

I N D E XCouncil Meeting held March 3, 1964, 5:30 p.m.

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Edith Shaffer  
Minute Secretary

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Torrance, California  
March 3, 1964

MINUTES OF A REGULAR MEETING  
OF THE TORRANCE CITY COUNCIL

1. CALL TO ORDER:

A regular meeting of the Torrance City Council was held on Tuesday, March 3, 1964, at 5:30 p.m., in the Council Chamber of City Hall.

2. ROLL CALL:

Those responding to roll call by City Clerk Coil were:  
COUNCILMEN: Beasley, Benstead, Drale, Miller, Sciarrotta, Vico, and Mayor Isen. Also present were Acting City Manager Ferraro and City Attorney Remelmeyer.

3. FLAG SALUTE:

At the request of Mayor Isen, young Sgt. Bert Malsom, a student at Southern California Military Academy, led the salute to our Flag.

4. INVOCATION:

The Reverend Robert Coburn of First Baptist Church opened the meeting with an invocation.

5. APPROVAL OF MINUTES:

On motion of Councilman Sciarrotta, seconded by Councilman Vico, the minutes of the regular meetings held February 18, 1964 and February 25, 1964 respectively, were approved as written, there being no objection.

6. APPROVAL OF DEMANDS:

Councilman Drale moved all bills regularly audited be paid. His motion was seconded by Councilman Benstead and carried as follows:

AYES: COUNCILMEN: Beasley, Benstead, Drale, Miller,  
Sciarrotta, Vico, and Mayor Isen.  
NOES: COUNCILMEN: None.

7. MOTION TO WAIVE FURTHER READING:

Councilman Sciarrotta moved that after the clerk has given a number and read title to any resolution or ordinance on tonight's agenda, the further reading thereof be waived, reserving and guaranteeing to each councilman the right to demand the reading of any such resolution or ordinance in regular order. The motion was seconded by Councilman Benstead and carried by unanimous roll call vote.

HEARINGS:

8. CASE NO. 64-2 - Change of Zone - Torrance Knolls. Third and final hearing for a change of zone from R-3 to R-3 PD on property located westerly of Nadine Circle, south of Sepulveda. Recommended for approval by Planning Commission and Planning Department. <sup>1033</sup> #64-2

This being a public hearing, Mayor Isen inquired if anyone wished to be heard; there was no response.

Councilman Sciarrotta moved to close the hearing and his motion, seconded by Councilman Miller, carried by unanimous roll call vote.

Councilman Drale moved to concur in the recommendation of approval by the Planning Commission. His motion was seconded by Councilman Sciarrotta and there was no objection.

Councilman Sciarrotta again mentioned that the builder, or subdivider, as the case may be, should be mentioned in these transmittal letters and moved to include that as a requirement. Mayor Isen seconded the motion and there was unanimous roll call approval.

1031  
#64-3  
9. CASE NO. 64-3 - CONDITIONAL USE PERMIT - TORRANCE KNOLLS. Formal hearing on conditional use permit to construct a condominium development on property located westerly of Nadine Circle, south of Sepulveda. Recommended for approval by Planning Commission and Planning Department.

Mayor Isen asked if anyone wished to be heard, this being a public hearing; there was no response.

Councilman Beasley moved to close the hearing. His motion was seconded by Councilman Miller and carried by unanimous roll call vote.

Councilman Sciarrotta moved to concur in the recommendation of the Planning Commission for approval and his motion, seconded by Councilman Beasley, carried as follows:

AYES: COUNCILMEN: Beasley, Drale, Miller, Sciarrotta, Vico, and Mayor Isen.

NOES: COUNCILMEN: Benstead. (he stated he would not go along with this recommendation unless doors are placed on the garages).

Acting City Manager Ferraro asked for further discussion on Items 8 and 9 regarding procedures with respect to issuance of building permits. City Attorney Remelmeyer said this has been discussed with the Acting City Manager and Staff and some projected amendments to the laws will be brought to the Council at the next meeting.

Affidavit of publication on Items 8 and 9 was presented by City Clerk Coil and, there being no objection, ordered filed.

PLANNING MATTERS:

1121  
#29480  
10. TENTATIVE TRACT MAP NO. 29480, Subdivider, George and Jim Steinkamp. 32 lots located south of 166th Street and east of Van Ness Avenue. Recommended for approval with conditions by Planning Commission and Planning Department.

Councilman Drale moved to concur in the recommendation of approval with the stated conditions, and his motion was seconded by Councilman Vico.

Councilman Sciarrotta asked if there is any way to make these lots all standard and City Engineer Nollac explained why it is not practical to do so; the lots are larger than those in the adjacent area, but do not meet the code requirements entirely. He stated they do conform to the neighborhood and this is a better solution than to cause misalignment of streets to get full size lots.

Roll call vote was unanimously favorable to approval.

- 1121  
#29539 11. TENTATIVE TRACT MAP NO. 29539, Subdivider, Vince Grant. 6 lots located south of 236th Street, east of Arlington Avenue. Recommended for approval with conditions, by the Planning Commission and Planning Department.

Councilman Drale moved to concur in approval and his motion was seconded by Councilman Miller.

Mayor Isen commented on the improvement in conditions regarding flooding in the past few years under City Engineer Nollac's administration and Councilman Beasley spoke highly of the letter of transmittal by which this item was sent to Council, particularly of David Cleveland's efforts.

- 1036  
#64-3 12. WAIVER NO. 64-3, HUGO FRANK. Requesting rear yard waiver of 3½ feet to construct a single family dwelling on property located at 1823 Gramercy Avenue in Zone R-2. Recommended for approval with conditions by the Planning Commission and Planning Department.

Councilman Drale moved to concur in approval as recommended and his motion, seconded by Councilman Benstead, carried, there being no objection.

- 1036  
#64-4 13. WAIVER 64-4, Kenneth F. Poiry. Requesting a 3½ foot waiver of fence height to construct a 6 foot high block fence on property located at 5507 Calle Mayor in Zone R-1. Recommended for approval.

Councilman Beasley moved to concur in the recommendation of the Planning Commission to approve the waiver and his motion was seconded by Councilman Sciarrotta. There was no objection.

- 1033  
#63-94 14. PLANNING COMMISSION CASE NO. 63-94, Change of Zone, Y. Kawada. Planning Director submitting for approval at first reading Ordinance reclassifying certain property described in Planning Commission Case No. 63-94.

At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

ORDINANCE NO. 1466

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING APPENDIX I OF "THE CODE OF THE CITY OF TORRANCE, 1954" (ADOPTED BY ORDINANCE NO. 791), RECLASSIFYING THAT CERTAIN PROPERTY DESCRIBED IN PLANNING COMMISSION CASE NO. 63-94. (Y. Kawada).

Councilman Sciarrotta moved to approve Ordinance No. 1466 at its first reading. His motion was seconded by Councilman Benstead and carried by unanimous roll call vote.

- 1033  
#63-96 15. PLANNING COMMISSION CASE NO. 63-96, Change of Zone, Kenneth Battram. Planning Director submitting for approval at first reading Ordinance reclassifying certain property described in Planning Commission Case No. 63-96.

At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

ORDINANCE NO. 1467

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING APPENDIX I OF "THE CODE OF THE CITY OF TORRANCE, 1954" (ADOPTED BY ORDINANCE NO. 791), RECLASSIFYING THAT CERTAIN PROPERTY DESCRIBED IN PLANNING COMMISSION CASE NO. 63-96. (Kenneth Battram).

Councilman Miller moved to approve Ordinance No. 1467 at its first reading. His motion was seconded by Councilman Drale and carried by unanimous roll call vote.

*1004 Position Class.* 16. Letter from Planning Director regarding Planning Department personnel.

Following a clear outline of the history of the present situation from the Planning Director, concurred in by Acting City Manager Ferraro, the recommendation is that the City take immediate steps to create a position of Associate Planner to be assigned to the Planning Department, with a salary range of 59, and the position of Planning Draftsman be changed to Planning Aide; also that the Civil Service Commission be requested to immediately start proceedings to fill such positions.

Councilman Miller moved to concur in that recommendation and his motion, seconded by Councilman Sciarrotta, carried by unanimous roll call vote. This matter will be before the Council during its processing through regular channels.

## WRITTEN COMMUNICATIONS:

*1080* 17. Notice of meeting of Board of Directors of the Los Angeles County Division of League of California Cities.

The councilmen took note of this time of meeting.

18. Communication from United States Conference of Mayors regarding conference to be held in New York City, May 24 through 27, 1964.

The Council also took note of this time of meeting.

## COMMUNICATION FROM STREET DEPARTMENT:

*1041 PIPE* 19. BID NO. 64-15, Corrugated pipe and couplers. Recommendation of Street Department Supervisor, with approval of Acting City Manager, that unit price contract be awarded to United States Steel Corporation in the amount of \$1,755.94.

## COMMUNICATION FROM PARK DEPARTMENT:

*1041 Rand - Sprinkler Systems* 20. BID on sprinkling system material for Torrance Municipal Park. Recommendation of Park Superintendent, with approval of Acting City Manager, that the bid of Oranco Supply Company in the amount of \$13,818.29 be accepted.

Councilman Miller moved to award the contracts in items 19 and 20 as set forth in each and to reject all other bids. His motion was seconded by Councilman Vico and carried as follows:

AYES: COUNCILMEN: Beasley, Benstead, Drale, Miller, Sciarrotta, Vico, and Mayor Isen.  
NOES: COUNCILMEN: None.

## COMMUNICATIONS FROM ENGINEERING DEPARTMENT:

21. NOTICE OF COMPLETION OF IMPROVEMENT OF TORRANCE MUNICIPAL AIRPORT, Contractor Tomei Construction Co. 1009  
Gen

Recommendation of City Engineer, with approval of Acting City Manager, that Council accept the work.

Councilman Miller moved to concur in the recommendation to accept the work. His motion was seconded by Councilman Sciarrotta and carried by unanimous roll call vote.

22. NOTICE OF COMPLETION OF IMPROVEMENT OF OCEAN AVENUE, 238th STREET AND LOS CODONA AVENUE, Contractor: Hadd Contracting Co. Recommendation of City Engineer, with concurrence of Acting City Manager, that Council accept the work. 1135  
Ocean

Councilman Beasley moved to concur in the recommendation to accept the work and his motion, seconded by Councilman Vico, carried by unanimous roll call vote.

23. WEST COAST BARRIER PROJECT, UNIT 4. Submittal by City Engineer Nollac, with concurrence of Acting City Manager of proposed resolution. 1342

At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

RESOLUTION NO. 64-38

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE APPROVING WEST COAST BASIN BARRIER PROJECT UNIT 4 AND GRANTING PERMISSION TO THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT TO CONSTRUCT, OPERATE AND MAINTAIN SAID INSTALLATION WITHIN THE PUBLIC STREETS IN THE CITY OF TORRANCE.

Councilman Benstead moved to adopt Resolution No. 64-38 and his motion, seconded by Councilman Sciarrotta, carried by unanimous roll call vote.

24. MAINTENANCE AGREEMENT - SAN DIEGO FREEWAY. City Engineer, with concurrence of Acting City Manager submitting for adoption resolution authorizing the execution of that certain Freeway Maintenance Agreement between the City and the State of California. 1139

At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

RESOLUTION NO. 64-39

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE EXECUTION OF THAT CERTAIN FREEWAY MAINTENANCE AGREEMENT BETWEEN THE CITY AND THE STATE OF CALIFORNIA.

Councilman Benstead moved to adopt Resolution No. 64-39 and his motion, seconded by Councilman Sciarrotta, carried by unanimous roll call vote.

Mayor Isen requested City Attorney Remelmeyer to look over the contract when it comes in for signature by the Mayor to be sure that it is what is understood to be.

## 1295 25. DRAINAGE SITUATION - EL NIDO AREA.

Recommendation of City Engineer, with concurrence of Acting City Manager that Council refer report to Council Street Committee for study and consideration.

Councilman Sciarrotta moved to concur in the recommendation to refer the report to the Council Street Committee and his motion seconded by Councilman Beasley, carried, there being no objection.

## 1177 26. TRANSMITTAL OF EASEMENT DEEDS.

Councilman Benstead moved to accept the following listed four easement deeds:

1. Street easement deed dated February 20, 1964 for the widening of Sepulveda Boulevard over a portion of Lot 5, Block 303, Tract No. 1952, given by Murphy's U-Drive Truck Rental Service, Incorporated.
2. Street easement deed dated February 20, 1964 for the widening of Sepulveda Boulevard over a portion of Lot 5, Block 303, Tract No. 1952, given by Craig Nason.
3. Street easement deed dated February 15, 1964 for the widening of 228th Street over a portion of the 2279.35 acre tract allotted to Ana Josefa Dominguez de Guyer over a portion of Rancho San Pedro, given by Alexander M. Tepper.
4. Street easement deed dated August 4, 1958 for the widening of Madrona Avenue over a portion of Lot 1 Tract No. 10778, given by Chanslor-Western Oil and Development Company.

His motion was seconded by Councilman Beasley and carried by unanimous roll call vote.

## RESOLUTIONS:

- 1250 27. At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

RESOLUTION NO. 64-40

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE TO DESTROY CERTAIN CITY RECORDS AND DOCUMENTS.

Councilman Benstead moved to adopt Resolution No. 64-40 and his motion, seconded by Councilman Sciarrotta, carried by unanimous roll call vote.

- 1250 28. At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

RESOLUTION NO. 64-41

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE TO DESTROY CERTAIN CITY RECORDS AND DOCUMENTS.

Councilman Sciarrotta moved to adopt Resolution No. 64-41 and his motion, seconded by Councilman Benstead, carried by unanimous roll call vote.

ORDINANCES:

29. SECOND READING ORDINANCE NO. 1465.

1033  
#63-93

At the request of Mayor Isen, City Clerk Coil presented for second reading, and read title to:

ORDINANCE NO. 1465

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING APPENDIX I OF "THE CODE OF THE CITY OF TORRANCE, 1954" (ADOPTED BY ORDINANCE NO. 791), RECLASSIFYING THAT CERTAIN PROPERTY DESCRIBED IN PLANNING COMMISSION CASE NO. 63-93. (Torrance Planning Commission) (Change of zone from R-1 and A-1 to R-1 and R-3).

Councilman Drale moved to adopt Ordinance No. 1465 at its second and final reading. His motion was seconded by Councilman Benstead and carried by unanimous roll call vote.

COMMUNICATIONS FROM ACTING CITY MANAGER:

30. Addition to Police Facilities.

1144  
BUILDING  
EXPANSION

A very complete report with five exhibits was given to the Council by the Acting City Manager, with two alternatives toward solution of the Police Department expansion program:

1. An emergency operating center only at this time, or
2. Expanded police facilities only, including a regular basement.

Mayor Isen took a contrary position to that of the Acting City Manager and explained the importance of the emergency operating center. In his opinion this would constitute a proper major capital improvement project, and he recommended further study through the Civil Defense Commission, Administration, Fire and Police Departments. Councilman Beasley agreed, suggesting addition of a representative of Koebig and Koebig in a workshop session. Rejection of the project would place Torrance in a poor position with respect to future participation in matching funds with the Federal government. Unless the City starts to spend the money during this fiscal year, it will be necessary to back through for approval, Assistant City Manager Johnson said.

Four members of the Civil Defense Commission were in attendance and attention was called to the letter written by the Chairman of that Commission which is a part of the addenda to the agenda of this meeting.

No formal motion was made, but the arrangement was made to hold a meeting between two members of the Civil Defense Commission, three members of the Police and Fire Commission and such members of Staff, Police and Fire Department as the Acting City Manager designates, to study further how this facility should be handled.

31. MISCELLANEOUS RECOMMENDATIONS:

Expenditures:

- 1041 PHOTO 1. \$410.80 to Recordak for one microfilm reader for the City Clerk's office, a budget item.
- 1041 GEN 2. \$393.12 to B & M Siren Manufacturing Company for three S-8-B sirens for the Police Department, a budget item.
- 1041 METERS 3. \$652.00 plus tax to the Hersey-Sparling Meter Company for one 8" Hersey Model Detector Check for the Water Department for use on the Getz-Roymac, Inc., service.
- 1083 4. \$548.38 to Bay Electronics, Inc. for one Custom Power Supply, two Electro Voice \$664 microphones, modified, miscellaneous wiring, switches, etc. and installation labor for the Council Chamber.
- 1041 PRINTING 5. \$524.16 to Southwest Printing Company for 20,000 bicycle safety books, "Cycling Can be Fun"., the cost to be borne equally by Torrance Safety Council and the Police Department.

Councilman Drale moved to approve the above items 1 through 5 and his motion, seconded by Councilman Benstead, carried as follows:

AYES: COUNCILMEN: Beasley, Benstead, Drale, Miller, Sciarrotta, Vico, and Mayor Isen.  
 NOES: COUNCILMEN: None.

- 1322 32. South Coast Botanic Garden Foundation, Inc., regarding moneys to build the Hall of Horticulture in the South Coast Botanic Garden, with proposed resolution attached.

Councilman Sciarrotta moved to refer this matter to the Torrance Beautiful Commission for a recommendation. His motion was seconded by Councilman Drale. Mayor Isen said if that Commission approves, the resolution should then go to the City Attorney and back to the Council. There was no objection.

- 1199 GEN 33. Communication from Arthur J. Devine re New Federal Reserve Notes.

Councilman Sciarrotta moved to table the communication. However, Mr. Devine of 15629 Cordary Avenue was present and wished to talk along the lines of his letter. His home is within the County area of Lawndale and his presentation was from the standpoint of his own personal opinion. His complaint is that the pledge of redemption has been omitted on certain United States currency, and predicted eventual economic collapse of the money system if a clear definition is not made.

Councilman Beasley thought this discussion was not pertinent to municipal government, but Mr. Devine asked to have his proposed resolution read to the meeting and City Clerk Coil did so read it. Mayor Isen stated if there were no objections the matter would be referred to the Finance Committee of the Council of which Councilman Sciarrotta is chairman. There was no objection.

34. COUNCIL AIRPORT COMMITTEE REPORTS:

- 1. Mr. Holtzhauser's subtenancy request.
- 2. W. A. S. Douglas' request for extension of time.

1010  
KIDWELL

1010  
DOUGLAS

Councilman Miller stated item 1. is for filing only and on motion of Councilman Beasley, seconded by Councilman Vico, it was so ordered, there being no objection.

As to Item 2, Councilman Miller said it was proper to consider the resolution, although the Committee neglected to so state. He moved to have the title read and the resolution considered and his motion was seconded by Councilman Beasley. The 25 year extension was not granted.

At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

RESOLUTION NO. 64-43

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE EXECUTION OF THAT CERTAIN AIRPORT LEASE DATED ~~MARCH~~ <sup>APRIL</sup> 1, 1964 BETWEEN THE CITY OF TORRANCE AND W. A. S. DOUGLAS.

Councilman Miller moved to adopt Resolution No. 64-43 and his motion, seconded by Councilman Vico, carried by unanimous roll call vote.

Mr. Douglas was present and asked for consideration of the extension of time but there was no motion to reconsider.

35. Request of Fire Chief for fundstto cover dedication of training facilities, with concurrence of Acting City Manager.

1009  
TRAINING  
TOWER

This is a request for authorization of \$150.00 to cover the expense of a luncheon to follow the dedication of the Torrance Fire Department Training Facilities, March 16, 1964.

Councilman Beasley moved to approve and grant the request. His motion was seconded by Councilman Drale and carried as follows:

- AYES: COUNCILMEN: Beasley, Benstead, Drale, Miller, Sciarrotta, Vico, and Mayor Isen.
- NOES: COUNCILMEN: None.

36. First reading of ordinance amending Section 26.100 of the Code regulating division of lots other than subdivisions, Revision of Ordinance No. 1444.

1121.1

Mayor Isen asked that this matter be held for one week and there was no objection.

37. EMERGENCY ORDINANCE prohibiting issuance of building permit other than for buildings permitted in Zone R-2 for construction on Lots 13 and 14 of Tract 8198, prior to change of zone proceedings.

1196

Acting City Manager Ferraro asked Assistant Planning Director Cleveland to explain this item and Mr. Cleveland said a petition had been received from property owners near Manhattan Place and Corwin Street requesting that two lots at the southeast corner of the two streets be rezoned to residential zoning. The building on Lot 14 had been completely gutted by fire. The Planning Commission has moved to institute proceedings to rezone these two lots to residential use.

At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

ORDINANCE NO. 1468

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE PROHIBITING THE ISSUANCE OF A BUILDING PERMIT FOR ANY BUILDING ON LOTS 13 AND 14, TRACT 8198, UNTIL PENDING CHANGE OF ZONE PROCEEDINGS HAVE BEEN COMPLETED, AND DECLARING THE PRESENCE OF AN EMERGENCY.

Councilman Beasley moved to adopt Ordinance No. 1468 as an emergency measure at this sole reading. His motion was seconded by Councilman Benstead.

Mr. Wm. Wells of 717 Santa Monica Boulevard, Santa Monica, spoke on behalf of Mr. Nollman, the owner of the lot on which the building was situated. Mr. Nollman is recuperating from a recent serious operation and unable to attend in person. Mr. Wells stated a difference of opinion as to several matters set forth in City Attorney Remelmeyer's letter dated March 3, 1964 addressed to the Mayor and City Council. He maintained there is danger of Mr. Nollman's property rights being taken without opportunity for him to speak. Councilman Miller and Mayor Isen called attention to the fact that there will still be a hearing before any change is made and the property owner does have recourse.

Roll call on the motion to adopt the emergency ordinance numbered 1468 was:

AYES: COUNCILMEN: Beasley, Benstead, Miller, Sciarrotta, and Mayor Isen.  
NOES: COUNCILMEN: Drale and Vico.

The motion carried.

ORAL COMMUNICATIONS:

38. Director of Recreation Van Bellehem announced the Regional Planning Commission is holding a meeting at 9:30 a.m. next Friday to discuss the regional park plan for the County of Los Angeles. The councilmen took note of this announcement.

39. Councilman Benstead complained of the dilapidated condition of the fence along the Santa Fe railway on Madrid Avenue south of Torrance Boulevard. Acting City Manager Ferraro promised to see that Santa Fe is notified to take care of this.

1320 ALLEY 190<sup>th</sup>/HAWTHORNE 40. Councilman Drale referred back to a matter on last week's council agenda, the alley near the Larry Reed automobile agency. He stated the Committee of the Council on this subject requests that the City vacate the alley back to the original property owners, if that proves to be possible. Acting City Manager Ferraro stated that could be arranged and Mayor Isen asked that the matter come back to the Council in proper written form next week.

1221 FIREWORKS 41. On behalf of Walteria Businessmen's Association, Mr. Frank Burk requested the use of a portion of the old roadway at 242nd and Hawthorne for about six days for a fireworks stand this season. He will deliver to each councilman a scale map and letter on the subject. Mayor Isen promised it would be on the agenda for next week's meeting.

42. Mr. Robert Sullivan of 445 Calle Mayor, spoke representing the Riviera Little League. They have been permitted to use the property along the east of the shopping center on the airport and Mr. Levitt of Rolling Hills Plaza has now told them that as of next year the property will not be available to them because of the proposed development. He requested the use of some of the land on the north side of the airport along with the Pacific Coast League and the Pacific Riviera Pony League.

1105

Councilman Miller moved to refer the matter to the Airport Commission and his motion was seconded by Councilman Sciarrotta. The next meeting of the Airport Commission is March 13th. There is ample time to plan this project.

Councilman Sciarrotta asked if it has ever been determined whether or not Santa Fe land along Sepulveda Boulevard would be available for Little League use. Acting City Manager Ferraro said there is also being tried, an arrangement with the school district.

43. Mr. John Wallace asked delaying of the signing of his lease on airport property until such time as the property would be graded and available. Mayor Isen asked that Airport Manager Egan hold up the lease and not present it for the Mayor's signature until the land is in proper shape. The City officials will sign before Mr. Wallace does.

1010  
WALLACE

44. Mr. Frank Burk referred back to his request regarding the fire works stand and handed to the City Clerk an approval from the merchants in the vicinity.

1221  
FIREWORKS

There being no further business, the meeting was adjourned at 6:45 p.m.

Vernon W. Coil  
Vernon W. Coil, Clerk of the City of Torrance, California

APPROVED:

Albert Isen  
Mayor of the City of Torrance

I N D E XCouncil Meeting held March 10, 1964, 8:00 p.m.

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7. Motion to waive further reading	1
PLANNING MATTERS:	
8. Lot division, Case No. 64-4, Faren, approved	2
9. Union Oil re amendment of plot plan, Senness Case No. 795, held to March 24	2,8,9,10
10. Case No. 63-37, Liston, Ordinance No. 1469 approved at first reading	2,3
11. Case No. 63-67, Nambu, Ordinance No. 1470 approved at first reading	3
12. Request from Torrance Herald granted	3,4
48. Request from Torrance press granted	3,4
COMMUNICATION FROM LICENSE DEPARTMENT	
13. Rides at White Front approved	4
COMMUNICATION FROM BUILDING DEPARTMENT:	
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Edith Shaffer  
Minute Secretary

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Torrance, California  
March 10, 1964

MINUTES OF A REGULAR MEETING  
OF THE TORRANCE CITY COUNCIL

1. CALL TO ORDER:

A regular meeting of the Torrance City Council was held on Tuesday, March 10, 1964, at 8:00 p.m., in the Council Chamber of City Hall.

2. ROLL CALL:

Those responding to roll call by City Clerk Coil were:  
COUNCILMEN: Beasley, Benstead, Drale, Miller, Sciarrotta, Vico, and Mayor Isen. Also present were Acting City Manager Ferraro and City Attorney Remelmeyer.

3. FLAG SALUTE:

At the request of Mayor Isen, Mr. Pat Mackinga led the salute to our Flag. Mr. Mackinga is on the Southwood Riviera Homeowners committee for attending City Council meetings.

4. APPROVAL OF MINUTES:

On motion of Councilman Sciarrotta, seconded by Councilman Benstead, there being no objection, the minutes of the regular meeting held March 3, 1964 were approved as written.

5. INVOCATION:

The Reverend Robert Coburn of First Baptist Church opened the meeting with an invocation.

6. APPROVAL OF DEMANDS:

Councilman Benstead moved all bills regularly audited be paid. His motion was seconded by Councilman Sciarrotta and carried as follows:

AYES: COUNCILMEN: Beasley, Benstead, Drale, Miller,  
Sciarrotta, Vico, and Mayor Isen.  
NOES: COUNCILMEN: None.

7. MOTION TO WAIVE FURTHER READING:

Councilman Miller moved that after the Clerk has given a number and read title to any resolution or ordinance on tonight's agenda, the further reading thereof be waived, reserving and guaranteeing to each councilman the right to demand the reading of any such resolution or ordinance in regular order. The motion was seconded by Councilman Sciarrotta and carried by unanimous roll call vote.

Mayor Isen gave a brief explanation of Council procedure for the benefit of the audience.

Mayor Isen introduced Mr. James D. McCune, vice-president of the South Central District California Moose Association and in accordance with Item 45 on this agenda, proclaimed the week of March 15th as MOOSE WEEK. Mr. McCune responded to an invitation to speak on the subject of the fortieth anniversary of the Torrance Moose Lodge. Mayor Isen requested the proclamation be prepared in perma-

plaque form and stated he would personally bear the cost of that recognition. City Clerk Coil will see that this is done as requested by Mayor Isen.

PLANNING MATTERS:

1121.2 8. Division of Lot, Case No. 64-4, WILLIAM FAREN, appealing denial of this case by the Planning Commission.

Mr. Faren was present and presented his reasons for not accepting the decision of the Planning Commission. After dedication of 27 feet of land to the City Mr. Faren said he is left with a piece of land 55 x 84. The front dwelling has a Cal Vet loan and they will not release anything. The Cal Vet loan has fifteen years to run; Mr. Faren has a house planned for the 85 feet of land which will leave 7½ feet more than is necessary as back yard. The house will have 2944 square feet will have all necessary setbacks, and cost about \$45,000. It seems the lot would be big enough for two homes if the garage could be moved closer to the old home, but he cannot do so because Cal Vet will not release any portion

Mayor Isen moved that the lot split be granted. His motion was seconded by Councilman Sciarrotta. There was mentioned a double sewer assessment.

Councilman Drale thought the objections of Cal Vet might be avoided if Mr. Faren asked for a loan on the second house from them. He moved a substitute motion to concur in the recommendation of denial by the Planning Commission., Councilman Benstead seconded. Roll call vote on that substitute motion was:

AYES: COUNCILMEN: Benstead, Drale  
NOES: COUNCILMEN: Beasley, Miller, Sciarrotta, Vico,  
Mayor Isen.

On the original motion to grant the lot split, the vote was

AYES: COUNCILMEN: Beasley, Miller, Sciarrotta, Vico,  
and Mayor Isen.  
NOES: COUNCILMEN: Benstead, Drale.

1033 #795 9. UNION OIL COMPANY requesting amendment of plot plan approved in connection with zone change, Case No. 795 (R-1 to C-3, Elizabeth Senness). Recommended for approval by Planning Director Shartle.

Union Oil Company was represented by Mr. W. A. Fyock and the property owners to the south were represented by Attorney Harold Thomasian. Mayor Isen pointed out a weakness in the lot split regulations which has been brought out by this controversy.

To get it started, Councilman Drale moved to concur in the recommendation of the Planning Commission. Mr. Thomasian, however, said he had not seen the latest plan on this and Mayor Isen recommended Mr. Thomasian and Mr. Fyock consult together in the conference room while the Council continues with its agenda items.

1033 #63-37 10. PLANNING COMMISSION CASE NO. 63-37, Change of Zone, Liston. Planning Director Shartle submitting for approval at first reading ordinance reclassifying certain property described in Planning Commission Case No. 63-37.

At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

ORDINANCE NO. 1469

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING APPENDIX I OF "THE CODE OF THE CITY OF TORRANCE, 1954" (ADOPTED BY ORDINANCE NO. 791), RECLASSIFYING THAT CERTAIN PROPERTY DESCRIBED IN PLANNING COMMISSION CASE NO. 63-37, (Liston) Change of zone from A-1 to R-3).

Councilman Beasley moved to approve Ordinance No. 1469 at its first reading. His motion, seconded by Councilman Sciarrotta, carried by unanimous roll call vote.

11. PLANNING COMMISSION CASE NO. 63-67.

1033  
# 63-67

At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

ORDINANCE NO. 1470

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING APPENDIX I OF "THE CODE OF THE CITY OF TORRANCE, 1954" (ADOPTED BY ORDINANCE NO. 791), RECLASSIFYING CASE NO. 63-67 (Nambu) (Change of Zone from A-1 to R-3).

Councilman Vico moved to approve Ordinance No. 1470 at its first reading and his motion, seconded by Councilman Drale, carried by unanimous roll call vote.

42. VEHICLE PARKING DISTRICT NO. 1 LOAN REQUEST. Recognizing Mr. Schlender in the audience, Mayor Isen asked that this item be next considered and the recommendation was: that the feasibility of making the suggested loan of \$108,000 to the Vehicle Parking District No. 1 Fund be assigned to the City Council's Finance and/or Street Committees for further study and recommendation. Councilman Miller so moved and his motion, seconded by Councilman Sciarrotta, carried, there being no objection. The matter will be presented to the two committees separately and those committees will correlate their findings.

1166

12 and 48. WRITTEN COMMUNICATION from Mr. Glenn S. Pfeil, Publisher of the Torrance Herald, requesting the City to participate in the Golden Anniversary Edition, with recommendation of Acting City Manager that \$590 be appropriated for a full page advertisement.

1123

48. W. R. Zappas, Publisher of Torrance Press, requesting City's participation in Anniversary Edition with a full page advertisement at cost of \$500.

1123

Mayor Isen asked that these be considered separately as he favors Item 12, but not Item 48.

Councilman Miller moved to grant the request contained in Item 12 as recommended by Acting City Manager Ferraro and his motion was seconded by Councilman Vico. Mayor Isen did not think a fifteenth anniversary warrants the same recognition that a fiftieth does. Roll call vote was unanimously favorable as to Item 12.

Councilman Drale moved to concur in granting the request of Torrance Press as contained in Item No. 48. His motion was seconded by Councilman Miller and carried as follows:

AYES: COUNCILMEN: Beasley, Drale, Miller, Vico, Sciarrotta,  
NOES: COUNCILMEN: Benstead and Isen.

COMMUNICATION FROM LICENSE DEPARTMENT:

1062

13. AMUSEMENT RIDES AT WHITE FRONT PARKING LOT. Recommendation of License Director, with approval of Acting City Manager, that E & M Amusement Rentals be granted a business license.

Councilman Beasley noted that there had been many complaints about the last few of these promotional amusement rides and he intends to vote against them. License Director Whitacre explained this is not a carnival, but rides, and is being put on by a company new to Torrance. Councilman Sciarrotta also said he plans to vote No on this type of promotional scheme.

Councilman Vico moved to grant the requested license as recommended by the License Director and approved by the Acting City Manager. His motion was seconded by Councilman Drale. Roll call vote was:

AYES: COUNCILMEN: Benstead, Drale, Miller, Vico,  
Mayor Isen.  
NOES: COUNCILMEN: Beasley, Sciarrotta.

COMMUNICATION FROM BUILDING DEPARTMENT:

1063

14. Temporary billboard at Lincoln and Western Avenues. Request of MacBee Enterprises, Inc. to put up a temporary billboard on the southwest corner of Lincoln and Western for a period of six months. Recommended for approval by Building Department.

Councilman Drale moved to concur in the recommendation on the basis of six months time limit and \$500 bond assuring removal of the sign at the end of six months. His motion was seconded by Councilman Vico and there was no objection. The motion carried.

COMMUNICATIONS FROM ENGINEERING DEPARTMENT:

1135

238<sup>th</sup> St.

15. AWARD OF CONTRACT - IMPROVEMENT OF 238th STREET WESTERLY OF OCEAN AVENUE. Recommendation of City Engineer, with concurrence of Acting City Manager, that E. H. Philip Smith, Inc. be awarded the contract in the amount of \$3,754.50.

Councilman Sciarrotta moved that the contract be so awarded and all other bids be rejected. His motion was seconded by Councilman Vico. Roll call vote was unanimously favorable.

Councilman Drale moved to concur also in the further recommendation that an additional \$800 be appropriated from the General Fund to carry the project to completion, due to the urgency of this work, the original appropriating having been \$3,300. His motion was seconded by Councilman Beasley and roll call vote follows:

AYES: COUNCILMEN: Beasley, Benstead, Drale, Miller,  
Sciarrotta, Vico, and Mayor Isen.  
NOES: COUNCILMEN: None.

16. NOTICE OF COMPLETION OF IMPROVEMENT OF ST. ANDREWS PLACE FROM 182nd STREET TO 186th STREET, Contractor: McAmis Engineering. Recommendation of City Engineer Nollac, with concurrence of Acting City Manager Ferraro that City Council accept the work. 1135  
ST. ANDREWS  
PL

Councilman Sciarrotta moved to concur in the recommendation to accept the work and his motion, seconded by Councilman Drale, carried by unanimous roll call vote.

17. LOS ANGELES COUNTY SANITATION DISTRICTS PROPOSAL FOR EMERGENCY SEWER BY PASS TO THE DOMINGUEZ CHANNEL. Recommendation of City Engineer Nollac, with concurrence of Acting City Manager Ferraro that City Council approve. 1126

Councilman Miller moved in accordance with the recommendation and his motion, seconded by Councilman Benstead, carried as follows:  
 AYES: COUNCILMEN: Beasley, Benstead, Miller, Sciarrotta, Vico, and Mayor Isen.  
 NOES: COUNCILMEN: Drale.

Councilman Drale repeated his position that this is a dangerous situation and some other solution should be found.

18. GRANT OF EASEMENT TO SOUTHERN CALIFORNIA EDISON COMPANY, portion of City-owned property in vicinity of Plaza del Amo westerly of Western Avenue. 1178

At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

RESOLUTION NO. 64-42

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST A GRANT OF EASEMENT TO SOUTHERN CALIFORNIA EDISON COMPANY FOR PLACEMENT OF FACILITIES TO PROVIDE GENERAL SERVICES IN THE CITY OF TORRANCE.

Councilman Drale moved to adopt Resolution No. 64-42 and his motion, seconded by Councilman Miller, carried by unanimous roll call vote.

19. GRANT OF EASEMENT TO SOUTHERN CALIFORNIA EDISON CO., City-owned property easterly of tract No. 22896 in vicinity of Walnut Street and 238th Street. 1178

At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

RESOLUTION NO. 64-44

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST A GRANT OF EASEMENT TO SOUTHERN CALIFORNIA EDISON COMPANY FOR PLACEMENT OF FACILITIES TO PROVIDE GENERAL AREA SERVICES IN THE CITY OF TORRANCE.

Councilman Sciarrotta moved to adopt Resolution No. 64-44 and his motion, seconded by Councilman Drale, carried by unanimous roll call vote.

## 20. TRANSMITTAL OF EASEMENT DEEDS TO COUNCIL:

Councilman Miller moved to accept the following two easement deeds:

- 1177 1. Street easement deed dated February 20, 1964 for the widening of 238th Street and Los Codona Avenue over a portion of Lot 16, Meadow Park Tract, given by Letitia G. Lindsay.
- 1184 2. Avigation easement deed dated February 20, 1964, over all of Tract No. 22324, given by Torrance Knolls and Nubia Land Company.

Councilman Drale seconded the motion which carried by unanimous roll call vote.

## 1041 21. COMMUNICATION FROM GARAGE DEPARTMENT:

VEH:TRACTOR  
 BID SCHEDULE B-64-14, ONE TRACTOR. Recommendation of Garage Superintendent, with concurrence of Acting City Manager and Public Works Supervisor, that the bid from Southwest Tractor Sales, Inc. in the amount of \$6,730.88 be accepted or alternate bid from Irvine Equipment Company in the amount of \$6,614.40 be accepted.

Mayor Isen commended Mr. MacRae on this fine explanatory letter and Councilman Sciarrotta moved to accept the bid of Southwest Tractor Sales, Inc. in the amount of \$6,730.88 and reject all other bids, it being determined the warranty is worth the difference in price between this and the next lower bid. Councilman Benstead seconded the motion and it carried by unanimous roll call vote.

## COMMUNICATION FROM FIRE DEPARTMENT:

1039 22. Request of Fire Chief to attend California Fire Chiefs' Association Annual conference at Palm Springs with appropriate expenses paid, with concurrence of Acting City Manager Ferraro.

Councilman Vico moved to concur in the recommendation to approve and his motion, seconded by Councilman Drale, carried as follows:

AYES: COUNCILMEN: Beasley, Benstead, Drale, Miller,  
 Sciarrotta, Vico, and Mayor Isen.  
 NOES: COUNCILMEN: None.

## COMMUNICATIONS FROM RECREATION DEPARTMENT:

1039 23. Request of Director of Recreation to attend symposium on California's recreation problems, April 22 and 23, 1964.

Councilman Drale moved to approve and grant the request, it being noted only incidental transportation expense would be involved, the Director of Recreation having asked permission to attend this symposium on city time. It will be held at Santa Monica.

Councilman Drale moved to grant the permission requested and his motion, seconded by Councilman Vico, carried as follows:

AYES: COUNCILMEN: Beasley, Benstead, Drale, Miller,  
 Sciarrotta, Vico, and Mayor Isen.  
 NOES: COUNCILMEN: None.

24. Negotiations concerning Guenser Park - R. A. Watt, with recommendations for development of baseball diamond, with concurrence of Acting City Manager Ferraro.

1315  
X1031  
#705

Four parts comprise the recommendation, as follows:

1. That the City Council accept gift deed from R. A. Watt for the 50 x 110 foot parcel of his land for the purpose of constructing a parking lot for Guenser Park at the end of 178th Street.
2. That the City Council accept R. A. Watt's offer to:
  - a. fill and grade the hole on the City park property with approved fill material, at his own expense, and with all slopes to be located on his property so as to provide a maximum depth for the baseball diamond outfield.
  - b. Construct, at his expense, a six foot high galvanized chain link fence along the property line between Guenser Park and his property from 178th Street north to the Edison property line.
3. That the City Council attempt to get a commitment from R. A. Watt that he will construct a 20 foot high screen fence 175 feet along the easterly park boundary south from the Edison property; this fence to be identical to those constructed by the City on Sea-Aire Golf Course.
4. That the City Council concur in the recommendation to relocate the diamond so that home plate is in the northwest corner of the Park rather than on the east side of the park just north of 178th Street. This is necessary to complete the diamond in time for league play by mid-April.

Councilman Sciarrotta moved to concur in the recommendations set forth above and his motion, seconded by Councilman Miller, carried by unanimous roll call vote.

Work will start in time to try for the mid-April time set.

25. CERAMIC KILN FOR JOSLYN RECREATION CENTER. Recommendation of Director of Recreation, with concurrence of Acting City Manager, that bid of A. D. Alpine, Inc., in amount of \$1,767.20 be accepted.

1041  
FURN.

Councilman Benstead moved to so accept the bid mentioned and reject all others. His motion was seconded by Councilman Drale and carried by unanimous roll call vote.

26. TORRANCE BEACH - Communication from Director of Recreation with concurrence of Acting City Manager that contract has been let and work will begin immediately on construction of a 340 car parking lot at Torrance Beach.

Mayor Isen stated this is informational only, but suggested copies be sent to the homeowners in the area. Acting City Manager Ferraro stated there is to be another meeting on the subject tomorrow.

## COMMUNICATION FROM TORRANCE BEAUTIFUL COMMISSION:

- 1147  
GEN 27. Request from Commission to hold essay contest this month among high schools.

Councilman Sciarrotta moved to grant the request contained in this communication and his motion was seconded by Councilman Miller. Roll call vote was unanimously favorable.

Acting City Manager Ferraro informed the Council it will not be possible for Bishop Montgomery High School to participate this year, although they were invited to do so.

## COMMUNICATION FROM TRAFFIC AND LIGHTING DEPARTMENT:

- 1050  
SIGNALS 28. Report requested by Council regarding traffic signals at Sepulveda Boulevard and Maple Avenue. The gist of the recommendation is that if a temporary system is to be installed, it be done as part of the permanent system for which complete plans should be prepared. In that event the temporary installation could be completed by July 1, 1964 according to Traffic and Lighting Engineer Whitmer. The subdivisions to the south of Sepulveda are to pay 25% of a standard signal installation, not 25% of a temporary installation which the City might make.

Councilman Benstead moved to concur in the recommendation on the subject contained in this communication and his motion was seconded by Councilman Sciarrotta. Roll call vote was:

AYES: COUNCILMEN: Beasley, Benstead, Drale, Miller,  
Sciarrotta, Vico, and Mayor Isen  
NOES: COUNCILMEN: None.

\* \* \* \* \*

- 1033  
#795 9. Mr. Thomasian and Mr. Fyock re-entered the Council Chamber and Mayor Isen invited them to come forward to complete Item 9 set forth earlier in this meeting.

General discussion revealed that both portions of this property have now been sold; there are new owners all around. When the property was under one ownership, everything was fine; now that it is not - it is not. Mr. Thomasian represents the owners of the "other property" that to the south and their names are McAtee, Shufeld and Harlan. The new owners of the parcel on which the gas station is now Union Oil Company. Originally the owner of the land was Robert Burke, or his mother, Elizabeth Senness.

The controversy has arisen because Mr. Thomasian's clients expected to be able to use 20 parking spaces located on the part of the land now owned by Union Oil, although Union Oil were not aware of that expectation.

Mayor Isen remarked that lot splits do not come before the Council unless they are appealed from a denial by the Planning Commission. If they are approved by the Planning Commission the Council is never aware of them at all.

Mr. Thomasian said he is aware there is no chance of holding Union Oil to this 20 parking spaces promise; they have a deed which is free and clear of any conditions or restrictions. Planning Director explained what was accomplished in the way of change of zone. The Planning Commission acted in good faith although the original owner of the land did not make the restriction as to the 20 parking spaces.

Mr. Thomasian contended that if it is planned to make a major change in plans, for instance to construct a 4500 foot building, the least that could be expected is notice to the adjacent property owners that the precise plan previously heard is being changed. Mr. Shartle said this is not a precise plan, as such. It was adopted before the advent of the precise plan procedure. The zoning ordinance was so worded that the change in zone would become effective when the property was improved in accordance with the plot plan approved by the Council.

Because of the change in parking, the building will have to be made smaller and Mr. Thomasian repeated that in all fairness, notice should be given. He was on record as being the attorney for the people in question, but he maintains he received no notice of a hearing before the Planning Commission.

Councilman Drale repeated there was no precise plan and the land is properly zoned. Mr. Thomasian added another important point: that the change of zone was granted subject to the property being developed as shown on the plot plan. Councilmen Miller and Drale asked what, if any conditions, can be placed on a change of zone and City Attorney Remelmeyer admitted there is a split of opinion on this among City Attorneys. However, he considered this case under discussion to be a legal condition and he considers notification should be given to the same people as received on the change itself. Councilman Sciarrotta read most of the recommendation which appears on page 2 of Planning Director Shartle's transmittal letter dated March 5, 1964.

Councilman Beasley recalled the time the zone change was approved and, regardless of what it is now called, he considers the plot plan marked Exhibit A at the insistence of Mayor Isen at that time, as a precise plan.

A previous motion to concur, by Councilman Drale had not been seconded and at this time Councilman Miller moved that the matter go back to the Planning Commission for proper hearings. His motion was seconded by Councilman Sciarrotta.

Mr. Fyock of Union Oil said when Union purchased the property from Mrs. Senness he was concerned about the zoning and he read a letter received from Planning Director Shartle "that the property was recently zoned from R-1 to C-3 and that C-3 will permit any type of service station, as well as other type commercial enterprises. He stated in purchasing the property Union Oil had declined to give the 20 parking spaces, but in lieu thereof had decreased the size of the land they purchased by that amount of footage. Until the building permits were applied for Union Oil was under the impression they had given up that land on which the 20 spaces were planned. Mr. Fyock described the building that is planned and which he said would be a definite asset to the community.

There appeared no agreement could be reached between Union Oil and Mr. Thomasian on behalf of his clients this evening and Mr. Shartle said six to eight weeks would be required to process through the Commission.

Councilman Miller withdrew his motion and moved that the matter be held for one week (later changed to two weeks on suggestion of Acting City Manager Ferraro). Councilman Beasley seconded the motion.

There was no objection and the matter is continued to March 24, 1964, an 8:00 p.m. meeting. In the interim, Mr. Remelmeyer will check the law, taking into consideration a case mentioned by Mr. Fyock which would seem to hold notice not necessary.

Councilman Drale mentioned a gas station across the street where the land has been sold, by the same person, without lot split and asked that investigation be made. Acting City Manager Ferraro said the investigation is under way at this time through the City Attorney's office.

\* \* \* \* \*

A recess was declared at 9:10 and Council reconvened at 9:20.

\* \* \* \* \*

AIRPORT MATTERS:

1010 CRAMER 29. AIRPORT MANAGER EGAN'S RECOMMENDATION CRAMER PROPOSAL BE REMOVED FROM CALENDAR. Airport Commission Morgan submitting Airport Commission recommendation to concur.

Councilman Miller moved to concur in the recommendation stated and his motion, seconded by Councilman Beasley, carried, there being no objection.

COMMUNICATIONS FROM CITY ATTORNEY:

1111 30. COLLIER-UNRUH LOCAL TRANSPORTATION DEVELOPMENT ACT: City Attorney submitting for approval and adoption resolution requesting the State legislature to amend the said Act.

At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

RESOLUTION NO. 64-45

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE REQUESTING THE STATE LEGISLATURE TO AMEND THE COLLIER-UNRUH LOCAL TRANSPORTATION DEVELOPMENT ACT (Chapter 1852, Senate Bill 344).

Councilman Sciarrotta moved to adopt Resolution No. 64-45 and his motion, seconded by Councilman Benstead, carried by unanimous roll call vote.

1140 31. DEPUTY CITY TREASURER.

At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

RESOLUTION NO. 64-46

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING RICHARD E. RANKIN, DEPUTY CITY TREASURER, TO SIGN CHECKS, WARRANTS AND OTHER LEGAL INSTRUMENTS IN THE ABSENCE OF THE CITY TREASURER.

Councilman Benstead moved to adopt Resolution No. 64-46 and his motion, seconded by Councilman Sciarrotta, carried by unanimous roll call vote.

32. LOT SPLITS - resubmitted. City Attorney submitting for approval at first reading ordinance amending Section 26.100 of "The Code" to regulate the division of lots other than subdivisions and provide for waivers thereof by the Planning Commission.

At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

ORDINANCE NO. 1471

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTION 26.100 OF "THE CODE OF THE CITY OF TORRANCE, 1954" TO REGULATE THE DIVISION OF LOTS OTHER THAN SUBDIVISIONS AND PROVIDE FOR WAIVERS THEREOF BY THE PLANNING COMMISSION.

Councilman Beasley moved to approve ordinance No. 1471 at its first reading. His motion was seconded by Councilman Miller and carried as follows:

AYES: COUNCILMEN: Beasley, Drale Miller, Sciarrotta, Vico, and Mayor Isen.  
NOES: COUNCILMEN: Benstead.

Mayor Isen said he believed the Council should go on record as a matter of policy that when a lot split appears before the Planning Commission, there be a certification by the Planning Director that he has checked all the records pertinent to the case and that there are no impediments to granting the lot split. If there are, the matter should follow through to Council level. He moved such policy be established and that the Planning Commission commence to make decisions in this matter immediately after the approval of the ordinance at its second reading. His motion was seconded by Councilman Beasley and carried, there being no objection.

X 1053  
LAND IMP.  
GEN

33. Memorandum regarding Dominguez Water litigation.

1170  
X1074

In answer to a question by Councilman Benstead, City Attorney Remelmeyer said this will probably take hundreds of hours of research time. Mr. Tackabury would be hired in an advisory capacity only but there is much work to be done, especially initially. The case is now being cast in an entirely different mold than before - from a case before the PUC to a case before the Superior Court with a whole new set of procedures and pleadings. Councilman Miller called attention to the price per hour and asked if a report could be made from time to time. Mr. Remelmeyer said he would make a monthly report if the Council would like. Mr. Remelmeyer will conduct the litigation; Mr. Tackabury or members of his law firm, will not be in court, only as advisers, and the price per hour will depend on who in the firm works on the case, but not to exceed \$50 per hour. The decision was made for Mr. Remelmeyer to report when he has used up \$1,000, on motion of Councilman Drale, seconded by Mayor Isen, and further authorization will be asked of the Council at that time. City Attorney Remelmeyer said his opinion at this time is not sanguine and Mr. Tackabury agrees with him.

Mayor Isen thought it might be well to inform the audience of the subject matter of this litigation and he did so, adding that the Council would be derelict in its duty if it did not exhaust every possibility. The original agreement should have been approved by the PUC and no one ever bothered to see that it was so approved and as a result 2,000 homes should be served by the Torrance Water system. If the City does not pursue this, it would

probably be guilty of laches as this is the last chance to pursue the possibility. The homes in question are those in Southwest Park now served by Dominguez Water Corporation. If the City prevails in the lawsuit, Dominguez would have to transfer title to the water lines to the City free of charge.

Roll call vote on the authority, including hiring research work at not to exceed \$10 per hour, was

AYES: COUNCILMEN: Beasley, Benstead, Drale, Miller, Sciarrotta, and Mayor Isen.

ABSTAIN: COUNCILMEN: Vico.

RESOLUTIONS:

- 1250 34. At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

RESOLUTION NO. 64-47

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO DESTROY CERTAIN CITY RECORDS AND DOCUMENTS.

Councilman Sciarrotta moved to adopt Resolution No. 64-47. His motion, seconded by Councilman Vico, carried by unanimous roll call vote.

- 1250 35. At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

RESOLUTION NO. 64-48

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE CHIEF OF POLICE TO DESTROY CERTAIN CITY RECORDS AND DOCUMENTS.

Councilman Beasley moved to adopt Resolution No. 64-48 and his motion, seconded by Councilman Benstead, carried by unanimous roll call vote. It was remarked that all these records have been microfilmed.

- 1250 36.d At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

RESOLUTION NO. 64-49

A RESOLUTION OF THE CITY COUNCIL OF THE CITY CITY OF TORRANCE AUTHORIZING AND DIRECTING THE CHIEF OF POLICE TO DESTROY CERTAIN CITY RECORDS.

Councilman Sciarrotta moved to adopt Resolution No. 64-49 and his motion, seconded by Councilman Vico, carried by unanimous roll call vote.

Councilman Drale said these resolutions should be accompanied by letters of transmittal from the various departments and City Clerk Coil said they had been processed properly, but in the future such letters would be sent.

37. At the request of Mayor Isen, City Clerk Coil assigned a number and read title to:

1250

RESOLUTION NO. 64-50

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE CHIEF OF POLICE TO DESTROY CERTAIN CITY RECORDS AND DOCUMENTS.

Councilman Sciarrotta moved to adopt Resolution No. 64-50 and his motion, seconded by Councilman Beasley, carried by unanimous roll call vote.

SECOND READING ORDINANCES:

38. At the request of Mayor Isen, City Clerk Coil presented for second reading, and read title to:

1033  
#63-94

ORDINANCE NO. 1466

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING APPENDIX I OF "THE CODE OF THE CITY OF TORRANCE, 1954" (ADOPTED BY ORDINANCE NO. 791), RECLASSIFYING THAT CERTAIN PROPERTY DESCRIBED IN PLANNING COMMISSION CASE NO. 63-94. (Y. Kawada)

Councilman Benstead moved to adopt Ordinance No. 1466 at its second and final reading. His motion was seconded by Councilman Miller and carried by unanimous roll call vote.

39. At the request of Mayor Isen, City Clerk Coil presented for second reading, and read title to:

1033  
#63-96

ORDINANCE NO. 1467

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING APPENDIX I OF "THE CODE OF THE CITY OF TORRANCE, 1954" (ADOPTED BY ORDINANCE NO. 791,) RECLASSIFYING THAT CERTAIN PROPERTY DESCRIBED IN PLANNING COMMISSION CASE NO. 63-96. (Kenneth Battrum).

Acting City Manager Ferraro told the Council the new owner of this property is R. A. Watt.

Councilman Benstead moved to adopt Ordinance No. 1467 at its second and final reading. His motion was seconded by Councilman Drale and carried by unanimous roll call vote.

COMMUNICATIONS FROM ACTING CITY MANAGER.

40. Request of Mrs. Celia Pons to contribute cost of memorial to late President John F. Kennedy and to change the name of Cabrillo Avenue to John F. Kennedy Drive.

1104  
x1092

Councilman Beasley moved to refer the request and offer to Parks and Recreation Commission which will meet tomorrow night. His motion was seconded by Councilman Miller and there was no objection.

Mrs. Pons was present and told her reasons for wanting to make this gift to the City and why she thought the street name should be changed also. Mayor Isen suggested the need of a drinking fountain for downtown Torrance.

Mrs. Pons' request regarding the change of name of Cabrillo Avenue was referred to the Planning Commission.

1258 41. SOUTHERN CALIFORNIA HUMANE SOCIETY CONTRACT.

Councilman Beasley moved to concur in approval of this contract for the ensuing year and his motion, seconded by Mayor Isen carried, there being no objection.

At the request of Mayor Isen, Cty Clerk Coil assigned a number and read title to:

RESOLUTION NO. 64-51

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTORIZING THE EXECUTION OF THAT CERTAIN LETTER AGREEMENT EXTENDING FOR THE SECOND TIME THE TERM OF THE APRIL 23, 1962 AGREEMENT FOR POUND SERVICES BETWEEN THE CITY OF TORRANCE AND SPCA DOING BUSINESS AS THE SOUTHERN CALIFORNIA HUMANE SOCIETY.

Councilman Benstead moved to adopt Resolution No. 64-51 and his motion, seconded by Councilman Drale, carried by unanimous roll call vote.

COMMUNICATIONS FROM ACTING CITY MANAGER:

1166 42. Vehicle Parking District No. 1 Loan Request - considered earlier at this meeting.

1062 43. Request of Gradon G. Stuart to re-install fence which previously paralleled the Tower Street entrance into Entradero Park.

Asst. City Manager Johnson explained this is merely a matter of replacing a fence which was removed for awhile, with a certain setback.

Councilman Vico moved to grant the request and his motion was seconded by Councilman Benstead. Roll call vote was unanimously favorable.

1050 44. Memorandum regarding license agreement re Bollenbacher & Kelton, Inc.

B & K

This is a resubmittal of an item which was first considered by the Council on February 11, 1964. On February 25, 1964, it was before the Street Committee of the Council.

City Attorney Remelmeyer outlined the matters involved here. The license agreement was the grant of a license to Bollenbacher & Kelton of City property on which the sidewalk was to be placed. They agreed as part of that license agreement to build the sidewalk and the City had at any time the right to revoke the license agreement at which time the sidewalk would be public property. There were to be four foot sidewalks on the east and the west sides. Bollenbacher & Kelton were to furnish public liability insurance. They came back, then with a counter offer which provided that the Council could revoke it only after public hearing and a determination that it was needed for public purposes. It would be subject to the right of judicial review and the Council would pay a pro rata part of the cost of the sidewalk. Mr. Remelmeyer said he objected to that because they have a duty to build the sidewalk. Also, he did not think the right of the City to revoke should be subject to review by anyone. It is to be

assumed that the Council would not revoke for other than reasonable grounds.

Mr. Richard Kelton of 9250 Wilshire Boulevard, Beverly Hills, stated he believes a great deal of the difficulty is due to a lack of communication, or notification. He did not feel there is any legal obligation for Bollenbacher & Kelton to put in the sidewalks. Councilman Beasley reminded him the Council could start an assessment district and charge the cost of the sidewalks against his property. City Attorney Remelmeyer said the commercial improvement ordinance requiring sidewalks was in effect during construction.

Mr. A. J. Hotz, also of 9250 Wilshire Boulevard, Beverly Hills, spoke on behalf of Mr. Kelton.

Councilman Vico acknowledged that they are going to have to lose parking spaces to put in the sidewalks, but it is something which must be done because of the traffic and children crossing. Every other market has done the samething.

Mr. Kelton said the problem is not whether or not the sidewalks are going in, but rather that a portion of the parking has been in areas which included a part of the street. He said they would put in the sidewalks if they could clarify permanently the situation as to parking on the area not covered by the sidewalks. He fears that sometime in the future a city council would capriciously revoke the right. Now, there is sufficient room to accommodate both the parking and the sidewalks in the 12 feet between the property line and the curb line. Councilman Drale suggested a permanent easement of 12 feet, with a four foot sidewalk and the balance of eight feet for parking.

Mr. Remelmeyer said it is not possible to give an irrevocable license agreement. Mr. Kelton did not argue that and stated the issue is the right to be notified so that there will be an opportunity to be heard. Mr. Remelmeyer said he can include that in the agreement. Secondly, Mr. Kelton asked for the right to being reimbursed on a pro rata basis to assure there would be no capricious revocation. The Council did not agree with this second contention and Mayor Isen remarked that the City never participates in the cost of sidewalks. The requirement for the sidewalks was on the City's books at the time of the development and it has never been amended in this respect. The City always has the right to revoke a license to public property and its action is not subject to review by the courts, Mr. Remelmeyer said. Mr. Kelton said all he wishes is assurance that there won't be an arbitrary withdrawal of their right to use this strip of property. Mr. Remelmeyer said the City would have the authority to revoke at any time, but if it were determined that the revocation was not reasonable, the City would be responsible for certain damages for breach of contract.

Mr. Remelmeyer repeated the parties cannot acquire any right to public property, either by time, rights of adverse possession nor any right without the City's consent. He feels it would be illegal for the City to put in a provision permitting the protection the parties wish.

Mr. Kelton and Mayor Isen agreed it would be well to instruct the City Attorney to draft an agreement in line with this evening's discussion and Mr. Kelton said he would try to work out something with his clients, within thirty days.

Councilman Sciarrotta moved the City Attorney be so instructed.

Councilman Beasley reminded the council what is under discussion is sidewalks on both the east and west sides and he moved the City Attorney start proceedings on an involuntary assessment district.

Councilman Sciarrotta moved a substitute to instruct the City Attorney to draw up an agreement and if found to be acceptable, present it to the Council within thirty days. Mayor Isen seconded that motion

Roll call vote was:

AYES: COUNCILMEN: Benstead, Miller, Sciarrotta, Vico, Mayor Isen.

NOES: COUNCILMEN: Beasley, Drale.

Mayor Isen asked that the matter be brought back before thirty days have elapsed, if possible.

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After a short recess, the Council proceeded with Item 46:

FOR INFORMATION AND/OR ACTION:

1332  
x 1100 46. Communication from City of Manhattach Beach re Pacific Coast Freeway.

Councilman Beasley moved to refer this matter to the Inter-City Highway Committee for joint action with other cities and pointed out the committee will appear before the Division of Highways on March 24th. Councilman Drale seconded the motion and it carried, there being no objection.

1217  
x 1310  
JOSLYN 47. Communication from Acting City Manager re identification plaque for Joslyn Center.

Mayor Isen moved to concur in the type of plaque now being recommended and his motion was seconded by Councilman Beasley. There was no objection.

48 - this item was taken care of in connection with Item No. 12.

1221  
FIREWORKS 49. this item was withdrawn from the agenda and will be on for next week, a 5:30 meeting.

ORAL COMMUNICATIONS:

1310  
JOSLYN 50. Acting City Manager Ferraro said it now appears that the dedication of Joslyn Center can be held on April 11th and he would like to have Council concurrence so that it may be processed through the Park and Recreation Commission.

1329.5 51. Also, Mr. Ferraro said there would be groundbreaking for the North Torrance Library, April 4th. Councilman Beasley moved to concur in both item 50 and 51 and his motion, seconded by Councilman Drale, carried, there being no objection.

1144  
INVESTIGATION 52. Acting City Manager Ferraro referred to the Attorney General's report and distributed among the councilmen and press a six page ten-point summary of City Manager's comments re Attorney General's Police Department Report. Also a request that the Council concur in calling for examination for Police Chief pursuant to the ordinance adopted in February and which becomes effective on March 11, 1964.

Councilman Benstead said the newspapers had erroneously reported 3 points would be given for present employees and it should have been 2 points. Two points is what is included in the ordinance.

Councilman Drale asked for clarification as to Section 3 which states one of the next three lower ranks below that of Chief and he read from the section. If a city with a population of 80,000 or more did not have this particular classification, would it go down to sergeants, for instance. City Attorney Remelmeyer explained regardless of what the title is, a total of four ranks, three below Chief, are included.

x 1004  
C.S. ORD  
POLICE + FIRE

Mayor Isen moved to concur in initiating proceedings for the examination for Police Chief as mentioned by Acting City Manager Ferraro and as recommended in the Attorney General's report with the State Cooperative Personnel Service to give the examination and the Civil Service Committee of the Council to handle any minor details. However, Mr. Ferraro asked authority on the latter detail be given to him. With this one change, the matters contained in this paragraph were concurred in by a further motion of Councilman, seconded by Councilman Sciarrotta and carried by unanimous roll call vote.

53. Acting City Manager Ferraro reported that the Council individually and as a body met with Sheriff Pitchess on October 11, 1963, for the purpose of requesting his department to conduct a review of the Torrance Police Department operations and procedures. The Council was advised that the Sheriff's department would be happy to cooperate, but would be reluctant to do so until after the report was made by the Attorney General. That report has now been made. Today Mr. Ferraro talked with Undersheriff Downey, in the absence of the Sheriff and learned the offer still stands. He asked the Council for authority to implement that October 11th decision. Councilman Miller so moved and his motion, seconded by Councilman Vico, carried by unanimous roll call vote.

1144  
INVESTIGATION  
10N

54. Mayor Isen remarked that as long ago as last March this same general type of help had been recommended and seems to be finally materializing.

55. Acting City Manager Ferraro referred to the executive personnel session held Friday afternoon and the ten recommendations made in the Attorney General's report. He stated he was ready to report on what is being done to implement those recommendations and with the consent of the Council, Mr. Ferraro read in full the six page report or summary dated March 10, 1964, detailing the ten recommendations. Councilman Beasley moved to accept Mr. Ferraro's summary report with full concurrence of the council and that motion was seconded by Councilman Sciarrotta. Mayor Isen added that a letter should be addressed to the Attorney General's office which prepared the recommendations, thanking them. Councilman Beasley and Councilman Sciarrotta agreed to accept Mayor Isen's suggestion as part of the motion, on which there was unanimously favorable roll call vote.

Councilman Drale moved that the balance of the report be made a matter of public record. His motion was seconded by Councilman Beasley. Roll call vote appears on page 22 of these minutes.

The minutes of this meeting, starting here, are reported verbatim on this subject.

MAYOR ISEN: Any discussion?

COUNCILMAN SCIARROTTA: Well, there is one thing that I would like to discuss. I would like to vote with Mr. Beasley and Mr. Drale but I think before I vote I would like to have that part dealing with the officers who have been suspended not to be made or read as a part of the record at this time because they must go before the Civil Service Board for a hearing and so consequently for this reason I think we ought to eliminate just that portion of it. I agree with you 100% on the balance of it. But I have already - of course, the City Attorney has already advised us that that section should be eliminated and we have had a conversation also with the Attorney General's office which Mr. Vico has heard and I have heard, also advising of the same thing, that that part should be not made a part of the record at the present time; that as soon as these people have had their hearing, then I would go along in making that a part of the record also, but I think for the moment that part should be eliminated.

COUNCILMAN MILLER: Mr. Mayor -

MAYOR ISEN: Yes, Mr. Miller.

COUNCILMAN MILLER: I would like to make a couple of comments here. Mr. Remelmeyer informed me today that the Attorney General's office, Mr. Mosk himself, has instructed his office not to release this report publicly. Is this not correct?

MR. REMELMEYER: I asked the Attorney General if he would release the report on request of the City Council, but he refused to do so, saying that it was within the discretion of the city and they would not assume that responsibility.

COUNCILMAN MILLER: Secondly, the City Attorney has stated that there is always a possibility of a libel suit against the taxpayers of this city, and thirdly, and I would say probably the most important, in a matter of a few days, the two police officers will appear in front of the Civil Service Commission to determine their future status as police officers. I cannot be a party to making information that is pertinent to this case, public. I feel that we are not here to discuss their guilt or innocence. They have a right to a fair hearing not prejudged by the newspapers, nor by ourselves and I think everyone in this city is entitled to the same thing and I hope the Council sees fit as Mr. Sciarrotta said to hold back and allow this hearing to be under due process of law.

COUNCILMAN BENSTEAD: Well, I would like to say. You read the cover letter of this report it tells you it should not be put out and I by all means will not put it out till they tell me I can because I've worked all my life to get a home. I'm not going to give it to someone else; that's for sure.

MAYOR ISEN: Mr. Vico?

COUNCILMAN VICO: I'd like to say one thing. Last week we had the meeting on Friday. I called up Mr. Dave Rothman of the District Attorney's office and I asked him if it would be wise to go ahead and read this report. Now, I think the people should know - the only thing is, I don't think we should go ahead and read it, and when I asked him "why didn't you fellows make it public" he said "We handed it down to you and you do it at your own discretion" and I said "What would you recommend?" and he says "What did your City Attorney recommend?" The City Attorney recommended that we

not make it public. I don't think we should present it to the people, to the public, because we would be held liable for it and so actually as far as I am concerned, I don't think we should go ahead and present it to you people because we would be liable for it and plus the fact that it would be hurting these fellows. Now, I think they should be given a fair trial and you people will find out eventually what is going on and what's in these here reports but until that time, I'm not going to sit here and if he wants to read it, I'm going to get up and walk out. That's all I have to say.

MAYOR ISEN: May I be heard for a minute and I am going to be real, real brief. As far as what was in this report regarding me, there has been great publicity. I haven't said anything officially. There have been a great many falsehoods pertaining to me. If the Council sees fit to release this portion there will probably be a great round robin of lawsuits because I am not going to take it. The way they operate there, they say so and so said something, whether they did or not. Now, I don't know whether this is true or not, Chief, and I am looking over at you. Sixteen years ago I was supposed to have done, or not done certain things, which are absolutely not true. They attributed the remark to Chief Porter. I protested it and said that sixteen years ago I was quite a private citizen. Most of the things that are stated there about me are complete hearsay and, frankly, as un-American a way of trying to hurt someone as anybody could possibly by any stretch of imagination conjure up. I guess every newspaper, etc., has practically published around and around most of these falsehoods. They serve no useful purpose; they had nothing at all to do with the investigation of so-called vice and crime in Torrance. I was guilty of one thing: speaking up against a man in high office who was using Torrance as a whipping boy for his own political purposes. I was a hero that day when I spoke up.

COUNCILMAN MILLER: Mayor, I don't want to belabor this point. I don't want to create an argument here. In regard to the two police officers, I think they should have their hearing but you confuse me. You support the report -

MAYOR ISEN: I support the recommendations. Let's get this thing correct.

COUNCILMAN MILLER: You don't support the report, then?

MAYOR ISEN: No, sir, No, sir. Let's get it clear. Those recommendations - I could go right down the line, but I don't want to take the time, and show that most of them we were either working on or had gone ahead if we didn't have opposition such as Mr. Drale on this going out and trying to get the fifth vote for the police and fire examinations - this would have been a -

COUNCILMAN DRALE: Mayor - just a minute -

MAYOR ISEN: You can say -

COUNCILMAN DRALE: I was only one man on this council and I have been consistent, Mr. Mayor, and you didn't need my vote, and I was no obstruction to you.

COUNCILMAN MILLER: I will call for the question.

COUNCILMAN DRALE: I am not responsible for the report, you know that.

MAYOR ISEN: Mr. Remelmeyer?

MR. REMELMEYER: Now, I think it's important that my view of the law be transmitted to the Council so that you will know exactly what it is. I do not advise the Council not to release the report. I do not advise the Council to release the report. In my opinion there is some chance of a libel action being successful although I do not think it is great but I cannot absolve you or the City from the possibility and from the resultant liability if it is successful. I have spent a great deal of time the last few days researching this law and I think the matter is probably privileged, but it is not clear that it is so.

Now, I will not tell you that for this reason you should not make the report public. There are to consider besides the risk of a libel action. You, the City, through you gentlemen, may wish to assume that risk, knowing what you are assuming. There may be reasons of public policy why you should release this report. Of course, there are also reasons of public policy and a couple of them have been given tonight, especially with relation to the police officers, why the report should not be issued. But I do not wish to tell you that you should not release the report; or that it is necessarily poor judgment on your part to release the report. I think you have the prerogative to do it as you see fit. That is a decision which involves not only legal, but political and moral and other factors. You, alone, can make that decision. I do not think you have to make it, however, in favor of one or the other answer.

Now, the first report with regard to Mr. Peebles, I think is an entirely different matter. The reason I do is, if for no other reason, because we have a pending lawsuit with Mr. Jahn, with regards to the very nature of the report itself. Secondly, the matter with Mr. Peebles was rendered moot by his resignation prior to the time that the matter came to the Council and I was afraid that any privilege that we had at that time may very well be lost if we continued because this was a report which was not administrative in nature, but was personal, it was a personnel matter aimed at one man. This report is an administrative one in addition to being personnel, the recommendations which were read by Mr. Ferraro are administrative recommendations. They cover an entire department and concerned a great many people. I think this is a different type of report than the first one. Therefore, I deem that it was necessary for me to explain the difference in my thinking between the two reports. However, again, I cannot tell you that there is no risk of liability in this.

(Interruption by Chief Porter asking for a man from the audience, who had received a telephone call to come home.)

COUNCILMAN MILLER: In other words, Mr. Remelmeyer, you are stating as an attorney for the city you wouldn't merely want to recommend this from a legal point of view - as an attorney.

MR. REMELMEYER: Let's say there is a risk involved in this case. There is a risk of liability. Naturally, from a purely legal point of view, as lawyer for the City, I would say if you do not release it, the report, there is no risk of liability. That is 100%. On the other hand, I don't want to go on record as telling you that the risk of liability is so great that you should not assume the liability if, after weighing the risk you decide that the other factorssuch as the public's desire to know the contents

of this report outweigh the risk which is to be assumed. This is a value judgment which no one can make for you but yourselves. If the risk is terribly great, of course, as it was in the first case, or at least if I think so, I will then tell you that the risk is too great and advise you not to do it. In this case, I cannot do that.

COUNCILMAN SCIARROTTA: I'd like to say thing about this report. I think that the report is merely testimony of people who testified under oath and naturally there is a possibility that they may have perjured themselves, but nevertheless they were under oath and what they told is in the report. And I kinda believe the facts which have been reported there I think the Attorney General did a very, very good job and I am willing to accept the report and I certainly would like to go along with Mr. Drale's motion if he would only eliminate those two because I think we ought to give these people a chance to be heard before the Civil Service Board before we actually vote to make this public. I sincerely hoped that you would make your motion, eliminate the two paragraphs.

COUNCILMAN DRALE: Well, I think it's up to the seconder, the second of the motion, to agree. If he agrees - I have no reason to believe -

COUNCILMAN SCIARROTTA: We have the opinion of two attorneys, the City Attorney, plus the Attorney General's office and I talked to them over the phone so if you would do that, I

COUNCILMAN MILLER: Mr. Sciarrotta, may I interrupt you. I have discussed this phase with Mr. Remelmeyer, too. Maybe you had better explain. This thing is so interwoven that it's almost an impossibility to eliminate - you just can't - it's from one page to the next.

MR. REMELMEYER: Yes, it's a very good idea from the standpoint of due process. I think you are quite right. I think there's a mechanical problem of great difficulty, however, because two officers, especially Lt. Cook, are interwoven throughout the report. It may be possible to do this without emasculating the report but it's a very difficult thing to do.

COUNCILMAN DRALE: I'll let my motion stand.

MR. REMELMEYER: These two officers have requested a hearing before the Civil Service Commission so that the material which Mr. Sciarrotta refers to will be made public shortly. It will not be kept private.

COUNCILMEN:MILLER: May I call for the question.

MAYOR ISEN: A gentleman here wants to be heard.

MR. MCCABE: I will be very brief. My name is Wm. McCabe, a local Torrance attorney, 18030 Crenshaw. I will be representing I anticipate one of the officers at one of the hearings before the Commission. I feel strongly as has been voiced by several members of the Council that in order to have a fair hearing and avoid prejudging, that we are all entitled to including yourself, and my client, that this should not be made public at this time. There is a matter of several days in withholding this information will not be damaging to the public, and I am sure that all the council wishes to give everyone concerned a fair hearing. And I do believe there is some possibility of a successful appeal based upon some improper procedure prior to these hearings, also, and I feel you

would want to have the results of the hearing and, of course, your own review, later be legally proper.

MAYOR ISEN: Are you ready for the question. Roll call, then on Mr. Drale's motion:

AYES: COUNCILMEN: Beasley, Drale.

NOES: COUNCILMEN: Benstead, Miller, Sciarrotta, Vico,  
and Mayor Isen.

(Councilman Sciarrotta said "No, unless those two things are deleted).

COUNCILMAN DRALE: I'm going to make another motion, Mr. Mayor. Those of you who are not familiar with the first report. An innocent man, one of the former members of this City Council, was set up in a bar here by certain members of the Police Department. This has been stated in the report. This to me is about as low as you can get when people use or misuse the Police Department in this city to do these very things. Now, everybody says, well, what is this? It's all right as long as it doesn't happen to you but when it does happen to you, then the shoe is on the other foot. Now, I'm moving at this time that the first report be made a part of the record.

COUNCILMEN SCIARROTTA: I'll second the motion. That's make the first report known.

COUNCILMAN VICO: Wait a minute, I want to ask the Attorney here -

MR. REMELMEYER: I have previously given the council my opinion on that. I think the main problem concerns the fact that the councilman who was allegedly set up has sued the city, or has filed a claim against the city showing that he will sue the city for the alleged set up and for this reason I thought that it would be poor judgment to release the report at this time. Now, all these matters will come out because when Mr. Jahn files his lawsuit, this information will go into the judicial records and will be made public so that it is now being kept permanently from the public. My thought was because of the pending lawsuit with Mr. Jahn, that we should not aid Mr. Jahn in collecting those damages from the city. Now, if the City Council believes that there is an overriding public interest and is willing, in other words, to assume the risk of helping Mr. Jahn win his lawsuit, then it would be proper to go along, but ordinarily the City Council has always taken the position that in a lawsuit since we are an antagonist that we do not help the plaintiff who claims damages against the city and that we act like any other litigant and withhold any confidential information from the plaintiff in order to minimize the possibility of his success at the trial.

COUNCILMAN MILLER: I can only say this, if any councilman wishes to make that report public, as an individual, there is nothing stopping him, as an individual, and let him take on his own liability. But representing the taxpayers who will end up paying for this lawsuit if the lawsuit is successful, on the advice of a city attorney of which I think you get paid something like what, 16,000 a year, Mr. Remelmeyer?

MR. REMELMEYER: Whatever it is, it's too small.

COUNCILMAN MILLER: How in the world can we sit here and you people out there tell us not to support what is to the best interests of the City? Now if this report is so great, so tremendous, this is going to come out in the lawsuit and you will get the information. No one is suppressing this information. So can't we be a little rational here and a little - I will ask the privilege of supporting the people of the City.

COUNCILMAN BEASLEY: May I say something?

MAYOR ISEN: Yes, Mr. Beasley, first and then.

COUNCILMAN BEASLEY: I want to state my position. It's very brief and very pointed. I believe elected officials of the city are responsible for conducting affairs of the city to the best interests of all the city and I think also as an official, I am simply a repository of whatever information which may be given to me which would benefit the city at large and I think because of the fact that I have a firm belief that this report made available to the public would benefit the City of Torrance I have voted consistently to release the report and I have also stated publicly on several occasions that anyone who wants to read my report, it's in my office and they can read it any time they want to and that's the position I have taken and I will take it as long as I sit on this bench.

COUNCILMAN MILLER: Then I submit, Mr. Beasley, that you hand it to the newspapers under your name.

COUNCILMAN BENSTEAD: I don't see why you don't either.

COUNCILMAN MILLER: Nobody is stopping you - hand the report to the newspapers as an individual.

COUNCILMAN SCIARROTTA: Well, Mr. Beasley, of course, has a right to say what he has to say. The Jahn case was pretty well stressed in every newspaper. I don't think it's any secret any more. There isn't anything in that report that wasn't already published in the newspapers so consequently the first time I voted for it and as a matter of fact I believe I am going to go with Mr. Beasley and Mr. Drale on the first one and make that as a matter of public record. So change my vote to -

MAYOR ISEN: We haven't voted on it yet.

COUNCILMAN SCIARROTTA: No, I mean the first one.

MAYOR ISEN: It still failed didn't it?

COUNCILMAN SCIARROTTA: Yes.

MAYOR ISEN: All right.

MAN FROM THE AUDIENCE: My name is Le Vane Forsythe.

MAYOR ISEN: You know, I've got to apologize. Mr. Shimmick was here tonight too. Is he still here. You fellows don't look alike when you are together - I'm sorry.

MR. FORSYTHE: I think if we have been sinful here in any way in this city, I think that we should have to pay for it. I don't care if it's a loss in a lawsuit. I think that we shouldn't suppress anything that people should know about what's going on in our city and I don't believe that things should be suppressed. I also commend Hank Porter in his action in suspending the two police officers last week whether they are guilty or innocent - they are innocent until proven guilty, let's put it that way. I believe we need a police chief of Mr. Porter's caliber. We need dedicated department heads very badly in the city at this time. I also request that the City Council not suppress any information that affects the conduct of any persons or department heads of the City of Torrance.

I believe that some of the councilmen have very little time to make amends due to the forthcoming election.

This is directed to Mayor Albert Isen. Your Honor, due to your professed love for the City of Torrance, I hereby request that you, Albert Isen, resign as Mayor of the City of Torrance for the good of the people of the City. I expect an answer now and not later than one week from this date at which time I have instructed my attorney to file a recall petition. I believe in all due respect to the people of Torrance and the office you now hold that you should have no other answer than your resignation. Thank you.

MAYOR ISEN: Mr. Forsythe, thank you for your remarks. I will have something to say under oral communications. In the meantime it's nice to know that you can get this cheap publicity for your council race on April 14th.

MR. FORSYTHE: I don't believe this is cheap publicity. I believe it answers for itself here tonight if these reports should be made available to the people of the City of Torrance and I think that the people of the City of Torrance feel that these reports should be made available and if we are guilty and our department heads are guilty for any actions they should pay for it and the City should pay for it for letting this go on.

MR. FRANK BURK: (indicated a desire to speak)

MAYOR ISEN: On what? On the report or on me?

MR. BURK: On the report and on this recall too, both. Very brief. That you have proposed administrator -

MAYOR ISEN: - - - great American right and I support it.

MR. BURK: Well, that may be, that's all well and good, your Honor, but

MAYOR ISEN: When you have the political vultures in the back row that think they can - overrule the thinking of the people of Torrance -

MR. BURK: I'm Frank Burk. I believe most of you know me. I am a builder here in town and I respect the fact of holding up this release of this report. Actually, I don't believe I have read this report over myself - as you have all heard it's free and available. Several men will let you see if you want and there's nothing that is going to get away from us in the next few weeks. This gives everybody a fair chance. As our gentleman here that's running for City Council says we want to put it out. I pay taxes here and when a libel suit is filed I pay for it along with the others. and I have been for the past fifteen years and I would like to see this report withheld and as far as our Mayor, I think it was an idiotic remark. This man has done everything he can for our city. What he does in his private life is his own business and for anybody to get up after the city - we as all the people and vote a man in with the percentage, I believe it was one of the biggest percentages ever has been in the City of Torrance, I might be wrong. Believe me, I think that the man deserves a hand for the fabulous job he has done. There's not a one of us who hasn't got loaded some time in our life and I don't think that's a fallacy. Everybody has.

COUNCILMAN BEASLEY: Question on the motion.

MAYOR ISEN: I could have ruled Mr. Forsythe out of order because we were discussing the report. The motion was to release the report.

COUNCILMAN DRALE: No, I didn't say release the report. I said make it a matter of record.

AYES: COUNCILMEN: Beasley, Drale, Sciarrotta  
NOES: COUNCILMEN: Benstead, Miller, Vico, Mayor Isen.

56. City Attorney Remelmeyer stated last week he told the Council he would have an ordinance tonight amending the condominium ordinance which would permit Mr. Watt to have a building permit issued. There simply has not been time to prepare such an ordinance but Mr. Remelmeyer said he could have the ordinance ready by Thursday evening if the Council would come to an adjourned meeting Thursday for a few minutes; otherwise it would have to wait until next Tuesday night. 1034  
x1054  
GEN

Councilman Miller moved to adjourn at the end of this session, to Thursday at 5 o'clock p.m. Mayor Isen seconded and there was no objection.

57. Councilman Drale mentioned that the drainage ditch on Redondo Beach Boulevard supplied through the offices of Supervisor Hahn and the improvements along Crenshaw Boulevard, have been completed. In recognition of the services and help from Mr. Hahn, Mr. Drale thought it suitable to have an official dedication and asked the Acting City Manager to contact Mr. Hahn and agree on a date that would be mutually convenient. 1135  
CRENSHAW

58. Councilman Vico asked City Attorney Remelmeyer if he had found out anything about the lot near Bishop Montgomery School and Mr. Remelmeyer replied that it is solved by the ordinance the Council passed this evening where waivers can be granted by the Planning Commission. 1121.2

59. Mayor Isen thought it would be suitable to write a letter of welcome to Bullocks who plan a \$10 million improvement in Torrance and moved such a letter be written for his signature. Councilman Drale seconded and there was no objection.

60. MAYOR ISEN: Now, first an apology to Mr. Forsythe. I made a mistake. I signed Mr. Forsythe's petition to the council but it was an error and I didn't want to renege on it. On the last day, both he and Mr. Olson were standing together. I thought Mr. Olson's petition was being circulated by Mr. Forsythe. I didn't dream he would be a candidate. He has never done a thing either for a charity drive or any civic activity at all - ever. But once I volunteered to sign the petition, I thought I was signing Mr. Olson's, I didn't want to hurt his feelings. I think he is entitled to know that now. I certainly do not want him to go around and say that the mayor is one of his sponsors for council - 1144  
INVESTIG.  
ATION

(Mr. Forsythe came forward)

MAYOR ISEN: Please let me finish, will you? I am asking, will you kindly be seated, sir? We'll have oral communications from the audience and you can have complete rebuttal.

MR. FORSYTHE: Can I answer right now?

MAYOR ISEN: No, sir, please let me finish my communication. You'll get your chance. Because I am not deviating from any rules at all. This is how it has been done for the last nine years that

I have been mayor - nine years in April to be exact.

This so-called public image of the City of Torrance as the result of last year in building permits we are the third largest of any cities at all in Los Angeles County. It resulted in people moving here at the rate of 500 a month to have in proportion to our population the largest growth of any city and this is not easy at all. Six thousand people came in during the year. Now, I would say the best way to work at this time is to restore what some say is the good image we have lost is to first of all get rid of several libelous billboards around town. One candidate has a STOP and GO billboard on Carson Street at Hawthorne where Carson intersects and it says on it STOP CORRUPTION. Mr. Forsythe has a number of small signs to the same effect. I challenge either or both of these gentlemen to be specific on this. I think the very first thing to do if they are sincere in their council race is to strike that portion out. We, every two years have groups of unsuccessful candidates who try to seize on issues - folks, I am not running - at election time. Their interest in city government is non-existent the rest of the time. I think you will all agree the Council Chambers is not the proper place to do political campaigning.

Now, it's easy to forget and I am certainly the very last one - I don't like to be considered to have to toot my own horn. Perhaps a little bit of reminding would be in order. I say this particularly to these eager beaver candidates who seize on anything - pull down the city - they don't care. I have already said earlier that most of the report as it pertains to me is based on hearsay and falsehood. An attempt has been made to portray me as either an alcoholic or a drunk. Well, I've dealt with too many people in this city, they know otherwise. This is not a prepared statement; I am trying to coordinate my thoughts as these things occur to me.

I have indicated that I did take on powerful interests. I didn't realize how powerful they were with the resources of the County behind them. Hindsight is wonderful. Want to point out further that it was my motion to refer all this matter to the Attorney General and Council concurred in it 100% without a negative vote.

I have given my time for nine years, almost half of it, to the complete neglect of my law practice. You folks don't know the Saturdays and Sundays I have participated in ground breakings and church events also that take up the weekend. A conservative estimate of ground breakings and ribbon cuttings and other affairs would be three a week and multiply that by 150 and by nine - you can see it was quite a schedule. I have no absentee record from this council meetings. I have been here even when I was sick and you multiply even the regular meetings 50 in a year times nine. Each and every one of them posed problems and numerous problems - I shouldn't have to remind you of this. But over and above that and I am just recalling, from the time of all-American city to the problems with CORE, to the fight for the Superior Court, to the attempts at bad rezoning which I voted against and incurred enmities, to the protection I have tried to give to the little property owner and homeowner here, to the very first event that was contested and most of you people don't remember it - it was a vigorous campaign to get the rabies ordinance nine years ago that we take for granted today. All of these involved sleepless nights and much worry and much study. We worked out a series of problems on rubbish and garbage collection that trampled on the toes of some people. The householder has not

had the dollar charge raised and it very well could have been. I could go on and on to things that are occurring to me now and if necessary we could certainly summarize, from Armed Forces Day which I had the pleasure of conceiving to Airport Days, to the Traffic Safety Council, to the Juvenile Welfare Commission, to the City Beautiful Commission. I am not here tonight, folks, to try and tell you about all these things. I want to particularly however, give thanks to hundreds of people who stood by me and have given me confidence, let me know how they felt ever since the chain of events started as of last October 10th.

There is an American way of doing things and other ways. Whether you think I am guilty or not guilty, I have paid the price twice over all ready. I am not a candidate for election. I think that the candidates should get constructive and stick to the issues of the campaign if they can find them, rather than the tack that they are taking now.

I have several projects in mind. Nobody knows them - they are still up here - that will be extremely of importance to this city. I can't reveal them at this time because a number of reasons. The timing is not right. Certain other things have to take place first and possibly there might be some guesses on this.

Let me talk about Superior Court just for a minute here, which will soon be a realization. Very few people know that the idea was conceived even two years before the campaign was started. Torrance was part of the Long Beach judicial district. We had to break away from the Long Beach District and get Inglewood to let us in to the Southwest District and Inglewood went for it. They wanted a criminal department, they only had one civil department and we told them "very well, we'll try to talk a presiding judge into this criminal department over there if you will admit us to the Southwest District Superior Court." That was started a long, long time ago and when the ground is eventually broken and the start of this building begins so the people know it's an actuality. You folks do not realize the import this is going to have to the economic development of this community.

Let me talk about Joslyn Center a minute. I didn't have to take two days away from my office to go to Santa Monica when Mr. Joslyn offered \$50,000. We were able to sell him on a \$25,000 raise or \$75,000. This wasn't called for as being a rubber stamp mayor and not only that, but I think the door is open to his estate when problems of litigation have been settled for the estate to make a contribution of hundreds of thousands of dollars to this beautiful building that is going up in increments. The plans, folks, as you know, or may not know, provide for expansion into a two-story, \$600,000 edifice.

Well, maybe these things don't add up to you, but I have just felt like I should point several of these things out to you this evening. Do you people know of practically two and one-half days that I personally spent negotiating with the CORE representatives? You don't? I didn't have to do that. This would have cost the City another \$100,000 in litigation which would have been unpurposeful, needless and certainly destroying the image here of this city, and I could go on and on.

I have no intention at all of offering a resignation. I regret very much. I can take it - I don't ulcer easily - but, folks, this has been real, real rough on my wife. She has been a real good sport about it. If you think - even if you agree with what

Mr. Forsythe would have you believe, and I cannot, if you want to add up the plus and minus, please do so and be fair. There has been nothing in any report, either the first or the second, there is nothing to involve me in the Jahn incident. Look at that as a matter of record; I had nothing to do with it.

I have lived in this city since there were 300 people here in 1913. I have felt inspired to the work I have because as I say I have loved the city. I have had a lot of good years here and I can still make this donation. But nobody has ever cast any aspersion, including the Attorney General in his reports, either on my conduct here as mayor of this city in the city business. Nobody has or would dare cast any aspersion on my honesty, on my integrity, on my voting record here, and I will stand on that.

This has been a disjointed statement, folks, it could have been more coherent, but I have tried to speak my mind and from my heart as to this particular situation. The public of Torrance, the voters cannot be so amiss as to be taken in by all this wild, reckless charges, unfounded and unthought out by the like of the gentleman who will probably speak to us again in the next few minutes. Thank you again, very much for listening to me as patiently as you have and I hope that I won't have to discuss this any more.

COUNCILMAN DRALE: Let me just - it has all the earmarks of referring to me when you go back to rabies and the statements made. I just want to say this, folks. I have served a lot longer than Mr. Isen on this city Council. I am not taking any credit for anything. It takes all seven members here. He didn't get the courthouse by himself; he didn't settle CORE by himself; we sat in this room when we had to fight one another to sign a release. I want to give everybody credit; I want to give the city and the citizens here credit. I am a candidate; I knew it. I was not part of any investigation. I could not help that it came up. I only know that I had the trust to give to the people of the City of Torrance and that's what I am trying to do. Now, I don't know whether - I know the Mayor has made threats to me already; there are other people have made threats to me already; this sounds like one tonight. In this room the other day we got into personalities and threats; nothing accomplished. I am not trying to do those things. I am trying to be a representative here for the people of the City of Torrance and this is the reason I believe that these reports have to be made public and I am sorry they involve people beyond just the voters. There are affiliations here that hurt. I want the people to understand that. I have served here now sixteen years. I have never taken the credit for anything, but I know when the courthouse was formed I was there; when the All America City was formed, I was there; when the Civic Center was formed, I was there, but I think everybody in the City of Torrance deserves a lot of credit, not just one individual.

MAN FROM AUDIENCE: Mr. Mayor, your Honor, my name is Jim Mature, 151 Via Los Altos - I would like to say a few words. I am not going to ask for equal time. I'm afraid that none of us have that much time as spent here tonight. I'd like to say one thing in behalf of Mr. Forsythe. Your Honor, you mentioned something in regard to his not doing anything of a civic nature in Torrance. Now, he has been a member of the local Lions Club for about four years and has donated unselfishly of his time to the benefit of many local charities such as the YMCA and many needy people. I would just like to make that a matter of record.

MR. FORSYTHE: In addition to belonging to Lions Club, about seventy-five percent I would say of the churches that were built in this town since 1945 my father and myself have graded them off for nothing. We did the grading and site work for the church for nothing without receiving a nickel to our self. We have also graded off I would say at least fifty percent of the Little League fields in this vicinity, including Redondo and various other areas for no charge at all. I am not trying to put a flower in my cap; I'm just defending myself here. I am not campaigning. I had never mentioned any of this and I never intended to but the Mayor indicated I had never did anything for the City of Torrance. In the Lions Club I had a project of Los Arboles Park. I didn't do it myself but with the whole club and the help of the whole club of which I was chairman at the time we put the sidewalks in and got that park started; that park laid there for years; and that's all I have to say.

MRS. EVELYN RADFORD, 1116 Kornblum Avenue: I just wanted to ask, Mr. Mayor, now you have decided to hold the report until after the two policemen have had their hearings, are we to assume it will be made public after that?

MAYOR ISEN: I don't know how the council will

MRS. RADFORD: Oh, then you will vote on this again later?

MAYOR ISEN: I just don't know.

COUNCILMAN SCIARROTTA: Well, I am pretty sure, I can assure you it will be brought up again hoping we will get another vote because the only reason I was reluctant was because having consideration for these two men who have not yet been before the Civil Service Board. But I am sure it will be brought up again until such a time as both reports shall be made public.

MRS. RADFORD: So we can assume that it will probably be made a matter of public record.

MAYOR ISEN: Why don't you read Mr. Beasley's? He says it's available. Anyone else, folks?

Councilman Beasley moved to adjourn this meeting to 5 p.m. Thursday, March 12, 1964 in these council chambers and his motion seconded by Councilman Drale, carried by unanimous roll call vote.

1054  
GEN

The councilmen will be further reminded.

*Vernon W. Coil*  
Vernon W. Coil, Clerk of the City of  
Torrance, California

APPROVED:

*Albert Isen*  
Mayor of the City of Torrance

Edith Shaffer  
Minute Secretary

29.

Council Minutes  
March 10, 1964