

Council Chamber, Bank of America Building,
San Clemente, California,
August 7th, 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, Friday, August 7th, 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, Smith and Mulherron,
ABSENT : COUNCILMEN: Kinney.

The Minutes of the last regular meeting held Friday, July 17th, 1936, and of the adjourned regular meeting held Thursday, July 30th, 1936, were read and approved as read.

Moved by Councilman Fate, seconded by Councilman Coe, and carried, that the regular Order of Business be moved ahead to "RESOLUTIONS".

RESOLUTIONS:

This being the time and place stated for hearing protests, or objections, pursuant to Resolution of Intention No. 277, adopted and approved July 17th, 1936, Being " A Resolution of the City Council of the City of San Clemente Declaring its Intention to Establish a Lighting Maintenance District to be known as "San Clemente Lighting Maintenance District No. 1", pursuant to an Act of the Legislature of the State of California, approved May 16th, 1927, and amendments thereto, and there being no protests or objections on file or otherwise to said improvements, on Motion of Councilman Fate, seconded by Councilman Coe, RESOLUTION NO. 278, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE FINALLY DETERMINING THE BOUNDARIES OF A LIGHTING MAINTENANCE DISTRICT TO BE KNOWN AS "SAN CLEMENTE LIGHTING MAINTENANCE DISTRICT NO. 1", AND FINALLY ESTABLISHING SAID DISTRICT, ORDERING THE MAINTENANCE AND OPERATION THEREOF AS FINALLY DETERMINED, AND FIXING THE EXPENSES TO BE PAID BY SAID DISTRICT, PURSUANT TO AN ACT OF THE LEGISLATURE OF THE STATE OF CALIFORNIA, APPROVED MAY 16th, 1927, AND AMENDMENTS THERETO; was regularly introduced passed and adopted by the following stated vote, to-wit:
AYES : COUNCILMEN: Fate, Coe, Smith and Mulherron,
NOES : COUNCILMEN: None,
ABSENT: COUNCILMEN: Kinney.

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

The Order of Business then reverted back to
" Written Communications. "

WRITTEN
COMMUNICATIONS.

Communication from Mr. Henry C. Hazzard, Attorney at Law, 654 Fifth Street, San Diego, California, complimenting the City on the present condition of the Golf Course and how well pleased they were with it under its new management; was read and ordered filed. The contents of this letter were very favorably received by the large lobby present.

STATEMENT OF
RECEIPTS AND
DISBURSEMENTS BY
FUNDS AS AND AT
END OF FISCAL
YEAR 1935-1936
INCLUDING OPEN-
ING AND CLOSING
FUND BALANCES IN
TREASURY.

As required by Law the Clerk presented to the Council a Summary Statement of Receipts and Disbursements by Departments and Funds as and at end of fiscal year ending June 30th, 1936, said statement including opening and closing fund balances in the Treasury - This Statement has been duly posted according to law

Report of the City Treasurer for month of July, was read and ordered filed.

REPORTS OF
COMMISSIONERS AND
OFFICIALS.

Report of the Activities of the various City Departments, submitted by Clyde Baxter, Superintendent of Public Works; was read and ordered filed.

Report of the Activities of the Water Department for month of July, submitted by Roland Peterson; was read and ordered filed.

Report of the Activities of the Social Club for July, submitted by F. A. Neddermeyer; was read and ordered filed.

Report of the Activities of the Fire Department and Jailer, also Report of amount of Gasoline received and distributed to City Trucks for month of July, 1936; submitted by Jas. B. Hopkins; was read and ordered filed.

Report of the Activities of the Golf Course for month of July, submitted by C. O. Eaton; was read and ordered filed.

Report of the Activities of the Police Department for month of July, submitted by Wendell B. Lovell, Chief of Police; was read and ordered filed.

Report of the Public Health Activities in the City of San Clemente during months of April, May and June, submitted by Dr. K. H. Sutherland, Orange County Health Officer; was read and ordered filed.

COMMITTEE OF THE
WHOLE COUNCIL'S
REPORT.

The Report of the Committee of the Whole Council, Councilman Henry A. Fate, Chairman, was read and on Motion of Councilman Fate, seconded by Councilman Coe, was accepted and adopted as the action of the Council.

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

AYES : COUNCILMEN: Fate, Coe, Smith and Mulherron,

NOES : COUNCILMEN: None,

ABSENT: COUNCILMEN: Kinney.

The Motion was declared carried.

Copy of said report is attached to these Minutes and made a part hereof.

PAYING BILLS.

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

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

AYES : Fate, Coe, Smith and Mulherron,

NOES : None,

ABSENT: Kinney.

The Motion was declared carried.

Warrant
Number:

	1285	William Holmes	80.00
	1286	Clyde Baxter	75.00
	1287	Verne D. Bailey	55.00
	1288	B. H. Latham	50.00
	1289	B. Z. McKinney	40.00
	1290	Fred S. Warner	50.00
	1291	Wendell B. Lovell	50.00
	1292	Jay Carlos Decker	50.00
	1293	Jas. B. Hopkins	50.00
	1294	Doris Hopkins	1.50
	1295	C. C. Chambers	8.00
	1296	Roland Peterson	67.50
	1297	Chris Anderson	57.50
	1298	Julius Becker	52.50
	1299	George Wilcox	56.00
1204-a.	1300	L. M. Strang	60.00
	1301	George Larson	37.50
	1302	Harry Williams	1.50
	1303	Mike Zavarro	1.50
	1304	Lester T. Abell	60.00
	1305	Floyd Ray	81.60
	1306	C. O. Eaton	93.45
	1307	Robert Smith	52.50
	1308	F. A. Neddermeyer	50.00
	1309	Eunice Templin	5.00
	1310	A. Simmen	15.00
	1311	William A. Ayer	64.91

Registered TOTAL WAGES last half July, 1936..... \$1,265.96

Warrants.

1205	1312	V. B. Anderson Company	1.00
1206	1313	Bowles Electric Company	8.96
1207	1314	Coastline Dispatch	7.25
1208	1315	Cope Electric Company	64.17
1209	1316	Crenshaw & Company	135.00
1210	1317	Heinecke Lumber Yard	50.83
1211	1318	Heinecke Lumber Yard	65.23
1212	1319	O. J. Madison	4.54
1213	1320	Pacific Toro Company	2.76
1214	1321	Petty Cash Expenditures	18.13
1215	1322	Postmaster, San Clemente	60.00
1216	1323	Santa Ana Tent and Awning Company	27.30
1217	1324	San Clemente Service Station	18.44
1218	1325	San Clemente Super Service Garage	27.25
1219	1326	San Diego Electric Company	5.42
1220	1327	San Diego Electric Company	673.44
1221	1328	San Diego Electric Company	692.21
1222	1329	San Diego Electric Company	18.42
1223	1330	San Diego Electric Company	15.08
1224	1331	Southern Calif Telephone Co (Cancelled)	-
1225	1332	Southern Counties Gas Company	9.71
1226	1333	Standard Oil Company	171.49
1227	1334	Strang Brothers	25.00
1228	1335	Brown Motor Company	868.37
1229	1335	Valencia Truck Co	10.00
TOTAL WARRANTS DRAWN ON ACTIVE PUBLIC FUNDS.....			\$ 4,245.46
	1337	William A. Ayer	27.75
	1338	Coastline Dispatch	19.50
	1339	San Diego Electric Company	550.91
	1340	San Diego Electric Company	552.81
	1341	San Diego Electric Company	1.80
TOTAL WARRANTS ON LIGHTING MAINTENANCE FUND....			\$ 1,152.77
TOTAL ALL WARRANTS ISSUED AUGUST 7th, 1936.....			\$ 5,398.73

RESOLUTIONS.

Upon Motion of Councilman Fate, seconded by Councilman Coe, RESOLUTION NO. 279, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE APPROVING AND ADOPTING THE BUDGET OF RECEIPTS AND EXPENDITURES FOR SAID CITY FOR FISCAL YEAR 1936-1937, having been regularly introduced, was passed and adopted by the following stated vote, to-wit:

AYES : COUNCILMEN: Fate, Coe and Mulherron,
 NOES : COUNCILMEN: Smith,
 ABSENT: COUNCILMEN: Kinney.

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

ORDINANCES.

WEED
ORDINANCE.

Upon Motion of Councilman Fate, seconded by Councilman Coe, ORDINANCE NO. 89, BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE REQUIRING AND PROVIDING FOR THE REMOVAL OF GRASS, WEEDS OR OTHER OBSTRUCTIONS FROM SIDEWALKS, PARKINGS AND STREETS, AND REQUIRING OR PROVIDING FOR THE REMOVAL FROM PROPERTY, LANDS OR LOTS OF ALL WEEDS, RUBBISH OR OTHER MATERIAL WHICH MAY ENDANGER OR INJURE NEIGHBORING PROPERTY OR THE HEALTH OR WELFARE OF RESIDENTS OF THE VICINITY, AND TO MAKE THE COST THEREON A LIEN AND CHARGE UPON THE ABUTTING PROPERTY AND UPON PROPERTY, LANDS OR LOTS, AND MAKING PROVISION FOR THE ENFORCEMENT OF SUCH LIEN BY THE SALE OF SUCH PROPERTY, LANDS OR LOTS, OR OTHERWISE, having been regularly introduced was given its FINAL READING and passed and adopted by the following stated vote, to-wit:

OBJECTION BY
MR. DAVID I.
STODDARD.

Before the vote was taken, Mr. David I. Stoddard, addressing the Mayor and Council, stated that on behalf of certain taxpayers which he represented he wished to register an objection to the passage of this Ordinance.

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

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

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

At this Mayor Mulherron said if anyone wanted to again discuss the "Building Restriction" question he would be pleased to hear from them.

Mr. David I. Stoddard of the Capital Company, presented a plan or drawing of the proposed type of houses they proposed building here in San Clemente and if anyone present were interested in discussing the proposition further this would be a proper time and he would be glad to answer any questions regarding same.

Mrs. James H. Bennett said she would like to object very strongly upon having building restrictions removed from property here.

Mr. E. L. Holloway said he wished the restrictions were removed. He would just like to see one of those houses built next to him - it would be all right if it cost \$2,000.00 or more. (Mr. Stoddard said the cost would be \$3,000.00.) It would make a much better neighbor than a ground squirrel. It would bring people here, would pay taxes, buy groceries and send more children to school, and would do many things to help the city. As long as we had only one type of house we will never get anywhere, because people are not built that way.

Mrs. R. H. Thompson stated she had invested her all in San Clemente and she hated to see cheap houses coming in here.

Mrs. Anna T. Grandjean also objected strongly and said it would hurt the City to remove the restrictions. She would neither buy nor build a frame house - she had lived in them and they leaked all over. Ole Hanson built this village for retired people to come here and live, or those who had enough to live on but not for making a living. She bought her property for that reason - she did not like living in a big city. A relative of hers in Cincinnati, who had traveled all over spent a few days here recently, had gone back to Cincinnati with the intention of selling her property there and coming out here to San Clemente to build a home. Keep the restrictions and you will get a better class of people - the City did not want cheap people here - she bought her lot to build a home on and expected to live here as long as she lived.

Mr. W. H. Moulton said he came and bought in San Clemente entirely owing to its having good building restrictions. He saw a pretty place in Laguna he liked, but due to the lack of building restrictions he was afraid to build there and came down here. It appears now that we are to become like South Laguna. Laguna is making every effort to free themselves of those shacks. Nature will assert itself some day there and remove all the shacks by fire. The type of construction in San Clemente is fire resisting and will stand an awful lot of abuse - frame buildings have to be painted at least every two years. He was in favor of doing everything we could for the advancement of San Clemente and recommended that the present building restrictions be retained and now that we have the benefits of the Federal Housing let us give it a chance. The Capital Company are endeavoring to lessen their sales resistance by offering lots at \$250.00 a piece and build what you want. Practically all the people they talk to are those stopped on the boulevard attracted by the \$250.00 signs - high class investors do not purchase property from highway signs. The reason that other cities show such an attractive increase in building is due mostly to the facilities of the Federal Housing. At the present time there are eleven houses being built at Emerald Bay under Federal Housing, the lowest \$4,500.00 with \$14,000 top. The uniqueness of San Clemente will attract very desirable people and in the long run we will get a more desirable citizenship and better class of buildings by retaining our present building restrictions.

Mr. Abel said he was a newcomer to San Clemente. He bought his property here because of the restrictions. He lived in the City of Chicago all his life till he came here and was a member of the Police Department there for thirty years. If you are going to take building restrictions off you are going to have the scum here.

Mr. Geoffrey Hamilton said he did not intend to say anything this evening, but he would just like to ask a question - "If someone will please make suggestive criticism and tell us how we are going to grow here?"

Mr. Abel replied we could not grow by taking off building restrictions in the entire City. If you wanted to take them off in the outlying districts, but do not take them where people live.

Mr. Stoddard explained the original request only called for two districts at the far end of the town - one near the Golf Course and the other by the Beach Club. If the citizens were interested in developing this country they would try and work on any other plan that may be suggested.

Miss Olive Sherrard said she regretted very much to see any change in our little city. Everyone who passed up and down our highway was impressed with the white stucco walls and red tiled roofs and are anxious that some day they might live in San Clemente; it was a very clean and homey place. She would regret very much to see our city mixed with another architecture - she thought it would detract and would be a wrong sort of a border on a silk dress.

Mr. Sherrard said he also was against removing the restrictions - it was good enough when they came here and it is as good now, why not stand by it.

Mrs. Henriette Stowell said American people did not like to be told what they could and what they could not build. Se had lived in San Clemente several years and felt she could speak for the whole town, in that they all came here because they appreciated the building restrictions we had and she hoped the city would keep the restrictions as tight as possible in order to keep our village attractive.

Mr. Abel said he did not want the people here to think he was at sword's end - "I am for San Clemente and I want to be for it. I want to see this town grow but I do not want to see it grow like Laguna Beach - I do not want shacks here opposite my home" - but he was willing to abide by and stock to what the majority of the home owners wanted.

Further discussion took part in which Mr. E. L. Holloway, Mr. B. H. Latham, Mr. Leo Smith, Mr. Tom Halseth, and Mr. Jesse Heinecke took part.

ADJOURNMENT.

Moved by Councilman Smith, seconded by Councilman Coe, and carried, that the meeting adjourn.

William Holmes

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

APPROVED: AUGUST 19th, 1936

Don J. Miller
 Mayor and President of the City Council.

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COMMITTEE OF THE WHOLE COUNCIL REPORT.
AUGUST 7th, 1936.

The Honorable Mayor and City Council,
 City of San Clemente, California.

Gentlemen,

We, your Committee of the Whole Council, who have had under consideration the matters set forth below, respectfully make the following recommendations:

1. That the City Attorney be instructed to prepare a Resolution approving and adopting the Budget of Receipts and Expenditures for said City for the fiscal year 1936-1937 and submit same at tonight's meeting of the Council.
2. That the amount of \$48.00 charged against Mr. J. C. Henderson for water be written off and that the Water rate be reduced to \$6.00 per month, effective August 1st, 1936.
3. That the Clerk be authorized and instructed to write Mr. J. D. L'Esperance, lessee of the Beach Club, to appear before the Committee of the Whole Council at their next meeting Wednesday, August 19th, 1936, at 6:00 o'clock, p. m. to discuss the question of the operation of the Beach Club under the contract.

Respectfully submitted,
 COMMITTEE OF THE WHOLE COUNCIL,

(SGD) HENRY FATE,
 Chairman.