of Councilman Fate, seconded by Councilman Bartlett, ORDINANCE NO. 91, BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE PROVIDING THAT NO FISHING BOATS SHALL USE THE MUNICIPAL PIER OF SAID CITY WITHOUT FIRST OBTAINING A PERMIT THEREFOR FROM THE CITY CLERK, AND PROVIDING THAT SAID ORDINANCE SHALL NOT BE CONSTRUED AS PERMITTING THE USE OF SAID PIER FOR COMMERCIAL FISHING OR OTHERWISE IN CONFLICT WITH THE RESTRICTIONS AND RESERVATIONS CONTAINED IN THE DEED CONVEYING THE PIER AND PIER PROPERTY TO SAID CITY: HAVING been regularly introduced, was given its FINAL READING and passed and adopted by the following stated vote, to-wit:  
AYES : COUNCILMEN: Fate, Coe, Bartlett and Mulherron,  
NOES : COUNCILMEN: None,  
ABSENT: COUNCILMEN: Smith.

The Ordinance having received the required number of votes was declared adopted.

PROPOSED  
ORDINANCE  
MODIFYING  
PRESENT  
BUILDING  
RESTRICTIONS.

Upon Motion of Councilman Fate, seconded by Councilman Bartlett, ORDINANCE NO. 92, BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE AMENDING ORDINANCES NUMBERS 10, 64 AND 85, TO PROVIDE THAT CERTAIN SUBDIVIDED TRACTS AND PORTIONS OF TRACTS IN SAID CITY OF SAN CLEMENTE SHALL BE EXEMPTED FROM THE RESTRICTIONS CONTAINED IN SAID ORDINANCE NUMBERS 10, 64 AND 85, RELATING TO THE NECESSITY OF BUILDING RESIDENCES AND OTHER BUILDINGS AND STRUCTURES WITH ROOFS OF HAND-MADE RED TILE, AND WALLS OF WHITE STUCCO CONSTRUCTION; was introduced by Title. The City Attorney then read the Title to Ordinance No. 92.

On roll-call the following was the stated vote, to-wit:  
AYES : COUNCILMEN: Fate, Coe, Bartlett and Mulherron,  
NOES : COUNCILMEN: None,  
ABSENT: COUNCILMEN: Smith.

The Motion was declared carried.

Moved by Councilman Fate, seconded by Councilman Bartlett, that further reading of the Ordinance be waived.

On roll-call the following was the stated vote, to-wit:  
AYES : COUNCILMEN: Fate, Coe, Bartlett and Mulherron,  
NOES : COUNCILMEN: None,  
ABSENT: COUNCILMEN: Smith.

The Motion was declared carried.

ADJOURNMENT.

Moved by Councilman Fate, seconded by Councilman Bartlett, and carried, that the meeting adjourn to WEDNESDAY, September 23rd, 1936, at 8.00 o'clock, p.m.

*William Holmes*

City Clerk and ex-officio  
Clerk of the City Council.

APPROVED: OCTOBER 7th, 1936.

*William Mulherron*  
Mayor and President of the  
City Council.