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3. Permission for sale of Midwinter Annual issues Los Angeles Times and Examiner:
- a) Los Angeles Times: Request by M. McCann, local agent, for permission (as has been granted in past Res. 3067, 12-20-50 and prior) to sell Times Midwinter Edition in front of Palm Springs Department Store, 180 North Palm Canyon Drive, January 2-6, 1952; has permission of store.
  - b) Los Angeles Examiner: Mayor Farrell suggested that since there would also be request for sale of Examiner permission be granted to the agents of both papers simultaneously.

On motion by Hardy, seconded by Nathanson, Res. No. 3305, granting permission requested by Mr. McCann and also permission to H. R. Claxton, Los Angeles Examiner agent, for similar privilege in location he may choose, was adopted by unanimous vote.

4. State Board of Equalization Notice:

Application by Tahquitz Pharmacy (Jessie M. Rieth, new owner), 198 South Palm Canyon Drive, for off-sale general license (renewal)

No action.

5. Treasurer's requests for hearing dates on possible revocation of sales tax permits:

- a) Barrett O'Shea dba House of Interiors: no payment for October: On motion by Boyd, seconded by Strebe, Res. No. 3306, fixing 8:30 o'clock p.m., Wednesday, January 9, 1952, as time for hearing, was adopted by unanimous vote.

NOTE: The day following this action, Treasurer reported payment by Mr. O'Shea thus rendering the hearing unnecessary.

- b) Hearing on delinquency of Maurice Bresnick; time fixed by Res. No. 3290, 12-5-51: Treasurer further reported that Mr. Bresnick had been reinstated through payment prior to this meeting.

6. Housing for Colored People (Res. No. 3172, 6-6-51): Upon permission of Mayor, Mr. Nathanson addressed Council, stating that a group is present from his district (Section 14, Indian Land) who over the years have given little or no trouble and to his knowledge have never asked for anything or offered any criticism of Council; however, cannot be denied that these people have a problem for which he, as their Councilman feels responsibility; referred to his previous presentation of matter - in meeting of last June the 6th; that situation has finally come to a head due to action made necessary by State and County authorities' enforcement (through cooperation with City departments) in condemnation of homes of some of these people given notices of eviction from time to time over past year; for more than a year City has issued no permits for building in this area; as their Councilman he has tried to use such knowledge as he has and everything in his power to prevent the evictions; in consequence has two resolutions which if adopted may tend to alleviate the situation; first would like Council to hear from those present who wish to speak upon the subject. #117

Here Mayor Farrell announced that before hearing any remarks he wanted it understood that, while the Council is most happy at all times to give the citizens ample opportunity for expression upon all matters of general

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interest, the meeting would be conducted in an orderly manner - without any expression whatever of approval or disapproval - by applause or otherwise.

When called upon, following named spoke:

Mr. James H. Anderson, representing National Association for Advancement of Colored People, stated that he is executive secretary for Southern California Council of Association; recognizes that there is a serious problem here; has met some of nicest people here one could hope to meet anywhere; everyone very friendly; Association has tried to look on this as a community problem and tried to arouse community interest to extent of finding a solution; described Association organization in detail: not political, not Communistic; people of national prominence are active in organization; has talked with most of responsible local civic leaders.

Rabbi Lebowitz, who stated that he is speaking only as man of religion; was greatly touched by problems of these our citizens with whom he has spent considerable time; understands that Health Officials are making it necessary for them to vacate their premises; is not questioning law in such matters but urges that Council attempt to find a solution for these people.

The Rev. Johnson (Colored Minister) spoke in same vein.

Mrs. A. C. Lilly stated that she has lived here for seven years; has three sons, one presently awaiting induction into Armed Services; has eviction notice and would appreciate anything which can be done to alleviate situation.

Mr. Anderson, in closing offered in summation:

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It may be possible to interest someone in developing a location for these people; obviously to locate them at any considerable distance outside City would offer no solution since no public transportation is available; referring to Lienau Village Housing, commented that the eight people involved in eviction notices applied for admittance there as did also some thirteen others; these are people who are living in shacks renting for \$40 to \$55 per month; Lienau Village rentals run \$50 to \$60; talked with Messrs. Harold West and Barney Hinkle of City Housing Authority; was informed a meeting of Authority would be necessary for any formal action; also that Authority agreement with State expires in 1952 and presently plans to sell buildings and discontinue the installation. Referred to Torney Hospital Buildings which might be moved and converted into residences; expressing position of Association, is petitioning Council for commitment to assist in alleviating situation upon minimum basis:

- 1) Help these people in best and quickest possible manner, rejecting any idea of segregating them by themselves or making it inconvenient for them to get to their jobs or for their children to get to school;
- 2) Regard this at an emergency matter and petition or instruct whatever higher authority can be invoked - such as City Housing Authority (which governs Lienau Village) to admit qualified applicants into that location. Association understands that Lienau Village was originally set up as a Veterans' Housing Project; six or eight of people in

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Association's group are entitled by law to that housing; also understands that Authority, since Village was not fully occupied by Veterans, permitted non-Veterans to locate there; Association is requesting same privilege for its people.

Would like assurance that, if arrangements can be made with State for use of Lienau Village Housing on rental basis, City will cooperate to that end; or, if Surplus Torney Hospital Buildings are available, that City and Indian Agency will cooperate to extent of approving moving and reconstruction of those buildings for residential purposes on Section 14.

Later, following remarks by City Manager, stated that he has made no investigation (as to County Housing) other than to help people faced with immediate eviction; Association understands there is a zoning plan for Section 14 which will classify property in the area under discussion as "Business District;" inquired whether in that event residential construction would be permitted there; further inquired why, since building permits have been withheld pending development of street plan, eviction proceedings could not be delayed until such time as streets are laid out and building can be done in accordance with City's building and zoning requirements.

Stated that some members of group are able and willing to build suitable housing; problem is whether, since their whole savings would be invested, they should plan for such construction in view of uncertainty as to development of street plan and zoning; would like to know if Council would permit houses to remain there (after street plan and zoning development); State Housing procedure is apparently applicable to migratory workers - these people are permanent residents.

Mr. Nathanson offered resolutions, as follows: # 117

- a) A motion that Council instruct City Manager to work closely with State and County Health authorities in an endeavor to secure deferment of all evictions on Indian Land in Section 14 until May 1, 1952. The motion was seconded by Strebe and discussed, as follows:

Mayor Farrell expressed doubt that any member of Council is unsympathetic especially to mothers and families who have received notices; called upon

City Manager, who gave brief resume of City's position in matter: Expressed fear that in discussion here we have strayed from main thought, which has resulted in impression that the City and Council have acted unChristianlike in asking these people to vacate their homes; explained that action taken was prompted by State of California in enforcement of its very basic laws regarding housing and health; those requirements are about as low as can be met and maintain public health; described City and County responsibility in being charged with enforcement of these State laws; if those laws are not enforced City and County officials could be charged with dereliction in duty; NAACP has been most cooperative in recognizing that buildings involved are unhealthy and unfit for human habitation;

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City is acting upon instruction from State Housing Authority and State Health Department in citing the persons occupying these buildings; most of whom were given notices as long ago as April.

Further, there are some points not brought out here which are germane: Because there is no formal street plan for Section 14 City cannot grant building permits there; in majority of cases wherever possible City has granted permits to bring existing structures up to minimum standards; until City can work out something with Indians as to street plans it remains impossible to proceed with further home construction in this area.

Referred to case of Mrs. Lilly: her structures consist of a trailer and portion of dwelling connected, which State Housing Law does not permit; building has no sanitary facilities; necessary procedure for her would be to remove the trailer and construct a kitchen and bathroom, which could be done at a cost of \$600-\$700; when notified Mrs. Lilly stated that she did not want to meet those requirements because it would make it difficult to keep track of her children. Although City officials are sympathetic, it does seem that these people should make an effort to help themselves; Council's problem is this: How to help them temporarily without jeopardizing the health of the 25,000 people who are here at height of season - doing something for a few at expense of the health of the majority; Health authorities are concerned mainly with the existing unsanitary installations in this area.

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Mr. Nathanson expressed view that it does not seem unreasonable - since matter has run for so long - for City to take steps giving these people an opportunity to repair and renovate existing housing.

In response to inquiry by Mayor, City Manager stated that housing situation is not entirely within City's control; it will require consultation with State and County authorities to ascertain whether complaints filed can be withdrawn. These cases have been progressing ever since City was designated by State to enforce the State sanitary laws; a great number of buildings have been improved and brought to standard; as indicated here, most of occupants were cited last April; procedure has been to clean up particular areas on at a time; is suggesting authorization to contact Riverside County Housing Authority to see if that body would be interested in this housing problem.

Section 14 has been zoned as shown on current Land Use Map; problem is not one of zoning but layout of street plan; until Indians advise City as to where streets may be located permits are not being issued for construction on lots facing Ramon Road, Sunrise Way or that portion of Alejo Road which has been dedicated where a portion of any of those lots might be subject to dedication for street use - in development of over-all street plan; it is much easier and

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would be safer to grant a delay when known within a reasonable time just when a solution of the street plan is at hand.

Mr. Nathanson's first motion (Item 6-a hereinabove) seconded by Mr. Strebe, was reiterated:

That City Manager be instructed to work closely with State and County Health authorities in an endeavor to secure deferment of all evictions on Indian Land in Section 14 until May 1, 1952; and

as No. 3307, adopted by unanimous vote.

Mr. Nathanson offered as his second motion:

- b) That the City Manager be instructed to work closely with State and Federal Housing Authorities relative to leasing and building upon Indian Land and moving Lienau Village Housing upon such land, operation of such a project to be controlled by State Authority, for public housing there; or for some procedure with State Housing Authority in an effort to provide such housing on private land.

NOTE: As originally framed resolution omitted reference to "Federal Housing Authorities," which was included on advice of Assistant City Attorney as necessary if housing is to be located upon Indian Land. Also, resolution originally referred to "housing Colored People," but after statement by Mr. Anderson, representing NAACP, that the housing should be for "anyone," resolution was changed to read for "public housing" instead of "housing Colored People."

Discussion by Council:

Mr. Boyd dislikes making commitments or offering encouragement if Council cannot actually fulfill those promises. Referred to fact that some time ago Council (in meeting of October 4, 1950 and prior) went opposed to moving of Lienau Village buildings any place in Palm Springs; that Planning Commission recommended that:

Any relocation should be only in M-1 districts and, further, that units should not be permitted to locate on any Indian Land until establishment of official streets there; until an acceptable street pattern for Section 14 is firmly established said units should not be permitted to locate thereon.

Mayor Farrell concurred with Mr. Boyd as to prior action regarding Lienau Village buildings, adding, however, that perhaps, in face of existing circumstances and pending evictions, in this instance Council may be inclined to digress from established policy.

Mr. Vieth commented that some Indian Land is outside city limits and yet accessible to the city for working people - perhaps that could be worked out.

Mr. Strebe referred to two meetings within past ten days of businessmen who are attempting to raise capital to finance the contemplated project; this group would naturally cooperate fully with the City. Suggested

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to Mr. Anderson that he call upon Col. Fox of Palm Springs Employers Association, which is working with group mentioned.

Mr. Strebe seconded the Nathanson motion (Item 6-b next above) and as Resolution No. 3308, the resolution was adopted by unanimous vote.

Here the Mayor called a

RECESS,

and upon reconvening resumed with

REPORTS:

Departmental reports were presented, examined and ordered filed, as follows:

1. Treasurer

a) Cumulative Receipts as of Nov. 30, 1951

- 1) Parking Meters;
- 2) Sales Tax.

b) Fund Statement as of 11-30-51.

c) Treasurer, November

2. Minutes (copies distributed among Council):

a) Planning Commission and Zoning Board, Nov. 14, 19, 21, 28 and Dec. 12, 1951

b) Health Center Board, Dec. 15, 1951

City Manager - with recommendations: Reported that, as to

1. Television Transmission Franchise (minutes, August 22, 1951 and prior):

a) Mr. Hilton McCabe has filed petition in behalf of International Telemeter Corp., which had been referred to Assistant City Attorney and that Mr. McCabe would like to address Council in behalf of that petition; also that

b) Mr. Lucien Shaw, attorney for Palm Springs Broadcasting Company - KCMJ, would like to appear.

Upon permission of Mayor

Mr. Shaw addressed Council, stating that he and his client Mr. Joseph Gamble, president of the Broadcasting Co., are requesting to be heard before Council takes action upon Telemeter application.

Assistant City Attorney explained that Telemeter application is primarily a request for Council hearing upon application for franchise, which hearing, under law, must be held within not less than 20, nor more than 60 days following publication of notice of hearing, pursuant to Council resolution declaring Notice of Intention to hold such hearing.

Mr. McCabe described application and named members of corporation. Spoke later, following Mr. Shaw, stating that his client is not seeking an exclusive franchise. Answering inquiry by Mayor, stated that he could not say when first Palm Springs installation is contemplated;