

RESOLUTION NO. 5124-N.S.

A RESOLUTION AWARDING BID ON WATER PIPE TO THE UNITED STATES PIPE & FOUNDRY COMPANY FOR \$2831.00 FOB BIRMINGHAM, ALABAMA

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WHEREAS, pursuant to referring of bids on water pipe to the City Engineer and Commissioner of Public Supplies for recommendation and tabulation,

BE IT HEREBY RESOLVED that the bid of \$2831.00 f.o.b. Birmingham, Alabama, less \$14.40 per ton freight charges, of the United States Pipe & Foundry Company be accepted as it is the lowest and best bid received and the City Clerk was directed to notify the successful bidder and to make payment for water pipe when delivery has been approved by the City Engineer.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 6th day of January, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5125-N.S.

A RESOLUTION AUTHORIZING THE CITY ENGINEER TO ENTER INTO AGREEMENTS WITH VARIOUS COMPANIES FOR THE PURCHASE OF GASOLINE TO BE USED BY THE CITY OF MODESTO

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BE IT HEREBY RESOLVED that the City Engineer be authorized to enter into agreements with various companies for the purchase of gasoline to be used by the City of Modesto.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 6th day of January, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5126-N.S.

A RESOLUTION ACCEPTING REPORT OF AUDITOR ON ACCOUNTS OF THE CITY OF MODESTO FROM JULY 1, 1940 to NOVEMBER 30, 1940

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BE IT HEREBY RESOLVED that the report prepared by R. E. Brotherton, Auditor, on the accounts of the City of Modesto from July 1, 1940 to November 30, 1940, at which time H. E. Gragg, former City Clerk resigned be accepted.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 6th day of January, 1941 by Commissioner Neece who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5127-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that the meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council held on the 6th day of January, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5128-N.S.

A RESOLUTION ALLOWING CLAIMS FOR MONTH OF DECEMBER, 1940

WHEREAS, the claims against the City of Modesto for the month of December, 1940 for the various sums in the aggregate hereinafter stated having been audited by the Council and found to be correct;

NOW, THEREFORE, BE IT RESOLVED that all of said claims so audited and approved be and they are hereby ordered allowed, with reference being made to the Auditor's Cash Records for further details relative to amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$29,689.90
WATER FUND-----	11,515.27
LIBRARY FUND-----	1,972.60
BOND RED. INT. FUND-----	3,125.00
ST. BOND RED. INT. FUND-----	--
MONOTTI BEQUEST #2-----	213.22
TOTAL-----	\$46,515.99

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of January, 1941, by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5129-N.S.

A RESOLUTION REAPPOINTING E. R. UTTER AS TRUSTEE OF THE LIBRARY BOARD FOR A PERIOD OF FOUR YEARS FROM FEBRUARY 1, 1941

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WHEREAS, pursuant to the expiration of the term of office of E.R.Utter on the Library Board as of February 1, 1941,

BE IT HEREBY RESOLVED that E.R.Utter be reappointed as Trustee of the Library Board for a period of four years beginning February 1, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of January, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5130-N.S.

A RESOLUTION REAPPOINTING E. T. TAYLOR TO THE PERSONNEL BOARD FOR A PERIOD OF SIX YEARS FROM JANUARY 15, 1941.

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WHEREAS, pursuant to the expiration of the term of office of E. T. Taylor on the Personnel Board, as of January 15, 1941.

BE IT HEREBY RESOLVED that E. T. Taylor be reappointed a member of the Personnel Board for a period of six years from January 15, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of January, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5131-N.S.

A RESOLUTION REFERRING ALL BIDS ON AIRPORT HANGAR TO THE CITY ENGINEER AND COMMISSIONER OF PUBLIC SUPPLIES FOR TABULATION

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WHEREAS, pursuant to authorization by the Council to the City Clerk to advertise for bids on materials and work on the airport hangar to be installed at the Municipal Airport, and

WHEREAS the City Clerk reports numerous bids on file

BE IT HEREBY RESOLVED that all bids be referred to the City Engineer and Commissioner of Public Supplies for tabulation and recommendation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of January, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5132-N.S.

A RESOLUTION GRANTING LEAVE OF ABSENCE FOR ONE YEAR TO KENNETH W. WALLACE BEGINNING JANUARY 31, 1941

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WHEREAS, Kenneth W. Wallace has requested leave of absence from the employ of the City of Modesto for a period of one year commencing January 31, 1941 due to the fact he will be compelled to leave the city with the California National Guard.

BE IT HEREBY RESOLVED that leave of absence be granted to Kenneth W. Wallace for a year beginning January 31, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of January, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5133-N.S. NOT USED

RESOLUTION NO. 5134-N.S.

A RESOLUTION REVOKING THE PERMIT OF MRS. E. B. PETERSON TO OPERATE A POP-CORN WAGON AT THE CORNER OF TENTH AND I STREETS IN THE CITY OF MODESTO

---eOo---

BE IT HEREBY RESOLVED that permit to operate a pop-corn wagon of Mrs. E. B. Peterson at the corner of Tenth and I Sts. be and it is hereby revoked as of March 31, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of January, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Stanley, Mayor Shannon

Noes: Councilmen: Neece

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5135-N.S.

A RESOLUTION ACCEPTING RESIGNATION OF POLICE JUDGE LESLIE K. FLOYD

---eOo---

WHEREAS the Justice Court of the Modesto Township is now a Court of Class A jurisdiction and under the County Ordinance a justice of a court of that class cannot hold the office of Police Judge of the City of Modesto, and

WHEREAS Judge Leslie K. Floyd, now acting Police Judge and Justice of the Peace has tendered his resignation as Police Judge,

BE IT HEREBY RESOLVED that the resignation of Leslie K. Floyd as Police Judge be and it is hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of January, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5136-N.S.

A RESOLUTION AUTHORIZING THE CITY ENGINEER TO REMODEL THE LOWER FLOOR OF THE OLD FIREHOUSE AT 715 TENTH STREET FOR THE POLICE COURT

BE IT HEREBY RESOLVED that the City Engineer be authorized to remodel the lower floor of the old firehouse at 715 Tenth Street to be used for the Police Court.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of January, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5137-N.S.

A RESOLUTION APPOINTING J. LEE ROBERTSON AS POLICE JUDGE OF THE CITY OF MODESTO WITH A SALARY OF \$200.00 PER MONTH

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BE IT HEREBY RESOLVED that J. Lee Robertson be appointed Police Judge of the City of Modesto at a salary of \$200.00 per month, and

BE IT FURTHER RESOLVED that said appointment of J. Lee Robertson as Police Judge be effective at such time as he shall qualify for the position.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of January, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5138-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that the council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of January, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5139-N.S.

A RESOLUTION APPROVING CHANGE OF SCHEDULE OF BUS OF THE AIRPORT TRANSIT

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BE IT HEREBY RESOLVED that change of schedule of bus of the Airport Transit as filed with the City Clerk be and it is hereby approved.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 13th day of January, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5140-N.S.

A RESOLUTION PASSED HONORING THE MEMORY OF H. E. GRAGG AND EXPRESSING SYMPATHY OF THE CITY COUNCIL OF MODESTO TO THE MEMBERS OF HIS FAMILY

---oOo---

WHEREAS, the long period of service of H. E. Gragg to the citizens of the City of Modesto has been brought to an end by reason of his recent illness and untimely passing from our midst; and,

WHEREAS, that long period of service comprised approximately seventeen years as the City Clerk, Auditor, Collector, Treasurer and Auditor of the City of Modesto; and,

WHEREAS, during the time the said H. E. Gragg occupied those various offices, he rendered to the citizens of the City of Modesto, honest and faithful service looking always to the benefit of the City and its citizens; and

WHEREAS, the loss of his services to said City by reason of his recent illness constituted a distinct loss of a faithful and honest servant;

NOW THEREFORE, the Council of the City of Modesto, in special session this 13th day of January, 1941 does hereby resolve and declare that the City of Modesto and its citizens have lost a real and trusted friend and does hereby further extend to the bereaved family of the said H. E. Gragg its deepest sympathy for the great loss that it has suffered.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on January 13th, 1941, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Neece, Stanley, Bates, Barnell, and Mayor Shannon

Noes: Councilmen: None

Absent; Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5141-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 13th day of January, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5142-N.S.

A RESOLUTION COMMENDING EDWARD T. TAYLOR FOR SERVICES RENDERED TO THE CITY OF MODESTO

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WHEREAS, Edward T. Taylor was appointed as Chairman of the Personnel Board of the City of Modesto approximately two years ago; and,

WHEREAS, as Chairman of said Personnel Board said Edward T. Taylor directed to a great extent the formation of said Personnel Board and devised and created a set of rules and regulations to govern the operation of said Board; and,

WHEREAS, said Edward T. Taylor has contributed much to the present civil service system in the City of Modesto by reason of his diligent and conscientious effort in fulfilling the office of Chairman of said Personnel Board:

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF MODESTO at a regular meeting thereof held on the 22nd day of January, 1941, that said City Council is grateful to the said Edward T. Taylor for the services rendered to said Council and the citizens of the City of Modesto and desire at this time to compliment him for the fine services so rendered and to express its regret that the said Edward T. Taylor has deemed it proper and necessary that he resign from his said position as Chairman of said Personnel Board.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5143-N.S.

A RESOLUTION GRANTING PERMIT TO H. A. MEYER TO OPERATE REAL ESTATE OFFICE IN RESIDENCE ZONE, BEING LOTS 23 and 24 IN BLOCK 587

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WHEREAS, pursuant to the filing of petition with the Council by H. A. Meyer for permit to operate and maintain a real estate office on property known as 130 High Street, being lots 23 and 24 in Block 587 of the City of Modesto and it appearing from affidavits on file that a notice setting forth a time for

hearing any and all protests to the granting of the petition as prayed for and this being the time set forth, and

WHEREAS, the City Clerk reports that no protests either oral or written have been officially filed.

BE IT THEREFORE RESOLVED that permission be granted H. A. Meyer to establish a real estate office at 130 High Street, with the understanding that all provisions relative to building permit fees will be complied with.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5144-N.S.

A RESOLUTION AWARDDING BIDS ON MATERIALS FOR AIRPORT HANGAR

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BE IT HEREBY RESOLVED that the following bids be awarded on materials for the construction of hangar building at the Municipal Airport:

Item 1	rejected, city to buy under force account	
Item 2	United Lumber Yards, Inc.	\$546.15
Item 3	United Lumber Yards, Inc.	187.53
Item 4	United Lumber Yards, Inc.	499.17
Item 5	Standard Materials	351.00
Item 6	Turner Hardware Company	54.96
Item 7	Harry Brown	162.49
Item 8	O. A. Kauffman	136.50
Item 9	Kyle & Co.	354.60
Item 10	Modesto Lumber Co.	61.80

as being the lowest and best bids, and

BE IT HEREBY FURTHER RESOLVED that the City Clerk be authorized to return bidding checks to unsuccessful bidders.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5145-N.S.

A RESOLUTION AUTHORIZING THE ENTERING INTO CONTRACT WITH THE UNITED STATES TREASURY FOR WATER SERVICE AT 1314 H STREET IN THE CITY OF MODESTO

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BE IT HEREBY RESOLVED that the City of Modesto enter into a contract with

the United States Treasury for water service at 1314 H Street, leased to the National Youth Administration until June 30, 1941, and

BE IT FURTHER RESOLVED that the Mayor and City Clerk be appointed signatory officials on contract for water service.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5146-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO RECORD DOCUMENTS ON ANNEXATION OF THE NORTHWOOD TRACT TO THE CITY OF MODESTO

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BE IT HEREBY RESOLVED that the City Clerk of the City of Modesto be and he is hereby authorized to record documents on the annexation of the Northwood Tract to the City of Modesto with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5147-N.S.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING FOURTH SUPPLEMENTAL MEMORANDUM OF AGREEMENT FOR EXPENDITURE OF 1/4 CENT GAS TAX ALLOCATED FOR STATE HIGHWAYS

WHEREAS, the State of California, through its Department of Public Works, Division of Highways, has presented a fourth supplemental memorandum of agreement in accordance with a project statement submitted by the City for expenditure of the 1/4 cent gas tax for the 1939-41 biennium allocated for State Highways in the City of Modesto; and

WHEREAS, the City council has heard read said agreement in full and is familiar with the contents thereof;

THEREFORE, be it resolved by the city council of the City of Modesto that said agreement for expenditure of the 1/4 cent gas tax allocated for State highways be and the same is hereby approved and the Mayor and the City Clerk are directed to sign the same on behalf of said City.

ADOPTED this 22 day of January, 1941

CARL W. SHANNON
Mayor of the City of Modesto

Attest: Elmer J. Blum, City Clerk of the City of Modesto

I hereby certify that the foregoing resolution was duly and regularly

passed by the city council of the City of Modesto at a regular meeting thereof held January 22, 1941

ELMER J. BLUM, CLERK OF THE CITY OF MODESTO

RESOLUTION NO. 5148-N.S.

A RESOLUTION APPROVING LEASE WITH MOTORCYCLE CLUB FOR PORTION OF MUNICIPAL AIRPORT FOR A PERIOD OF ONE YEAR FROM JANUARY 22, 1941

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BE IT HEREBY RESOLVED that the City of Modesto lease to the Modesto Motorcycle Club for a period of one year from this date a portion of the Modesto Municipal Airport for club meetings, and

BE IT FURTHER RESOLVED that the Mayor and Auditor be authorized to sign lease.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5149-N.S.

A RESOLUTION APPROVING BOND FURNISHED BY J. P. SCHLESSER TO CONFORM WITH PROVISIONS OF ORDINANCE NO. 514-n.s. GOVERNING USED CAR DEALERS

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BE IT HEREBY RESOLVED that bond furnished by J. P. Schlessler in accordance with provisions of Ordinance No. 514-N.S. be and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5150-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS ON JUNK TO BE SOLD BY THE CITY AT PUBLIC AUCTION TO BE HELD ON FRIDAY, FEBRUARY 7, 1941.

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BE IT HEREBY RESOLVED that the City Clerk be authorized to advertise for bids on junk to be sold by the City at public auction to the highest bidder on Friday, February 7, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5151-N.S.

A RESOLUTION APPOINTING JANITOR FOR NEW POLICE COURT, 715 10th Street

---oOo---

BE IT HEREBY RESOLVED that Thornton Lippins be and he is hereby appointed Janitor for the new police court at a salary of \$15.00 per month, said appointment to be effective when courtroom has been completed and is occupied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5152-N.S.

A RESOLUTION ORDERING THE POLICE JUDGE OF THE CITY OF MODESTO TO ACCEPT FIVE DOLLARS FOR THE FILING OF EACH SUIT IN HIS COURT

---oOo---

WHEREAS, certain persons have questioned the jurisdiction of the Modesto Police Court in civil matters; and,

WHEREAS, it is deemed advisable for the City and said Police Court Judge to protect themselves against any possible question that might later arise as to the right of the Stanislaus County Law Library Committee to collect from said Police Court any portion of the filing fees collected by the Court:

NOW, THEREFORE, the Judge of said Police Court is hereby ordered to collect from each litigant filing a suit or action in said Court the sum of Five (\$5.00) Dollars. Four (\$4.00) Dollars of said sum he shall deliver to the Treasurer of the City of Modesto and One (\$1.00) Dollar of each filing fee so collected he shall impound and maintain intact in a bank in the City of Modesto. The City Council of the City of Modesto does not by this resolution attempt to pass upon the question of the jurisdiction of said Police Court but by adopting the method hereby ordered is merely making every effort to protect the City and its Treasury against any claims that might possibly hereafter be made by any person or organization whatsoever.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941, by Councilman Stanley, who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5153-N.S.

A RESOLUTION APPOINTING GLADYS WATSON AS CLERK IN THE POLICE COURT AS OF JANUARY 15, 1941 AND TERMINATING THE SALARY OF POLICE COURT CLERK MARIE RORHER AS OF JANUARY 31, 1941

---oOo---

BE IT HEREBY RESOLVED that Gladys Watson be and she is hereby appointed Clerk of the Police Court as of January 15, 1941 at a salary of \$75.00 per month and the salary of Marie Rorher, present clerk in the Police Court be terminated as of January 31, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5154-N.S.

A RESOLUTION GRANTING PERMISSION TO THE MODESTO MUNICIPAL EMPLOYEE'S ASSOCIATION TO USE THE OLD CLUB ROOMS OF THE FIRE DEPARTMENT FOR MEETINGS AT 715 TENTH STREET

---oOo---

BE IT HEREBY RESOLVED that the Municipal Employees Association of the City of Modesto be and they are hereby permitted to use the old clubrooms of the Fire Department at 715 Tenth Street for a meeting hall.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5155-N.S.

A RESOLUTION RESCINDING RESOLUTION NO. 5132-N.S. ENTITLED " A RESOLUTION GRANTING LEAVE OF ABSENCE FOR ONE YEAR TO KENNETH W. WALLACE BEGINNING JANUARY 31, 1941"

---oOo---

BE IT HEREBY RESOLVED that Resolution No. 5132-N.S. adopted by the Council of the City of Modesto at their regular meeting of January 8, 1941 entitled "A RESOLUTION GRANTING LEAVE OF ABSENCE FOR ONE YEAR TO KENNETH W. WALLACE BEGINNING JANUARY 31, 1941" be rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5156-N.S.

A RESOLUTION ESTABLISHING "STOP FOR PEDESTRIANS" SIGN ON TWELFTH STREET NEAR M STREET IN THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the City Engineer be and he is hereby authorized to establish a "STOP FOR PEDESTRIANS" sign on Twelfth Street near north side of intersection of M Street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5157-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5158-N.S.

A RESOLUTION CALLING FOR THE PLACING OF CERTAIN MEASURES ON THE BALLOT FOR THE NEXT REGULAR MUNICIPAL ELECTION, THE PURPOSE OF WHICH MEASURES IS TO AMEND SUBDIVISION 52 OF SECTION 4, ARTICLE III; SECTION 103 OF ARTICLE XV: SUBDIVISION 26 OF SECTION 6, ARTICLE IV: AND SECTION 41 OF ARTICLE VIII OF THE CHARTER OF THE CITY OF MODESTO

---oOo---

WHEREAS, it appears to the City Council of the City of Modesto that under and by virtue of the provisions of Subdivision 52 of Section 4, Article III of the Charter of said City that useless personal property belonging to the City may be sold at public auction after advertising the fact of said sale for five (5) days in a newspaper published in the City of Modesto; and,

WHEREAS, it appears to said City Council that advertising said proposed sale for two (2) days is sufficient, and that printing costs may be reduced by reducing the time for said advertising from five (5) to two (2) days, and,

WHEREAS, it further appears to said City Council that under the terms of Section 103 of Article XV of the Charter of said City, which section has to do with the duties of the Chief of Police, that there is some conflict in the minds of certain persons as to whether said section 103 of Article XV contradicts the purpose and intent of the Civil Service Ordinance of the City of Modesto; and,

WHEREAS, said City Council is of the opinion that said section 103 of Article XV should be amended to the end that there can be no question but what the Police Department of the City of Modesto falls under the provisions and terms of the Civil Service Ordinance of said City; and,

WHEREAS, under and by virtue of the terms set forth in Subdivision 26 of Section 6, Article IV of the Charter of the City of Modesto, the period of residence and registration of a voter is different from State law; and,

WHEREAS, the City Council feels that voters in the City should be governed as to residence and registration by the same rules of election that govern State voters and County voters at State and County elections; and,

WHEREAS, under and by virtue of Section 41 of Article VIII of the Charter of the City of Modesto, no member of the City Council can receive a raise in salary during his term of office; and,

WHEREAS, said Council feels that if the people of the City of Modesto should vote such a raise said Council members should be entitled to said raise during said term of office:

THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

That in the next regular municipal election in and for the City of Modesto to be held on April 8, 1941, there be presented to the people of the City of Modesto for their approval or disapproval as they may see fit four proposed amendments to the Charter of the City of Modesto, to read as follows, to-wit:

PROPOSED CHARTER AMENDMENT NO. 1 Amend Subdivision 52 of Section 4, Article III of the Charter of the City of Modesto to read as follows:

Subdivision 52. To provide for the sale at public auction after advertising for two days of personal property unfit or unnecessary for the use of the City.

PROPOSED CHARTER AMENDMENT NO. 2 Amend Section 103 of Article XV of the Charter of the City of Modesto to read as follows:

Section 103. The Chief of Police of the City of Modesto shall execute and return all processes issuing from the Police Court and all orders of the Police Judge. The Chief of Police shall enforce the execution of all the laws and ordinances within the jurisdiction of the City, and for the suppression of any riots, public tumults, disturbances of the peace or resistance against the law or public authorities in the lawful exercise of their functions. He shall have the powers that are now or may be hereafter conferred upon sheriffs by the laws of this State and shall in all respects be entitled to the same protection and his lawful orders shall be executed by the deputies, police officers and watchmen in the City of Modesto and every citizen shall also lend aid when required for the arrest of offenders in the maintenance of public order. It shall be the duty of the Chief of Police to prosecute before the Police Judge all breaches or violations of or non-compliance with any City ordinance or law within the jurisdiction of the Police Judge which has come to his knowledge. The Chief of Police shall have charge of the City prison and prisoners and of any chain gang which may be established by the Council. He shall devote his entire time to the discharge of the duties of his office and subject to such rules and regulations as the Council may prescribe shall have control of the Police force. He shall have power to suspend or remove any member of the Police force for disobedience of any lawful order, for violation of rules and regulations of the Police Department, for neglect of duty,

for conduct unbecoming a member of the Police force, or for the general benefit of the Police Department of the City of Modesto. Any such suspension or removal of a member of the Police Department of the City of Modesto by the said Chief of Police must be in compliance with and under the rules and regulations of any civil service ordinances now or hereafter in effect. In addition to the duties in this Charter specified, the Chief of Police shall discharge all the duties required of him by ordinance of the City, by resolution of the Council or by law or by the provisions of the Charter.

PROPOSED CHARTER AMENDMENT NO. 3 Amend Subdivision 26 of Section 6, Article IV of the Charter of the City of Modesto to read as follows:

Subdivision 26. No person shall be entitled to vote at any election held under the provisions of this Charter, unless he shall be a qualified elector of the County, enrolled upon the great register thereof and in the precinct in which he votes for such a time as may now or hereafter be provided for registration and residence of voters by the laws of the State of California governing County elections.

PROPOSED CHARTER AMENDMENT NO. 4 Amend Section 41 of Article VIII of the Charter of the City of Modesto to read as follows:

Section 41. No member of the Council shall hold any other municipal office or hold any office or employment the compensation of which is paid out of the municipal moneys; to be elected or appointed to any office created or the compensation of which is increased by the Council, while he is a member thereof, until one year after the expiration of the term for which he was elected. Nothing in this Charter to the contrary stated shall prevent an increase in the salary paid to a Councilman by the City of Modesto during said Councilman's term in office, if said increase is voted by the people of the City.

No member of the Council during the term for which he shall have been elected shall be eligible to fill a vacancy in the office of Mayor.

The foregoing Resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd day of February, 1941, by Councilman Bates, who moved its adoption, which motion being duly seconded, was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5159-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd day of February, 1941 by Councilman Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5160-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 4th day of February, 1941 by Commissioner Neece who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5161-N.S.

A RESOLUTION ALLOWING CLAIMS FOR MONTH OF JANUARY, 1941

---oOo---

WHEREAS, the claims against the City of Modesto for the month of January, 1941, for the various sums in the aggregate hereinafter stated having been audited by the Council and found to be correct;

NOW THEREFORE, BE IT RESOLVED that all of said claims so audited and approved be and they are hereby ordered allowed, with reference being made to the Auditor's Cash Records for further details relative to amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$25,625.63
WATER FUND-----	6,216.25
LIBRARY FUND-----	1,462.96
BOND RED. INT. FUND-----	22,818.98
ST. BOND RED. INT. FUND-----	667.18
SPECIAL GAS TAX-----	83.70
TOTAL-----	\$56,874.70

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of February, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5162-N.S.

A RESOLUTION GRANTING PERMISSION TO THE DISABLED AMERICAN VETERANS OF THE WORLD WAR TO MAKE INSTALLATIONS FOR THE DISPLAY OF THE FLAG

---oOo---

WHEREAS, the Disabled American Veterans of the World War have requested permission to make installations in the sidewalks,, at no expense to the city, for the display of the flag on all legal holidays and patriotic occasions

BE IT HEREBY RESOLVED that permission be granted to the Disabled American Veterans of the World War providing they furnish a bond to the

City of Modesto, which has been approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of February, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5163-N.S.

A RESOLUTION PROVIDING FOR TWO HOUR PARKING ON TWELFTH STREET IN THE CITY OF MODESTO AS DESIGNATED HEREIN

---oOo---

WHEREAS, the City Council of the City of Modesto by ordinances heretofore passed is empowered by resolution to increase and/or diminish parking time limits for vehicles on the streets of said City; and,

WHEREAS, by ordinance heretofore passed, said City Council by the erection of property signs in the business district of said City and by resolution may enforce the provisions of all ordinances relating to the parking of vehicles in said city; and,

WHEREAS, the best interest of the citizens of said City require that the length of time for which a vehicle may be parked in the following described areas shall be for the period of two (2) hours between the hours of nine o'clock A.M. and six o'clock P.M.:

NOW THEREFORE, said City Council by this resolution does hereby decree that vehicles shall not be parked between the hours of nine o'clock A.M. and six o'clock P.M. for a period longer than two hours (2) in the following described areas:

Upon the northeasterly side of Twelfth Street between
I and J Streets

BE IT FURTHER RESOLVED that said parking restrictions shall not be applicable on Sundays.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of February, 1941 by Councilman Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5164-N.S.

A RESOLUTION PROVIDING FOR TEN MINUTE PARKING ON I STREET BETWEEN NINTH AND TENTH STREET IN THE CITY OF MODESTO BEGINNING AT A POINT 37.6 FEET SOUTHWESTERLY FROM THE SOUTHWESTERLY LINE OF COMMERCIAL WAY AND EXTENDING TO A POINT NINE AND ONE-HALF FEET.

---oOo---

WHEREAS, it appears to the City Council of the City of Modesto that the general welfare and safety of the citizens of said City of Modesto require

that the time for parking vehicles in the hereinafter designated space be set at ten (10) minutes; and,

WHEREAS, under and by virtue of the provisions of Ordinance No. 544-N.S., duly and regularly adopted by the City Council of the City of Modesto, said City Council has the power when and if the general welfare and safety of the citizens of the City of Modesto so require it, to increase or diminish the time for which vehicles may be parked on the public streets of the business district of the City of Modesto

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by said City Council that in the space hereinafter set forth, the parking time of all vehicles parked in said space shall be, between the hours of 9:00 A.M. and 6:00 P.M. for ten (10) consecutive minutes and no longer. Said Ten (10) minute parking space hereby created shall be located and established as follows, to-wit:

First Diagonal space beginning at a point 37.6 feet southwesterly from the southwesterly line of the Commercial Way and extending to a point 9.5 feet measured along said curb in the City of Modesto, County of Stanislaus, being on the southeasterly side of I Street between 9th and 10th Streets.

BE IT FURTHER RESOLVED that the City Engineer of the City of Modesto shall procure proper markings and/or signs conveying to the public notice of the fact that the space herein designated shall be used by the operators of vehicles for the period herein set forth.

This resolution shall be effective as soon as the parking space herein designated is properly marked and designated by the said City Engineer of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of February, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5165-N.S.

A RESOLUTION RESCINDING RESOLUTION NO. 3559-N.S. ENTITLED "A RESOLUTION ALLOWING A PARKING SPACE AT NINTH & EYE STREETS ON NINTH STREET FOR W. E. BROCKETT TO OPERATE A TAXI-CAB BUSINESS" AND GRANTING PERMIT TO W. E. BROCKETT TO OPERATE A TAXI-CAB BUSINESS AT THE CORNER OF TENTH AND H STREETS IN THE CITY OF MODESTO

---oOo---

WHEREAS W. E. BROCKETT has petitioned the Council to be permitted to establish his taxi-cab business at the corner of Tenth and H Streets instead of Ninth and Eye Streets,

BE IT HEREBY RESOLVED that Resolution No. 3559-N.S. entitled "A RESOLUTION ALLOWING A PARKING SPACE AT NINTH AND EYE STREETS ON NINTH STREET FOR W. E. BROCKETT TO OPERATE A TAXI-CAB BUSINESS" be and it is hereby rescinded, and

BE IT FURTHER RESOLVED that the first parallel parking space at the southwesterly point of Tenth Street, beginning two feet (2) northwesterly from the northwesterly property line of H Street and extending northwesterly along said northwesterly curb line to a distance of 16 feet, be reserved for said W. E. Brockett.

The foregoing resolution was introduced at a regular meeting of the Council

of the City of Modesto held on the 13th day of February, 1941 by Commissioner Stanley who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5166-N.S.

A RESOLUTION ESTABLISHING TEN MINUTE PARKING ON TENTH STREET NEAR H STREET IN THE CITY OF MODESTO, AS DESIGNATED HEREIN

---oOo---

WHEREAS, it appears to the City Council of the City of Modesto that the general welfare and safety of the citizens of said City of Modesto require that the time for parking vehicles in the hereinafter designated space be set at ten (10) minutes; and

WHEREAS, under and by virtue of the provisions of Ordinance No. 544-N.S. duly and regularly adopted by the City Council of the City of Modesto, said City Council has the power when and if the general welfare and safety of the citizens of the City of Modesto so require it, to increase or diminish the time for which vehicles may be parked on the public streets of the business district of the City of Modesto:

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by said City Council that in the space hereinafter set forth, the parking time of all vehicles parked in said space shall be, between the hours of 9:00 A.M. and 6:00 P.M. for ten (10) minutes and no longer. Said ten (10) minute parking space hereby created shall be located and established as follows, to-wit:

The first diagonal space beginning at a point 18 feet northwesterly from the northwesterly property line of H Street and extending northwesterly 2.3 feet along the southwesterly curb line of Tenth Street.

BE IT FURTHER RESOLVED that the City Engineer of the City of Modesto shall procure proper markings and/or signs conveying to the public notice of the fact that the space herein designated shall be used by the operators of vehicles for the period herein set forth.

This resolution shall be effective as soon as the parking space herein designated is properly marked and designated by the said City Engineer of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of February, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5167-N.S.

A RESOLUTION GRANTING PERMIT TO C. S. WHEELER TO ESTABLISH BUSINESS IN RESIDENCE ZONE AT 1009 MADISON STREET IN THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to the filing of petition with the Council by C. S. Wheeler to operate and maintain a products store in rear of lots 15 and 16, Block 408, being 1009 Madison Street of the City of Modesto and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for, and this being the time set forth, and

WHEREAS the City Clerk reports that no protests either oral or written have been officially filed.

BE IT HEREBY RESOLVED that permission be granted to C.S. Wheeler to establish a products store at 1009 Madison Street with the understanding that all provisions relative to building permit fees will be complied with.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of February, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5168-N.S.

A RESOLUTION GRANTING 90 DAYS EXTENSION FROM FEBRUARY 14, 1941 TO E. C. MELROSE TO DELIVER DEED ON PORTION BLOCK 812 TO THE CITY OF MODESTO FOR ROAD PURPOSES

---oOo---

WHEREAS, pursuant to agreement with E. C. Melrose to deed the westerly 30' of his property which lies easterly of Block 812 of the City of Modesto and immediately contiguous to the center line of Mills Avenue within six months from August 14, 1940, and

WHEREAS, E. C. Melrose reports that subdivision map of this territory has not been completed

BE IT HEREBY RESOLVED that an extension of 90 days, from February 14, 1941, be granted to E. C. Melrose to deliver deed to the City of Modesto on the westerly 30' of his property in Block 812.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of February, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5169-N.S.

A RESOLUTION ACCEPTING OPTION ON FORTY ACRES BELONGING TO L. L. DENNETT ADJACENT TO THE MODESTO MUNICIPAL AIRPORT

---oOo---

WHEREAS the committee appointed by the Council to investigate the proposition of enlarging the present airport have reported that they had obtained an option from L. L. Dennett for the purchase of approximately 40 acres adjacent to the Modesto Municipal Airport,

BE IT HEREBY RESOLVED that option be accepted from L. L. Dennett on 40 acres of land adjacent to Municipal Airport.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of February, 1941 by Commissioner Fates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5170-N.S.

A RESOLUTION TRANSFERRING FUNDS FROM WATER FUND TO THE GENERAL FUND OF THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that \$40,000 be transferred from the Water Fund of the City of Modesto to the General Fund of the City of Modesto and that the Auditor and City Treasurer be ordered to make such entries on their records.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of February, 1941 by Commissioner Neece, who moved its adoption which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5171-N.S.

A RESOLUTION AMENDING RESOLUTION NO. 4877-N.S. ENTITLED "A RESOLUTION PROVIDING FOR FULL PAY TO GEORGE DENISON DURING INCAPACITATION" TO PROVIDE FOR PAYMENT OF SALARY FOR FULL YEAR FROM DATE OF ADOPTION OF RESOLUTION, APRIL 26, 1940.

---oOo---

BE IT HEREBY RESOLVED that Resolution No. 4877-N.S. adopted by the Council of the City of Modesto on April 26, 1940 entitled "A RESOLUTION PROVIDING FOR FULL PAY TO GEORGE DENISON DURING INCAPACITATION" be amended to provide that the Pension Board of the City of Modesto shall pay out of the Pension Fund to said George Denison during his incapacitation and for a period not longer than one year from the date of the adoption of the resolution, the full salary that he had been earning, minus any amounts that he may receive under the City's Workman's

Compensation policy of insurance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of February, 1941 by Commissioner Stanley, who moved its adoption which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5172-N.S.

A RESOLUTION AUTHORIZING THE PURCHASE OF BOOKS FOR POLICE COURT

---oOo---

BE IT HEREBY RESOLVED that the purchase of certain books in the amount of \$75.00 be authorized from the Bancroft-Whitney Company to be used by the Police Court. The City Clerk and Auditor is hereby directed to draw warrant to accompany order for books

The foregoing resolution was introduced at a regular meeting of the council of the City of Modesto held on the 13th day of February, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5173-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of February, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5174-N.S.

A RESOLUTION AUTHORIZING THE MAYOR AND AUDITOR TO ENTER INTO A LEASE AND OPTION TO BUY CERTAIN PREMISES WITH L. L. DENNETT AND OLIVE DENNETT, HIS WIFE

---oOo---

WHEREAS, it appears to the City Council that funds can be procured from the Federal Government for grading and preparing land as an aviation landing field if a lease and option to buy certain lands adjacent to the present Modesto

Municipal Airport can be secured; and,

WHEREAS, L. L. Dennett and Olive Dennett, his wife, are the owners of certain premises adjacent to the Modesto Municipal Airport, which premises are described in an option given by the said L. L. Dennett and Olive Dennett, his wife, on the 7th day of February, 1941, which option is on file and of record in the office of the City Clerk of the City of Modesto and which option is hereby referred to for further particulars; and,

WHEREAS, it appears to said City Council that it will be of benefit to the City of Modesto and the citizens thereof if said federal aid can be obtained and said property can be acquired by said City:

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City Attorney of the City of Modesto shall prepare a lease for a period of eight months and an option in connection therewith to purchase said land within three hundred days from the date hereof from the said L. L. Dennett and Olive Dennett, his wife. Be it further provided that said lease shall contain a clause to the effect that the rental of said property during the term of said lease shall be at the rate of One (\$1.00) Dollar per month if the present tenant on said premises remains thereon during the term of said lease.

BE IT FURTHER RESOLVED that if said tenant vacates said premises then the City shall pay unto the said L. L. Dennett and Olive Dennett, his wife, the sum of Thirty-Five (\$35.00) Dollars per month.

BE IT FURTHER RESOLVED that said option to purchase said premises shall be so worded as to provide a payment of Three Hundred (\$300.00) Dollars per acre for said land.

BE IT FURTHER PROVIDED that the land which is the subject of this resolution is described in said option dated the 7th day of February, 1941, which said description is hereby referred to and incorporated herein as though set forth at length.

The Auditor and the Mayor of the City of Modesto are hereby authorized by said Council to bind the City of Modesto to said agreement by affixing their signatures to the same.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 18th day of February, 1941 by Councilman Bates who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5175-N.S.

A RESOLUTION ORDERING THE CITY ATTORNEY TO SEND TO THE PROPER FEDERAL AUTHORITIES COPY OF DENNETT LEASE AND OPTION TO BUY AND SAID ATTORNEY'S LEGAL OPINION AS TO THE VALIDITY OF SAID TRANSACTION

---oOo---

WHEREAS, to procure Federal aid in grading and leveling land adjacent to the Modesto Municipal Airport, which land is now owned by L. L. Dennett and Olive Dennett, his wife, it is necessary that any lease and option to purchase said land existing between said L. L. Dennett and Olive Dennett and the City of Modesto be sent to that department of the Federal Government having to do with granting funds for airport improvement; and,

WHEREAS, it is also requisite that an opinion of the City Attorney be sent to said department or bureau stating that said transaction is legal in all respects according to the Charter and laws governing the City:

NOW, THEREFORE, said City Attorney of the City of Modesto is hereby ordered when and if a lease and option to buy said premises is entered into by the said L. L. Dennett, Olive M. Dennett, his wife, and City of Modesto to send a copy of said lease to said bureau or department of the Federal Government allotting said funds, together with an opinion, if said opinion can be properly given, stating that said transaction is legal and proper according to the Charter and the laws governing the City of Modesto.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 18th day of February, 1941, by Councilman Bates, who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5176-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session be adjourned.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 18th day of February, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5177-N.S.

A RESOLUTION ALLOWING \$3.50 FOR PURCHASE OF TREE TO BE PLANTED IN LEGION LANE IN MEMORY OF MR. H. E. GRAGG, TO THE WOMEN'S IMPROVEMENT CLUB

---oOo---

WHEREAS, the Women's Improvement Club have requested a donation of \$3.50 to be used for the purchase of a tree to be planted on Legion Lane in memory of H. E. Gragg,

BE IT HEREBY RESOLVED that request be granted and the City Clerk and Auditor be authorized to draw warrant in the amount of \$3.50 payable to the Women's Improvement Club.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of February, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5178-N.S.

A RESOLUTION GRANTING CHANGE IN ROUTE TO THE MODESTO MOTOR BUS SERVICE

---oOo---

WHEREAS, the Modesto Motor Bus service have petitioned the Council for a change in their route through the City of Modesto.

BE IT HEREBY RESOLVED that request be granted and the change of route, as outlined in petition on file with the City Clerk, be allowed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of February, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5179-N.S.

A RESOLUTION GRANTING PERMIT TO EDNA O. SWAN TO OPERATE A SERVICE STATION IN RESIDENCE ZONE AT CORNER OF McHENRY AVENUE AND NEEDHAM AVENUE

---oOo---

WHEREAS, pursuant to the filing of petition with the Council by Edna O. Swan to establish a service station at McHenry and Needham Avenues and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for, and this being the time set forth, and

WHEREAS the City Clerk reports that no protests either oral or written have been officially filed.

BE IT HEREBY RESOLVED that permission be granted to Edna O. Swan to erect and maintain a service station at said location with the understanding that all provisions relative to building permit fees and provisions of Section 1 of Ordinance No. 344-N.S. relating to construction of gasoline service stations be complied with.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of February, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5180-N.S.

A RESOLUTION GRANTING PERMIT TO C. A. TOCALINO TO OPERATE A SERVICE STATION AT NINTH AND I STREETS IN THE CITY OF MODESTO

---oOo---

WHEREAS, C. A. Tocalino has petitioned the Council, pursuant to Ordinance No. 344-N.S. to erect, operate and maintain a service station on property known as lots 17 to 20 inc. W 60' of S 1' of 21, Block 56 of the City of Modesto at

the corner of Ninth and I Streets, and

WHEREAS, the plans therefore having been heretofore checked and approved by the City Engineer

THEREFORE BE IT RESOLVED that permit be granted to C. A. Tocalingo to erect, operate and maintain a service station when all provisions of city ordinances relative to building permit and the regulations for storage and dispensing of gasoline and zoning have been complied with.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of February, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

~~Noes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon~~

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5181-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS ON TRAFFIC SIGNAL At ELEVENTH AND J STREETS IN THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to advertise for bids on four-two way traffic control signal heads with controllers and appurtenances according to plans and specifications on file in the office of the City Engineer.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of February, 1941 by Commissioner Barnell, who moved its adoption which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5182-N.S.

A RESOLUTION PROVIDING FOR THE ERECTION OF BOULEVARD STOP SIGNS SPEED LIMIT SIGNS AND ENFORCEMENT OF ORDINANCE NO. 558-N.S. AT INTERSECTIONS HEREIN DESIGNATED

---oOo---

WHEREAS, under and by virtue of provisions of Ordinance No. 558-N.S. of the City of Modesto; the City Council of said City has the power when and if the general welfare and safety of the citizens of the City of Modesto so require it, to erect boulevard stop signs at or adjacent to any intersection within the City of Modesto, and

WHEREAS, it appears to said City Council that the general welfare of the citizens of Modesto require that boulevard stop signs be erected and maintained at intersections herein designated and that at said intersections all of the provisions of Ordinance No. 558-N.S. of the City of Modesto entitled: "AN ORDINANCE AMENDING SECTION 23 of ORDINANCE NO. 345-N.S. OF THE CITY OF MODESTO AS THEREAFTER AMENDED," shall be enforced and ~~said stop signs shall be enforced and~~ said stop signs shall be erected prohibiting drivers of vehicles from passing said Boulevard stop signs without first stopping vehicle so operated by said operator.

NOW THEREFORE BE IT RESOLVED AND ORDERED by said City Council that at the places hereinafter designated, the City Engineer shall erect or cause to be erected and maintained, boulevard stop signs and that said Ordinance No. 558-N.S. heretofore referred to shall be enforced at said intersections.

Said Boulevard stop signs shall be installed at the following places designated:

At the northwest corner of Sycamore Avenue to stop traffic entering Needham Avenue

At the northwest corner of James Street to stop traffic entering La.Loma Avenue

At the southeast corner of James Street to stop traffic entering LaLoma Avenue

At the northwesterly corner of G Street to stop traffic entering Fourteenth Street

At the southeasterly corner of G Street to stop traffic entering Fourteenth Street

At the northwesterly corner of I Street to stop traffic entering Fifth Street

At the southeasterly corner of I Street to stop traffic entering Fifth Street

At the northeasterly corner of LaLoma Street to stop traffic entering H Street

BE IT FURTHER RESOLVED that speed limit "25 miles" signs be established at the following locations

Two on H Street near Seventh Street

Two on Sycamore Avenue near Modesto Irrigation District bridge

Two on Needham Avenue near Sycamore Avenue

said signs not to exceed a total purchase price of \$175.00.

The foregoing resolution was introduced at a regular session of the Council of the City of Modesto held on the 26th day of February, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5183-N.S.

A RESOLUTION APPROVING APPOINTMENT OF DON C. DAVIS AS PLANNING ENGINEER BY THE PLANNING COMMISSION AND AUTHORIZING PAYMENT OF SALARY

---oOo---

BE IT HEREBY RESOLVED that the appointment of Don C. Davis by the Planning Commission, as of February 17, 1941 be approved and payment of salary of \$100 per month, plus mileage of not to exceed .05 per mile be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of February, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5184-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO RECORD CERTIFIED COPY OF RESOLUTION APPROVING ANNEXATION OF PROPERTY PURCHASED FROM LORA LEWIS, ADJACENT TO MUNICIPAL BASEBALL FIELD TO THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to record certified copy of resolution approving annexation of property purchased from Lora Lewis, adjacent to Municipal Baseball Field to the City of Modesto, with the County Recorder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of February, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5185-N.S.

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO PROVIDING FOR A GENERAL MUNICIPAL ELECTION IN AND FOR THE CITY OF MODESTO AND A GENERAL ELECTION IN AND FOR THE MODESTO CITY SCHOOL DISTRICT

---oOo---

BE IT RESOLVED by the Council of the City of Modesto, as follows:

That under and pursuant to the Charter of the City of Modesto, a general municipal election in and for the City of Modesto be and the same is hereby called to be held on Tuesday, the 8th day of April, 1941, which said general municipal election is for the purpose of electing two officers for the City of Modesto, to-wit, two councilmen, to be elected for full terms of four years, There shall also be presented at said election for the vote of the people of said City of Modesto the question whether Ordinance No. 652-N.S. INITIATIVE ORDINANCE, entitled "AN ORDINANCE PROVIDING FOR THE FIXING OF THE COMPENSATION BY WAY OF SALARIES FOR THE MAYOR AND CITY COUNCIL-

MEN OF THE CITY OF MODESTO, shall be adopted, which reads as follows:

ORDINANCE NO. 652-N.S.

AN ORDINANCE PROVIDING FOR THE FIXING OF THE COMPENSATION BY WAY OF SALARIES FOR THE MAYOR AND CITY COUNCIL OF THE CITY OF MODESTO

The people of the City of Modesto do ordain as follows:

SECTION 1. The Mayor of the City of Modesto shall receive as compensation as such Mayor a salary in the sum of \$75.00 per month payable in the same way that the compensation or salary of the chief officials of the City of Modesto is paid.

SECTION 2. The members of the City Council of the City of Modesto shall receive as compensation as such Councilmen a salary in the sum of \$50.00 per month payable in the same way that the compensation or salary of the chief officials of the City of Modesto is paid.

SECTION 3. All ordinances in conflict herewith are hereby expressly repealed.

SECTION 4. This ordinance shall take effect and be in full force and effect from and after the 20th day of May, 1941.

For the further purpose of voting upon four proposed Charter amendments; said proposed Charter amendments to be submitted at said election are as follows:

PROPOSED CHARTER AMENDMENT NO. 1 Amend Subdivision 52 of Section 4, Article III of the Charter of the City of Modesto to read as follows:

Subdivision 52. To provide for the sale at public auction after advertising for two days of personal property unfit or unnecessary for the use of the City.

PROPOSED CHARTER AMENDMENT NO. 2 Amend Section 103 of Article XV of the Charter of the City of Modesto to read as follows:

Section 103. The Chief of Police of the City of Modesto shall execute and return all processes issuing from the Police Court and all orders of the Police Judge. The Chief of Police shall enforce the execution of all the laws and ordinances within the jurisdiction of the City, and for the suppression of any riots, public tumults, disturbances of the peace or resistance against the law or public authorities in the lawful exercise of their functions. He shall have the powers that are now or may be hereafter conferred upon sheriffs by the laws of this State and shall in all respects be entitled to the same protection and his lawful orders shall be executed by the deputies, police officers and watchmen in the City of Modesto and every citizen shall also lend aid when required for the arrest of offenders in the maintenance of public order. It shall be the duty of the Chief of Police to prosecute before the Police Judge all breaches or violations of or non-compliance with any City ordinance or law within the jurisdiction of the Police Judge which has come to his knowledge. The Chief of Police shall have charge of the City prison and prisoners and of any chain gang which may be established by the Council. He shall devote his entire time to the discharge of the duties of his office and subject to such rules and regulations

as the Council may prescribe shall have control of the Police force. He shall have power to suspend or remove any member of the Police force for disobedience of any lawful order, for violation of rules and regulations of the Police Department, for neglect of duty, for conduct unbecoming a member of the Police force, or for the general benefit of the Police Department of the City of Modesto. Any such suspension or removal of a member of the Police Department of the City of Modesto by the said Chief of Police must be in compliance with and under the rules and regulations of any civil service ordinances now or hereafter in effect. In addition to the duties in this Charter specified, the Chief of Police shall discharge all the duties required of him by ordinance of the City, by resolution of the Council or by law or by the provisions of the Charter.

PROPOSED CHARTER AMENDMENT NO. 3 Amend Subdivision 26 of Section 6, Article IV of the Charter of the City of Modesto to read as follows:

Subdivision 26. No person shall be entitled to vote at any election held under the provisions of this Charter, unless he shall be a qualified elector of the County, enrolled upon the great register thereof and in the precinct in which he votes for such a time as may now or hereafter be provided for registration and residence of voters by the laws of the State of California governing County elections.

PROPOSED CHARTER AMENDMENT NO. 4. Amend Section 41 of the Article VIII of the Charter of the City of Modesto to read as follows:

Section 41. No member of the Council shall hold any other municipal office or hold any office or employment the compensation of which is paid out of the municipal moneys; to be elected or appointed to any office created or the compensation of which is increased by the Council, while he is a member thereof, until one year after the expiration of the term for which he was elected. Nothing in this Charter to the contrary stated shall prevent an increase in the salary paid to a Councilman by the City of Modesto during said Councilman's term in office, if said increase is voted by the people of the City.

No member of the Council during the term for which he shall have been elected shall be eligible to fill a vacancy in the office of Mayor.

A general election in and for the Modesto City School District is likewise called to be held on the same date, to-wit, Tuesday, the 8th day of April, 1941 for electing certain officers for the said Modesto City School District, to-wit, two members of the Board of Education of the said Modesto City School District, for full terms.

For the purpose of holding said election the said City of Modesto and that portion of the Modesto City School District lying within the corporate limits of the City of Modesto shall be and the same is hereby precincted and established into ten election precincts to be known and designated as follows:

- Special Consolidated Election Precinct No. 1
- Special Consolidated Election Precinct No. 2
- Special Consolidated Election Precinct No. 3
- Special Consolidated Election Precinct No. 4
- Special Consolidated Election Precinct No. 5
- Special Consolidated Election Precinct No. 6
- Special Consolidated Election Precinct No. 7
- Special Consolidated Election Precinct No. 8
- Special Consolidated Election Precinct No. 9
- Special Consolidated Election Precinct No. 10

Said consolidated election precincts have been established by consolidating the general election precincts within the City of Modesto, except as hereinafter noted, as established by the orders or resolution of the Board of Supervisors of Stanislaus County, California, now in force for general election purposes within the City, which said orders or resolutions now on file and of record in the office of the Clerk of the Board of Supervisors of Stanislaus County, California, are hereby referred to and by such reference made a part hereof for greater certainty and a more particular description of the boundaries thereof in the following manner (said precincts so established by said Board of Supervisors being hereinafter referred to as "Special Consolidated Election Precincts"):

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 1, 2 and 33, have been consolidated and established as Special Consolidated Election Precinct No. 1.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 3, 4, 5 and 34, have been consolidated and established into Special Consolidated Election Precinct No. 2.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 6, 7 and 8, have been consolidated and established into Special Consolidated Election Precinct No. 3.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 9, 10 and 11 have been consolidated and established into Special Consolidated Election Precinct No 4.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 12, 13 and 15, have been consolidated and established into Special Consolidated Election Precinct No. 5.

Said General election precincts so designated by the said Board of Supervisors as Modesto No. 14, 17 and 18, have been consolidated and established into Special Consolidated Election Precinct No. 6.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 16, 19, 20 and 21, have been consolidated and established into Special Consolidated Election Precinct No. 7.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 22, 23, and 24, have been consolidated and established into Special Consolidated Election Precinct No. 8

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 25, 26, 27 and 32, have been consolidated and established into Special Consolidated Election Precinct No. 9.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 28, 29, 30 and 31, have been consolidated and established

into Special Consolidated Election Precinct No. 10

For the purpose of holding said election (insofar as the election of members of the Board of Education of the Modesto City School District is concerned) the boundaries of the Modesto City School District are as follows, to-wit:

The boundaries of the Modesto City School District shall embrace all of the territory included and embraced within the exterior boundaries of the following elementary school districts of Stanislaus County, California, as established by the orders of the Board of Supervisors of Stanislaus County, and as the same appear upon the minutes of said Board of Supervisors, to-wit: Jackson, Salida, Stoddard, Stanislaus, McHenry, Prescott, Bellpassi, Cole, Hart, Ransom, Garner, New Hope, Shiloh, Paradise and Fairview, as well as all the territory heretofore embraced within the exterior boundaries of the Modesto Grammar School District and the Modesto High School District.

The territory included within said Modesto City School District, but outside of the corporate limits of the City of Modesto, has been for the purpose of said election divided and established into seven Special Consolidated Election Precincts, the designation and boundaries of which and the territory within each of which have been established and defined as follows:

Special Consolidated Election Precinct No. 11, which comprises all of the territory within the said Modesto City School District heretofore described outside of the corporate limits of the City of Modesto which is embraced within the exterior boundaries of Paradise School District and of Shiloh School District and of the Modesto Grammar or Elementary School District outside of said City lying north of the Tuolumne River and west of the Central Pacific Railroad.

Special Consolidated Election Precinct No. 12, which comprises all of the territory within the Modesto City School District hereinbefore described and embraced within the exterior boundaries of the following elementary school district, to-wit, Hart and Ransom.

Special Consolidated Election Precinct No. 13, which comprises all of the territory within said Modesto City School District hereinbefore described and embraced within the exterior boundaries of the following elementary school districts, to-wit, Jackson and Salida.

Special Consolidated Election Precinct No. 14, which comprises all of the territory within said Modesto City School District hereinbefore described and embraced within the exterior boundaries of the following elementary school districts, to-wit, Stoddard, Stanislaus, McHenry, Prescott and Bellpassi, as well as all of the territory within the boundaries of the Modesto Grammar or Elementary School District outside of the corporate limits of the City of Modesto which lies north of Dry Creek and east of the Central Pacific Railroad.

Special Consolidated Election Precinct No. 15, which comprises all of the territory within the said Modesto City School District hereinbefore described and embraced within the exterior boundary line of the following elementary school districts, to-wit, Cole, Garner and New Hope.

Special Consolidated Election Precinct No. 16, which comprises all of the territory within the Modesto Grammar School District and outside of the corporate limits of the City of Modesto, which lies south of Dry Creek and north of the Tuolumne River.

Special Consolidated Election Precinct No. 17, which comprises all of the territory within said Modesto City School District hereinbefore described and embraced within the exterior boundaries of Fairview Elementary School District and also

that portion of the Modesto Eleventary or Grammar School District lying south of the Tuolumne River.

The following places have been by said City Council fixed and designated as and for the places of holding said election within the said City of Modesto and the following named persons have been designated and appointed to act as officers of election for said election, both for said City of Modesto and said Modesto City School District and will conduct the same, to-wit:

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 1

Polling Place: Byer's Garage, 102 Olive Avenue
Inspector: Verna M. Menzies, 221 Poplar Avenue
Judges: Mauguerite C. Coughlin, 121 Orange Ave.
Clerks: Jessie E. Russell, 210 College Avenue
Ludora E. Wilbur, 112 Hackberry Ave.

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 2

Polling Place: Field Garage, 102 Sycamore Ave.,
Inspector: William G. Proper, 115 Park Ave.,
Judges: Roger W. Bishoff, 523½ McHenry Ave.,
Clerks: Aura I. Rader, 415 Hackberry Ave.,
Edith C. Kephart, 218 Magnolia Ave.,

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 3

Polling Place: Broughton Garage, 1715 Downey Ave.,
Inspector: Ora R. Bates, 1705 Downey Ave.
Judges: Katherine C. Aikin, 1710 Jones St.
Clerks: Nancy Ivy, 1748 Maynell Ave.,
Bly Willis, 1724 Modesto Ave.,

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 4

Polling Place: Ripley Garage, 233 High St.
Inspector: Virginia C. Morey, 15 Bodem St.
Judges: Lucile Coleman, 234 High St.
Clerks: Edith M. Rogers, 120 Castle St.
Marie H. Weisner, 315 Melrose Ave.,

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 5

Polling Place: Singleton Garage, 1104 14th St.
Inspector: Sidney W. Elliott, 1217 12th St.
Judges: Nellie Oviatt, 1210 13th St.
Clerks: William H. Durham, 1309 11th St.
Corda Stone, 1118 12th St.

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 6

Polling Place: Fire Station #3, Downey Ave.,
Inspector: Pearl Gordon, 726 14th St.
Judges: Mildred E. Lumsden, 623 16th St.
Clerks: Mathia M. Glover, 726 14th St.
Gertrude W. Meader, 701 18th St.

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 7

Polling Place: City Hall, 717 10th St.
Inspector: Elsie E. Ring, 609 12th St.
Judges: Lottie Savercool, 714 13th St.
Clerks: Violet E. Plummer, 526 14th St.

Caroline A. Utterback, 623 12th St.

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 8

Polling Place: Harrington Grocery Store, 228 Maze Blvd.
Inspector: Matilda M. Condit, 201 Locust, St.
Judges: Mae Adams, 215 Pine
Clerks: Irma Karker, 126 Maple St.
Alice F. Handley, 214 Laurel St.

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 9

Polling Place: Damrell Residence, 822 6th St.
Inspector: Minna H. Damrell, 822 6th St.
Judges: Gertrude J. Epperson, 702 4th St.
Clerks: Anthony Wieden, 401½ 6th St.
Erma S. Putman, 105 Pine St.

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 10

Polling Place: Fire Station #2, Second St.
Inspector: Mary J. Blaine, 253 Sierra Drive
Judges: Mary O. Paxton, 234 Leon St.
Clerks: Elma M. Ducker, 138 Sunset Blvd.
Maggie A. Cooper, 223 Roselawn Ave.,

The following places have been by said City Council fixed and designated as and for the holding of said general school election in that portion of the Modesto City School District, which lies outside of the corporate limits of the City of Modesto, and the following named persons have been so designated to act as officers of election for said election within said territory, to-wit:

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 11

Polling Place: Paradise School house
Inspector: Olives H. DeForest, Rt 3 Box 849
Judges: James T. Townson, Rt 3 Box 1063
Clerks: Sue H. Robbins, Rt 3 Box 820
Ruby M. Weast, Rt 3 Box 1027

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 12

Polling Place: Ransom Schoolhouse
Inspector: Alma Montgomery, Rt 3 Box 277
Judges: Beulah Bowman, Rt 3 Box 628B
Clerks: Lulu Vlach, Rt 2 Box 1362
Ella Van Buren, Rt 5 Box 777

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 13

Polling Place: Maple Hall
Inspector: Marie C. Brown, Box 224, Salida
Judges: Flossie L. Jolliff, Rt 3 Box 622
Clerks: Mary Sacknitz, Box 4, Salida
Madeline B. Knight, Box 133, Salida

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 14

Polling Place: Sylvan Clubhouse
Inspector: Omer C. Glass, Rt 3 Box 839
Judges: Glen Baxter Hemphill, Rt 1 Box 1176
Clerks: Alma G. Drake, Rt 1 Box 1207
Edith L. Caldwell, Rt 3 Box 754

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 15

Polling Place: Empire School
Inspector: Hubert W. Little, Rt 1 Box 740
Judges: L. D. Chapin, Rt 1 Box 875
Clerks: Harry G. Secrest, Rt 1 Box 1002
Maude Hollingsworth, Rt 1 Box 725

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 16

Polling Place: 102 Santa Rosa, Merritt Garage
Inspector: Erma Hansbrough, 260 Santa Rosa
Judges: Ora V. Merritt, 102 Santa Rosa
Clerks: Ethel H. Bover, 254 Santa Rosa
Florence Fields, 131 Santa Rita

SPECIAL ELECTION OR CONSOLIDATED PRECINCT NO. 17

Polling Place: Fairview School
Inspector: Ila M. Rutherford, Rt 4 Box 2060
Judges: Rilla K. Hoatson, Rt 4 Box 2200
Clerks: Adelia B. Hopkins, Rt 4 Box 2430
Nora A. Hamer, Rt 4 Box 2442

The duties of said officers in the conduct of said election shall be the same as the duties prescribed by the Political Code of the State of California for officers of general elections. If the officers appointed hereby do not attend at the opening of the polls on the morning of the election, the electors of the precinct who are present at that time may appoint a Board of Election or supply the place of any absent member thereof. Said election shall be held in all respects in conformity with the general election laws of the State of California so far as the same may be applicable to and in conformity with the Charter of the City of Modesto on the day the election is held, the polls shall be opened at 6 o'clock A.M. and must be kept open until 7 o'clock in the afternoon of said day, when the polls shall be closed.

The City Clerk is hereby ordered to publish an election proclamation as required by law, containing a certified list of names and the offices to be filled, designating whether for a full term or unexpired term (which said certified list of names of candidates and the offices to be filled has heretofore been certified to this council by the City Clerk as being the list of candidates nominated as required by the Charter of the City of Modesto) said publication of said election proclamation to be for the time and in the manner required by law.

The foregoing resolution was introduced and ordered adopted by the Council of the City of Modesto at a regular meeting thereof duly convened and held on the 26th day of February, 1941 by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5186-N.S.

A RESOLUTION AUTHORIZING PAYMENT OF SALARY TO WALTER FLESHMAN, NORMAN STURM AND JACK RAMEY

---oOo---

BE IT HEREBY RESOLVED that pursuant to provisions of Ordinance No. 602-N.S.

(Civil Service Ordinance) payment of salary be authorized to Walter Fleshman, beginning February 20, 1941 of \$125.00 per month and Norman Sturm as of February 24, 1941 of \$125.00 per month and Jack Ramey as of March 1, 1941 of \$155.00 per month.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of February, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5187-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of February, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5188-N.S.

A RESOLUTION ALLOWING CLAIMS FOR MONTH OF FEBRUARY, 1941

---oOo---

WHEREAS, the claims against the City of Modesto for the month of February, 1941, for the various sums in the aggregate hereinafter stated having been audited by the Council and found to be correct;

NOW THEREFORE, BE IT RESOLVED that all of said claims so audited and approved be and they are hereby ordered allowed, with reference being made to the Auditor's Cash Records for further details relative to amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$25,085.56
WATER FUND-----	7,236.27
LIBRARY FUND-----	1,950.57
ST. BOND RED. INT. FUND-----	65.08
SPECIAL GAS TAX FUND-----	801.01
TOTAL-----	\$35,138.49

The foregoing resolution resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5189-N.S.

A RESOLUTION AUTHORIZING DONATION OF \$15.00 TO THE MODESTO GIRL SCOUT COUNCIL FROM THE MONOTTI FUND

---oOo---

WHEREAS, pursuant to request from the Modesto Girl Scout Council for a donation to the campership fund for under-privileged girls,

BE IT HEREBY RESOLVED that a donation of \$15.00 be allowed the Modesto Girl Scout Council from the Monotti Fund and the City Clerk and Auditor be authorized to execute the draft in this amount.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5190-N.S.

A RESOLUTION AWARDING BIDS ON TRAFFIC SIGNALS TO BE INSTALLED AT ELEVENTH AND J STREETS TO WILLE ELECTRIC COMPANY

---oOo---

WHEREAS, pursuant to advertising for bids on four two way traffic control signal heads with controller and appurtenances to be used at Eleventh and J Streets in the City of Modesto.

BE IT HEREBY RESOLVED that bid be awarded to the Wille Electric Company at a bid price of \$678.44 net f.o.b. Modesto, sales tax included (acceptance of flashing feature and radio noise filter at purchase price of \$13.08 is optional) and payment be made upon approval by the City Engineer.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION No. 5191-N.S.

A RESOLUTION ACCEPTING REPORTS OF EXPENDITURES FOR THE DEPARTMENT OF PUBLIC WORKS AND POLICE DEPARTMENT OF THE IN LIEU TAX FUND AND ALCOHOLIC BEVERAGE FUND FOR THE 1940-1941 FISCAL YEAR

---oOo---

BE IT HEREBY RESOLVED that the reports of expenditures for the Department of Public Works and Police Department of the In Lieu Tax Fund and Alcoholic Beverage Fund for the 1940-1941 fiscal year be hereby accepted and placed on file in the office of the City Clerk

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5192-N.S.

A RESOLUTION APPROVING RENEWAL OF LEASE WITH THE MODESTO TRAP CLUB

---c0o---

BE IT HEREBY RESOLVED that the lease with the Modesto Trap Club be renewed for a period of one year for a portion of land owned by the City of Modesto adjoining the Modesto Municipal Airport, providing a clause be included in the lease agreeing to the termination of lease on a 30 days notice by the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5193-N.S.

A RESOLUTION REQUIRING CITY CLERK TO PLACE INITIATIVE MEASURE ON THE BALLOT FOR THE MUNICIPAL ELECTION OF APRIL 8, 1941

---c0o---

WHEREAS, there has been presented to the Clerk of the City of Modesto, a petition requesting the measure hereinafter set forth to be placed upon the ballot at the forthcoming municipal election now set for April 8, 1941; and,

WHEREAS, said petition as presented to said City Clerk was duly filed within the period of time provided for in Article XIII of the Charter of the City of Modesto; and,

WHEREAS, said petition has subscribed to it the names of a number equal to 15 per cent of the entire vote cast at the last preceding general municipal election in the City of Modesto; and,

WHEREAS, it appears from information furnished by said City Clerk that said 15 per cent of said electors were and are duly qualified to sign said petition;

NOW, THEREFORE, IT IS HEREBY ORDERED and said City Clerk is hereby required to place upon the ballot at the forthcoming municipal election for April 8, 1941 the following initiative ordinance:

"INITIATIVE ORDINANCE NO. 652-N.S."

AN ORDINANCE PROVIDING FOR THE FIXING OF THE COMPENSATION BY WAY OF SALARY FOR THE MAYOR AND CITY COUNCILMEN OF THE CITY OF MODESTO.

The people of the City of Modesto do ordain as follows:

SECTION 1. The Mayor of the City of Modesto shall receive as compensation as such Mayor a salary in the sum of Seventy Five (\$75.00) Dollars per month, payable in the same way that the compensation or salary of the chief officials of the City of Modesto is paid.

SECTION 2. The members of the Council of the City of Modesto shall receive as compensation as such Councilmen a salary in the sum of Fifty (\$50.00) Dollars per month, payable in the same way that the compensation or salary of the chief officials of the City of Modesto is paid.

SECTION 3. All ordinances in conflict herewith are hereby expressly repealed.

SECTION 4. This ordinance shall take effect and be in full force and effect from and after the 20th day of May, 1941."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, held on the 12th day of March, 1941 by Councilman Neece, who moved its adoption, which said motion being duly seconded, was, upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5194-N.S.

A RESOLUTION AUTHORIZING THE RENEWAL OF LEASE WITH STANLEY SANDERS, MANAGER OF THE MODESTO REDS BASEBALL TEAM FOR 1941 SEASON

---oOo---

BE IT HEREBY RESOLVED that the renewal of lease with Stanley Sanders, Manager of the Modesto Reds Baseball Club for the Municipal Baseball Field for the 1941 season on the same arrangements as in 1940, be and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5195-N.S.

A RESOLUTION RESCINDING AGREEMENT FOR FIRE PROTECTION ON PACKING PLANTS ON CROWS LANDING ROAD AND AUTHORIZING THE ATTORNEY TO DRAW UP A NEW AGREEMENT FOR THE ANKER MEAT COMPANY B. ZEFF & COMPANY MODESTO TALLOW COMPANY AND ARNOPOLE MEAT COMPANY ONLY

---oOo---

WHEREAS, pursuant to agreement made February 23, 1938 with the owners of six packing plants located outside the city limits on the Crows Landing Road, for fire protection, and

WHEREAS, two owners of said packing plants have refused to pay the annual charge of \$25.00 required by the agreement, namely the Modesto Packing Company and Geller Packing Company,

BE IT HEREBY RESOLVED that the present agreement be rescinded and the City Attorney be instructed to draw up a new agreement for the Anker Meat Company, B Zeff & Company, Modesto Tallow Company and Arnopole Meat Company only and the City Clerk write a registered letter to the Modesto Packing Company and the Geller Packing Company notifying them that fire protection service had been discontinued.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5196-N.S.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING FIFTH SUPPLEMENTAL MEMORANDUM OF AGREEMENT FOR EXPENDITURE OF 1/4 CENT GAS TAX ALLOCATED FOR STATE HIGHWAYS

WHEREAS, the State of California, through its Department of Public Works, Division of Highways, has presented a fifth supplemental memorandum of agreement in accordance with a project statement submitted by the City for expenditure of the 1/4 cent gas tax for the 1939-41 biennium allocated for State Highways in the City of Modesto; and

WHEREAS, the city council has heard read said agreement in full and is familiar with the contents thereof;

THEREFORE, BE IT resolved by the City Council of the City of Modesto that said agreement for expenditure of the 1/4 cent gas tax allocated for State Highways be and the same is hereby approved and the Mayor and the City Clerk are directed to sign the same on behalf of said City.

ADOPTED this 12th day of March, 1941

CARL W. SHANNON
Mayor of the City of Modesto

ATTEST: ELMER J. BLUM, CITY CLERK OF THE CITY OF MODESTO

I hereby certify that the foregoing resolution was duly and regularly passed by the City Council of the City of Modesto at a regular meeting thereof held March 12, 1941

ELMER J. BLUM, CLERK OF THE CITY OF MODESTO

RESOLUTION NO. 5197-N.S.

A RESOLUTION RESCINDING RESOLUTION NO. 4967-N.S. AND AMENDING RULE 3 OF RESOLUTION NO. 4044-N.S. ENTITLED "A RESOLUTION ADOPTING RULES AND REGULATIONS FOR THE USE OF THE MODESTO MUNICIPAL GOLF COURSE"

---oOo---

BE IT HEREBY RESOLVED that Resolution No. 4967-N.S. be rescinded and Rule 3 of Resolution No. 4044-N.S. entitled "A RESOLUTION ADOPTING RULES AND REGULATIONS FOR THE USE OF THE MODESTO MUNICIPAL GOLF COURSE" be amended to provide that a greens fee for each player shall be the sum of 35¢ for each round of nine holes 70¢ for all-day, and 35¢ for the use of the practice driving range. The fees herein mentioned are to be paid in advance of playing and players shall sign their names on daily starting sheet. The fee for a monthly ticket shall be \$4.00 for family, consisting of husband and wife

and minor children ; \$3.50 for adult individual, and \$2.25 for students of the Modesto City Schools and Junior College. Any person purchasing a ticket for nine holes or more or holding a paid monthly ticket may use the driving range and practice putting green without additional charge. Each monthly ticket issued shall terminate on the last day of the month during which it was issued. Complimentary tickets without fee may be issued by or under the direction of the Commissioner in charge of the course to visiting professionals or others for services rendered, or when in the opinion of such Commissioner it will be for the advantage or best interests of the course to issue such complimentary tickets.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5198-N.S.

A RESOLUTION ACCEPTING DEED ON PROPERTY FROM W. R. MENSINGER AND ALMA MENSINGER, HIS WIFE

---oOo---

BE IT HEREBY RESOLVED that deed presented by W. R. Mensinger and Alma Mensinger, his wife on all of the westerly 50 feet of the southerly 75 feet of lots 16, Block 743 of Mensinger Tract No. 1 to the City of Modesto be and it is hereby accepted.

BE IT FURTHER RESOLVED that the City Clerk be authorized to record said deed with the Stanislaus County Recorder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5199-N.S.

A RESOLUTION APPROVING RECOMMENDATION OF POLICE CHIEF ARINGTON OF URBANE H. PICKERING AS CAPTAIN OF THE POLICE DEPARTMENT AND APPOINTING SAID URBANE H. PICKERING AS CAPTAIN OF THE POLICE DEPARTMENT AS OF MARCH 16, 1941

---oOo---

BE IT HEREBY RESOLVED that the recommendation of Police Chief Arington of Urbane H. Pickering as Captain of the Police Department be approved, and

BE IT FURTHER RESOLVED that said Urbane H. Pickering be appointed as Captain of the Police Department of the City of Modesto as of March 16, 1941; at a starting salary of \$180.00 per month.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll

call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5200-N.S.

A RESOLUTION ESTABLISHING ANGLE PARKING ON K STREET ON BOTH NORTH AND SOUTH SIDE FROM TWELFTH STREET TO ALLEY BETWEEN TWELFTH AND THIRTEENTH STREETS AND TWO HOUR PARKING FOR THREE SPACES ON SOUTH SIDE, WEST OF THE ALLEY

---oOo---

WHEREAS, pursuant to request of Dr. A. A. Meyers for angle parking on east side of K Street between Twelfth Street between Twelfth Street and the alley and also two hour parking limit on three spaces west of the alley in front of his office building at 1212 K Street

BE IT HEREBY RESOLVED that angle parking be established on K Street on both the north and south side from Twelfth Street to alley between Twelfth and Thirteenth Streets and two hour parking for three spaces on the south side, west of the alley.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5201-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5202-N.S.

A RESOLUTION PROVIDING HOUR PARKING ON H STREET BETWEEN EIGHTH AND NINTH STREET AND FOR ONE TEN MINUTE PARKING SPACE IN SAID AREA

---oOo---

WHEREAS, congested traffic conditions on H Street between Eighth and Ninth Streets make it appear to the Council of the City of Modesto that the parking of automobiles on said portion of said H Street should be restricted;

NOW, THEREFORE, BE IT RESOLVED that vehicles shall park for no longer than ten (10) consecutive minutes in the following area:

On the northwesterly side of H Street beginning 9.4 feet southwesterly from the southwesterly property line of Ninth Street and extending southwesterly along the curb 17.6 feet,

and that vehicles shall not park for more than one (1) hour or sixty (60) consecutive minutes in the following area:

On the northwesterly side of H Street between the Northeasterly property line of Eighth Street and a point 27 feet southwesterly from the southwesterly property line of Ninth Street.

Said parking regulations shall be in effect on each day except Sunday from the hour of 9 o'clock A.M. to the hour of 6 o'clock P.M.

The City Engineer is authorized and ordered to properly mark said areas conveying the information of restricted parking.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 15th day of March, 1941 by Councilman Stanley, who moved its adoption, which motion being duly seconded was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5203-N.S.

A RESOLUTION ACCEPTING CERTIFICATION OF NAMES AND BALLOT MEASURES FOR THE APRIL EIGHTH MUNICIPAL ELECTION

---oOo---

WHEREAS, the City Clerk of the City of Modesto has certified to the

that the following individuals have properly qualified to be placed on the ballot at the forthcoming April 8th municipal election for the year 1941, for the offices of Councilmen and for members of the Board of Education; and,

WHEREAS, the said City Clerk has certified to said Council that the following Charter amendments and one initiative ordinance are qualified to be placed upon said ballot;

NOW, THEREFORE, BE IT RESOLVED that at the election to be held in Modesto and in the Modesto City School District on April 8, 1941, there shall appear upon the ballot as candidates for the office of Councilman in the City of Modesto the following persons;

Y. G. BARNELL

RAY BURGE

ALFRED E. CARLSON

GEORGE F. NEECE

and for the office of member of the Board of Education of the Modesto City School District the following persons:

THEODORE SEVERSEN
W. C. SHACKELFORD
RHODA STURTEVANT

BE IT FURTHER RESOLVED that the following proposed Charter amendment be placed on the ballot and submitted to the voters at said election;

"Shall an amendment to Subdivision 52, Section 4 of Article III of the Charter to provide for the sale at public auction after advertising for two days of personal property unfit or unnecessary for the use of the City be adopted?"

"Shall an amendment to Section 103, Article XV of the Charter to make it clear beyond doubt that the Police Department of the City of Modesto is subject to all of the provisions of the present and hereafter existing ordinance of the City of Modesto creating civil service be adopted?"

"Shall an amendment to subdivision 26 of Section 6, Article IV of the Charter providing that the State laws governing State and County elections shall apply to the residence of voters within the City and length of time of registration of said voters to entitle them to vote at municipal elections be adopted?"

"Shall an amendment to Section 41, Article VIII of the Charter to provide that the Councilmen of the City of Modesto may receive a raise in salary for their duties performed as Councilmen during their term in office if said raise in salary is voted by the people of the City of Modesto be adopted?"

"Shall an ordinance entitled, 'AN ORDINANCE PROVIDING FOR THE FIXING OF THE COMPENSATION BY WAY OF SALARY FOR THE MAYOR AND CITY COUNCILMEN OF THE CITY OF MODESTO,' be adopted?"

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 15th day of March, 1941 by Councilman Neece who moved its adoption, which motion being duly seconded was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5204-N.S.

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF MODESTO TO ISSUE A PROCLAMATION OF ELECTION

---oOo---

WHEREAS, there is to be held a municipal election on April 8, 1941 in the City of Modesto and a Modesto City School District election on the same date in said City and said Modesto City School District; and,

WHEREAS, the names of the candidates for the office of Councilman of the City of Modesto, and for the members of the Board of Education of the Modesto City School District, together with certain proposed Charter amendments and an initiative ordinance have qualified for the ballot at said election; and,

WHEREAS, said candidates for the respective offices and said ballot measures are set forth in Resolution No. 5203-N.S., which resolution is referred to here for further particulars; and,

WHEREAS, it becomes the duty of the Mayor of the City of Modesto to issue a proclamation of election:

NOW, THEREFORE, BE IT HEREBY RESOLVED, that said Mayor of the City of Modesto in accordance with the Charter of said City shall issue a proclamation of election and that said proclamation shall be printed in the The Modesto Bee newspaper for a period of ten (10) successive days prior to said election.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 15th day of March, 1941 by Councilman Neece, who moved its adoption, which motion being duly seconded was upon roll call carried, and the resolution adopted by the following vote:

Ayes; Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5205-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council held on the 15th day of March, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call adopted and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5206-N.S.

A RESOLUTION GRANTING PERMIT TO ROBERT J. HUMMER TO OPERATE BUSINESS IN RESIDENCE ZONE

---oOo---

WHEREAS, pursuant to the filing of petition with the Council by Robert J. Hummer for permit to operate and maintain a products business on property known as 1111 12th Street, being lots 13 and 14 in Block 86 of the City of Modesto and it appearing from affidavits on file that a notice setting forth a time for hearing any and all

protests to the granting of the petition as prayed for, and this being the time set forth, and

WHEREAS, the City Clerk reports that no protests either oral or written have been officially filed.

BE IT HEREBY RESOLVED that permission be granted to Robert J. Hummer to operate a products store at 1111 12th Street with the understanding that all provisions relative to building permit fees will be complied with.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of March, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5207-N.S.

A RESOLUTION GRANTING PERMIT TO ESTELLE HERD RATHJEN TO OPERATE A BUSINESS IN RESIDENCE ZONE

---oOo---

WHEREAS, pursuant to the filing of petition with the Council by Estelle Herd Rathjen for permit to operate and maintain a beauty parlor and dress shop on property known as 8 ft lot 1 and 23 ft lot 2, Block 559 of the City of Modesto, and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for, and this being the time set forth, and

WHEREAS the City Clerk reports that no protests either oral or written have been officially filed

BE IT HEREBY RESOLVED that permission be granted to Estelle Herd Rathjen to operate a beauty parlor and dress shop on above described property with the understanding that all provisions relative to building permit fees will be complied with.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of March, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5208-N.S.

A RESOLUTION GRANTING A TEMPORARY EXTENSION OF LEASE OF THIRTY DAYS TO THE PATHFINDERS FLYING SERVICE ON THE MODESTO MUNICIPAL AIRPORT

---oOo---

BE IT HEREBY RESOLVED that a temporary extension of lease of 30 days from April 1, 1941 to April 30, 1941 be granted to the Pathfinders Flying Service on the Modesto Municipal Airport.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of March, 1941 by Councilman Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5209-N.S.

A RESOLUTION GRANTING CHANGE IN BUS ROUTE TO AIRPORT TRANSIT

---oOo---

BE IT HEREBY RESOLVED that a change in bus route as requested by the Airport Transit Company be granted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of March, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5210-N.S.

A RESOLUTION REJECTING OFFER OF FRANK M. MOORE FOR CITY PROPERTY IN BLOCK 127

---oOo---

BE IT HEREBY RESOLVED that bid of Frank M. Moore for the city owned property in Block 127 be rejected and the City Clerk be authorized to return bidding check of \$500.00 to said Frank M. Moore and to notify him that it would be impossible for the Council to meet the conditions of the agreement providing that he be permitted to build and operate a business in a residence district without obtaining the required number of signatures as provided by Ordinance No. 364-N.S.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of March, 1941 by Commissioner Stanley who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5211-N.S.

A RESOLUTION REJECTING BID ON CITY PROPERTY IN BLOCK 131 BY JAMES D. CHREESE

---oOo---

WHEREAS, pursuant to offer of James D. Chreese to purchase lot 25 of Block 131 located on the southeast corner of 17th and Downey Streets owned by the

City of Modesto.

BE IT HEREBY RESOLVED that the City Clerk be notified to advise James D. Chreese that it would be impossible for the City of Modesto to sell this property, as it was deeded to the City for Park purposes only.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of March, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent; Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5212-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS ON AUTOMOBILE TO BE USED IN THE POLICE DEPARTMENT

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to call for bids on a 1941 model four door sedan for the use of the Police Department, said bids to be opened at the City Hall on April 9, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of March, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5213-N.S.

A RESOLUTION APPROVING LEASE AS PRESENTED BETWEEN THE CITY OF MODESTO AND THE STANDARD OIL COMPANY FOR SERVICE STATION SITE AT THE MODESTO MUNICIPAL AIRPORT

---oOo---

BE IT HEREBY RESOLVED that the lease as presented by the Standard Oil Company for service station site at the Modesto Municipal Airport be approved and accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of March, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5214-N.S.

A RESOLUTION PROVIDING FOR TWO HOUR PARKING ON PORTIONS OF TENTH, L AND ELEVENTH STREET IN THE CITY OF MODESTO

WHEREAS, the City Council of the City of Modesto by ordinances heretofore passed is empowered by resolution to increase and/or diminish parking time limits for vehicles on the streets of the City of Modesto; and,

WHEREAS, by ordinances heretofore passed, the said City Council by the erection of proper signs in the business district of said City and by resolution may enforce the provisions of all ordinances relating to the parking of vehicles in said City; and,

WHEREAS, the best interests of the citizens of said City require that the length of time for which a vehicle may be parked in the following described areas shall be for the period of two (2) hours between the hours of nine o'clock A.M. and six o'clock P.M.:

NOW, THEREFORE, SAID CITY COUNCIL by this resolution does hereby decree that vehicles shall not be parked between the hours of nine o'clock A.M. and six o'clock P.M. for a period longer than one hundred twenty (120) consecutive minutes in the following described areas:

- (A) Upon Eleventh Street between the northwesterly property line of K Street and the southeasterly property line of L Street.
- (B) Upon L Street between the northeasterly property line of Tenth Street and the southwesterly property line of Eleventh Street.
- (c) Upon the northeasterly side of Tenth Street beginning at the northwesterly property line of L Street and extending northwesterly along the curb line one hundred fifty (150) feet.

BE IT FURTHER RESOLVED that said parking restrictions shall not be applicable on Sundays.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of March, 1941, by Councilman Stanley, who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5215-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of March, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5216-N.S.

A RESOLUTION AUTHORIZING THE RENEWAL OF LEASE WITH THE 20-30 CLUB ON A PORTION OF THE
MODESTO MUNICIPAL BASEBALL FIELD

---oOo---

BE IT HEREBY RESOLVED that the lease with the 20-30 Club on a portion of the Modesto Municipal Baseball Field to be used as a soft ball field, as provided by agreement, be approved.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 27th day of March, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5217-N.S.

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF MODESTO TO ADDRESS A LETTER TO THE WORK PROJECTS ADMINISTRATION REGARDING PURCHASE OF LAND FROM L. L. DENNETT ET UX

-----oOo-----

WHEREAS, it appears to the City Council of the City of Modesto that the project statement and lease and option agreement between L. L. Dennett et ux and the City of Modesto, dated March 4, 1941, is insufficient without a further statement of the citizens policy regarding said airport and the land made subject to said agreement.

NOW THEREFORE, the Mayor of the City of Modesto is hereby authorized and empowered to address a letter to the Work Projects Administration at 40 First Street, San Francisco, California, stating therein that the City will purchase the real property made subject to said agreement after June 1, 1941.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 27th day of March, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5218-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 27th day of March, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5219-N.S.

A RESOLUTION DECLARING THE POSSIBLE NEED FOR A HOUSING AUTHORITY IN THE CITY OF MODESTO STANISLAUS COUNTY, CALIFORNIA

---oOo---

WHEREAS, it appears to the City Council of the City of Modesto that insanitary and unsafe inhabited dwelling accommodations may exist in the City of Modesto, Stanislaus County, California; and,

WHEREAS, it appears to said Council that there may be a shortage of safe and sanitary dwelling accommodations in said City available to persons of low income at rentals they can afford; and,

WHEREAS there may be need for a housing authority in the said City of Modesto; and,

WHEREAS, the Mayor of said City of Modesto, sitting in session with said City Council, together with said Council is aware of the matters hereinabove stated.

NOW, THEREFORE, BE IT RESOLVED that the Mayor of said City be and he hereby is directed to appoint a committee to investigate the need of appointing a Housing Authority.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of April, 1941 by Councilman Neece, who moved its adoption, which motion being duly seconded was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5220-N.S.)

A RESOLUTION ALLOWING CLAIMS FOR MONTH OF MARCH, 1941

---oOo---

WHEREAS, the claims against the City of Modesto for the month of March, 1941 for the various sums in the aggregate hereinafter stated having been audited by the Council and found to be correct;

NOW, THEREFORE, BE IT RESOLVED that all of said claims so audited and approved be and they are hereby ordered allowed, with reference being made to the Auditor's Cash Records for further details relative to amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$27,328.98
WATER FUND-----	4,210.08
LIBRARY FUND-----	1,713.06
BOND RED. INT. FUND-----	.62
MONOTTI FUND #1-----	15.00
MONOTTI FUND #2-----	16.10
	<u>\$33,283.84</u>

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of April, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5221-N.S.

A RESOLUTION GRANTING PERMIT TO LONG & PRESTIDGE FOR BUSINESS BUILDING IN A RESIDENCE ZONE

---oOo---

WHEREAS, pursuant to the filing of petition with the Council as follows:

LONG & PRESTIDGE To establish and maintain a service station on property known as S 20' of Lot 22, all Lots 23 and 24, Block 583 in the City of Modesto

and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for, and this being the time set forth and whereas the City Clerk reports that no protests either oral or written have been officially filed.

BE IT HEREBY RESOLVED that permission be granted to Long & Prestidge to operate a service station on the corner of High and Morris Streets with the understanding that all provisions relative to building permit fees and provisions of Section 1 of Ordinance No. 344-N.S. relating to construction of gasoline service stations will be complied with.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of April, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5222-N.S.

A RESOLUTION GRANTING PERMIT TO VELMA D. MOREHEAD FOR BUSINESS IN A RESIDENCE ZONE

---oOo---

WHEREAS, pursuant to the filing of petition with the Council as follows:

VELMA D. MOREHEAD To maintain a beauty parlor on property known as 115 Elmwood Street, being lots 25 and 26, Block 549 of the City of Modesto

and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for and this being the time set forth, and

WHEREAS the City Clerk reports that no protests either oral or written have been officially filed.

BE IT HEREBY RESOLVED that permission be granted to Velma D. Morehead to establish a beauty parlor at 115 Elmwood Street with the understanding that all provisions relative to building permit fees will be complied with.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of April, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call

carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5223-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK AND AUDITOR TO DRAW A WARRANT FOR \$1.00 EACH MONTH AS RENTAL FOR PROPERTY TO L. L. DENNETT AS PER AGREEMENT

---oOo---

BE IT HEREBY RESOLVED that the City Clerk and Auditor be authorized to draw a warrant of \$1.00 each month, payable to L. L. Dennett as rental for property adjacent to airport as per agreement with said L. L. Dennett, dated March 4, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of April, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5224-N.S.

A RESOLUTION AWARDDING BID ON AUTOMOBILE FOR THE POLICE DEPARTMENT TO JAMES L. SINGLETON AT A PURCHASE PRICE OF \$830.00

---oOo---

WHEREAS, money for the purchase of an automobile for the Police Department, having been heretofore duly appropriated and being now available and notice to bidders having heretofore been given and published as required by law and bids in accordance with said notice having been received not later than 7:30 P.M. on Wednesday April 9, 1941, and having been then and there opened by the Council in open meeting and it appearing that the bid of James Singleton for the purchase of a 1941 Sedan was the lowest and best bid and that James L. Singleton is a responsible bidder.

BE IT HEREBY RESOLVED that bid be awarded to James L. Singleton for \$830.00 for 1941 Buick Sedan and the Clerk is authorized to make payment upon delivery and to return bidding checks to unsuccessful bidders.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of April, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Neece

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5225-N.S.

A RESOLUTION AUTHORIZING THE EXCHANGE OF PROPERTY IN BLOCK 308A WITH JACK RAMEY AND THE CITY OF MODESTO TO PAY TITLE COST

---oOo---

BE IT HEREBY RESOLVED that exchange of property in Block 308A between Jack Ramey and the City of Modesto be authorized, and

BE IT FURTHER RESOLVED that the City of Modesto will assume the cost of searching title.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of April, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Neece

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5226-N.S.

A RESOLUTION PROVIDING FOR A SECOND GENERAL MUNICIPAL ELECTION

---oOo---

WHEREAS, at the general municipal election held in the City of Modesto on the 8th day of April, 1941, one candidate for the office of member of the City Council of said City was elected to the office of City Councilman, and there remains to be elected another member of said City Council of the City of Modesto; and,

WHEREAS, there are two persons who are now candidates to the remaining office of member of the City Council of the City of Modesto, neither one of which received a majority of the votes cast at said election on April 8, 1941;

NOW, THEREFORE, pursuant to the Charter of the City of Modesto made and provided,

It is ordered by the City Council that a second election be called in and for said City of Modesto to be held on the 22nd day of April, 1941 to fill one office, to-wit, City Councilman of the City of Modesto, and that the names of Y.G. Barnell and George F. Neece be placed upon the ballot to be voted on at such election for the office of Councilman of the City of Modesto.

IT IS FURTHER ORDERED that the Clerk give notice of such election by issuing a proclamation therefor as required by law and that the provisions of previous ordinances and resolution of this Council and of the State of California with reference to the holding and conducting of such elections be complied with by the proper officers; that the election precincts and polling places and election officers at said second election shall be the same as they were at the general election held in said City of Modesto on April 8, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of April, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Neece

ATTEST ELMER J. BLUM. CITY CLERK

RESOLUTION NO. 5227-N.S.

A RESOLUTION GRANTING LEAVE OF ABSENCE TO MAYOR SHANNON FOR A PERIOD OF TEN DAYS

---oOo---

BE IT HEREBY RESOLVED that a leave of absence be granted to Mayor Carl W. Shannon for a period of 10 days, beginning, April 20, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of April, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Neece

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5228-N.S.

A RESOLUTION CERTIFYING THAT THE RETURNS OF THE ELECTION TO VOTE UPON CERTAIN AMENDMENTS TO THE CHARTER OF THE CITY OF MODESTO TOGETHER WITH AN INITIATIVE ORDINANCE, HAVE BEEN CANVASSED, AND DECLARING THE RESULTS OF SAID ELECTION

---oOo---

WHEREAS, the Council of the City of Modesto did by Resolution No. 5185-N.S., adopted on the 26th day of February 1941, call a general election to be held on the 8th day of April, 1941, for the purpose of voting upon the question of certain proposed amendments to the Charter of the City of Modesto, together with a certain initiative ordinance, which proposed charter amendments were placed upon the ballot at said election by the City Council upon its own motion, and which initiative ordinance was placed upon said ballot by reason of the circulation of and filing according to the Charter of the City of Modesto of certain petitions requesting said initiative measure to be placed upon said ballot; and,

WHEREAS, the provisions of law requisite to the calling of elections have been duly complied with and a notice of said election has been duly given, all as required by law, and the said election was held on the 8th day of April, 1941, and was conducted and held in all respects in conformity with the laws of the State of California, and the ordinances of the City of Modesto; and,

WHEREAS, the proper officers of said election have returned to and filed with the City Clerk of said City the returns of said election, which said returns have on this date been duly opened and canvassed by the Council of the City of Modesto and the results of said election found, determined and declared in the manner hereinafter stated; and,

WHEREAS, it appears from the canvass of the returns of said election that a total of 2705 votes were cast during said election at the regular polling places provided therefor;

NOW, THEREFORE, THE SAID CITY COUNCIL OF THE CITY OF MODESTO sitting as a canvassing board to canvass the returns of said election does hereby declare and find the results of said election as follows: Total number of votes cast 2705.

On the proposed charter amendments number 1, amending subdivision 52, Section 4, Article III, reading as follows, to-wit

To provide for the sale at public auction after advertising for two days of personal property unfit or unnecessary for the use of the City.

As set forth in the resolution calling the election 1207 votes were cast

for the amendment and 966 votes were cast against the amendment.

That sufficient votes were cast in favor of said amendment to carry the same.

On the proposed charter amendment number 2, amending section 103 of Article XV of the Charter of the City of Modesto, reading as follows, to-wit:

The Chief of Police of the City of Modesto shall execute and return all processes issuing from the Police Court and all orders of the Police Judge. The Chief of Police shall enforce the execution of all the laws and ordinances within the jurisdiction of the City, and for the suppression of any riots, public tumults, disturbances of the peace or resistance against the law or public authorities in the lawful exercise of their functions. He shall have the powers that are now or may be hereafter conferred upon sheriffs by the laws of this State and shall in all respects be entitled to the same protection and his lawful orders shall be executed by the deputies, police officers and watchmen in the City of Modesto and every citizen shall also lend aid when required for the arrest of offenders in the maintenance of public order. It shall be the duty of the Chief of Police to prosecute before the Police Judge all breaches or violations of or non-compliance with any City ordinance or law within the jurisdiction of the Police Judge which has come to his knowledge. The Chief of Police shall have charge of the City prison and prisoners and of any chain gang which may be established by the Council. He shall devote his entire time to the discharge of the duties of his office and subject to such rules and regulations as the Council may prescribe shall have control of the Police Force. He shall have power to suspend or remove any member of the Police force for disobedience of any lawful order, for violation of rules and regulations of the Police Department, for neglect of duty, for conduct unbecoming a member of the Police force, or for the general benefit of the Police Department of the City of Modesto. Any such suspension or removal of a member of the Police Department of the City of Modesto by the said Chief of Police must be in compliance with and under the rules and regulations of any civil service ordinances now or hereafter in effect. In addition to the duties in this Charter specified, the Chief of Police shall discharge all the duties required of him by ordinance of the City, by resolution of the Council or by law or by the provisions of the Charter.

As set forth in the resolution calling the election, 1385 votes were cast for the amendment and 807 votes were cast against the amendment.

That sufficient votes were cast in favor of said amendment to carry the same.

On the proposed charter amendment number 3, amending subdivision 26, Section 6, Article IV, reading as follows:

No person shall be entitled to vote at any election held under the provisions of this Charter, unless he shall be a qualified elector of the County, enrolled upon the great register thereof and in the precinct in which he votes for such a time as may now or hereafter be provided for registration and residence of voters by the laws of the State of California governing County elections.

As set forth in the resolution calling the election, 1391 votes were cast for the amendment and 701 votes were cast against the amendment.

That sufficient votes were cast in favor of said amendment to carry the same.

On the proposed charter amendment number 4, amending Section 41, Article VIII of the Charter of the City of Modesto, reading as follows:

No member of the Council shall hold any other municipal office or hold any office or employment the compensation of which is paid out of the municipal moneys; to be elected or appointed to any office created or the compensation of which is increased by the Council, while he is a member thereof, until one year after the expiration of the term for which he was elected. Nothing in this Charter to the contrary stated shall prevent an increase in the salary paid to a Councilman by the City of Modesto during said Councilman's term in office, if said increase is voted by the people of the City.

No member of the Council during the term for which he shall have been elected shall be eligible to fill a vacancy in the office of Mayor

As set forth in the resolution calling the election, 555 votes were cast for the amendment and 1821 votes were cast against the amendment.

That an insufficient number of votes were cast in favor of said amendment and that said amendment failed of passage and adoption.

On the proposed initiative ordinance No. 652-N.S, providing for the fixing of the compensation of the Mayor and City Councilmen of the City of Modesto, reading as follows:

The people of the City of Modesto do ordain as follows:

SECTION 1. The Mayor of the City of Modesto shall receive as compensation as such Mayor a salary in the sum of \$75.00 per month payable in the same way that the compensation or salary of the chief officials of the City of Modesto is paid.

SECTION 2. The members of the City Council of the City of Modesto shall receive as compensation as such Councilmen a salary in the sum of \$50.00 per month payable in the same way that the compensation or salary of the chief officials of the City of Modesto is paid.

SECTION 3. All ordinances in conflict herewith are hereby expressly repealed.

SECTION 4. This ordinance shall take effect and be in full force and effect from and after the 20th day of May, 1941.

As set forth in the resolution calling the election, 565 votes were cast for the initiative ordinance and 1845 votes were cast against said initiative ordinance.

That insufficient votes were cast in favor of said initiative ordinance to carry the same and that therefore said initiative ordinance failed of passage and adoption.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk certify to the Legislature of the State of California, which is now in session, the results of said election on said measures to the end that the said Legislature may in the manner provided by law approve those certain amendments to the Charter of the City of Modesto

that were carried by the vote of the people at said election.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of April, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Mayor Shannon

Noes: Councilmen; None

Absent: Councilmen: Stanley and Neece

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5229-N.S.

A RESOLUTION DETERMINING THE RESULT OF A GENERAL MUNICIPAL ELECTION IN THE CITY OF MODESTO, AND A GENERAL ELECTION IN THE MODESTO CITY SCHOOL DISTRICT AND DECLARING CERTAIN PERSONS ELECTED

---oOo---

WHEREAS, a general municipal election in the City of Modesto, together with a general school election in and for the Modesto City School District, was held on the 8th day of April, 1941 and,

WHEREAS, the City Council of the City of Modesto is now sitting as a canvassing board to canvass the results of said election, and has received all of the returns from said election excepting absentee ballots, and finds that the same are now in proper form and have been opened and canvassed the same and ascertained the results of said election as hereinafter stated:

NOW, THEREFORE, BE IT RESOLVED, CERTIFIED AND DECLARED by the Council of the City of Modesto that the said general municipal election in and for the City of Modesto and the general election in and for the Modesto City School District were regularly called held and conducted as required by law. That the proper and complete returns thereof have been made and received by said Council; that the same have been properly canvassed; that from the returns so canvassed, as aforesaid, it appears, and the said Council so finds that at said general municipal election in and for the City of Modesto the total number of votes cast at the regular polling places designated was and is 2705; that the number of votes received by the respective candidates for the office of Councilmen in the City of Modesto was and is as follows:

Y. G. BARNELL-----	1222
RAY BURGE-----	1663
ALFRED E. CARLSON-----	942
GEORGE F. NEECE-----	1110
GALEN HARTWICK-----	2

That the total number of votes received by Ray Burge is greater than one-half of the ballots cast at said election, and that the said Ray Burge was elected to the office of member of the City Council of the City of Modesto for the period of four (4) years, and that a Certificate of Election be issued to him under the hand and seal of the City Clerk of the City of Modesto.

The City Council of the City of Modesto sitting as such canvassing board as aforesaid, further finds and declares that at said general election in and for the Modesto City School District that total number of votes cast at the regular polling places designated was and is 3203; that the number of votes received by each of the candidates for the office of member of the Board of Education of said Modesto City School District at the regular polling places designated was and is as follows:

THEODORE SEVERSEN-----1357 votes
 W. C. SHACKELFORD-----1929 votes
 RHODA STURTEVANT-----1972 votes
 GALEN HARTWICK----- 222 votes
 LOREN HARTWICK----- 1 vote
 JAMES RYEN, JR----- 1 vote
 GEORGE STIMMAN----- 1 vote

That the total number of votes received by W. C. Shackelford and Rhoda Sturtevant is greater than one-half of the ballots cast at said election, and that the said W. C. Shackelford and Rhoda Sturtevant were elected to the office of member of the Board of Education of the Modesto City School District for the period of four (4) years, and that a certificate of election be issued to them under the hand and seal of the City Clerk of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of April, 1941 by Councilman Bates, who moved its adoption, which motion was duly seconded, upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley and Neece

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5230-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of April, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen; Stanley and Neece

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5231-N.S.

A RESOLUTION AUTHORIZING THE ENTERING INTO AGREEMENT FOR THE USE OF THE AIRPORT BY THE UNITED STATES ARMY

-0-000---

WHEREAS, the United States Army has requested that they be permitted to enter into an agreement with the City of Modesto for the use of the Modesto Municipal Airport for the period of May 22, 1941 to May 28, 1941 for a consideration of \$15.00 for rental and water during that period, and

WHEREAS, the said United States Army has also requested that the City of Modesto grant them an option for the use of the said Modesto Municipal Airport for a period of June 26th, 1941 to July 7th, 1941.

NOW THEREFORE BE IT RESOLVED, that the City of Modesto enter into an agreement for the leasing of the Modesto Municipal Airport for the period of May 22, 1941 to May 28, 1941 for a consideration of \$15000 and grant the United States Army

an option for the period of June 26th, 1941 to July 7th, 1941 to lease said airport.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 14th day of April, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Mayor pro tem Stanley

Noes: Councilmen: None

Absent: Councilmen: Mayor Shannon

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5232-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 14th day of April, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Mayor pro tem Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5233-N.S.

A RESOLUTION DETERMINING THE RESULTS OF A GENERAL MUNICIPAL ELECTION IN THE CITY OF MODESTO AND A GENERAL ELECTION IN THE MODESTO CITY SCHOOL DISTRICT, AND DECLARING CERTAIN PERSONS ELECTED

---c0c---

WHEREAS, a general municipal election in the City of Modesto, together with a general school election in and for the Modesto City School District, was held on the 8th day of April, 1941; and,

WHEREAS, the City Council of the City of Modesto is now sitting as a canvassing board to canvass the results of said election and has received all of the returns from said election, including absentee ballots, and finds that the same are now in proper form, and have opened and canvassed the same and ascertained the results of said election as hereinafter stated:

NOW, THEREFORE, BE IT RESOLVED, CERTIFIED AND DECLARED BY the Council of the City of Modesto that the said general municipal election in and for the City of Modesto and the general election in and for the Modesto City School District were regularly called, held and conducted as required by law; that the proper and complete returns thereof have been made and received by said Council; that the same have been properly canvassed; that from the returns so canvassed as aforesaid, it appears, and the said Council so finds that at said general municipal election in and for the City of Modesto the total number of votes cast at the regular polling places designated was and is 2705;

That the total number of votes cast at the regular polling places designated received by the respective candidates for the office of Councilman in the City of Modesto was and is as follows:

Y. G. BARNELL	1222
RAY BURGE	1663
ALFRED E. CARLSON	942
GEORGE F. NEECE	1110
GALEN HARTWICK	2

That the total number of absentee ballots received by the respective candidates for the office of Councilman in the City of Modesto was and is as follows:

Y. G. BARNELL	27 absentee votes
RAY BURGE	4 absentee votes
ALFRED E. CARLSON	7 absentee votes
GEORGE F. NEECE	23 absentee votes

That the total number of votes received by said candidates for the office of Councilman in the City of Modesto, including votes cast at the regular polling places designated and absentee votes was and is as follows:

Y. G. BARNELL	1249 total votes, including absentee ballots
RAY BURGE	1667 total votes, including absentee ballots
ALFRED E. CARLSON	949 total votes, including absentee ballots
GEORGE F. NEECE	1133 total votes, including absentee ballots

That all four of said candidates for the office of Councilman of the City of Modesto to-wit, Y. G. Barnell, Ray Burge, Alfred E. Carlson, and George F. Neece were candidates for the two offices to be filled in the City Council of the City of Modesto for the full term of four years.

That the number of votes received by Ray Burge is greater than one-half of the ballots cast at said election, and that the said Ray Burge was and is elected to the office of member of the City Council of the City of Modesto for the period of four years, and that a certificate of election be issued to him under the hand and seal of the City Clerk of the City of Modesto.

The City Council of the City of Modesto sitting as such canvassing board as aforesaid further finds and declares that at said general election in and for the Modesto City School District the total number of votes cast at the regular polling places designated was and is 498; that the number of votes received by each of the candidates for the office of member of the Board of Education of said Modesto City School District at the regular polling places designated was and is as follows:

THEODORE SEVERSEN	1357 votes
W. C. SHACKELFORD	1929 votes
EHODA STURTEVANT	1972 votes
GALEN HARTWICK	222 votes
LOREN HARTWICK	1 vote
JAMES RYEN, JR.	1 vote
GEORGE STIMMAN	1 vote

That the total number of absentee votes cast at said general election in and for the Modesto City School District was and is as follows: 41

That the number of absentee votes received by each of the candidates for the office of member of the Board of Education of said Modesto City School District was and is as follows:

THEODORE SEVERSEN	0 absentee votes
W. C. SHACKELFORD	27 absentee votes

RHODA STURTEVANT	29 absentee votes
GALEN HARTWICK	10 absentee votes
LOREN HARTWICK	0 absentee votes
JAMES RYEN, JR	0 absentee votes
GEORGE STIMMAN	0 absentee votes

That the total number of votes cast at the regular polling places designated for said election, together with absentee votes, received by candidates for the office of member of the Board of Education of said Modesto City School District was and is as follows:

THEODORE SEVERSEN	1357 total votes, including absentee ballots
W. C. SHACKELFORD	1956 total votes, including absentee ballots
RHODA STURTEVANT	2001 total votes, including absentee ballots
GALEN HARTWICK	232 total votes, including absentee ballots
LOREN HARTWICK	1 total votes, including absentee ballots
JAMES RYEN, JR	1 total votes, including absentee ballots
GEORGE STIMMAN	1 total votes, including absentee ballots

That the number of votes received by W. C. Shackelford and Rhoda Sturtevant is greater than one-half of the ballots cast at said election and that the said W.C. Shackelford and Rhoda Sturtevant were and are elected to the office of member of the Board of Education of the Modesto City School District and that a certificate of election be issued to them under the hand and seal of the City Clerk of the City of Modesto.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 15th day of April, 1941 by Councilman Bates, who moved its adoption, which motion was duly seconded, upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Mayor Shannon, Neece, Stanley
 Noes: Councilmen: None
 Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5234-N.S.

A RESOLUTION SUPPLEMENTING RESOLUTION NO. 5228-N.S. ENTITLED "A RESOLUTION CERTIFYING THAT THE RETURNS OF THE ELECTION TO VOTE UPON CERTAIN AMENDMENTS TO THE CHARTER OF THE CITY OF MODESTO TOGETHER WITH AN INITIATIVE ORDINANCE HAVE BEEN CANVASSED AND DECLARING THE RESULTS OF SAID ELECTION."

---c0c---

WHEREAS, the Council of the City of Modesto has heretofore, to-wit, on the 9th day of April, 1941, canvassed the vote of that certain general municipal election held in the City of Modesto on the 8th day of April, 1941, which vote consisted of those cast at the regular polling places in the City of Modesto; and,

WHEREAS, there were likewise cast at said general municipal election ^{certain} /absentee ballots which by the laws of the State of California cannot and could not be canvassed until the date hereof; and,

WHEREAS, on the date hereof there has been deposited with the City Clerk of the City of Modesto all absentee ballots issued by said Clerk or such thereof as have been deposited by absentee voters with said Clerk within the requisite length of time permitted for the deposit thereof with said City Clerk; and,

WHEREAS, it appears to said City Council that all of the laws of the State of California providing for the casting of absentee votes have been duly followed in all of the procedure attending this said election and the canvassing of the votes thereof; and,

WHEREAS, it appears from the canvass of the returns of absentee ballots cast at said election that a total of 33 absentee votes were cast during said election:

NOW, THEREFORE, the said City Council of the City of Modesto sitting as a canvassing board to canvass the returns of absentee ballots cast at said election does hereby declare and find that the number of said absentee ballots so cast was and is 33.

On the proposed Charter amendment No. 1, amending subdivision 52, Section 4, Article III, of the Charter of the City of Modesto, which amendment was and is fully set forth in Resolution No. 5228-N.S., and as set forth in the resolution calling the election, 19 absentee votes were cast for the amendment and 5 absentee votes were cast against the amendment. That sufficient votes, both absentee votes and those cast at the regular polling places in the City of Modesto, were cast in favor of said amendment to carry the same.

On the proposed Charter amendment No. 2 amending Section 103 of Article XV of the Charter of the City of Modesto, which amendment was and is fully set forth in Resolution No. 5228-N.S., and as set forth in the resolution calling the election, 21 absentee votes were cast for the amendment and 1 absentee votes were cast against the amendment. That sufficient votes, both absentee votes and those cast at the regular polling places in the City of Modesto, were cast in favor of said amendment to carry the same.

On the proposed Charter amendment No. 3, amending subdivision 26, Section 6, Article IV, as set forth in Resolution No. 5228-N.S., and as set forth in the resolution calling the election, 22 absentee votes were cast for the amendment and 1 absentee votes were cast against the amendment. That sufficient votes, both absentee votes and those cast at the regular polling places in the City of Modesto, were cast in favor of said amendment to carry the same.

On the proposed Charter amendment No. 4, amending Section 41 of Article VIII of the Charter of the City of Modesto, as set forth in Resolution No. 5228-N.S., and as set forth in the resolution calling the election, 11 absentee votes were cast for the amendment and 17 absentee votes were cast against the amendment. That an insufficient number of votes, both absentee votes and those cast at the regular polling places in the City of Modesto, were cast in favor of said amendment to carry the same, and that said amendment failed of passage and adoption.

On the proposed initiative ordinance No. 652-, providing for the fixing of the compensation of the Mayor and City Councilmen of the City of Modesto, as set forth in Resolution No. 5228-N.S., and as set forth in the resolution calling the election, 12 absentee votes were cast for the initiative ordinance and 13 absentee votes were cast against said initiative ordinance. That an insufficient number of votes, both absentee votes and those cast at the regular polling places in the City of Modesto, were cast in favor of said initiative ordinance to carry the same, and that therefore said initiative ordinance failed of passage and adoption.

That the total votes, both absentee and those cast at the regular

polling places in the City of Modesto, for and against the adoption of said proposed Charter amendments and said initiative ordinance, are as follows:

1. Proposed Charter Amendment No. 1; For the adoption thereof 1226 total votes, including absentee votes.

Against the adoption thereof; 971 total votes, including absentee votes.

2. Proposed Charter Amendment No. 2: For the adoption thereof 1406 total votes, including absentee votes. Against the adoption thereof: 808 total votes, including absentee votes.

3. Proposed Charter amendment No. 3: For the adoption thereof 1413 total votes, including absentee votes. Against the adoption thereof: 702 total votes, including absentee votes:

4. Proposed Charter Amendment No. 4: For the adoption thereof 568 total votes, including absentee votes. Against the adoption thereof: 1838 total votes, including absentee votes

5. Initiative Ordinance No. 652: For the adoption thereof 577 total votes, including absentee votes. Against the adoption thereof: 1858 total votes, including absentee votes.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk certify to the Legislature of the State of California, which is now in session, the result of said election on said measures to the end that the said Legislature may in the manner provided by law approve those certain amendments to the Charter of the City of Modesto that were carried by the vote of the people at said election.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 14th day of April, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5235-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO SEND A CERTIFIED COPY OF RESOLUTION NO. 5234-N.S., TOGETHER WITH CERTIFICATE OF ELECTION TO THE CALIFORNIA STATE LEGISLATURE FOR APPROVAL

---oOo---

BE IT HEREBY RESOLVED, that the City Clerk be authorized to send a certified copy of Resolution No. 5234-N.S. entitled "A RESOLUTION SUPPLEMENTING RESOLUTION NO. 5228-N.S. entitled A RESOLUTION CERTIFYING THAT THE RETURNS OF THE ELECTION TO VOTE UPON CERTAIN AMENDMENTS TO THE CHARTER OF THE CITY OF MODESTO TOGETHER WITH AN INITIATIVE ORDINANCE HAVE BEEN CANVASSED AND DECLARING THE RESULTS OF SAID ELECTION", to the State Legislature for approval.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 15th day of April, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5236-N.S.

A RESOLUTION RECOMMENDING THAT THE CITY ATTORNEY CONTACT HERBERT PAUL TO DETERMINE WHEN HE COULD COMPLETE HIS AGREEMENT FOR THE CODIFICATION OF ORDINANCES OF THE CITY OF MODESTO

---oOo---

Pursuant to agreement with Herbert Paul for codification of ordinances of the City of Modesto.

BE IT HEREBY RESOLVED that the City Attorney be authorized to contact Mr. Herbert Paul to determine when he could complete his agreement for the codification of ordinances.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 15th day of April, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5237-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 15th day of April, 1941 by Councilman Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5238-N.S.

A RESOLUTION RESCINDING RESOLUTION NO. 5219-N.S. ENTITLED "A RESOLUTION DECLARING THE POSSIBLE NEED FOR A HOUSING AUTHORITY IN THE CITY OF MODESTO, STANISLAUS COUNTY, CALIFORNIA"

---oOo---

BE IT HEREBY RESOLVED that Resolution No. 5219-N.S. adopted by the Council of the City of Modesto at their regular meeting of April 9, 1941, entitled "A RESOLUTION DECLARING THE POSSIBLE NEED FOR A HOUSING AUTHORITY IN THE CITY OF MODESTO, STANISLAUS COUNTY, CALIFORNIA" be and it is hereby rescinded.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 19th day of April, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5239-N.S.

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO FILE OBJECTIONS WITH THE RAILROAD COMMISSION ON THE ESTABLISHMENT OF A WATER SYSTEM BY OSTERBERG BROTHERS TO SERVE THE TERRITORY ALREADY SERVED BY THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to the establishment of a water system by Osterberg Brothers to serve the territory, which is bounded approximately by Sycamore Avenue on the east, Griswold Avenue on the south, Virginia Avenue on the west and Orangeburg on the north, and

WHEREAS the City of Modesto is now serving a portion of this territory already, namely Mensinger Tract No. 1 and Mensinger Tract No. 2,

BE IT HEREBY RESOLVED that the City Attorney file an objection with the Railroad Commission on the operation of the Osterberg Brothers water system within the territory the City of Modesto is already furnishing and has agreed to furnish water.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 19th day of April, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO 5240-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 19th day of April, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5241-N.S.

A RESOLUTION AUTHORIZING THE CITY ATTORNEY AND ENGINEER TO PREPARE AN AGREEMENT FOR THE ELIMINATION OF CANAL ADJACENT TO THE MODESTO MUNICIPAL AIRPORT

---oOo---

WHEREAS, pursuant to receipt of resolution adopted by the Modesto Irrigation District at their regular adjourned meeting of April 7, 1941, agreeing to enter into an agreement with the City of Modesto for the elimination of a canal near the Airport.

BE IT HEREBY RESOLVED that the City Attorney and Engineer be authorized to prepare an agreement for the elimination of this canal adjacent to the airport to be entered into by the City of Modesto and the Modesto Irrigation District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of April, 1941 by Commissioner

Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Mayor pro tem Stanley

Noes: Councilmen: None

Absent: Councilmen: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5242-N.S.

A RESOLUTION REAPPOINTING J. ALF DAVIS TO THE PARK COMMISSION

---oOo---

BE IT HEREBY RESOLVED that J. Alf Davis be reappointed to the Park Commission for a term of three years from May 10, 1941.

The foregoing resolution was introduced at a regular of the Council of the City of Modesto held on the 23rd day of April, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Mayor pro tem Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5243-N.S.

A RESOLUTION DETERMINING THE RESULT OF AN ELECTION IN THE CITY OF MODESTO

---oOo---

WHEREAS, a general municipal election was held on the 22nd day of April, 1941; and,

WHEREAS, the City Council of the City of Modesto is now sitting as a canvassing board to canvass the result of said election, and has received all of the returns from said election and finds that the same are now in proper form and have opened and canvassed the same and ascertained the results of said election as hereinafter stated:

NOW, THEREFORE, BE IT RESOLVED, CERTIFIED AND DECLARED by the Council of the City of Modesto that the said general municipal election in and for the City of Modesto was regularly called, held and conducted as required by law. That the proper and complete returns thereof have been made and received by said Council; that the same have been properly canvassed; that from the returns so canvassed as aforesaid it appears, and the said Council so finds, that at said general municipal election in and for the City of Modesto the total number of votes cast was 1789; that the number of votes received by the respective candidates for the office of councilman in the City of Modesto was and is as follows:

GEORGE F. NEECE-----893 votes

Y. G. BARNELL-----883 votes

That said candidates, to-wit, George F. Neece and Y. G. Barnell, were candidates for the office to be filled in the City Council of the City of Modesto for the full term of four (4) years.

That the number of votes received by George F. Neece was greater than one-half of the ballots cast at said election and that the said George F. Neece was elected to the office of member of the City Council of the City of Modesto

for the period of four (4) years, and that a Certificate of Election be issued to him under the hand and seal of the City Clerk of the City of Modesto.

That the following persons' names were written in on the ballots at said election by voters. That said write-in candidates received the following votes:

- FREED A HOGUE----- 1 vote
- A. N. BROWN----- 1 vote
- CECIL T. JONES----- 5 votes
- A B. CARLSON----- 5 votes

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of April, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded, was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Mayor pro tem Stanley
 Noes: Councilmen: None
 Absent: Councilmen: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5244-N.S.

A RESOLUTION AUTHORIZING PAYMENT TO ELECTION OFFICIALS AND RENTAL OF POLLING PLACES

---oOo---

BE IT HEREBY RESOLVED that payment to election officials of the General Municipal Election and of the Second General Municipal Election and rental of polling places at both elections be authorized and the City Clerk and Auditor be authorized to draw checks in payment.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of April, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Mayor pro tem Stanley
 Noes: Councilmen: None
 Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5245-n.s.

A RESOLUTION GRANTING PERMIT TO CLEARY AND ZEFF TO BUILD SERVICE STATION IN BLOCK 94, lots 18 and 19 IN THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to Ordinance No. 344-N.S. there was filed with the Council for approval, the application of Cleary and Zeff to erect, operate and maintain a service station on property known as corner of 12th and H Streets, being lots 18 and 19 in Block 94 of the City of Modesto, and

WHEREAS the plans therefor having been heretofore checked and approved by the City Engineer,

BE IT HEREBY RESOLVED that permit be granted to said Cleary & Zeff to erect, operate and maintain a service station as prayed for when all provisions of city ordinance relative to building permits and the regulations for storage and dispensing of gasoline and zoning have been complied with.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of April, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Mayor pro tem Stanley

Noes: Councilmen; None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5246-N.S.

A RESOLUTION AUTHORIZING THE CITY ENGINEER TO PURCHASE A JARI POWER SCYTHE TO BE USED BY THE PUBLIC WORKS DEPARTMENT OF THE CITY OF MODESTO

---e0o---

BE IT HEREBY RESOLVED that the City Engineer be authorized to purchase a Jari power scythe to be used by the Public Works Department of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Mayor pro tem Stanley

Noes: Councilmen: None

Absent; Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5247-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO WRITE TO SENATOR GARRISON AND ASSEMBLYMAN DONNELLY PROTESTING TO THE PASSAGE OF PROPOSED SEWAGE DISPOSAL BILL #AB2198

---e0o---

BE IT HEREBY RESOLVED that the City Clerk be authorized to write to Senator Garrison and Assemblyman Donnelly protesting to the passage of proposed Sewage Disposal Bill #AB2198.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of April, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Mayor pro tem Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5248-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO WRITE TO SENATOR GARRISON AND ASSEMBLYMAN DONNELLY RECOMMENDING THE PASSAGE OF PROPOSED EMERGENCY MUTUAL AID BILL NO. AB1058

---e0o---

BE IT HEREBY RESOLVED that the City Clerk be authorized to write to Senator Garrison and Assemblyman Donnelly recommending the passage of proposed Emergency Mutual Aid Bill No. AB1058.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of April, 1941 by Commissioner

Bates, who moved its adoption which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Mayor pro tem Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5249-N.S.

A RESOLUTION GRANTING PERMIT TO BURDEAN THOMPSON TO INSTALL FLAGS ON STREETS FOR PERIOD BEGINNING APRIL 24, 1941 to MAY 10, 1941 UNDER THE SUPERVISION OF THE PUBLIC WORKS DEPARTMENT OF THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that permit be granted to Burdean Thompson to put up flags for period beginning April 24, 1941 to May 10, 1941 on the streets of the City of Modesto, under the supervision of the Public Works Department of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of April, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Mayor pro tem Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5250-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that the Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of April, 1941 by Commissioner Barnell, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Mayor pro tem Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5251-N.S.

A RESOLUTION SUPPLEMENTAL TO RESOLUTION NO. 5243 N.S. ENTITLED "A RESOLUTION DETERMINING THE RESULTS OF AN ELECTION IN THE CITY OF MODESTO

---oOo---

WHEREAS, a general municipal election was held on the 22nd day of April, 1941; and,

WHEREAS, the City Council of the City of Modesto is now sitting as a canvassing board to canvass the absentee ballots cast by voters at said election, and has received all of the returns of and from said absentee ballots; and,

WHEREAS, the time has elapsed for depositing with the City Clerk or mailing to said Clerk of said absentee ballots; and,

WHEREAS, this is the time regularly set by the law of the State of California for the canvassing of said absentee ballots:

NOW, THEREFORE, BE IT RESOLVED, CERTIFIED AND DECLARED, by the Council of the City of Modesto that the said general municipal election in and for the City of Modesto was regularly called and conducted as required by law; that the proper and complete returns thereof have been made and received by said Council; that the same have been properly canvassed; that said absentee ballots are in proper form and have been cast according to the law of the State of California; that from the returns of said absentee ballots so canvassed as aforesaid, it appears and the said Council so finds that at said general municipal election in and for the City of Modesto, the total number of absentee ballots cast was and is 2; that the number of votes by absentee ballots received by the respective candidates for the office of Councilman in the City of Modesto was and is as follows:

GEORGE F. NEECE-----2 absentee votes

Y. G. BARNELL-----0 absentee votes;

That said candidates, to-wit, George F. Neece and Y. G. Barnell, were candidates for the office to be filled in the City Council of the City of Modesto for the full term of four (4) years; that the number of votes received by the said George F. Neece at said general municipal election cast regularly at the polls established in the City of Modesto was and is 893 votes; and that the votes received by the said Y. G. Barnell at said general municipal election cast at the regularly constituted polling places in the City of Modesto were and are 883 votes; that the total votes received by said candidates, including votes cast at the regular polling places in the City of Modesto, and absentee votes were and are:

GEORGE F. NEECE-----895 votes including absentee votes;

Y. G. BARNELL-----883 votes including absentee votes

That the number of votes received by George F. Neece was greater than one-half of the ballots cast at said election, and that the said George F. Neece was elected to the office of member of the City Council of the City of Modesto for the term of four (4) years, and that a Certificate of Election issued to him under the hand and seal of the City Clerk of the City of Modesto.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 29th day of April, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5252-N.S.

A RESOLUTION COMMENDING Y. G. BARNELL FOR HIS FAITHFUL SERVICE TO THE CITY OF MODESTO AS COUNCILMAN OF SAID CITY

---e0o---

WHEREAS, Y. G. Barnell has been a member of the City Council of the City of Modesto since November 23, 1938; and,

WHEREAS, during the period of his incumbency he has rendered valuable service to the City of Modesto and the citizens thereof; and,

WHEREAS, he has evinced at all times a great interest in the welfare of the City of Modesto and has held himself at all times and in all instances ready to serve on such committees as the Mayor of said City has named, and has demonstrated

a very friendly and fine co-operative spirit with the other members of the City Council; and,

WHEREAS, the said Y. G. Barnell is now retiring from said Council:

BE IT THEREFORE RESOLVED, that the City Council of said city desires at this time to extend thanks to the said Y. G. Barnell and to commend him for the splendid service he has rendered to the City of Modesto in his capacity as a member of the City Council.

BE IT FURTHER RESOLVED, that without disparagement to Mr. Y.G. Barnell's successor to membership in said Council, said City Council hereby expresses its regret that Mr. Barnell is retiring from membership in said Council.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 29th day of April, 1941 by Councilman Neece, who moved its adoption, which motion being duly seconded, was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Not Voting: Councilmen:

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5253-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 29th day of April, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Barnell, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5254-N.S.

A RESOLUTION DESIGNATING THE ASSIGNMENT OF THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF MODESTO TO VARIOUS COMMISSIONERSHIPS

---oOo---

WHEREAS, this is the first regular meeting following the general municipal election of April 8, 1941 and of the second general municipal election of April 22, 1941, at which election there was elected to-wit, George F. Neece, Councilman and Ray Burge, Councilman, and

WHEREAS, by the terms of Section 35 of the Charter of the City of Modesto, at the first regular meeting of said Council after the election of its members, said Council by a majority vote shall appoint various members thereof to various commissionerships:

NOW, THEREFORE, BE IT RESOLVED, that Ronald E. Bates be, and he is hereby, designated Commissioner of Public Works; Councilman Ray Burge is hereby made and appointed Commissioner of Public Supplies; Councilman Carl J. Stanley is hereby appointed Commissioner of Public Health and Safety; and Councilman

George F. Neece is hereby appointed Commissioner of Finance and Revenue.

BE IT FURTHER RESOLVED that the City Council of the City of Modesto does hereby determine and assign the duties of the several commissioners and departments as the same are determined and assigned by the Charter and by the ordinances and resolutions of the City Council. Reference is hereby particularly made to Resolution No. 2655-N.S., which is continued in full force and effect, and reference is also made to Ordinance No. 377-N.S. as amended by Ordinance No. 439-N.S., which includes, in the duties of the Commissioner of Finance and Revenue, the supervision of the parks of the City of Modesto; provided, however, that in addition to having jurisdiction over the parks the Commissioner of Finance and Revenue, as a part of the Park Department of said City, shall also have jurisdiction and control over the trees growing along and upon the streets of the City of Modesto, with power to assign and delegate to the City Engineer the immediate control and supervision thereof, including the power to employ and discharge the necessary assistance and labor in carrying out the duties and functions pertaining to the parks and the street trees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley

Noes: Councilmen: None

Absent: Councilmen: None

Not voting; Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5255-N.S.

A RESOLUTION REAPPOINTING OFFICIALS OF THE CITY OF MODESTO AS PROVIDED BY SECTION 36 OF ARTICLE VIII OF THE CHARTER OF THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the following officials of the City of Modesto be reappointed as required by Section 36 of Article VIII of the Charter of the City of Modesto:

FRANK J. ROSSI	City Engineer, Superintendent of Sewers, City Electrician, Building Inspector, Superintendent Water Department, Superintendent Parks, Superintendent Corporation Yard, Superintendent of Streets.
ELMER J. BLUM	City Clerk, Assessor, Auditor
W. B. DEVLIN	Treasurer and Collector
ROBERT B. FOWLER	City Attorney
GEO. E. WALLACE	Chief of the Fire Department
E. E. ARINGTON	Chief of the Police Department
DR. E. F. REAMER	Health Officer
Mrs. W. H. Langdon)	
W. H. Murray)	
A. E. Puccinelli)	LIBRARY TRUSTEES
E. R. Utter)	
Roy Pack)	

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried

and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5256-N.S.

A RESOLUTION ALLOWING CLAIMS FOR MONTH OF APRIL, 1941

---oOo---

WHEREAS, the claims against the City of Modesto for the month of April, 1941 for the various sums in the aggregate hereinafter stated having been audited by the Council and found to be correct;

NOW THEREFORE, BE IT RESOLVED that all of said claims so audited and approved be and they are hereby ordered allowed, with reference being made to the Auditor's Cash Records for further details relative to amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$27,896.45
WATER FUND-----	4,148.14
LIBRARY FUND-----	1,610.27
ST. BOND RED. FUND-----	33.00
SPECIAL GAS TAX-----	127.72
TOTAL	\$33,815.58

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Burge, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5257-N.S.

A RESOLUTION ALLOWING CLAIM OF THE MODESTO CHAMBER OF COMMERCE

---oOo---

BE IT HEREBY RESOLVED that claim of \$644.55 as presented by the Modesto Chamber of Commerce be and the same is hereby allowed, as provided by provisions of Ordinance No. 634-N.S.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Councilman: Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Burge, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5258-N.S.

A RESOLUTION RESCINDING CONTRACT WITH HERBERT PAUL FOR CODIFICATION OF ORDINANCES

---oOo---

BE IT HEREBY RESOLVED that contract with Herbert Paul for codification of ordinances be and it is hereby rescinded and the City Attorney is hereby authorized to secure a release from him.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Councilman Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Burge, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5259-N.S.

A RESOLUTION APPROVING LANDSCAPE PLAN OF JOHN MUIR PARK AS PRESENTED BY THE CITY ENGINEER

---oOo---

BE IT HEREBY RESOLVED that the landscape plan of John Muir Park as presented by the City Engineer be and it is hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5260-N.S.

A RESOLUTION APPOINTING COMMISSIONER BATES ON THE PLANNING COMMISSION

---oOo---

BE IT HEREBY RESOLVED that Ronald E. Bates, Commissioner of Public Works be and he is hereby appointed on the Planning Commission of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5261-N.S.

A RESOLUTION APPROVING AGREEMENT WITH THE PATHFINDER'S FLYING SERVICE FOR RENEWAL OF LEASE ON THE MUNICIPAL AIRPORT FOR A PERIOD OF ONE YEAR FROM APRIL 1, 1941 WITH OPTION TO RENEW FOR A PERIOD OF FIVE YEARS

BE IT HEREBY RESOLVED that agreement with the Pathfinder's Flying Service for renewal of lease on the Municipal Airport for a period of one year from April 1, 1941 with option to renew for a period of five year, be and it is hereby approved, subject to the receipt by the City Clerk of proper resolution from the Pathfinder's Flying Service setting forth the right to enter into contract with the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5262-N.S.

A RESOLUTION GRANTING AN EXTENSION OF THIRTY DAYS TO E. C. MELROSE TO DELIVER DEED TO THE CITY OF MODESTO ON PORTION OF BLOCK 812

---oOo---

BE IT HEREBY RESOLVED that an extension of 30 days be and it is hereby allowed to E. C. Melrose to deliver deed to the City of Modesto on portion of Block 812 to be used for street purposes.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5263-N.S.

A RESOLUTION ESTABLISHING ONE HOUR PARKING ON THE WEST SIDE OF NINTH STREET BETWEEN J AND K STREETS IN THE CITY OF MODESTO

---oOo---

WHEREAS, the City Council of the City of Modesto by ordinances heretofore passed is empowered by resolution to increase and/or diminish parking time limits for vehicles on the streets of said City; and,

WHEREAS, by ordinance heretofore passed said City Council by the erection of proper signs in the business district of said City and by resolution may enforce the provisions of all ordinances relating to the parking of vehicles in said City; and,

WHEREAS, the best interests of the citizens of said City require that the length of time for which a vehicle may be parked in the following described areas shall be for the period of one (1) hour between the hours of nine o'clock A.M. and six o'clock P.M.:

NOW, THEREFORE, said City Council by this resolution does hereby decree that vehicles shall not be parked between the hours of nine o'clock A.M. and

six o'clock P.M. for a period longer than sixty (60) consecutive minutes in the following described areas:

1-Upon the southwesterly side of Ninth Street, between J and K Streets

BE IT FURTHER RESOLVED that said parking restrictions shall not be applicable on Sundays.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Councilman Stanley, who moved its adoption, which motion being duly seconded, was upon roll call carried and adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5264-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO RECORD DEED FROM JACK RAMEY AND ELAYNE RAMEY ON PORTION BLOCK 308A IN THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be and he is hereby authorized to record deed from Jack Ramey and Elayne Ramey, his wife to the City of Modesto on the following described land:

The southerly twenty-five (25) feet of Lots 3 and 4 of Block 308A of the City of Modesto as shown in Vol. 13 of Maps, Page 308A, Stanislaus County Records.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5265-N.S.

A RESOLUTION DIRECTING THE CITY CLERK TO SEND TELEGRAMS TO SACRAMENTO PROTESTING THE PASSAGE OF ASSEMBLY BILL AB1387-PUBLIC WORKS CONTRACTS

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be directed to send a telegram to Assemblyman Hugh P. Donnelly and Senator J. C. Garrison protesting the passage of Assembly Bill AB1387, Public Works Contracts.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5266-n.s.

A RESOLUTION GRANTING LEAVE OF ABSENCE FROM THE STATE TO COMMISSIONER RONALD E. BATES FOR A PERIOD OF SIX DAYS FROM MAY 22, 1941

---oOo---

BE IT HEREBY RESOLVED that a leave of absence from the State of six days, starting May 22, 1941 be granted to Commissioner Ronald E. Bates.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5267-N.S.

A RESOLUTION AUTHORIZING JUDGE OF THE MODESTO POLICE COURT TO RETURN \$1.00 FILING FEE AND RESCINDING RESOLUTION NO. 5152-N.S.

---oOo---

WHEREAS, pursuant to the laws of the State of California, the Modesto Police Court has the same jurisdiction as Class B Justice Court in civil matters, and

WHEREAS, the Judge of the Modesto Police Court, pursuant to Resolution No. 5152-N.S., entitled: "A RESOLUTION ORDERING THE POLICE JUDGE OF THE CITY OF MODESTO TO ACCEPT FIVE DOLLARS FOR THE FILING OF EACH SUIT IN HIS COURT", adopted by the Council on January 22, 1941, has been collecting an additional \$1.00 on each filing fee, said \$1.00 being impounded and maintained intact in the City of Modesto.

BE IT HEREBY RESOLVED that the Judge of the Modesto Police Court be authorized to return to each litigant, said \$1.00 filing fee paid by him, and

BE IT FURTHER RESOLVED that Resolution No. 5152-N.S. be and it is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5268-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5269-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 23rd day of May, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Bates

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5270-N.S.

A RESOLUTION GRANTING PERMIT TO WILLIS M. KLEINENBROICH TO CHANGE THE ROUTE OF THE MODESTO MOTOR BUS PROVIDING HE OBTAINS PERMISSION FROM THE RAILROAD COMMISSION ON PORTION OF ROUTE OUTSIDE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to request of Willis M. Kleinenbroich, operator of the Modesto Motor Bus, for permission to change route of the bus operating in the City of Modesto and adjacent territory,

BE IT HEREBY RESOLVED that permission be granted to the Modesto Motor Bus Company to change route providing permission has been obtained from the Railroad Commission on portion of route outside the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of May, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5271-N.S.

A RESOLUTION ACCEPTING QUIT CLAIM DEED FROM ROBERT G. BENSON ET UX ON PORTION BLOCK 200 AND AUTHORIZING THE RECORDING OF SAME WITH COUNTY RECORDER

---oOe---

BE IT HEREBY AUTHORIZED that the quit claim deed presented by Robert G. Benson et ux, on south 14 feet of the west half of lots 23 in Block 200 of the City of Modesto, to the City of Modesto be and it is hereby accepted and the City Clerk is directed to record same with the Stanislaus County Recorder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of May, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Burge, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5272-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO RECORD COPY OF RESOLUTION ADOPTED BY THE BOARD OF SUPERVISORS OF STANISLAUS COUNTY APPROVING ANNEXATION OF ALL OF LOT 64 OF FIRST ADDITION TO SUNSET ACRES TO THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to record copy of Resolution adopted by the Board of Supervisors of Stanislaus County approving annexation of all of lot 64 of the First Addition to Sunset Acres to the City of Modesto with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of May, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5273-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO PETITION THE COUNTY OF STANISLAUS AND THE MODESTO IRRIGATION DISTRICT TO CANCEL ALL TAXES ON LOT 64 OF THE FIRST ADDITION TO SUNSET ACRES NOW OWNED BY THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be and he is hereby authorized to petition the County of Stanislaus and the Modesto Irrigation District to cancel all taxes on lot 64 of the First Addition to Sunset Acres now owned by the City of Modesto and recently purchased from Lora Lewis and annexed to the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of May by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5274-N.S.

A RESOLUTION AUTHORIZING THE AUDITOR TO PAY SALARY TO NEWLY APPOINTED EMPLOYEES IN THE POLICE DEPARTMENT AS PROVIDED BY ORDINANCE NO. 602-N.S.

---oOo---

BE IT HEREBY RESOLVED that the Auditor of the City of Modesto be and he is hereby authorized to pay salaries to newly appointed employees in the Police Department, H. Gorman and Larned Case as provided by Ordinance No. 602-N.S.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of May, 1941 by Commissioner Stanley who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5275-N.S.

A RESOLUTION APPOINTING THE CITY ENGINEER AS AUTHORIZED AGENT FOR THE COSPONSORS TO SIGN ALL WORKS PROJECTS ADMINISTRATION RECREATION PROJECTS SPONSORED BY THE MODESTO RECREATION COMMISSION

---oOo---

BE IT HEREBY RESOLVED that City Engineer Frank J Rossi be appointed as authorized agent for the cospensor, the City of Modesto, to sign all Works Projects Administration Recreation Projects, sponsored by the Modesto Recreation Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of May, 1941 by Commission Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5276-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of May, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5277-N.S.

A RESOLUTION APPROVING AGREEMENT WITH THE HAWKE CROP DUSTING COMPANY FOR RENTAL OF HANGAR AT MODESTO MUNICIPAL AIRPORT

---oOo---

BE IT HEREBY RESOLVED that the agreement, as presented by the City Attorney for the rental of hangar owned by the City of Modesto at the Modesto Municipal Airport to E. R. Hawke, doing business as Hawke Crop Dusting Company, be and it is hereby approved.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 29th day of May, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5278-N.S.

A RESOLUTION GRANTING DONATION OF \$250.00 TO THE STANISLAUS COUNTY FOURTH OF JULY COMMITTEE

---oOo---

BE IT HEREBY RESOLVED that the City of Modesto, as provided by subsection 66 of Section 4 of Article III of the Charter of the City of Modesto, donate \$250.00 to the Stanislaus County Fourth of July Committee to be used for the celebration of the Anniversary of our National Independence, and

BE IT FURTHER RESOLVED that the City Clerk and Auditor be and he is hereby empowered to draw warrant in the amount of \$250.00 payable to the Stanislaus County Fourth of July Committee.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 29th day of May, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5279-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 29th day of May, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen; None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5280-N.S.

A RESOLUTION APPROVING AGREEMENT WITH THE MODESTO IRRIGATION DISTRICT FOR FILLING LATERAL SITUATED ADJOINING THE MODESTO MUNICIPAL AIRPORT

---oOo---

WHEREAS it is deemed to the advantage of the City of Modesto that said city enter into a contract with the Modesto Irrigation District to fill in and cover a certain lateral belonging to said Modesto Irrigation District and which is situate adjoining the Modesto Municipal Airport; and

WHEREAS, such a procedure requires installing certain pipe and pipe lines adjacent to and in the vicinity of said airport;

NOW THEREFORE BE IT RESOLVED that said city enter a contract with said Modesto Irrigation District to affect the intentions of the City Council of Modesto in this regard and the Mayor of said City is hereby empowered and ordered to execute such a contract and said contract as so executed, dated June 4th, 1941 is hereby approved by the Council of the City of Modesto.

The foregoing resolution was introduced at a special meeting of the

Council of the City of Modesto held on the 4th day of June, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5281-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 4th day of June, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5282-N.S.

A RESOLUTION ALLOWING CLAIMS FOR MONTH OF MAY, 1941

---oOo---

WHEREAS, the claims against the City of Modesto for the month of May, 1941, for the various sums in the aggregate hereinafter stated having been audited by the Council and found to be correct:

NOW, THEREFORE, BE IT RESOLVED that all of said claims so audited and approved be and they are hereby ordered allowed, with reference being made to the Auditor's Cash Records for further details relative to amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$27,988.57
WATER FUND-----	4,941.87
LIBRARY FUND-----	1,624.11
BOND RED. INT. FUND-----	18.75
SPECIAL GAS TAX FUND-----	670.46
	<u>\$35,243 .76</u>

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of June, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5283-N.S.

A RESOLUTION GRANTING CHANGE IN ROUTE OF THE MODESTO MOTOR BUS

WHEREAS application has been filed with the City Council by Willis M. Kleinenbroich doing business as the Modesto Motor Bus to amend the bus route as granted by Resolution No. 5270-N.S.

BE IT HEREBY RESOLVED that permit for change of route as filed with the City Clerk by said Willis M. Kleinenbroich be hereby granted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of June, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen, Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5284-N.S.

A RESOLUTION GRANTING CHANGE IN SCHEDULE OF THE AIRPORT TRANSIT BUS

---oOo---

WHEREAS, application has been filed with the Council for change in schedule and permission to add a more continuous service to night schedule and to add to Sunday and Holiday schedules of the Airport Transit bus.

BE IT HEREBY RESOLVED that permit be granted to the said Airport Transit Bus Company as requested, said change of schedule in detail being on file with the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of June, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5285-N.S.

A RESOLUTION ADOPTING THE FINDINGS OF THE PLANNING COMMISSION ON REQUEST OF ELIZABETH HYMAN TO BUILD FIVE HOUSES ON BLOCK 468 LOTS 9, 10, 11 and 12

---oOo---

WHEREAS petition has been filed by Elizabeth Hyman to build five houses on Block 468, lots 9, 10, 11 and 12 in the City of Modesto, and.

WHEREAS, request was referred to the City Planning Commission for investigation

BE IT HEREBY RESOLVED that the findings of the Planning Commission on the request of Elizabeth Hyman to build five houses in Block 468, lots 9, 10, 11 and 12 be adopted and request be denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of June, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilman: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5286-N.S.

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO ENDEAVOR TO HAVE THE OPTION WITH L. L. DENNETT ET UX ON CERTAIN PROPERTY ADJACENT TO MODESTO MUNICIPAL AIRPORT CHANGED TO PERMIT THE CITY OF MODESTO TO EXERCISE OPTION WITH DEFERRED PAYMENTS

---oOo---

BE IT HEREBY RESOLVED that the City Attorney be empowered to endeavor to have the option with L. L. Dennett et ux for the purchase of 40 acres more or less adjacent to the Modesto Municipal Airport changed to permit the City of Modesto to exercise the option with deferred payments.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of June, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5287-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS ON INCANDESCENT LAMPS PLANT MIX HOT A. C. ROAD OIL

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to advertise for bids on the following commodities:

1-Incandescent lamps for municipal lighting for the period July 1, 1941 to June 30, 1942 inc. in a total amount of approximately \$1100.00

2-For furnishing approximately 50 tons of cut back A.C.

3-For furnishing and placing plant mix hot A.C. in trench cuts and patches

4-For furnishing approximately 400 tons of Road Oil of SC-2 SC-3 and SC-4 grades

Said bids to be opened at 7:30 P.M. at the Council Chambers on

June 25, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of June, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5288-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS ON PRINTING AND ADVERTISING FOR THE YEAR ENDING JUNE 30, 1942

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to advertise

for bids on printing and advertising for the year ending June 30, 1942 for the City of Modesto.

The Foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of June, 1941 by Commissioner Neece, who moved its adoption, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5289-N.S.

A RESOLUTION APPOINTING CITY ENGINEER, FRANK J. ROSSI AS THE COSPONSOR'S AGENT ON THE NATIONAL YOUTH ADMINISTRATION PROJECT FOR THE YEAR ENDING JUNE 30, 1942

---oOo---

WHEREAS, the City has been operating a National Youth Administration project for the past year, and

WHEREAS, it is the opinion of the Council that this is a worth while project.

THEREFORE BE IT RESOLVED, that the City Engineer be appointed as the co-sponsor's agent for the renewal of said projects for the year ending June 30, 1942.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of June, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Neece, Stanley, Burge, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5290-N.S.

A RESOLUTION AUTHORIZING RENEWAL OF LEASES WITH THE CIVIL AERONAUTICS AUTHORITY FOR THE YEAR ENDING JUNE 30, 1942

---oOo---

BE IT HEREBY RESOLVED the leases with the Civil Aeronautics Authority for the remote control quarters site and the right to set 6 poles and to install and maintain lights thereon at the Airways Radio Range Station located at the Modesto Municipal Airport be renewed for the year ending June 30, 1942.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of June, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Neece, Stanley, Burge, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5291-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that the Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of June, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5292-N.S.

A RESOLUTION ALLOWING CLAIM OF \$200 to THE CHAMBER OF COMMERCE AS PROVIDED BY PROVISIONS OF ORDINANCE NO. 634-N.S.

---oOo---

BE IT HEREBY RESOLVED that claim of \$200 be hereby allowed to the Chamber of Commerce as provided by provisions of Ordinance No. 634-N.S. and the City Clerk and Auditor be authorized to draw warrant in payment of claim.

The foregoing resolution was introduced at a special Council Meeting of the City of Modesto held on the 18th day of June, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5293-N.S.

A RESOLUTION GRANTING PERMIT TO THE STANISLAUS COUNTY CITIZENS FOURTH OF JULY COMMITTEE TO HOLD A PUBLIC FIREWORKS DISPLAY AT THE JUNIOR COLLEGE GROUNDS ON JULY 4, 1941

---oOo---

BE IT HEREBY RESOLVED that permit be granted to the Stanislaus County Citizens Fourth of July Committee to hold a public fireworks display at the Junior College Grounds on July 4, 1941.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 18th day of June, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5294-N.S.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO ADOPTING BUDGET AND APPROVING MEMORANDUM OF AGREEMENT FOR EXPENDITURE OF 1/4 CENT GAS TAX ALLOCATED FOR STREETS OF MAJOR IMPORTANCE

---oOo---

WHEREAS, a memorandum of agreement has been presented to be entered

into with the State of California in accordance with a project statement for expenditure of the 1/4 cent gas tax for the fiscal year 1942 allocated for streets of major importance other than State Highways in the City of Modesto; and

WHEREAS, the city council has heard read said agreement in full and is familiar with the contents thereof;

THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto that said project statement be and it is hereby adopted as the budget of proposed expenditures of the 1/4 cent gas tax allocated for streets of major importance other than State Highways, and said agreement be and the same is hereby approved and the Mayor and the City Clerk are directed to sign the same on behalf of said City, said agreement to be binding upon the City upon its execution by the authorized officials of the State.

ADOPTED this 18th day of June, 1941.

CARL W. SHANNON, MAYOR OF THE CITY OF MODESTO

ATTEST ELMER J. BLUM, CITY CLERK OF THE CITY OF MODESTO

I hereby certify that the foregoing resolution was duly and regularly passed by the city council of the City of Modesto at a special meeting thereof held June 18, 1941

ELMER J. BLUM, CLERK OF THE CITY OF MODESTO

RESOLUTION NO. 5295-N.S.

A RESOLUTION AUTHORIZING THE CANCELLATION OF TAX SALES ON BLOCK 200 S 14' OF THE WEST HALF OF LOTS 23 IN THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to the City of Modesto accepting quitclaim deed from Robert G. Benson et ux on south 14 feet of the west half of lot 23 in Block 200, and pursuant to agreement to cancel all city taxes now due and owing on Block 200 South 14',

BE IT HEREBY RESOLVED that the current city taxes on Block 200 S 14' and tax sales No.s 6002, 6285, 6530 and 6806 be and they are hereby cancelled and the City Clerk is authorized to send certified copy of resolution to the County Recorder.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 18th day of June, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5296-N.S.

A RESOLUTION RECOMMENDING THAT PETITION TO REMODEL DWELLING HOUSE LOCATED AT 412 FAIRVIEW AVENUE INTO A FOUR UNIT APARTMENT HOUSE BE REFERRED TO THE PLANNING COMMISSION

---oOo---

WHEREAS, pursuant to petition filed with the City Council by George McCoy to remodel a dwelling house, located at 412 Fairview Avenue into a four unit apartment house,

BE IT HEREBY RESOLVED that request be referred to the Planning Commission for investigation and recommendation.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 18th day of June, 1941 by Commissioner Bates,

who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5297-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 18th day of June, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5298-N.S.

A RESOLUTION DENYING CLAIM OF \$5.00 FOR REPAIR TO CAR OWNED BY HOMER BROWN

---oOo---

WHEREAS claim for damage to car of \$5.00 by Homer Brown was referred to the City Engineer for investigation, and

WHEREAS, he reports at this time that claim should be denied.

BE IT HEREBY RESOLVED that claim for damage to car of Homer Brown be and it is hereby denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5299-N.S.

A RESOLUTION REFERRING ALL BIDS ON LAMP GLOBES, ASPHALT MIX AND ROAD OIL TO THE CITY ENGINEER AND COMMISSIONER OF PUBLIC SUPPLIES FOR TABULATION AND RECOMMENDATION

---oOo---

WHEREAS, pursuant to advertising for bids on Incandescent lamps for municipal lighting, 50 tons of cut back A.C., Road Oil and for furnishing and placing plant mix hot A.C. in trench cuts and patches, and

WHEREAS, the City Clerk reports a number of bids received

BE IT HEREBY RESOLVED that all bids be referred to the City Engineer and Commissioner of Public Supplies for tabulation and recommendation.

The foregoing resolution was introduced at a regular meeting of the

Council of the City of Modesto held on the 25th day of June, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5300-N.S.

A RESOLUTION AWARDED BID ON OFFICIAL PRINTING AND ADVERTISING FOR THE FISCAL YEAR ENDING JUNE 30, 1942 TO THE MODESTO BEE

---oOo---

WHEREAS, pursuant to advertising for bids on the official printing and advertising for the fiscal year ending June 30, 1942, the City Clerk reported one bid received

BE IT HEREBY RESOLVED that bid be awarded to the Modesto Bee as they are a responsible bidder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5301-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK AND AUDITOR TO MAKE FINAL PAYMENT TO THE MODESTO BUILDING & LOAN COMPANY ON CITY HALL SITE

---oOo---

BE IT HEREBY RESOLVED that the City Clerk and Auditor be authorized to draw warrant in amount \$4645.09 to the Modesto Building & Loan Company as final payment on City Hall site, being Block 131, lots 29, 30, 31, 32.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5302-N.S.

A RESOLUTION EXTENDING TIME FOR DELIVERY OF DEED TO THE CITY OF MODESTO BY E. C. MELROSE ON PORTION OF BLOCK 812 FOR A PERIOD OF THIRTY DAYS

---oOo---

BE IT HEREBY RESOLVED that time for delivery of deed to the City of Modesto by E. C. Melrose on portion of Block 812 to be used for street purposes be and it is hereby extended 30 days from date of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5303-N.S.

A RESOLUTION AUTHORIZING THE MAYOR AND AUDITOR OF THE CITY OF MODESTO TO SIGN A CERTAIN DOCUMENT ENTITLED "LICENSE" DATED THE 25th DAY OF JUNE, 1941 BETWEEN CITY OF MODESTO AND TIDEWATER SOUTHERN RAILWAY COMPANY

---oOo---

WHEREAS, the Tidewater Southern Railway Company, a corporation, has consented to grant to the City of Modesto a license to install certain pipes on property belonging to said railway company; and,

WHEREAS, it is the understanding of said Council that no consideration need be paid for such privilege; and,

WHEREAS, it appears to said City Council that said license agreement is in due form;

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Modesto should enter into said license agreement with said Tidewater Southern Railway Company, and the Mayor and Auditor of the City of Modesto are hereby empowered to sign said license agreement dated June 25, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5304-N.S.

A RESOLUTION REAPPOINTING ROY PACK TO THE LIBRARY BOARD FOR A TERM OF FOUR YEARS FROM JULY 1, 1941

---oOo---

WHEREAS, the term of Roy Pack on the Board of the McHenry Library expires on July 1, 1941

BE IT HEREBY RESOLVED that Roy Pack be reappointed for a term of four years from July 1, 1941

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5305-N.S.

A RESOLUTION PROVIDING FOR THE ERECTION OF THREE BOULEVARD STOP SIGNS AND ENFORCEMENT OF ORDINANCE NO. 558-N.S. AT INTERSECTIONS HEREIN DESIGNATED

---oOo---

WHEREAS under and by virtues of provisions of Ordinance No. 558-N.S. of the City of Modesto; the City Council of said City has the power when and if the general welfare and safety of the citizens of the City of Modesto so require it, to erect boulevard stop signs at or adjacent to any intersection within the City of Modesto, and

WHEREAS, it appears to said City Council that the general welfare of the citizens of Modesto require that boulevard stop signs be erected and maintained at intersections herein designated and that at said intersections all of the provisions of Ordinance No. 558-N.S. of the City of Modesto entitled: "AN ORDINANCE AMENDING SECTION 23 OF ORDINANCE NO. 345-N.S. OF THE CITY OF MODESTO AS THEREAFTER AMENDED,"

shall be enforced and said stop signs shall be erected prohibiting drivers of vehicles from passing said Boulevard stop signs without first stopping vehicle so operated by said operator.

8 NOW, THEREFORE BE IT RESOLVED AND ORDERED by said City Council that at the places hereinafter designated, the City Engineer shall erect or cause to be erected and maintained, Boulevard stop signs and that said Ordinance No. 558-N.S. heretofore referred to shall be enforced at said intersections.

Said Boulevard Stop signs shall be installed at the following places designated:

1. At the northwest corner of Washington Street to stop traffic entering Maze Boulevard.
2. At the southeast corner of Washington & Fifth Streets stopping traffic entering Maze Boulevard.
3. At the center line of Fifth Street side extending southeasterly along center line of Fifth Street to a point 30 feet southeasterly from the southeastly property line of L Street extended and produced southwesterly 40 ft. to the center line of Fifth Street, stopping traffic entering the intersection of Fifth and Maze Boulevard.

The foregoing resolution was introduced at a regular session of the Council of the City of Modesto, held on the 25th day of June, 1941 by Commissioner Stanley who moved its adoption, which motion being duly seconded, it was upon roll call carried and adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5306-N.S.

A RESOLUTION AUTHORIZING THE TRANSFER OF \$25,000 FROM THE WATER FUND TO THE GENERAL FUND OF THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the City Auditor be authorized to transfer \$25,000 from the Water Fund to the General Fund of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5307-N.S.

A RESOLUTION AUTHORIZING THE CITY OF MODESTO TO ENTER CONTRACT WITH STANISLAUS COUNTY FOR THE PURCHASE OF TAX DEED LANDS IN THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the City of Modesto enter into a contract with the Stanislaus County for the purchase of tax deed lands in the City of Modesto and the Mayor and Auditor are hereby appointed signatory officials.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5308-N.S.

A RESOLUTION APPROVING ASSEMBLY BILL 2573 AND REQUESTING THE GOVERNOR OF THE STATE OF CALIFORNIA TO SIGN SAID BILL

---oOo---

WHEREAS, under and by virtue of the terms of AB2573 fines imposed by city courts for the violation of the motor vehicle law of the State of California where the arrest of the person fined by said court is brought by a member of the Highway Patrol are payable into the City Treasury; and,

WHEREAS, it seems just and reasonable to the City Council of the City of Modesto that a law bringing about this situation should be passed by the Legislature of the State of California; and,

WHEREAS, AB2573 does accomplish this purpose; and,

WHEREAS, said AB2573 is now before the honorable Governor of the State of California for his approval or rejection:

NOW, THEREFORE, BE IT HEREBY RESOLVED by said City Council of the City of Modesto, County of Stanislaus, State of California, that said Council go on record as approving said AB 2573, and does further resolve that said City Council should respectfully request of the honorable Governor that he sign said AB2573 to the end that the same may become the law of the State of California.

BE IT FURTHER RESOLVED that a certified copy of this resolution be sent to the Hon. Culbert L. Olson, Governor of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5309-N.S.

A RESOLUTION AUTHORIZING A. O. CARLEY OF THE CITY ENGINEER'S OFFICE TO SIGN REQUISITIONS FOR THE PUBLIC WORKS DEPARTMENT FOR A PERIOD OF THIRTY FIVE DAYS FROM THIS DATE

---oOo---

BE IT HEREBY RESOLVED that A. O. Carley be authorized to sign requisitions for the Public Works Department of the City of Modesto for a period of 35 days from this date during the absence of Assistant City Engineer.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5310-N.S.

A RESOLUTION AUTHORIZING FIRE CHIEF GEO. E. WALLACE TO ISSUE PERMITS TO SELL FIREWORKS AND TO INSPECT PREMISES WHERE FIREWORKS ARE TO BE SOLD IN THE CITY OF MODESTO

BE IT HEREBY RESOLVED that Fire Chief Geol E. Wallace be authorized to inspect premises where fireworks are to be sold and to issue permits to persons who wish to sell fireworks in the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5311-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5312-N.S.

A RESOLUTION AUTHORIZING THE CITY AUDITOR TO PAY SALARY OF \$85.00 PER MONTH TO CLARA VARAIN APPOINTED STENOGRAPHER-CLERK IN TREASURER & COLLECTOR'S DEPARTMENT

---oOo---

BE IT HEREBY RESOLVED that the City Auditor be and he is hereby authorized to pay salary of \$85.00 per month to Clara Varain, recently appointed stenographer-Clerk in the Treasurer & Collector's Department.

The foregoing was introduced at a special meeting of the Council of the City of Modesto held on the 2nd day of July, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5313-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO RECORD DEED OF RECONVEYANCE RECEIVED FROM THE MODESTO HOLDING COMPANY ON LOTS 28, 29, 30, 31, 32 in BLOCK 121

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be and he is hereby authorized to record deed of reconveyance received from the Modesto Holding Company on lots 28, 29, 30, 31, 32 in Block 121, purchased by the City of Modesto, with the Stanislaus County Recorder.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 2nd day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5314-N.S.

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO PREPARE CONTRACT WITH L. L. DENNETT ON PROPERTY PURCHASED BY THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the City Attorney be authorized to prepare contract with L. L. Dennett on property adjoining the airport for delivery of deed, subject to survey upon payment to said L. L. Dennett of \$1000, with final payment on October 30, 1941, and

BE IT FURTHER RESOLVED that the Mayor and Auditor be and they are hereby appointed signatory officials.

the foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 2nd day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5315-N.S.

A RESOLUTION ACCEPTING MAP OF LIBERTY PARK TRACT OF THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that map of Liberty Park Tract which is that land bounded on the north by the Northern city limits, on the east by Virginia Avenue on the west by Southern Campus Tract and on the south by Coldwell Avenue, be and it is hereby accepted by the Council, and

BE IT FURTHER RESOLVED that the Mayor and City Clerk be appointed signatory officials on said map.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 2nd day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5316-N.S.

A RESOLUTION ESTABLISHING TWO HOUR PARKING ON K STREET BETWEEN ELEVENTH AND TWELFTH STREETS AS PROVIDED BY ORDINANCE NO. 544-N.S.

---oOo---

WHEREAS, the City Council of the City of Modesto by ordinances heretofore passed is empowered by resolution to increase and/or diminish parking time limits for vehicles on the streets of said City; and,

WHEREAS, by ordinance heretofore passed said City Council by the erection of proper signs in the business district of said City and by resolution may enforce the provisions of all ordinances relating to the parking of vehicles in said City; and

WHEREAS, the best interests of the citizens of said City require that the length of time for which a vehicle may be parked in the following described areas shall be for the period of two (2) hours between the hours of nine o'clock A.M. and six o'clock P.M.:

NOW, THEREFORE, said City Council by this resolution does hereby decree that vehicles shall not be parked between the hours of nine o'clock A.M. and six o'clock P.M. for a period longer than one hundred twenty (120) consecutive minutes in the following described areas:

- 1-Upon the west and east sides of K Streets between Eleventh and Twelfth Streets

BE IT FURTHER RESOLVED that said parking restrictions shall not be applicable on Sundays.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 2nd day of July, 1941 by Councilman Stanley who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5317-N.S.

A RESOLUTION AWARDDING BID ON INCANDESCENT LAMPS TO WILLE ELECTRIC COMPANY

---oOo---

BE IT HEREBY RESOLVED that bid on incandescent lamps be awarded to the Wille Electric Company at list price, less 33 1/3% for the year 1941-42, as being the lowest and best bid, and

BE IT FURTHER RESOLVED that the City Clerk be authorized to return bidding checks to unsuccessful bidders and the City of Modesto enter into a contract with said Wille Electric Company for the furnishing of incandescent lamps and the Mayor and Auditor be appointed signatory officials.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 2nd day of July, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Burge, Bates, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5318-N.S.

A RESOLUTION AWARDDING BID ON HOT A. C. IN TRENCH CUTS AND PATCHES AND FOR FURNISHING APPROXIMATELY 50 TONS OF CUT BACK A. C. TO S. M. MCGAW

---oOe---

BE IT HEREBY RESOLVED that bid be awarded for furnishing and placing plant mix hot A.C. in trench cuts and patches for the year 1941-42 and for furnishing approximately 50 tons of cut back A.C. to S.M.McGaw and the Mayor and Auditor be authorized to sign contract for the furnishing of said material.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 2nd day of July, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5319-N.S.

A RESOLUTION AWARDDING BID ON 400 TONS OF ROAD OIL OF SC-2, SC-3 OR SC-4 GRADES TO THE STANDARD OIL COMPANY

---oOo---

BE IT HEREBY RESOLVED that bid for furnishing approximately 400 tons of Road Oil of SC-2, SC-3 or SC-4 Grades during the fiscal year ending June 30, 1942 be awarded to the Standard Oil Company and the Mayor and Auditor be appointed signatory officials on the contract, and

BE IT FURTHER RESOLVED that the City Clerk be authorized to return the bidding checks to the unsuccessful bidders.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 2nd day of July, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5320-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 2nd day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5321-N.S.

A RESOLUTION ALLOWING CLAIMS FOR MONTH OF JUNE, 1941

---oOo---

WHEREAS, the claims against the City of Modesto for the month of June, 1941 for the various sums in the aggregate hereinafter stated having been audited by the Council and found to be correct:

NOW THEREFORE, BE IT RESOLVED that all of said claims so audited and approved be and they are hereby ordered allowed with reference being made to the Auditor's Cash Records for further details relative to amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$34,415.46
WATER FUND-----	6,436.39
LIBRARY FUND-----	1,785.56
BOND RED. INT. FUND-----	572.51
SPECIAL GAS TAX FUND-----	<u>119.73</u>
	\$43,329.65

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of July, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5322-N.S.

A RESOLUTION HEARING PROTESTS ON PETITION OPERATE BUSINESS IN RESIDENCE ZONE, A.B. HART AND REFERRING SAME TO THE PLANNING COMMISSION

---oOo---

WHEREAS, pursuant to the filing of petition with the Council by A.B. Hart to conduct a floral shop on property known as 130 Hackberry Street, being lots 3 and 4 in Block 527 in the City of Modesto and it appearing from affidavits on file that a notice setting forth the time for hearing any and all protests to the granting of the petition as prayed for, and

WHEREAS, by provisions of Ordinance No. 655-N.S. all applications of this nature must be referred to the planning Commission for investigation and recommendation

BE IT HEREBY RESOLVED that application of said A. B. Hart be and it is hereby referred to said Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of July 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5323-N.S.

A RESOLUTION GRANTING THE MODESTO INTERURBAN RAILWAY AND TIDEWATER SOUTHERN RAILWAY COMPANY A PERMIT TO LAY DOWN A SPUR TRACT ACROSS E STREET IN THE CITY OF MODESTO

---oOo---

The Modesto Interurban Railway and Tidewater Southern Railway Company, both corporations, having filed with the City Council of the City of Modesto on July 8, 1941 their application, in writing, for a permit to construct a spur tract and run cars thereon for the purpose of connecting warehouses, manufacturers, or other business industries and enterprises with the line of railroad which does now enter the City of Modesto, said spur track to cross E Street in said City of Modesto, County of Stanislaus State of California, at a point approximately thirteen (13) feet southerly of the present spur track crossing said E Street between Ninth and Tenth Streets, as shown on the map attached to the petition of said companies; and said petition coming on regularly to be heard on the 8th day of July, 1941 at a regular meeting of said City Council and there being no objections or opposition to the granting of said petition, and it appearing that the facts stated in said petition are true,

THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a permit be and the same is hereby granted to said Modesto Interurban Railway and Tidewater Southern Railway Company, both corporations, to lay down said spur track and to run cars thereon as specified in said petition.

This permit, however, is granted upon the following express conditions, for a violation of which the permit may be revoked:

- a. All of the conditions specified in subdivision 60, Section 4, Article III of the Charter of the City of Modesto are made a part of this permit.
- b. The permittee shall maintain the paving and roadbed on said E Street where said track crosses E Street and between the rails of said track and for a distance of two feet on the outside of each rail in good order and repair at its own cost and expense and the rails of said track shall be laid flush with the pavement now in place.
- c. The permittee shall make adequate provision to warn and protect traffic on E Street from danger resulting from the use of said spur track or the operation of cars thereon and shall at all times so use said spur track and so operate its cars thereon as not to delay, impede or interfere with traffic on E Street.
- d. That this permit shall not be carried upon the books of the permittee or its assigns or successors as a physical asset nor as an asset having any physical value.
- e. That the said track shall be installed according to the directions and under the supervision of the City Engineer of the City of Modesto. This permit shall be revocable at the pleasure of the City Council in accordance with the terms of the Charter.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day July, 1941, by Councilman Bates, who moved its adoption, which motion being duly seconded was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Burge, Bates, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5324-N.S.

A RESOLUTION GRANTING PERMIT TO ARCHIE H. NEY TO OPERATE AN AUTO WRECKING LOT AT THE CORNER OF SEVENTH AND F STREETS

---oOo---

BE IT HEREBY RESOLVED that permit be granted to Archie H. Ney to operate an auto wrecking lot as provided by Ordinance No. 501-N.S. at the corner of Seventh and F Streets.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5325-N.S.

A RESOLUTION ACCEPTING DEEDS ON PROPERTY IN JOHN MUIR PARK

---oOo---

BE IT HEREBY RESOLVED that deed from Harold Herron et ux on Blocks 629 and 640A of the John Muir Park and on Block 614A from Malin T. Langstroth et ux be and they are hereby accepted, said property to be used for public parks, except a portion of Block 629 may be used for municipal water pumping plant purposes.

BE IT FURTHER RESOLVED that said deeds be recorded with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5326-N.S.

A RESOLUTION AUTHORIZING CITY CLERK TO ADVERTISE FOR BIDS ON AUTO FOR POLICE DEPARTMENT

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to advertise for bids on one 4 door Sedan, 1941 model for the Police Department, said automobile to be complete with standard equipment and 40 amp. heavy duty generator, positive ground on car, the cost of the automobile delivered f.o.b. Modesto, including sales tax shall not exceed the trade-in allowance of the City's 1937 model Studebaker 6 Commander 4 door sedan and \$1000.00, bids to be opened at 7:30 P.M., July 23, 1941 at the City Hall.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of July, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried

and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5327-N.S.

A RESOLUTION ACCEPTING RESIGNATION OF KENNETH W. WALLACE FROM THE MODESTO FIRE DEPARTMENT AND COMMENDING HIM FOR SERVICES RENDERED

---oOo---

WHEREAS, Kenneth W. Wallace, First Lieutenant in the 184th Infantry of the United States Army, has been a regular member of the Fire Department of the City of Modesto prior to the entry of the said Kenneth W. Wallace into the armed forces of the United States; and,

WHEREAS, the said Kenneth W. Wallace has evidenced his intention to remain in the army of the United States, and desires to resign from the Fire Department of the City of Modesto; and,

WHEREAS, the said Kenneth W. Wallace, while a member of said Fire Department, was an efficient fireman, faithful to his duties and at all times rendering efficient service to the City of Modesto in his capacity as such fireman:

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the resignation of the said Kenneth W. Wallace be, and the same is, hereby accepted, and this Council further resolves that said Kenneth W. Wallace should be, and he is, hereby commended for his services to the City of Modesto as a member of said Fire Department and for the service he is now rendering the armed forces of the United States.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of July, 1941, by Councilman Stanley, who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5328-N.S.

A RESOLUTION GRANTING PERMIT TO POLICE CHIEF ARINGTON TO HIRE E. H. HARRYMAN AS SPECIAL POLICE UNTIL SUCH TIME AS ELIGIBLE LIST OF PATROLMAN IS AVAILABLE

---oOo---

WHEREAS, pursuant to the request of Chief Arington of the Police Department for permission to continue employing Eugene H. Harryman as special police because of the fact there is no available list of applicants for patrolman and to meet the requirements of Sec. 7 of Ord. 602-N.S.

BE IT HEREBY RESOLVED that permission be granted to said Police Chief Arington to employ said Eugene H. Harryman as special Police until such a time as an eligible list, is available.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of July by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5329-N.S.

A RESOLUTION AUTHORIZING THE ENTERING INTO A CONTRACT WITH THE PACIFIC CAN COMPANY FOR FIRE PROTECTION ON THEIR PROPERTY ADJACENT TO THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the City of Modesto enter into a contract for fire protection with the Pacific Can Company and directing the City Attorney to draw up contract as per terms set forth in Resolution No. 5053-N.S. and the Mayor and City Clerk are hereby appointed signatory officials.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of July, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5330-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of July, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5331-N.S.

A RESOLUTION RESCINDING RESOLUTION NO. 5314-N.S. AND RECOMMENDING THAT NEW CONTRACT BE DRAWN WITH L. L. DENNETT ON PURCHASE OF AIRPORT PROPERTY

---oOo---

BE IT HEREBY RESOLVED that Resolution No. 5314-N.S. adopted on July 2, 1941 entitled "A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO PREPARE CONTRACT WITH L. L. DENNETT ON PROPERTY PURCHASED BY THE CITY OF MODESTO" and the City of Modesto enter a new contract with L. L. Bennett providing for delivery of deed to the City of Modesto on property adjacent to airport upon payment of \$1500.00 with final payment on October 30, 1941, and

BE IT FURTHER RESOLVED that the Mayor and Auditor be appointed as signatory officials.

The foregoing resolution was introduced at a special meeting of the

Council of the City of Modesto held on the 16th day of July, 1941 by Commissioner Bates, who moved its adoption which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5332-N.S.

A RESOLUTION AUTHORIZING THE ENTERING INTO A CONTRACT WITH THE MODESTO IRRIGATION DISTRICT FOR THE PURCHASE OF ITS INTEREST IN CERTAIN PROPERTY IN THE CITY OF MODESTO UPON WHICH TAXES HAVE NOT BEEN PAID

---oOo---

WHEREAS, it appears to the best interest of the people of the City of Modesto that certain property in said city, now yielding no revenue, should be restored to the tax rolls of said city to the end that said property will hereafter yield a revenue to said city.

NOW THEREFORE BE IT HEREBY RESOLVED that the City shall enter a contract with the Modesto Irrigation District for the purchase from said district of its interest in and to certain property situated in the City of Modesto upon which property taxes have not been paid and which property has become delinquent, and to carry out the full intent and purpose of this resolution the mayor and Auditor of the City of Modesto are authorized to enter into a contract with said Irrigation District, said contract being dated _____ and the City hereby binds itself to carry out all the promises and covenants of said city as set forth in said contract.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 16th day of July, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: Bates, ^{Burge}/~~Neece~~, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5333-N.S.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING MEMORANDUM OF AGREEMENT FOR EXPENDITURE OF 1/4 CENT GAS TAX ALLOCATED FOR STATE HIGHWAYS

---oOo---

WHEREAS, the State of California, through its Department of Public Works, Division of Highways, has presented a memorandum of agreement in accordance with a project statement submitted by the City for expenditure of the 1/4 cent gas tax for the 1941-43 biennium allocated for State highways in the City of Modesto; and

WHEREAS, the City Council has heard read said agreement in full and is familiar with the contents thereof;

THEREFORE, be it resolved by the city Council of the City of Modesto that said agreement for expenditure of the 1/4 cent gas tax allocated for State Highways be and the same is hereby approved and the Mayor and the City Clerk are directed to sign the same on behalf of said City.

ADOPTED this 16th day of July, 1941

CARL W. SHANNON, MAYOR OF THE CITY OF MODESTO

ATTEST ELMER J. BLUM, CITY CLERK OF THE CITY OF MODESTO

I hereby certify that the foregoing resolution was duly and regularly passed by the city council of the city of Modesto at a special meeting thereof held July 16, 1941.

ELMER J. BLUM, CLERK OF THE CITY OF MODESTO

RESOLUTION NO. 5334-N.S.

A RESOLUTION AUTHORIZING PAYMENT OF COMPENSATION PREMIUM OF \$4858.46 FOR YEAR ENDING JUNE 30, 1942

---oOo---

BE IT HEREBY RESOLVED that payment of compensation premium of \$4858.46 for year ending June 30, 1942 be hereby authorized and the City Auditor is hereby directed to draw warrant in payment

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 16th day of July, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece and Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5335-N.S.

A RESOLUTION RECOMMENDING THAT REPORT OF THE PLANNING COMMISSION BE ACCEPTED ON THE PETITION OF A. B. HART TO OPERATE A BUSINESS IN A RESIDENCE ZONE

---oOo---

WHEREAS, pursuant to referring of petition with the Planning Commission of A. B. Hart to operate a floral shop and ambulance service at 130 Hackberry Street for investigation, and

WHEREAS at this time they recommend that petition be granted under conditions set forth in their report as follows:

- 1-That the applicant be allowed to enclose the existing front porch with glass.
- 2-That a provision that no extension of the business be made closer to the street line than now exists.
- 3-That no additions be made to the existing buildings for the purposes of the business requested.

BE IT HEREBY RESOLVED that report of the Planning Commission be accepted and permit be granted to A. B. Hart to operate a business in a residence district and to remodel house as set forth in report of the Planning Commission.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 16th day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece and Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5336-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 16th day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece and Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5337-N.S.

A RESOLUTION ALLOWING CLAIM OF JOHN J. AHEARN OF \$29.81

---oOo---

WHEREAS, pursuant to referring claim of \$44.72 of John J. Ahearn for loss of personal property on June 19, 1941, caused by fire while the city employees were burning off adjacent lots to the City Attorney for investigation and recommendation, and

WHEREAS the City Attorney reports that the proper amount to be paid under this claim should be \$29.81

BE IT HEREBY RESOLVED that the report of the City Attorney be accepted and a check be drawn by the City Auditor and Clerk in the amount of \$29.81 payable to said claimant, John J. Ahearn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5338-N.S.

A RESOLUTION REFERRING PETITION OF EVERETT McMAHAN TO OPERATE BUSINESS IN RESIDENCE ZONE TO THE PLANNING COMMISSION

---oOo---

WHEREAS, pursuant to the filing of petition with the Council by Everett McMahan for permit to operate and maintain a well drilling business at 613 14th Street and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for and this being the time set forth, and

WHEREAS Ordinance No. 655-N.S. required that all such petitions be turned over to the Planning Commission for investigation.

BE IT HEREBY RESOLVED that petition of said Everett McMahan be referred to the Planning Commission for investigation and recommendation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5339-N.S.

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN ESCROW INSTRUCTIONS TO THE STANISLAUS ABSTRACT & ESCROW COMPANY ON PROPERTY PURCHASED FROM L. L. DENNETT ET UX

---oOo---

BE IT HEREBY RESOLVED that the Mayor be authorized to sign escrow instructions to the Stanislaus Abstract & Escrow Company on the property being purchased from L. L. Dennett adjacent to the airport.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5340-N.S.

A RESOLUTION ACCEPTING DEED FROM L. L. DENNETT AND OLIVE M. DENNETT, HIS WIFE

----oOo----

WHEREAS, L. L. Dennett and Olive M. Dennett, his wife, have prepared as grantors a deed to the City of Modesto as grantee, of 37 28 acres of land in the southwest quarter of Section 35, Township 3 South, Range 9 East, M.D.B & M., which deed is dated July 11, 1941 and duly acknowledged, by the terms of which said deed said property, situate in the County of Stanislaus, State of California, is conveyed to said City of Modesto:

NOW, THEREFORE, IT IS HEREBY RESOLVED that said deed be and the same is hereby accepted by the said City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5341-N.S.

A RESOLUTION WAIVING ONE YEAR RESIDENCE REQUIREMENT FOR POSITIONS IN THE POLICE AND FIRE DEPARTMENTS OF THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the classification requirement of one year's residence in the City of Modesto for positions in the Police and Fire Departments be waived during the present emergency.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5342-N.S.

A RESOLUTION RECOMMENDING THAT ALL CITY EMPLOYEES, EXCEPT THOSE NOW LIVING OUTSIDE OF THE CITY LIMITS, BE REQUIRED TO LIVE WITHIN THE CITY LIMITS

---oOo---

BE IT HEREBY RESOLVED that all city employees, except those now living outside of the city limits be required to live within the city limits of the of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5343-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO DRAW WARRANT OF \$1500.00 PAYABLE TO THE STANISLAUS ABSTRACT & ESCROW COMPANY FOR THE PROPERTY BEING PURCHASED FROM L.L. DENNETT ET UX

---oOo---

BE IT HEREBY RESOLVED that the City Auditor and Clerk be directed to draw a warrant for \$1500.00 payable to the Stanislaus Abstract & Escrow Company.

BE IT FURTHER RESOLVED that the City Clerk be authorized to deliver said check accompanied by a copy of agreement between L. L. Dennett et ux for the purchase of certain property and the City of Modesto, dated July 22, 1941, and a copy of the resolution of the City of Modesto accepting deed from L. L. Dennett et ux.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5344-N.S.

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO HIRE ZELMA GANT TO COPY ORDINANCES TO BE USED IN THE CODIFICATION OF ORDINANCES

---oOo---

BE IT HEREBY RESOLVED that the City Attorney be authorized to hire Zelma Gant to copy ordinances to be used in the codification of Ordinances of the City of Modesto at a daily wage of \$3 50 as of July 24, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5345-N.S.

A RESOLUTION SETTING RATE FOR WATER SERVICE AT PRESBYTERIAN CHURCH

---oOo---

BE IT HEREBY RESOLVED that Resolution No. 5007-N.S. entitled: "A RESOLUTION SETTING THE RATE FOR WATER SERVICE AT THE PRESBYTERIAN CHURCH GYMNASIUM AT 1415 EYE STREET AT \$20.00 PER MONTH BEGINNING SEPTEMBER 1, 1940" be cancelled and a new rate of \$5.00 per month, beginning September 1, 1941 be established at the Presbyterian Church Gymnasium at 1415 I Street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5346-N.S.

A RESOLUTION ADOPTING CIVIL SERVICE SALARY SCHEDULE FOR THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 4942-N.S. ENTITLED: "A RESOLUTION ADOPTING CIVIL SERVICE SALARY SCHEDULE FOR THE CITY OF MODESTO"

---oOo---

BE IT HEREBY RESOLVED that the following wage schedule be adopted for the employees of the City of Modesto under Civil Service:

Salary Range No.	Starting Rate	First Adjustment	Second Adjustment	Third Adjustment	Fourth Adjustment	Max.	Included in Classification
1	\$ 85	\$ 90	\$ 95	\$100		\$105	Typist Clerk Stenographer Clerk
2	115	120	125	125		125	Groundsman Asst. Sewage Plant Opr.
3	115	120	125	130		135	Construction Laborers Park Supervisor Storekeeper & Service Engineering Aid Traffic Line Painter

4	\$105	\$110	\$120	\$130	\$140	Food & Drink Inspector Secretary (Police (Public Works	
5	120	125	130	135	140	Equip. Oper. Grade 2 Pump Oper. Grade 2 Nurseryman	
6	125	130	135	140	145	Pipe Fitter Auto Mechanic Street Repair Foreman	
7	130	135	140	145	150	Tree Trimmer Greenskeeper Asst. Water Ser. Foreman Sewage Plant Operator Asst. Cashier Clerk Secretary-Clerk	
8	140	145	150	155	160	Cashier Clerk Equip. Opr. Grade #1 Pump Opr. Grade #1 Machinist Asst. Supt. Construction	
9	130	145	155	165	170	175	Patrolmen Traffic Officer Fire Dept. Driver
10	160	165	170	175	180	Deputy License Collector & Auditor Draftsman Assistant Surveyor Horticulturist Water Service Foreman Lineman Electrician Senior Engineering Aid	
11	165	170	175	180	185	Fire Dept. Operator Plumbing Inspector Electrical Inspector Fire Alarm Technician	
12	170	175	180	190	200	Asst. Supt. of Corp. Yard Asst. Supt. of Streets Asst. Supt. of Parks Supt. of Construction	
13	175	180	190	200	210	Asst. Bldg. Inspector Surveyor Chief Draftsman	
14	180	185	190	195	200	Police Sergeant 2nd Asst. Fire Chief	
15	200	205	210	215	220	1st Asst. Fire Chief Police Captain Planning Engineer Asst. Supt. Electricity	
16	275	285	295	305	315	Asst. City Engineer	
17	55	60	65	70	75	Limited Laborer	
18	205	215	225	235	245	Sanitary Inspector	

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Commissioner Neece, who moved its adoption, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5347-N.S.

A RESOLUTION RESCINDING RESOLUTION NO. 2192-N.S., AND FIXING THE WAGE SCALE FOR COMMON LABOR TO BE PAID BY THE CITY OF MODESTO

---o0o---

BE IT RESOLVED that the following wage scale be and the same is hereby adopted by the City of Modesto for common labor employed, effective July 1, 1941:

Fifty (50) cents per hour for the first six months of employment;

Fifty-five (55) cents per hour for the ensuing six months of employment;
.59375 cents per hour after one year of employment.

BE IT FURTHER RESOLVED, however, that merely because a laborer has worked for said City of Modesto for a period of six months he is not entitled as a matter of right to thereafter receive fifty-five cents per hour, nor after said laborer has worked for said City for one year is he entitled as a matter of right to receive .59375 cents per hour. Said laborers shall receive the raise in hourly pay provided for herein after working for said City for the requisite lengths of time only when and if the heads of the departments in which they labor conclude that said laborer is entitled by reason of effort expended by him to the raise provided for.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5348-N.S.

A RESOLUTION APPOINTING ANNE M. COLLINS AS ACTING ASSISTANT CITY CLERK, AUDITOR AND ASSESSOR WITHOUT SALARY AS OF THIS DATE

---oOo---

BE IT HEREBY RESOLVED that Anne M. Collins be appointed as Acting Assistant City Clerk, Auditor and Assessor to serve without salary as of this date.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5349-N.S.

A RESOLUTION APPOINTING CECIL A DAVIS AS ACTING ASSISTANT TREASURER AND COLLECTOR WITHOUT SALARY AS OF THIS DATE

---oOo---

BE IT HEREBY RESOLVED that Cecil A. Davis, be appointed as Acting Assistant Treasurer and Collector of the City of Modesto to serve without salary as of this date.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5350-N.S.

A RESOLUTION ALLOWING \$10.00 TO ATTORNEY FOR TRAVELLING EXPENSES

---oOo---

BE IT HEREBY RESOLVED that the City Attorney be allowed \$10.00 for expenses for trip to Fresno to investigate franchise between the City of Fresno and the Telephone Company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5351-N.S.

A RESOLUTION ADOPTING BUDGET FOR FISCAL YEAR 1941-1942

---oOo---

WHEREAS, pursuant to provisions of section 48 of the Charter, budget of estimated expenditures of the various departments of the City of Modesto for the fiscal year beginning July 1, 1941 and ending June 30, 1942, having been submitted to the Council for approval and adoption, and

WHEREAS the Council has heretofore audited the said proposed budgets and made such corrections and revisions as were deemed advisable,

BE IT HEREBY RESOLVED that budgets of the various departments be adopted as so corrected and revised, reference being made to the original copies now on file in the City Clerk's office for greater detail.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the motion adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5352-n.s.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5353-N.S.

A RESOLUTION APPOINTING COMMITTEE TO INVESTIGATE THE PURCHASE OF A HUDSON SEDAN FOR THE POLICE DEPARTMENT OF THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to referring of bids to Commissioner Burge and City Engineer Rossi on auto for Police Department for investigation and tabulation,

BE IT HEREBY RESOLVED that a committee be appointed of Commissioner Burge, Engineer Rossi and Chief Arington to investigate and purchase the Hudson Sedan as set forth in bid of H. S. France for the Police Department, if the car is satisfactory.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 25th day of July, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5354-N.S.

A RESOLUTION AUTHORIZING PAYMENT OF OVERTIME WAGES TO CLAUDE WALDO DURING THE WORKS PROJECTS ADMINISTRATION CONSTRUCTION PROJECT AT THE MUNICIPAL AIRPORT

---oOo---

WHEREAS, Claude Waldo, Assistant Surveyor of the City of Modesto, is required to work additional time during the Works Projects Administration construction project at the Municipal Airport,

BE IT HEREBY RESOLVED that payment for overtime work be authorized at the same rate as his present salary.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 25th day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5355-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 25th day of July, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5356-N.S.

A RESOLUTION APPROVING AMENDMENT TO AGREEMENT BETWEEN THE CALIFORNIA STATE PERSONNEL BOARD AND THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that amendment to the agreement between the California State Personnel Board and the City of Modesto requiring a minimum charge of \$5.00 for each examination in which 7 or less candidates compete and a charge of 70¢ for each competitor in examinations in which 8 or more candidates compete and for each examination in a classification not comparable to any established by the Board, the actual cost of the preparation of the examination material, be approved, and

BE IT FURTHER RESOLVED that the Mayor be appointed signatory official of agreement as amended.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 6th day of August, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5357-N.S.

A RESOLUTION NOMINATING MEMBER OF COUNTY DEFENSE COUNCIL

---oOo---

WHEREAS, pursuant to request of the Board of Supervisors of Stanislaus County to nominate a member of the Council to the County Defense Council

BE IT HEREBY RESOLVED that Carl J. Stanley, Commissioner of Health and Safety, be and he is hereby nominated a member of the Defense Council of Stanislaus County.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 6th day of August, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5358-N.S.

A RESOLUTION ACCEPTING BID OF H. S. FRANCE OF \$970.00 ON AUTO FOR POLICE DEPARTMENT

---oOo---

WHEREAS, pursuant to referring of bids to committee on automobiles for the Police Department.

BE IT HEREBY RESOLVED that report of committee on bids be accepted and the bid of H. S. France of \$970.00 for 1941 Hudson DeLuxe model Sedan be accepted as being the lowest and best bid and the City Clerk and Auditor be authorized to draw warrant in payment upon delivery of automobile.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 6th day of August, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5359-N.S.

A RESOLUTION AUTHORIZING THE CLERK TO ADVERTISE FOR BIDS ON BOOKKEEPING MACHINERY TO BE USED FOR THE WATER DEPARTMENT

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to advertise for bids on Bookkeeping Machinery to be used for the Water Department of the City of Modesto, said bids to be opened at the regular Council meeting of August 13, 1941.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 6th day of August, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5360-N.S.

A RESOLUTION GRANTING PERMIT TO EVERETT McMAHAN TO OPERATE BUSINESS IN RESIDENCE DISTRICT

---oOo---

WHEREAS, pursuant to referring of request of Everett McMahan to operate a well drilling business at 613 14th Street to the Planning Commission for investigation and recommendation

BE IT HEREBY RESOLVED that report of the Planning Commission be accepted and permit be granted to Everett McMahan to operate business at 613 14th Street, subject to the condition that no well drilling equipment be stored or parked on or adjacent to the premises.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 6th day of August, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5361-N.S.

A RESOLUTION ALLOWING CLAIM OF \$6.93 TO IDA HILL BLACKNELL FOR OVERCHARGE ON WATER BILL AT 508 SYCAMORE STREET

---oOo---

BE IT HEREBY RESOLVED that claim of \$6.93 be allowed to Ida Hill Blacknell for overcharge on water bill at 508 Sycamore Street covering period December 1939 up to present date and authorizing the City Clerk and Auditor to draw warrant in payment.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 6th day of August, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5362-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 6th day of August, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5363-N.S.

A RESOLUTION GRANTING PERMIT TO JOE SEQUIRA TO MOVE TAXI STAND TO TWELFTH AND I STREETS DURING CONSTRUCTION OF STAGE DEPOT

---oOo---

WHEREAS, pursuant to request of Joe Sequeira, operator of taxicab business at 10th and G Streets, to transfer his taxi-stand to 12th and I Streets, during the construction of a new stage depot at 10th & G Streets,

BE IT HEREBY RESOLVED that permit be granted to move taxi stand to 12th & I Streets as requested during the construction of the new stage depot.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of August, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5364-N.S.

A RESOLUTION ALLOWING CLAIMS FOR MONTH OF JULY, 1941

---oOo---

WHEREAS, the claims against the City of Modesto for the month of July, 1941, for the various sums in the aggregate hereinafter stated having been audited by the Council and found to be correct;

NOW THEREFORE, BE IT RESOLVED that all of said claims, so audited and approved be and they are hereby ordered allowed, with reference being made to the Auditor's Cash Records for further details relative to amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$36,367.40
WATER FUND-----	5,985.25
LIBRARY FUND-----	1,979.88
BOND RED. INT. FUND-----	4,600.00
ST. BOND RED. INT. FUND-----	11,260.99
UNAPPORTIONED FUND-----	.79
	<u>\$60,194.31</u>

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of August, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote;

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5365-N.S.

A RESOLUTION DENYING CLAIM OF \$75,000 TO NORRIS MOTT FOR INJURIES

---oOo---

WHEREAS, Norris M. Mott has filed claim against the City of Modesto for injuries sustained on May 23, 1941, while he was in the employ of the City, for \$75,000.

BE IT HEREBY RESOLVED that claim for injuries be and it is hereby denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of August, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5366-N.S.

A RESOLUTION APPOINTING DELEGATES TO CONVENTIONS AND ALLOWING EXPENSES TO DELEGATES

---oOo---

BE IT HEREBY RESOLVED that Clarence Baker, Assistant Building

Inspector be allowed \$50.00 for expenses while attending the convention of the Pacific Coast building Officials Conference in Santa Barbara on September 30 to October 3 inc, 1941 and Harry Moore, Assistant Electrical Inspector be allowed \$30.00 as expenses while attending the convention of the International Electrical Inspectors at San Jose, August 25, 26, 27, 1941 and the City Clerk and Auditor be authorized to draw warrants to each individual.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of August, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor pro tem Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5367-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS ON EQUIPMENT AND MATERIAL

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to advertise for bids on the following equipment:

- 1 One pneumatic tired road roller, complete. The Road Roller to be equipped with 5 rear tires and 4 front tires so arranged that the path of travel of the tires overlap. The rollers shall be of the Wobble Wheel Type or equal. The equipment may be new or used. The price Bid f.o.b. Modesto including Sale's Tax shall not exceed the total sum of \$800.00
2. One scraper wagon, complete with hydraulic power unit with dual valve control. Maximum capacity of the Scraper Wagon shall be 4 cu. yds. heaped measure. The total weight of the equipment including hydraulic pump shall be not less than 7 thousand pounds. The equipment shall be new or used. The total bid price f.o.b. Modesto including Sale's tax shall not exceed \$1100.00
3. 2500 ft. of 4 inch, 4800 ft. of 6 inch and 1600 ft. of 10 inch class 150 waterpipe. The pipe shall be Bell and Spigot, seal coated cement lined cast iron pipe equal to the specifications of the American Standards Association; or equal quantities of class 150 asbestos cement pipe. Bidders shall show the unit price for each size of pipe as well as the total price for the quantity bid on. Prices bid shall be f.o.b. Modesto or f.o.b. shipping point with the amount of freight from there to Modesto stated and the amount of taxes to be added shall be stated.
4. Two twelve inch two way flow water altitude valves. These valves shall have cast iron or semi-steel bodies and shall be bronze and stainless steel, fitted with removable seats and discs; they shall have flanged ends drilled to 125 lb. American Standard Drilling. The valves shall be automatic in operation through a pressure control and shall be fitted with an electrical control which shall permit closing the valve at any time by closing an electrical circuit which circuit shall be 110 volt 60 cycle. The control shall be so arranged that the valve will be returned to the pressure control upon opening the electric circuit. Price bid shall be for two valves as shown and the bid price shall be f.o.b.

Modesto; and the amount of Sale's tax to be added shall be stated.
 said bids to be opened at the regular council meeting to be held on August 27, 1941
 at 7:30 P.M.

The foregoing resolution was introduced at a regular meeting of
 the Council of the City of Modesto held on the 13th day of August, 1941 by Com-
 missioner Bates, who moved its adoption, which motion being duly seconded, it was upon
 roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor pro tem Stanley
 Noes: Councilmen: None
 Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5368-N.S.

A RESOLUTION AMENDING RESOLUTION NO. 4295-N.S. AND DETERMINING PREVAILING RATE OF PER
 DIEM WAGES FOR CERTAIN CLASSIFICATIONS ON PUBLIC WORKS PERFORMED UNDER CONTRACT IN THE
 CITY OF MODESTO

---oOo---

BE IT RESOLVED that Resolution No. 4295-N.S. of the Council of
 the City of Modesto is hereby amended for the classifications as shown herein:

Classification	Rate Per Diem	Rate per hour
Asphalt Plant Operators	\$10.00	\$1.25
Asphalt Feeders	8.00	1.00
Asphalt Rakers	8.00	1.00
Asphalt Scale men	6.00	.75
Carpenters	10.00	1.25
Cement Finishers	10.00	1.25
Cement Workers	7.00	.875
Common Laborers	6.00	.75
Roller, Power Shovel, Motor Grader and Tractor Operators	12.00	1.50
Firemen, Asphalt Plant	8.00	1.00
Grader men, Pull Type	6.00	.75
Jack Hammer Men	8.00	1.00
Truck Drivers, Dump Truck	7.00	.875
Watchmen	6.00	.75

The foregoing resolution was introduced at the regular meeting
 of the Council of the City of Modesto held on the 13th day of August, 1941 by
 Commissioner Bates, who moved its adoption, which motion was duly seconded, and, upon
 roll call, adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor pro tem Stanley
 Noes: Councilmen: None
 Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5369-N.S.

A RESOLUTION AMENDING RESOLUTION NO. 4586-N.S. ENTITLED "A RESOLUTION RECOMMENDING
 THAT AN AMENDMENT TO RULE 7 OF CIVIL SERVICE RULES AND REGULATIONS OF THE CITY OF
 MODESTO BE MADE"

---oOo---

BE IT HEREBY RESOLVED that Resolution No. 4586-N.S. entitled "A RESOLUTION RECOMMENDING THAT AN AMENDMENT TO RULE 7 OF CIVIL SERVICE RULES AND REGULATIONS OF THE CITY OF MODESTO BE MADE" be amended to require each applicant taking civil service examination for positions with the City of Modesto, to pay fee of 70¢ instead of 50¢

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of August, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor pro tem Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5370-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK AND AUDITOR TO DRAW WARRANT TO GEO. E. WALLACE, FIRE CHIEF FOR EXPENSES WHILE ATTENDING FIRE CHIEF'S CONVENTION AT RENO IN AMOUNT \$100 00

---0c0---

BE IT HEREBY RESOLVED that the City Clerk and Auditor be authorized to draw a warrant in amount \$100.00 to Geo. E. Wallace, Fire Chief for expenses while attending convention of Fire Chiefs at Reno, on September 8,9,10,11, 1941

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of August, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor pro tem Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5371-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of August, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor pro tem Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5372-N.S.

A RESOLUTION GRANTING PERMIT TO ST. PAUL'S EPISCOPAL CHURCH THE RIGHT TO INSTALL TEMPORARY "NO PARKING" SIGNS IN FRONT OF THEIR CHURCH PROPERTY AT 1707 I STREET

---o0c---

WHEREAS, pursuant to request of Thomas C. Maxwell, vicar of the St. Paul's Episcopal Church that the city grant them the privilege of reserving temporary parking spaces upon the occasion of weddings held in the church at 1707 I Street,

BE IT HEREBY RESOLVED that the said St. Paul Episcopal Church be granted the right to install temporary "No Parking" signs in front of their church property at 1707 I Street with the understanding that if the traffic control did not work out satisfactory, permission would be revoked.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 20th day of August, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor pro tem Stanley
Noes: Councilmen: None
Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5373-N.S.

A RESOLUTION AWARDED BID ON BOOKKEEPING MACHINERY (BILLING MACHINE) TO THE BURROUGHS ADDING MACHINE COMPANY AND RECOMMENDING THAT BID BE AWARDED ON RECEIPTING MACHINE AT A LATER MEETING

---oOo---

WHEREAS, pursuant to referring of all bids on Billing and Receipting machinery for the Water Department to a committee for tabulation and recommendation, and

WHEREAS said Committee recommend the awarding of bid to the Burroughs Adding Machine Company on one style 16 17 00 Factory Rebuilt Electrically operated Burroughs Public Utility Billing machine as per bid submitted of \$1106.72, less one style 12 Operator's Correct Posture Chair of \$20.28, making total bid of \$1086.44, and

WHEREAS the said committee reported they recommend awarding bids on the Receipting machine at a later meeting.

BE IT HEREBY RESOLVED that bid be awarded on billing machine to the Burroughs Adding Machine Company as set forth above and the City Clerk be authorized to return bidding checks to unsuccessful bidders and

BE IT FURTHER RESOLVED that the awarding of bids on Receipting Machine be postponed to a later meeting and the Auditor and City Clerk be authorized to draw warrant in payment upon receipt of equipment.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 20th day of August, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor pro tem Stanley
Noes: Councilmen: None
Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5374-N.S.

adjournment

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 20th day of August, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor pro tem Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5375-N.S.

A RESOLUTION AUTHORIZING THE CITY ENGINEER TO POST THE SEWER FARM PROHIBITING TRESPASSING

---oOo---

WHEREAS, Irl Rogers, bander for Fish & Wild Life Service appeared Before the Council and complained about boys shooting at birds at the sewer farm, which interfered with the banding of birds, and

WHEREAS trespassing on the sewer farm of the City of Modesto is not allowed,

BE IT HEREBY RESOLVED that the City Engineer be authorized to post the said sewer farm in accordance with State Law prohibiting trespassing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of August by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5376-N.S.

A RESOLUTION AWARING BID ON RECEIPTING MACHINE FOR THE WATER DEPARTMENT OF THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to advertising for bids on Receipting Machine for the Water Department of the City of Modesto and referring of same to committee for investigation,

BE IT HEREBY RESOLVED that bid be awarded to the Burroughs Adding Machine Company on one new style 10 06 250 electrically operated Burroughs Public Utility Cash Receipting Machine at a price of \$610.89, as being the lowest and best bid and the City Clerk and Auditor be authorized to draw warrant in payment upon delivery of equipment and to return bidding checks to unsuccessful bidders.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of August, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5377-N.S.

A RESOLUTION ACCEPTING DEED ON PORTION OF LOTS 6 AND 7 IN BLOCK 802 OF THE CAMPUS TRACT FROM MARY A. SANDERS TO BE USED FOR STREET PURPOSES

---c0o---

BE IT HEREBY RESOLVED that the deed as presented from Mary A. Sanders on the following described property be accepted:

All that portion of lots 6 and 7 in Block 802 of the Campus Tract, according to the map thereof filed October 11, 1937 in Col 11 of Maps at page 37, Stanislaus County Records, described as follows, to-wit:

Beginning at the northeast corner of said lot 7 and running thence south 0° 01' west along the east line of said lot 7, a distance of 56.65 feet to the northwest corner of lot 18 in block 800 of the Liberty Park Tract, according to the map thereof filed July 14, 1941 in Vol. 14 of Maps at page 17, Stanislaus County Records; thence on a curve to the right having a radius of 275 feet, an arc distance of 11.35 feet (the chord of which bears north 72° 43' west) thence on a curve to the left having a radius of 224 feet, an arc distance of 78.79 feet (the chord of which bears north 81° 36' 55" west) to the point of reverse curve in the northerly line of said lot 6: thence along the northerly line of said lots 6 and 7 on a curve to the left having a radius of 121.94 feet, an arc distance of 100.63 feet (the chord of which bears north 64° 40' east) to the point of beginning.

BE IT FURTHER RESOLVED that said described property is to be used for street purposes, and the City Clerk is directed to record deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of August, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5378-N.S.

A RESOLUTION ACCEPTING PLANS FOR IMPROVEMENT OF COLLEGE AVENUE FROM NEEDHAM AVENUE TO THE NORTH PROPERTY LINE OF STODDARD AVENUE

---c0o---

BE IT HEREBY RESOLVED that plans and specifications for the improvement of College Avenue from Needham Avenuetto the north property line of Stoddard Avenue, as presented by the City Engineer be and they are hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of August, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5379-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS ON IMPROVING COLLEGE AVENUE FROM NEEDHAM AVENUE TO THE NORTH PROPERTY LINE OF STODDARD AVENUE

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to advertise for bids on improving College Avenue from Needham Avenue to the north property line of Stoddard Avenue, said bids to be opened at the regular meeting of the Council to be held on September 10, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of August, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5380-N.S.

A RESOLUTION RECOMMENDING THAT APPLICATION OF THE EAST SIDE MOSQUITO ABATEMENT DISTRICT FOR PERMIT TO ERECT AND MAINTAIN AN OFFICE IN THE HAWKINS TRACT BE REFERRED TO THE PLANNING COMMISSION AS PROVIDED BY PROVISIONS OF ORDINANCE NO. 655-N.S.

****oOoO****

WHEREAS, pursuant to the filing of petition with the Council by the East Side Mosquito Abatement District for permit to erect and maintain an office and garage on property known as Lot 3 and 10 feet of 4, Block 4095 in the Hawkins Tract of the City of Modesto and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for and this being the time set forth,

BE IT HEREBY RESOLVED that request be turned over to the Planning Commission for investigation and recommendation as provided by Ordinance No. 655-N.S.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of August, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5381-N.S.

A RESOLUTION GRANTING REQUEST TO FRANK O'NEIL AND ELMER L. PAUL TO OPERATE BUSINESS IN THE RESIDENCE DISTRICT

---o0o---

WHEREAS, pursuant to the filing of petition with the Council by Frank O'Neil to operate a piano repairing and tuning business at 1223 Washington Street and Elmer L. Paul to operate a Sonotone Hearing Aids business at 523 McHenry Avenue and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for and this being the time set forth, and

WHEREAS letter of approval have been filed by the Planning Commission and the City Clerk reports that no protests either oral or written have been officially filed

THEREFORE, BE IT RESOLVED that permission be and the same is hereby granted, with the understanding that all provisions relative to building permit fees will be complied with to the above named applicants for permit as prayed for in their petition.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of August, 1941 by Commissioner Bates, who moved its adoption which motion being duly seconded it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5382-N.S.

A RESOLUTION APPROVING ACCEPTANCE OF DEED FROM ENRICO FERRARIO UPON PRESENTATION OF PORTION LOTS 1 and 2, BLOCK 243 TO BE USED FOR STREET PURPOSES AND AUTHORIZING THE CITY ENGINEER TO PROCEED TO WORK ON SAID STREETS

---o0o---

BE IT HEREBY RESOLVED that the acceptance of deed from Enrico Ferrario be approved, upon presentation of portion lots 1 and 2, Block 243 to be used for street purposes in La Sombra and Los Flores Streets of the City of Modesto and the City Engineer is hereby authorized to proceed to work on said streets.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of August, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5383-N.S.

A RESOLUTION INSTRUCTING THE CITY ENGINEER TO APPLY TO THE PRIORITY DIVISION OF THE OFFICE OF PRODUCTION MANAGEMENT FOR A PRIORITY RATING FOR THE CITY OF MODESTO

---o0o---

WHEREAS, materials for general maintenance, repairs and extensions

of the Municipal Water System cannot be secured from the usual suppliers, except with extended delays in deliveries, unless the City of Modesto be granted a priority rating from the office of Production Management of the United States Government.

BE IT HEREBY RESOLVED that the City Engineer is instructed to apply to the Priority Division of the office of Production Management for a priority rating for all materials normally used in the maintenance, repair and expansion of the Modesto Municipal Water System.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of August, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

Countersigned:

Carl W. Shannon, Mayor

Ronald E. Bates, Commissioner of Public Works

RESOLUTION NO. 5384-N.S.

A RESOLUTION RECOMMENDING THAT THE CITY ATTORNEY BE AUTHORIZED TO GIVE NOTICE TO PROPERTY OWNERS TO ABATE SAID HOUSES AS PUBLIC NUISANCES

---oOo---

WHEREAS, Lulu L. Thompson, owner of four dwellings at 615 Seventh Street, and

WHEREAS, W. O. Thompson, is the owner of two dwellings at 1210 Sixth Street, and

WHEREAS all of said dwellings are in such condition that they fail to comply with the laws of the State of California, relative to building and maintaining houses in such State

BE IT HEREBY RESOLVED that the City Attorney be instructed to give proper notice to said owners of said dwellings requiring them to abate said houses as public nuisances and be it further resolved that the said City Attorney be authorized in the event that said owners fail, neglect and refuse to abate said nuisances to take such legal steps as may be necessary to abate.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of August, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5385-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of August, 1941 by

Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5386-N.S.

A RESOLUTION REJECTING BIDS ON TWO 12 INCH ALTITUDE VALVES AND AUTHORIZING THE CITY ENGINEER TO PURCHASE VALVES UNDER FORCE ACCOUNT

---oOo---

WHEREAS all bids on two 12 inch Altitude Valves for the Public Works Department were referred to a committee for tabulation and recommendation.

BE IT HEREBY RESOLVED that all bids be rejected and valves be purchased by the City Engineer under force account.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd day of September, 1941 by Commissioner Burge who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5387-N.S.

A RESOLUTION ACCEPTING BIDS ON EQUIPMENT FOR THE PUBLIC WORKS DEPARTMENT OF THE CITY OF MODESTO

---oOOo---

BE IT HEREBY RESOLVED that bids be awarded on the following equipment.

Stanislaus Implement & Hardware Company on #SW63 Atlas BEGE Wagon Scraper Complete with #100 hydraulic power unit with dual valve control power drive shaft and adapter to fit any tractor - - - - - \$1095.00

Jenison Machinery Company on pneumatic tired road roller - - - - - 543.11

Johns Manville Company Sales Corporation on

2500 lin. ft. 4" Class 150 Transite Pressure Pipe - - - .469 ft

4800 lin. ft. 6" Class 150 Transite Pressure Pipe - - - .73 ft.

1600 lin. ft. 10" Class 150 Transite Pressure Pipe 1.386 ft.

as being the lowest and best bids and authorizing the City Clerk to return checks to unsuccessful bidders.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd day of September 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5388-N.S.

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO PREPARE LEASE FOR ONE YEAR TO R. M. FRANCE FOR THE RENTAL OF DWELLING OWNED BY THE CITY OF MODESTO AT FIFTEEN AND I STREETS

---oOo---

BE IT HEREBY RESOLVED that the City Attorney be authorized to prepare lease for one year from this date to R. M. France for the rental of dwelling owned by the City of Modesto at 15th & I Streets under the same terms as the lease with Clara Steele on this dwelling.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd of September, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5289-N.S.

A RESOLUTION AUTHORIZING THE AUDITOR TO DEDUCT \$50 00 FROM THE SALARY OF EMIL C. SCHMIT PATROLMAN AS PROVIDED BY AGREEMENT BETWEEN THE CITY OF MODESTO PENSION BOARD AND EMIL C. SCHMIT

---oOo---

BE IT HEREBY RESOLVED that the Auditor of the City of Modesto be authorized to deduct \$50.00 from the salary of Emil C. Schmit, patrolman as provided by agreement between the City of Modesto Pension Board and Emil C. Schmit dated August 20, 1941.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd day of September, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5390-N.S.

A RESOLUTION GRANTING REQUEST OF THE EAST SIDE MOSQUITO ABATEMENT DISTRICT TO ERECT AND MAINTAIN AN OFFICE AND GARAGE ON LOTS 3 and A PORTION OF LOT 4, BLOCK 4095 OF THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to referring of request of the East Side Mosquito Abatement District for permit to operate an office and garage on lots 3 and a portion of lot 4, Block 4095 of the City of Modesto to the Planning Commission for investigation and recommendation,

BE IT HEREBY RESOLVED that request be granted subject to provisions of Planning Commission report.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd day of September, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5391-N.S.

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO HIRE EMMA BORELLA AS OF SEPTEMBER 3, 1941 AT A SALARY OF \$3.50 PER DAY

---oOo---

BE IT HEREBY RESOLVED that the City Attorney be authorized to hire Emma Borella to type ordinances for codification at a salary of \$3.50 per day, as of September 3, 1941.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd day of September, 1941 by Commissioner Burge, who moved its adoption which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5392-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd day of September, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5393-N.S.

A RESOLUTION GRANTING PERMIT TO THE CHURCH OF THE NAZARENE TO ERECT AND MAINTAIN A TENT FOR EVANGELISTIC SERVICES

---oOo---

WHEREAS, Rev. Ira P. Dumas, pastor of the Church of the Nazarenes appeared before the Council requesting that they be permitted to erect a tent either in Block 22, lots 17 to 25 inc, (Fifth and I Streets) or in Block 132, lots 17 to 21 inc, (18th & H Streets) to hold religious services, and

WHEREAS, both locations are in the business district.

BE IT HEREBY RESOLVED that permit be granted to the said Church of the Nazarenes to erect tent in either location as set forth above.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1941 by Commissioner Burge who moved its adoption, which motion being duly seconded, it was upon roll call

carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

RESOLUTION NO. 5394-N.S.

A RESOLUTION ALLOWING CLAIMS FOR MONTH OF AUGUST, 1941

---oOo---

WHEREAS, the claims against the City of Modesto for the month of August, 1941, for the various sums in the aggregate hereinafter stated having been audited by the Council and found to be correct:

NOW THEREFORE, BE IT RESOLVED that all of said claims, so audited and approved be and they are hereby ordered allowed with reference being made to the Auditor's Cash Records for further details relative to amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$29,035.05
WATER FUND-----	5,435.06
LIBRARY FUND-----	1,512.48
BOND RED. INT. FUND-----	37.50
ST. BOND RED. INT. FUND-----	93.00
TOTAL-----	\$36,113.09

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5395-N.S.

A RESOLUTION GRANTING PERMIT TO F. J. ROSSI AND H. H. HERRON AND/OR SAFEWAY STORES INC. TO ERECT AND MAINTAIN A RETAIL STORE ON LOTS 57 and 58, BLOCK 563 OF THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to the filing of petition with the Council by F. J. Rossi, H. H. Herron and/or Safeway Stores, Inc. to erect and maintain a retail store on property known as 330-334 McHenry Avenue, being lots 57 and 58 in Block 563 of the City of Modesto and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for and this being the time set forth, and

WHEREAS, the City Clerk reports that no protests either oral or written have been officially filed, and

WHEREAS, the Planning Commission, as provided by Ordinance No. 655-N.S. have filed a report with the City Clerk approving said application,

BE IT HEREBY RESOLVED that permission be and the same is hereby granted with the understanding that all provisions relative to building permit fees will be complied with, to the said applicants for permit as prayed for in their petition.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5396-N.S.

A RESOLUTION GRANTING PERMISSION TO MARY E. WILTSE TO OPERATE BEAUTY PARLOR AT 1210 11th STREET IN THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to the filing of petition with the Council by Mary E. Wiltse for permit to conduct a beauty parlor at 1210 11th Street and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for and this being the time set forth, and

WHEREAS the City Clerk reports that no protests either oral or written have been officially filed and the Planning Commission has filed a report approving applications.

BE IT HEREBY RESOLVED that permission be and the same is hereby granted with the understanding that all provisions relative to building permit fees will be complied with to the said applicant for permit as prayed for in her petition.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5397-N.S.

A RESOLUTION AWARDED BID TO S. M. MCGAW FOR IMPROVING COLLEGE AVENUE FROM NEEDHAM AVENUE TO NORTH PROPERTY LINE OF STODDARD AVENUE IN THE CITY OF MODESTO

---oOo---

WHEREAS, plans and specifications having heretofore been filed by the City Engineer with the Council and approved by the Council for the improvement of College Avenue from Needham Avenue to the northern property line of Stoddard Avenue and notice to bidders having heretofore been given and published as required by law and bids in accordance with said notice having been received not later than 7:30 P.M. on Wednesday, September 10, 1941 and having been then and there opened by the Council in open meeting, and

WHEREAS it appeared that the bid of S.M. McGaw for the construction of the work specified in said plans and specifications was the lowest and best bid

BE IT HEREBY RESOLVED that bid be awarded to S. M. McGaw, as being the lowest and best bid and authorizing the entering into a contract for the completion of the work and authorizing the City Clerk to return bidding checks to unsuccessful bidders.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call

carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5398-N.S.

A RESOLUTION ACCEPTING AND APPROVING PLANS AND SPECIFICATIONS FOR THE IMPROVEMENT OF NINETEENTH AND LALOMA STREETS FROM DOWNEY AVENUE TO JAMES STREET AS PRESENTED BY THE CITY ENGINEER

---oOo---

BE IT HEREBY RESOLVED that plans and specifications for the improvement of Nineteenth & LaLoma Streets from Downey Avenue to James Street as presented by the City Engineer be and they are hereby approved and accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5399-N.S.

A RESOLUTION AUTHORIZING THE CLERK TO ADVERTISE FOR BIDS ON IMPROVING NINETEENTH STREET AND LALOMA STREET FROM DOWNEY AVENUE TO JAMES STREET IN THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to advertise for bids on improving 19th Street and La Loma Street from Downey Avenue to James Street, said bids to be opened on September 24, 1941 at the City Hall.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5400-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

NOES: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5401-N.S.

A RESOLUTION ACCEPTING ANNUAL AUDIT OF ACCOUNTS OF THE CITY OF MODESTO FOR THE FISCAL YEAR ENDING JUNE 30, 1941 FROM R. E. BROTHERTON, CERTIFIED PUBLIC ACCOUNTANT AND AUTHORIZING PAYMENT OF \$500.00

---oOo---

BE IT HEREBY RESOLVED that the annual audit of the accounts of the City of Modesto for the fiscal year ending June 30, 1941 be and they are hereby accepted from R. E. Brotherton, Certified Public Accountant and the City Clerk and Auditor is hereby directed to draw warrant of \$500.00 in payment for said audit.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 17th day of September, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5402-N.S.

A RESOLUTION DENYING PETITION OF THE MODESTO & STANISLAUS COUNTY HUMANE SOCIETY TO OPERATE THE POUND AND AUTHORIZING THE CITY ENGINEER TO PROCEED WITH IMPROVEMENT OF THE POUND AS PER PLANS

---oOo---

WHEREAS, pursuant to petition of the Modesto and Stanislaus County Humane Society to operate the pound of the City of Modesto, City Engineer Rossi reported upon the cost of improving the pound and Mrs. C. S. McCready and a committee from the Humane Society appeared before the Council again regarding the management of the city pound,

BE IT HEREBY RESOLVED that the petition of the Modesto & Stanislaus County Humane Society to operate the pound be denied and the City Engineer be authorized to proceed with the improvement of the pound as per plans explained to the Council.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 17th day of September, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5403-N.S.

A RESOLUTION DENYING REQUEST OF F. M. ALES TO OPERATE A TRUCKING BUSINESS AT 132 ROSEMONT

---o00---

PURSUANT to referring of request of F. M. Ales to operate a trucking business at 132 Rosemont to the Planning Commission for investigation and report, and

WHEREAS the said Planning Commission have filed a report with the Council recommending that request be denied

BE IT HEREBY RESOLVED that request of F. M. Ales to operate a trucking business at 132 Rosemont be denied.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 17th day of September, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

- Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
- Noes: Councilmen: None
- Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5404-N.S.

A RESOLUTION GRANTING REQUEST OF E. KORIOTH TO OPERATE A PAINTING BUSINESS AT 426 1/2 13th STREET AS PER REQUIREMENTS OF THE PLANNING COMMISSION

---o0o---

WHEREAS, pursuant to referring of request of Emil Koriorth to operate a painting business at 426 1/2 13th Street to the Planning Commission, and

WHEREAS, the said Planning Commission have filed a report with the Council recommending that request be granted providing the business be confined to the rear 40 feet of the lot and that no paint nor painting equipment be kept or stored outside the building now on the premises.

BE IT HEREBY RESOLVED that request be granted to Emil Koriorth to operate a painting business at 426 1/2 13th Street providing he comply with the provisions of the report of the Planning Commission.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 17th day of September by Commissioner Bates who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

- Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
- Noes: Councilmen: None
- Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5405-N.S.

A RESOLUTION GRANTING REQUEST OF A. K. DARLING TO PLACE DWELLING ON FRONT HALF OF LOTS 28 and 29 IN BLOCK 586

---o0o---

WHEREAS, pursuant to request of A. K. Darling to place a

dwelling on the front half of lots 28 and 29, Block 586, being 210 High Street, and

WHEREAS, as provided by Ordinance No. 655-N.S.(Interim Zoning), the Planning Commission have filed a report granting permission as requested

BE IT HEREBY RESOLVED that permission be granted to said A. K. Darling to place dwelling on the front half of lots 28 and 29 in Block 586.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 17th day of September by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5406-N.S.

A RESOLUTION ALLOWING CLAIM OF \$599.27 TO THE CHAMBER OF COMMERCE

---oOo---

WHEREAS, pursuant to provisions of Ordinance No. 665-N.S. the Chamber of Commerce filed a claim of \$599.27 for expenditures for the welfare and promotion of the City of Modesto

BE IT HEREBY RESOLVED that claim be allowed and the Auditor and City Clerk be authorized to draw a warrant in payment of claim of \$599.27.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 17th day of September, 1941 by Commissioner Neece who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5407-N.S.

A RESOLUTION DENYING CLAIM OF D. A. RYDBOM FOR DAMAGES TO HIS AUTOMOBILE WHICH WAS INVOLVED IN A COLLISION WITH A CITY OWNED CAR

---oOo---

WHEREAS, pursuant to communication from the Standard Accident Insurance Company, automobile insurance carrier for the City of Modesto, denying claim of D. A. Rydbom for damages to his automobile, which was involved in a collision with a car owned by the City of Modesto.

BE IT HEREBY RESOLVED that claim of D. A. Rydbom for damages to his automobile which was involved in a collision with a city owned car be and it is hereby denied.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 17th day of September, 1941 by Commissioner Bates who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5408-N.S.

A RESOLUTION AUTHORIZING ATTENDANCE OF CERTAIN OFFICIALS TO THE CONVENTION OF THE LEAGUE OF CALIFORNIA CITIES AT SACRAMENTO OCTOBER 12 to 16 INC.

---oOo---

BE IT HEREBY RESOLVED that the attendance of the City Clerk, City Engineer, City Attorney, City Treasurer, Fire Chief, Police Chief and Sanitary Inspector to the convention of the League of California Cities in Sacramento, October 12 to 16 inc be authorized.

BE IT FURTHER RESOLVED that the City Clerk and Auditor be authorized to draw warrants of \$50.00 for each delegate in advance of convention and that each delegate be required to file report of expenditures with the Council.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 17th day of September, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5409-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 17th day of September, 1941 by Councilman Neece, who moved its adoption which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5410-N.S.

A RESOLUTION GRANTING PERMISSION TO JOHN SKITTONE TO ERECT AND OPERATE A SKATING RINK ON LOTS 4 to 10 INC. BLOCK 444 OF THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to the filing of petition with the Council as follows:

JOHN SKITTONE To erect and maintain an ice skating rink on lots 4 to 10 inc, Block 444 of the City of Modesto.

and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for, and this being the time set forth and

WHEREAS, the City Clerk reports that no protests either oral or written have been officially filed and the Planning Commission have approved application as provided by Ordinance No. 655-N.S.

THEREFORE, BE IT RESOLVED that permission be and the same is hereby

granted with the understanding that all provisions relative to building permit fees will be complied with to the above named applicant for permit as prayed for in his petition.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of September, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5411-N.S.

A RESOLUTION PROVIDING A TEN-MINUTE PARKING SPACE ON THE NORTHEASTERLY SIDE OF TENTH STREET BETWEEN G AND H STREETS IN FRONT OF 714 TENTH STREET

---oOo---

WHEREAS, under and by virtue of the provisions of Ordinance No. 544-N.S. of the City of Modesto, the City Council of said City has the power, when and if the general welfare and safety of the citizens of the City of Modesto so require it, to increase or diminish the time for which vehicles may be parked on the public streets of the business district of the City of Modesto; and,

WHEREAS, it appears to said City Council in regular session that the general welfare and safety of the citizens of the City of Modesto require that the time for parking vehicles in the hereinafter designated space be set at ten minutes:

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY said City Council that in the space hereinafter set forth the parking time of all vehicles parked in said space shall be, between the hours of 9 A.M. and 6 P.M. for ten (10) consecutive minutes and no longer.

Said space is described as follows:

On the northeasterly side of Tenth Street between G and H Streets in front of 714 10th Street.

BE IT FURTHER RESOLVED that the City Engineer of the City of Modesto shall procure proper markings and/or signs conveying to the public notice of the fact that the space herein designated shall be used by the operators of vehicles for the period herein set forth.

This resolution shall be effective as soon as the parking space herein designated is properly marked and designated by the said City Engineer of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of September, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5412-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of September, 1941 by Commissioner Burge who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5413-N.S.

A RESOLUTION AWARDED BIDS ON IMPROVING 19th AND LALOMA STREETS FROM DOWNEY TO JAMES STREET TO S. M. McGAW FOR AMOUNT \$4075.00

---oOo---

WHEREAS, pursuant to referring of bids on improving 19th and Laloma Streets from Downey to James Streets to City Engineer Rossi and Commissioner of Public Supplies for tabulation and recommendation

BE IT HEREBY RESOLVED that bid be awarded to S. M. McGaw for a total amount of \$4075.00 as being the lowest and best bid and the City Clerk be authorized to return bidding checks to unsuccessful bidders and the Mayor and Auditor be appointed signatory officials of contract with successful bidder for completion of work.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 1st day of October, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5414-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS ON SEWER PIPE

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to advertise for bids on 5500 feet of 12 inch, 900 feet of 10 inch, 3000 feet of 8 inch and 7500 feet of 6 inch vitrified clay sewer pipe. Said bids to be opened at the City Hall on October 22, 1941.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 1st day of October, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5415-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS ON SALE OF CITY PROPERTY LOCATED IN BLOCK 127, LOTS 1 TO 6 INCLUSIVE

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to advertise for bids on the sale of city owned property located in Block 127, lots 1 to 6 inclusive. Said Bids to be opened at regular meeting of the Council on October 22, 1941.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 1st day of October, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5416-N.S.

A RESOLUTION DENYING REQUEST FOR THE APPOINTMENT OF A UNITED STATES HOUSING AUTHORITY IN THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to request of a group of citizens for the appointment of a United States Housing Authority by the Council at the regular meeting of September 24, 1941, in the City of Modesto

BE IT HEREBY RESOLVED that request for the appointment of a United States Housing Authority in the City of Modesto be denied.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 1st day of October, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5417-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that the Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 1st day of October 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5418-N.S.

A RESOLUTION ALLOWING CLAIMS FOR MONTH OF SEPTEMBER, 1941

---oOo---

WHEREAS, the claims against the City of Modesto for the month of September 1941, for the various sums in the aggregate hereinafter stated having been audited by the Council and found to be correct:

NOW THEREFORE, BE IT RESOLVED that all of said claims so audited and approved be and they are hereby ordered allowed with reference being made to the Auditor's Cash Records for further details relative to amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$29,486.84
WATER FUND-----	5,348.03
LIBRARY FUND-----	1,971 73
SPECIAL GAS TAX-----	1,070 94
MONOTTI BEQUEST #2-----	104.96
TOTAL-----	\$37,982.50

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of October, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5419-N.S.

A RESOLUTION HEARING PROTESTS ESTABLISHING DANCING STUDIO IN RESIDENCE ZONE BY DOROTHY JOHNSON AT 514 SEMPLE STREET

---oOo---

WHEREAS, pursuant to the filing of petition with the Council by Dorothy Johnson to conduct a dancing studio on lots 19 and 20, Block 575, at 514 Semple Street and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for, and this being the time set forth, and

WHEREAS, the City Clerk reports that no protests either oral or written have been officially filed and the Planning Commission have recommended that permission be granted providing no sign stating the nature of the business be erected on the premises.

BE IT HEREBY RESOLVED that permission be granted with the understanding that all provisions relative to building permit fees and recommendations of the Planning Commission will be complied with.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of October, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5420-N.S.

A RESOLUTION HEARING PROTESTS ON ESTABLISHING MUSIC STUDIO IN RESIDENCE DISTRICT BY PAULINE CRUICKSHANK AT 208 FRESNO STREET

---oOo---

WHEREAS, pursuant to the filing of petition with the Council by Pauline Cruickshank to conduct a music studio on Block 320, being lots 36 and 37, 208 Fresno Street and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for and this being the time set forth and the City Clerk reports that no protests either oral or written have been officially filed,

BE IT HEREBY RESOLVED, that petition be referred to the Planning Commission for investigation and to report back at the next meeting of the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of October, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5421-N.S.

A RESOLUTION AUTHORIZING PROGRESSIVE PAYMENT ON IMPROVING COLLEGE AVENUE TO CONTRACTOR S. M. MCGAW, IN AMOUNT \$4576.88

---oOo---

WHEREAS, City Engineer Rossi has filed notice of completion of contract for the improving of College Avenue from Needham Avenue to Stoddard Avenue in accordance with contract by S. M. McGaw

BE IT HEREBY RESOLVED that work be accepted from contractor, S. M. McGaw and the City Clerk and Auditor be authorized to draw warrant in amount \$4576.88, being 75% of contract, payable to said S. M. McGaw and to file notice of completion with the County Recorder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of October, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5422-N.S.

A RESOLUTION ACCEPTING REPORT BY PLANNING COMMISSION ON PETITION TO ESTABLISH TRUCKING BUSINESS IN RESIDENCE DISTRICT, 132 ROSEMONT F. M. ALES

---oOo---

WHEREAS, pursuant to referring of petition of F. M. Ales to operate a trucking business on lots 29 and 30, Block 327, 132 Rosemont, to the Planning Commission for reconsideration, and

WHEREAS, the said Planning Commission has filed a report recommending that petition be granted with the understanding that only one truck be regularly used in connection with said business, that no loading or unloading be permitted on the premises that no sign stating the nature of the business be erected on the premises.

BE IT HEREBY RESOLVED that petition be granted to F. M. Ales to operate a trucking business at 132 Rosemont Avenue upon the conditions set forth by the Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of October, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5423-N.S.

A RESOLUTION AUTHORIZING THE CITY ENGINEER TO PAINT PARKING LINES ON THE NORTH-EASTERLY SIDE OF SEVENTH STREET BETWEEN I AND J STREETS

---oOo---

BE IT HEREBY RESOLVED that the City Engineer be authorized to paint parking lines on the northeasterly side of Seventh Street, between I and J Streets, in the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of October, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5424-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of October, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5425-N.S.

A RESOLUTION APPROVING REAPPOINTMENT OF BESSIE SINGLETON ON RECREATION COMMISSION FOR A PERIOD OF FIVE YEARS FROM SEPTEMBER 1, 1941

---oOo---

BE IT HEREBY RESOLVED that Bessie Singleton be reappointed as member of the Modesto Recreation Commission for a term of five years from September 1, 1941.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 15th day of October, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5426-N.S.

A RESOLUTION AUTHORIZING THE MAYOR AND ASSISTANT CITY ENGINEER TO SIGN PROJECT STATEMENT FOR THE USE OF 1/4¢ GAS TAX FUND ON McHENRY ROAD FROM M. I. D. LATERAL #4 TO THE NORTH CITY LIMITS FOR RESURFACING WITH THE STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS, DIVISION OF HIGHWAYS

---oOo---

BE IT HEREBY RESOLVED that the Mayor and Assistant City Engineer be authorized to sign a project statement for the use of the 1/4¢ Gas Tax Fund on Route 109, State Highway, (McHenry Road), from the Modesto Irrigation District, Lateral #4 to the north city limits on Griswold Avenue for resurfacing pavement with the State of California, Department of Public Works, Division of Highways.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 15th day of October, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5427-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 15th day of October, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5428-N.S.

A RESOLUTION AUTHORIZING PAYMENT TO L. L. DENNETT OF \$9684.00 ON FINAL PAYMENT OF PURCHASE OF PROPERTY

---oOo---

BE IT HEREBY RESOLVED that the Auditor and Clerk be authorized to draw warrant in amount \$9684.00 to L. L. Dennett for the final payment on 37.28 acres located in the S. W. $\frac{1}{4}$ section 35, T 3S., R. 9E N.W. $\frac{1}{4}$ of Section 2 T 4 S, R 9E, County of Stanislaus State of California, as of October 31, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5429-N.S.

A RESOLUTION AUTHORIZING THE TAX COLLECTOR TO CANCEL TAXES ON PORTION OF BLOCK 435 PURCHASED BY THE MODESTO PUBLIC SCHOOLS

---oOo---

WHEREAS, pursuant to communication from the Modesto Public Schools asking that taxes be cancelled on the portion of Block 435 which they had purchased from Swift & Company.

BE IT HEREBY RESOLVED that request be granted and the Tax Collector be authorized to make the necessary entries on the tax roll.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5429A-N.S.

A RESOLUTION GRANTING REQUEST OF AMOS S. BOMBERGER TO OPERATE A CONVALESCENT HOME AT 111 McHENRY AVENUE, BLOCK 550, LOTS N $\frac{1}{2}$ 23, all 24 and 25 OF THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to the filing of petition with the Council as follows:

AMOS S. BOMBERGER To conduct convalescent home at 111 McHenry Avenue, Block 550, lots N $\frac{1}{2}$ 23, all lots 24 and 25 of the City of Modesto

and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for, and this being the time set forth, and

WHEREAS the City Clerk reports that no protests either oral or written have been officially filed and approval has been given by the Planning Commission.

Commissioner.

BE IT HEREBY RESOLVED that permission be granted to applicant with the understanding that all provisions relative to building permit fees will be complied with.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5430-N.S.

A RESOLUTION REFERRING PETITION TO OPERATE A BUSINESS IN RESIDENCE ZONE TO THE PLANNING COMMISSION FOR INVESTIGATION AND RECOMMENDATION

---oOo---

WHEREAS, pursuant to petitions of Mrs. Rae Palmer for permit to operate and maintain a dressmaking shop at 1124 13th Street, C. O. Turner for permit to operate and maintain a scientific massage and hydro-theraphy office at 516 14th Street and Thelma Carey Davis for permit to operate a beauty parlor at 1710 Almond Avenue in the residence district

BE IT HEREBY RESOLVED that said petitions be referred to the Planning Commission as provided by Ordinance No. 655-N.S. for investigation and recommendation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5431-N.S.

A RESOLUTION HOLDING SALE OF LOTS 1 to 6 INC. BLOCK 127 BELONGING TO THE CITY OF MODESTO OPEN

---oOo---

WHEREAS, pursuant to advertising for bids for the sale of city owned property in Block 127, lots 1 to 6 inclusive, and

WHEREAS no bids were received by the City Clerk for the sale of this property

BE IT HEREBY RESOLVED that because of the fact that no bids were received for the sale of this property, said sale of property be held open for an unlimited length of time.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5432-N.S.

A RESOLUTION ACCEPTING PLANS AND SPECIFICATIONS FOR THE IMPROVEMENT OF D STREET FROM NINTH TO FOURTEENTH STREET IN THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the plans and specifications for the improvement of D Street from Ninth Street to Fourteenth Street in the City of Modesto be and they are hereby accepted.

The foregoing resolution was introduced at the regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Attest ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5433-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS ON THE IMPROVEMENT OF NINTH STREET TO FOURTEENTH STREET IN THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to advertise for bids on the improvement of D Street from 9th Street to Fourteenth Street in the City of Modesto, said bids to be opened at the City Hall on Wednesday November 12, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5434-N.S.

A RESOLUTION PROVIDING FOR TWO HOUR PARKING ON K STREET BETWEEN TWELFTH STREET AND ALLEY ON NORTHWEST SIDE AND ON THE NORTHEAST SIDE OF TWELFTH STREET FOR A DISTANCE OF 100 FEET NORTHWESTERLY FROM K STREET AND AUTHORIZING THE CITY ENGINEER TO ERECT SIGNS

---oOo---

WHEREAS, the City Council of the City of Modesto by ordinances heretofore passed is empowered by resolution to increase and/or diminish parking time limits for vehicles on the streets of said City; and,

WHEREAS, by ordinance heretofore passed said city Council by the erection of proper signs in the business district of said City and by resolution

may enforce the provisions of all ordinances relating to the parking of vehicles in said City; and,

WHEREAS, the best interests of the citizens of said City require that the length of time for which a vehicle may be parked in the following described areas shall be for the period of two (2) hours between the hours of nine o'clock A.M. and six o'clock P.M.:

NOW, THEREFORE, said City Council by this resolution does hereby decree that vehicles shall not be parked between the hours of nine o'clock A.M. and six o'clock P.M. for a period longer than 120 consecutive minutes in the following described areas:

- a. Upon the northwesterly side of K Street from 12th Street to the alley
- b. Upon the northeasterly side of 12th Street for a distance of 100 feet northwesterly from K Street

BE IT FURTHER RESOLVED that said parking restrictions shall not be applicable on Sundays.

~~BE IT FURTHER RESOLVED that said parking restrictions shall not be applicable on Sundays.~~

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1941 by Councilman Stanley, who moved its adoption, which motion being duly seconded, it was upon roll

call carried and the resolution adopted by the following vote:
Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

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RESOLUTION NO. 5435-N.S.

A RESOLUTION AUTHORIZING THE CITY AUDITOR TO PAY SALARIES TO HERMAN COOPER AND BETTY JANE LONG

---oOo---

WHEREAS, certain individuals have heretofore successfully passed a civil service examination and have been certified to various positions in the Police Department and Public Works Department of the City of Modesto by the Personnel Board, and

WHEREAS, said individuals hereinafter listed were appointed by the Chief of Police and City Engineer of the City of Modesto in the positions as hereinafter stated, and

WHEREAS, said individuals began said employment with the City of Modesto on dates hereinafter set forth and are still employed by said City.

NOW, THEREFORE, the City Auditor of said City of Modesto is empowered to pay unto the following the sums set forth after each name as and for salary for services rendered during their probationary period of employment with said City of Modesto:

<u>NAME</u>	<u>DATE OF EMPLOYMENT</u>	<u>POSITION</u>	<u>SALARY</u>
Betty Jane Long	October 20, 1941	Police Clerk	\$85.00
Herman Cooper	October 1, 1941	Park Supervisor	115.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1941 by Councilman Neece, who moved its adoption, which motion being duly seconded was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5436-N.S.

A RESOLUTION RATIFYING EXPENDITURES OF CITY OFFICIALS FOR CONVENTION AND FIND THAT SAID MONEY WAS EXPENDED FOR A PUBLIC PURPOSE

---oOo---

WHEREAS, City Health Inspector Mark Landquist, City Clerk Elmer J. Blum, Fire Chief George Wallace, City Attorney Robert B. Fowler, City Treasurer William Devlin, City Engineer Frank Rossi, recently attended the Convention of the League of California Cities held in the City of Sacramento, State of California, from October 13th to and including October 16th, 1941; and,

WHEREAS, E. E. Arington, Chief of Police of the City of Modesto attended a convention at Santa Rosa, California at or about the same time; and,

WHEREAS, said officers of the City of Modesto while at said convention studied new legislation affecting cities in California, attended lectures involving city laws and municipal affairs, and thus gained knowledge to the end that the City of Modesto may be better governed to the ultimate benefit of the citizens thereof; and,

WHEREAS, said officials have rendered an expense account to said City, which expense account shows that there was expended by the said Mark Landquist the sum of \$32.00, by the said Elmer J. Blum the sum of \$32.00, by the said George Wallace the sum of \$32.00, by the said Robert B. Fowler the sum of \$36.00, by the said William Devlin the sum of \$32.00 and by the said Frank Rossi the sum of \$35.50, and by the said E. E. Arington the sum of \$37 74; and,

WHEREAS, it appears to the Council that said moneys so expended by said officials was properly expended by them in attending said convention; and,

WHEREAS, it further appears to said Council that said moneys were expended for a public purpose and for the general benefit of the citizenry of the City of Modesto:

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the expense accounts rendered by said officials to said City Council are hereby ratified and approved, and said City Council finds that said moneys were expended for a public purpose and to the public benefit of the citizenry of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1941, by Councilman Neece, who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5438-N.S.

A RESOLUTION GRANTING LEAVE TO JOHN L. MASON, ASSISTANT CITY ENGINEER

---oOo---

WHEREAS, John L. Mason, Assistant City Engineer of the City of Modesto, and a reserve officer in the armed forces of the United States, has been called to active duty in the armed forces of the United States; and,

WHEREAS, the said John L. Mason must in answering said orders of the federal government to join the armed forces of the United States vacate for a period at least his present position of Assistant City Engineer; and,

WHEREAS, the period for which the said John L. Mason must be absent from his position of Assistant City Engineer is unknown to the City Council of the City of Modesto:

NOW, THEREFORE, BE IT RESOLVED that leave is hereby granted to said John L. Mason to leave his position in the City of Modesto as Assistant City Engineer for the period of active duty as set forth in the National Guard and Reserve Officer's Mobilization Act of 1940. Said leave shall extend from the date that the said John L. Mason leaves the City of Modesto to report to his superiors in the armed forces of the United States, throughout the entire period of active duty as set forth in said Mobilization Act and until ninety (90) days thereafter. During and/or at any time from the date the said John L. Mason leaves the City of Modesto to report to the armed forces of the United States until ninety (90) days after the period set forth in said Mobilization Act the said John L. Mason may resume his position as Assistant City Engineer in the City of Modesto.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 5th day of November, 1941, by Councilman Bates, who moved its adoption, which motion being duly seconded was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5439-N.S.

A RESOLUTION ALLOWING CLAIM OF RETAIL MERCHANTS BUREAU OF THE MODESTO CHAMBER OF COMMERCE OF \$800.00 FROM PROMOTION FUND

---oOo---

BE IT HEREBY RESOLVED that claim of \$800 00 from the Retail Merchants Bureau of the Modesto Chamber of Commerce be and it is hereby allowed from the promotion fund as provided by Ordinance No. 665-N.S. and the City Clerk and Auditor is hereby authorized to draw warrant in payment.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 5th day of November, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

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RESOLUTION NO. 5440-N.S.

A RESOLUTION GRANTING REQUEST OF THE AMERICAN RED CROSS TO HANG FLAGS ON ELECTROLIERS IN THE CITY OF MODESTO DURING RED CROSS DRIVE

---oOo---

WHEREAS, pursuant to request of the American Red Cross, Stanislaus County Chapter, for permission to hang Red Cross flags on electroliers in the down town section of Modesto from November 10th until the merchants decorate for the holiday season for their forthcoming membership drive.

BE IT HEREBY RESOLVED that permission be granted to the American Red Cross, Stanislaus County Chapter, to hang Red Cross flags on electroliers under the supervision of the City Engineer and Chief of the Fire Department.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of November, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayges: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5441-N.S.

A RESOLUTION GRANTING PERMIT TO CERTAIN INDIVIDUALS TO OPERATE IN THE RESIDENCE DISTRICT OF THE CITY OF MODESTO

---oOo---

WHEREAS, the following applications to do business in the residence district of the City of Modesto were turned over to the Planning Commission for investigation and recommendations as provided by Ordinance No. 655-N.S.:

MRS. RAY PALMER, dressmaking shop at 1124 13th Street

THELMA CAREY DAVIS, beauty shop at 1710 Almond Avenue

C. O. TURNER, scientific massage at 516 16th Street

PAULINE C. CRUICKSHANK, music studio, 208 Fresno Street

and

WHEREAS, the said Planning Commission have filed reports with the Council recommending that these requests be granted

BE IT HEREBY RESOLVED that the said applicant be granted permission to operate a business at above given locations, providing they comply with all regulations of the building code,

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto, held on the 5th day of November, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5442-N.S.

A RESOLUTION GRANTING REQUEST OF THE CHAMBER OF COMMERCE TO ERECT PLATFORM AT TENTH AND I STREETS ON NOVEMBER 21, 1941

---oOo---

WHEREAS, pursuant to request of the Chamber of Commerce to erect platform at intersection of Tenth and I Streets on November 21, 1941 between the hours of 6:00 P.M. and 10:00 P.M. for the Christmas program.

BE IT HEREBY RESOLVED that request be granted and the Police Department be authorized to clear the streets of cars, leading into Tenth and I Streets during the above mentioned hours.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto, held on the 5th day of November, 1941 by Commissioner Stanley, who moved its adoption which motion being duly seconded, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5443-N.S.

A RESOLUTION GRANTING PERMIT TO CHAMBER OF COMMERCE TO ERECT PLATFORM FOR CHRISTMAS SHOW ON I STREET BETWEEN 10th and 11th STREETS

---oOo---

WHEREAS, pursuant to request of the Chamber of Commerce to erect platform for Christmas show on I Street between 10th and 11th Streets near the alley on December 7, 1941.

BE IT HEREBY RESOLVED that request be granted as prayed for.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 5th day of November, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5444-N.S.

A RESOLUTION AWARDDING BID ON VITRIFIED SEWER PIPE TO THE CALIFORNIA POTTERY COMPANY FOR \$7497.11

---oOo---

WHEREAS, pursuant to referring of bids on vitrified clay sewer pipe to the City Engineer and Commissioner of Public Supplies for tabulation and recommendation:

BE IT HEREBY RESOLVED that bid be awarded to the California Pottery Company for \$7497.11, as being the lowest and best bid and authorized the return of bidding checks to unsuccessful bidders and payment upon delivery of equipment.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 5th day of November, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

- Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
- Noes: Councilmen: None
- Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5445-N.S.

A RESOLUTION AUTHORIZING REFUND ON DEPOSIT TO REESE ESGAR FOR STREET PROCEEDINGS IN ESGAR TRACT

---oOo---

WHEREAS, Reese EsGAR deposited \$40.00 with the Treasurer and Collector of the City of Modesto on June 24, 1941, receipt #2360A to be used for expenses incurred by the City of Modesto in advertising and posting property in the EsGAR Tract for the closing of streets and alleys, and

WHEREAS the total amount of expense incurred in said street proceedings was \$25.05

BE IT HEREBY RESOLVED that the City Clerk and Auditor be authorized to draw warrant in amount \$14.95 to said Reese EsGAR as a refund due him.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 5th day of November, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

- Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
- Noes: Councilmen: None
- Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5446-N.S.

A RESOLUTION AUTHORIZING THE VARIOUS DEPARTMENT HEADS OF THE CITY OF MODESTO TO SIGN PRIORITY AFFIDAVITS

---oOo---

BE IT HEREBY RESOLVED that various department heads of the City of Modesto and Commissioner of Public Supplies be and they are hereby authorized to sign priority affidavits for the City of Modesto.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 5th day of November, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5447-N.S.

A RESOLUTION AUTHORIZING THE DEPARTMENT HEADS AND/OR AUTHORIZED AGENTS TO SIGN EXEMPTION CERTIFICATE OF EXCISE TAX

---oOo---

BE IT HEREBY RESOLVED, that the various department heads of the City of Modesto and/or authorized agents be authorized to sign Exemption Certificates of excise tax for the City of Modesto.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 5th day of November, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5448-N.S.

A RESOLUTION PROVIDING FOR THE ERECTION OF FOUR BOULEVARD STOP SIGNS AND ENFORCEMENT OF ORDINANCE NO. 558-N.S. AT INTERSECTIONS HEREIN DESIGNATED

---oOo---

WHEREAS under and by virtue of provisions of Ordinance No. 558-N.S. of the City of Modesto; the City Council of said City has the power when and if the general welfare and safety of the citizens of the City of Modesto so require it, to erect boulevard stop signs at or adjacent to any intersection within the City of Modesto, and

WHEREAS, it appears to said City Council that the general welfare of the citizens of Modesto require that boulevard stop signs be erected and maintained at intersections herein designated and that at said intersections all of the provisions of Ordinance No. 558-N.S. of the City of Modesto entitled: "AN ORDINANCE AMENDING SECTION 23 of ORDINANCE NO. 345-N.S. OF THE CITY OF MODESTO AS THEREAFTER AMENDED," shall be enforced and said stop signs shall be erected prohibiting drivers of vehicles from passing said Boulevard stop signs without first stopping vehicle so operated by said operator.

NOW THEREFORE BE IT RESOLVED AND ORDERED by said City Council that at the places hereinafter designated, the City Engineer shall erect or cause to be erected and maintained, Boulevard stop signs and that said Ordinance No. 558-N.S. heretofore referred to shall be enforced at said intersections.

Said Boulevard Stop signs shall be installed at the following places designated:

1-At the northeast corner of College and Stoddard Avenues

- 2- At the southeast corner of College and Stoddard Avenues
- 3- At the southwest corner of College and Soddard Avenue
- 4- At the northwest corner of College and Stoddard Avenues

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 5th day of November, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
 Noes: Councilmen: None
 Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5449-N.S.

A RESOLUTION PROVIDING FOR THE ERECTION OF BOULEVARD STOP SIGNS AND ENFORCEMENT OF ORDINANCE NO. 558-N.S. AT INTERSECTIONS HEREIN DESIGNATED

---oOo---

WHEREAS, under and by virtue of provisions of Ordinance No. 558-N.S. of the City of Modesto; the City Council of said City has the power when and if the general welfare and safety of the citizens of the City of Modesto so require it, to erect boulevard stop signs at or adjacent to any intersection within the City of Modesto, and

WHEREAS, it appears to said City Council that the general welfare of the citizens of Modesto require that boulevard stop signs be erected and maintained at intersections herein designated and that at said intersections all of the provisions of Ordinance No. 558-N.S. of the City of Modesto entitled: "AN ORDINANCE AMENDING SECTION 23 of ORDINANCE NO. 345-N.S. OF THE CITY OF MODESTO AS THEREAFTER AMENDED," shall be enforced and said stop signs shall be erected prohibiting drivers of vehicles from passing said Boulevard stop signs without first stopping vehicle so operated by said operator.

NOW, THEREFORE BE IT RESOLVED AND ORDERED, by said City Council that at the places hereinafter designated, the City Engineer shall erect or cause to be erected and maintained, Boulevard stop signs and that said Ordinance No. 558-N.S. heretofore referred to shall be enforced at said intersections.

Said Boulevard Stop signs shall be installed at the following places designated:

- 1-East corner of First and H Streets, stopping traffic crossing H Street
- 2-West corner of First and H Streets, stopping traffic crossing H Street
- 3-East corner of Eleventh and D Streets, stopping traffic crossing D Street
- 4-West corner of Eleventh and D Streets, stopping traffic crossing D Street

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto, held on the 5th day of November, 1941 by Commission Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
 Noes: Councilmen: None
 Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5450-N.S.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING FIRST SUPPLEMENTAL MEMORANDUM OF AGREEMENT FOR EXPENDITURE OF 1/4 CENT GAS TAX ALLOCATED FOR STATE HIGHWAYS

WHEREAS, the State of California, through its Department of Public Works, Division of Highways, has presented a first supplemental memorandum of agreement in accordance with a project statement submitted by the City for expenditure of the 1/4 cent gas tax for the 1941-43 biennium allocated for State highways in the City of Modesto; and

WHEREAS, the City Council has heard read said agreement in full and is familiar with the contents thereof;

THEREFORE, be it resolved by the city council of the City of Modesto that said agreement for expenditure of the 1/4 cent gas tax allocated for State highways be and the same is hereby approved and the Mayor and the City Clerk are directed to sign the same on behalf of said City.

ADOPTED this 5th day of November, 1941.

CARL W. SHANNON, MAYOR OF THE CITY OF MODESTO

ATTEST: ELMER J. BLUM, CITY CLERK OF THE CITY OF MODESTO

I hereby certify that the foregoing resolution was duly and regularly passed by the city council of the City of Modesto at a special meeting thereof held November 5th, 1941

ELMER J. BLUM, CLERK OF THE CITY OF MODESTO

RESOLUTION NO. 5451-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 5th day of November, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5452-N.S.

A RESOLUTION ALLOWING CLAIMS FOR MONTH OF OCTOBER, 1941

---oOo---

WHEREAS, the claims against the City of Modesto for the month of October, 1941, for the various sums in the aggregate hereinafter stated having been audited by the Council and found to be correct;

NOW, THEREFORE, BE IT RESOLVED that all of said claims so audited and approved be and they are hereby ordered allowed, with reference being made to the Auditor's Cash Records for further details relative to amounts of withdrawals from the various funds as follows:

GENERAL FUND-----\$39,925.30

WATER FUND-----	\$5,252.37
LIBRARY FUND-----	1,856.29
BOND RED. INT. FUND-----	1.08
ST. BOND RED. INT. FUND-----	17.72
SPECIAL GAS TAX-----	4,768.19
TOTAL-----	\$51,820.95

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1941, by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5453-N.S.

A RESOLUTION AUTHORIZING FINAL PAYMENT OF \$1525.62 TO S. M. McGAW ON PAVING OF COLLEGE AVENUE FROM STODDARD AVENUE TO NEEDHAM AVENUE

---oOo---

WHEREAS, pursuant to recording of Notice of Completion on the paving of College Avenue from Stoddard Avenue to Needham Avenue, and

WHEREAS the necessary period of time has elapsed for final payment to contractor, S. M. McGaw

BE IT HEREBY RESOLVED that the City Clerk and Auditor be authorized to draw warrant in amount \$1525.62 as final payment on the paving of College Avenue to said S.M McGaw.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5454-N.S.

A RESOLUTION ACCEPTING PAVING OF NINETEENTH AND LALOMA STREETS FROM CONTRACTOR S. M. McGAW AND AUTHORIZING PAYMENT OF \$3131 89

---oOo---

BE IT HEREBY RESOLVED that work of paving Nineteenth and La Loma Streets from James to Downey Streets be and it is hereby accepted from contractor S. M. McGaw and that the City Clerk and Auditor be authorized to record Notice of Completion with the County Recorder, and

BE IT FURTHER RESOLVED that the City Clerk and Auditor be authorized to draw warrant in amount \$3131.89 payable to S. M. McGaw.

The foregoing resolution was introduced at a regular meeting

of the Council of the City of Modesto held on the 12th day of November, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5455-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5456-N.S.

A RESOLUTION AUTHORIZING THE RENEWAL OF LEASE TO F. W. PARKER FOR PORTION OF SECOND STORY OF CITY OWNED BUILDING AT 715 1/2 10TH STREET

---oOo---

BE IT HEREBY RESOLVED that renewal of lease with F. W. Parker for a period of one year from November 18, 1941 on portion of second story of city owned building at 715 1/2 10th Street be and it is hereby approved.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 19th day of November, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5457-N.S.

A RESOLUTION APPROVING PROPOSED AMENDMENT TO CIVIL SERVICE CLASSIFICATION PLAN

---oOo---

WHEREAS, pursuant to Section 2, Rule 4 of the Civil Service Rules and Regulations of the City of Modesto, the Personnel Board has filed a resolution with the Council recommending that the maximum age in the classification of patrolman and driver of the Fire Department be changed in the Classification Plan to 35 years during the present emergency

BE IT HEREBY RESOLVED that recommended change in the Classification Plan be approved as requested during the present world emergency.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 19th day of November, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5458-N.S.

A RESOLUTION ALLOWING CLAIM OF \$9.50 FOR EXPENSES INCURRED BY ATTORNEY ROBERT B. FOWLER ON TRIP TO SAN FRANCISCO NOVEMBER 18th

---oOo---

BE IT HEREBY RESOLVED that claim of \$9.50 for expenses incurred by Attorney Robert B. Fowler on trip to San Francisco on November 18th be and they are hereby allowed and the City Auditor and City Clerk are hereby authorized to draw warrant in payment.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 19th day of November, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

AYes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5459-N.S.

A RESOLUTION APPROVING RENTAL OF CITY OWNED EQUIPMENT TO THE STANDARD MATERIALS COMPANY

---oOo---

BE IT HEREBY RESOLVED that city owned equipment (Grader and Roller) be rented to the Standard Materials Company for the construction of a runway at the Municipal Airport.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 19th day of November, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5460-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 19th day of November, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5461-N.S. (Not Used)

RESOLUTION NO. 5462-N.S.

A RESOLUTION AWARDDING BID ON IMPROVING D STREET TO S.M. McGAW

---oOo---

WHEREAS, pursuant to referring of bid of S.M. McGaw for the improving of D Street from 9th Street to 14th Street to the City Engineer and Commissioner of Public Supplies for investigation.

BE IT HEREBY RESOLVED that bid be awarded to S. M. McGaw as per bid set forth in Bid File and the Mayor and City Auditor be appointed signatory officials of contract.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of November, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5463-N.S.

A RESOLUTION REQUESTING CIVIL AERONAUTICS ADMINISTRATION TO IMPROVE THE MUNICIPAL AIRPORT: AGREEING TO BUY ADDITIONAL LAND UNDER CERTAIN CONDITIONS AND AUTHORIZING EXECUTION OF CIVIL AERONAUTICS FORM AP 4

---oOo---

WHEREAS, the Administrator of Civil Aeronautics of the United States Department of Commerce has designated as necessary for national defense a project for the development of the Modesto Municipal Airport, which project is identified as F 904-4-18; and,

WHEREAS, as a condition precedent to release and operation of the project the Administrator aforesaid requires that the City of Modesto have title in fee simple to the landing area of the airport wherein and whereupon said project is to be developed; and,

WHEREAS, the Council of the City of Modesto has negotiated with said Civil Aeronautics Administration as represented by the Administrator thereof to proceed with the completion and improvement of the Modesto Municipal Airport field; and,

WHEREAS, the Council of the City of Modesto has attempted to buy and procure additional land to be added to said airport through and with the assistance and co-operation of the Board of Supervisors of Stanislaus County, California; and,

WHEREAS, it has been found for the present at least to be impossible to acquire said land to be added to said airport; and,

WHEREAS, it is the intent and purpose of the Council of the City of Modesto to acquire additional land for the expansion of said airport on the north side thereof:

NOW, THEREFORE, THE COUNCIL OF THE CITY OF MODESTO does by this resolution request the Civil Aeronautics Administration of the United States Department of Commerce to take the necessary steps to develop said Municipal Airport within its present boundaries, and said Council does further state by this resolution that it is its intention and it promises to procure additional land to be added to said Modesto Municipal Airport when and if said City Council has available funds for the procurement of said additional land or is enabled by condemnation proceedings to procure said additional land at a reasonable price.

BE IT FURTHER RESOLVED that the City Council of the City of Modesto will approve Form AP 4 of the Civil Aeronautics Administration if and when said Administration approves this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of November, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5464-N.S.

A RESOLUTION ACCEPTING THE RESIGNATION OF J. H. ARMSTRONG FROM THE POLICE DEPARTMENT

---oOo---

BE IT HEREBY RESOLVED that the resignation of J. H. Armstrong from the Police Department of the City of Modesto be and it is hereby accepted to be effective as of November 20, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of November, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5465-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting

of the Council of the City of Modesto held on the 26th day of November, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5466-N.S.

A RESOLUTION ACCEPTING ANNUAL REPORTS ON IN LIEU AND LIQUOR LICENSE FUNDS FROM THE POLICE AND PUBLIC WORKS DEPARTMENT

---oOo---

BE IT HEREBY RESOLVED that reports filed by the Police and Public Works Departments for expenditure of the In Lieu and Alcoholic Beverage Funds received from the state for Traffic and Liquor control for the year 1941-42 be and they are hereby accepted.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on December 3, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5467-N.S.

A RESOLUTION GRANTING PERMISSION TO MABLE McCART TO OPERATE DRAMA STUDIO AT 202 AUBURN STREET IN THE CITY OF MODESTO AND ACCEPTING REPORT OF PLANNING COMMISSION

---oOo---

WHEREAS, pursuant to request of Mable McCart to operate a drama studio at 202 Auburn Street and same having been referred to the Planning Commission as provided by Ordinance No. 655-N.S.

BE IT HEREBY RESOLVED that report of the Planning Commission be accepted and that Mable McCart be permitted to operate a drama studio at 202 Auburn Street.

The foregoing resolution was introduced at a special Council meeting of the City of Modesto held on the 3rd day of December, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

~~RESOLUTION NO. 5468-N.S.~~

~~A RESOLUTION GRANTING LEAVE OF ABSENCE TO ATTORNEY ROBERT B. FOWLER~~

RESOLUTION NO. 5468-N.S.

A RESOLUTION GRANTING LEAVE OF ABSENCE TO ATTORNEY ROBERT B. FOWLER

---oOo---

BE IT HEREBY RESOLVED that Robert B. Fowler, Attorney of the City of Modesto be granted leave of absence from the State and Nation for the period December 15, 1941 to January 2, 1942.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd day of December, 1941 by Commissioner Stanley who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5469-N.S.

A RESOLUTION ALLOWING FUNDS TO THE CITY ENGINEER TO DECORATE THE CHRISTMAS TREE AT TENTH AND EYE STREETS

---oOo---

BE IT HEREBY RESOLVED that the City Engineer be allowed funds to decorate the Christmas tree at 10th & Eye Streets.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd day of December, 1941 by Commissioner Bates, who moved its adoption, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5470-N.S.

A RESOLUTION AUTHORIZING PAYMENT OF SALARIES TO CIVIL SERVICE APPOINTEES

---oOo---

BE IT HEREBY RESOLVED that payment of salaries by the City Auditor be authorized to the following civil service appointees of the City of Modesto:

L. A. McFARLAND	\$115.00	December 1, 1941
A. C. MONK	115.00	December 1, 1941
G. D. ZMUTT	115.00	December 1, 1941
A. J. SCOTT	120.00	December 1, 1941
R. L. CLOWARD	120.00	December 1, 1941

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd day of December, 1941 by Commissioner Bates who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY

RESOLUTION NO. 5471-N.S.

A RESOLUTION AUTHORIZING A. O. CARLEY OF THE PUBLIC WORKS DEPARTMENT TO SIGN PURCHASE ORDERS DURING THE ABSENCE OF AN ASSISTANT CITY ENGINEER

---oOo---

BE IT HEREBY RESOLVED that A. O. Carley, Draftsman of the City of Modesto be and he is hereby authorized to sign purchase orders during the absence of an Assistant City Engineer.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd day of December, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5472-N.S.

A RESOLUTION ALLOWING CLAIM OF MODESTO RECREATION COMMISSION FOR \$31.62 FOR HALLOWEEN AND CHRISTMAS PROGRAM

---oOo---

BE IT HEREBY RESOLVED that claim of \$31.62 of the Modesto Recreation Commission for their Christmas Program and expenses incurred at the Halloween be allowed and the City Auditor be authorized to draw warrant in this amount to Elizabeth Benkendorf, Chairman of the Commission.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd day of December, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5473-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 3rd day of December, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5474-N.S.

A RESOLUTION DECLARING A GENERAL EMERGENCY IN THE CITY OF MODESTO AND RECOMMENDING THAT THE MAYOR ISSUE A PROCLAMATION AND HAVE SAME PUBLISHED IN THE MODESTO BEE

---oOo---

BE IT HEREBY RESOLVED that the Mayor issue a proclamation declaring a general emergency in the City of Modesto and providing for the publication in the Modesto Bee, the official newspaper of the City of Modesto.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 8th day of December, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5475-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 8th day of December, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5476-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that the Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 10th day of December, 1941 by Commissioner Burge, who moved its adoption which motion being duly seconded, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5477-N.S.

RESOLUTION OF INTENTION TO CLOSE A CERTAIN ALLEY, TO-WIT, THE ALLEY IN BLOCK FIFTY-TWO, BETWEEN NINTH AND TENTH AND E AND F STREETS IN THE CITY OF MODESTO, AND SETTING A TIME FOR HEARING PROTESTS

---oOo---

WHEREAS, at the meeting of the City Council of the City of Modesto, held on the 10th day of December, 1941, the Milk Producer's Association of Central California, a corporation, petitioned said Council to close a certain alley, to-wit, that alley situate in Block 52, between Ninth and Tenth and E and F Streets in the City of Modesto, County

of Stanislaus, State of California; and,

WHEREAS, the Council finds that the Milk Producer's Association of Central California, a corporation, is now engaged in the preparation and/or manufacture of products for use and consumption by the armies of the United States, which products consist of canned and condensed milk and other materials; and

WHEREAS, said City Council finds that the closing of said alley will minimize the possibility of the commission of acts of sabotage in and about the plant owned and operated by said Milk Producer's Association of Central California, a corporation; and,

WHEREAS, under and by virtue of a law passed by the Legislature of the State of California, entitled: "AN ACT TO PROTECT PROPERTY BY MAKING CRIMINAL CERTAIN UNLAWFUL ENTRIES ON, INJURIES TO AND INTERFERENCES WITH PROPERTY, AUTHORIZING THE CLOSING OF STREETS, AND TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF, TO TAKE EFFECT IMMEDIATELY," the City Council of the City of Modesto has the right and power in its discretion to close a portion of streets or alleys leading to plants, factories or places of business engaged in the preparation and manufacture of materials for the armies of the United States for such periods of time that said Council deems fit:

NOW, THEREFORE, BE IT RESOLVED, that said alley as described aforesaid shall be closed to all vehicular traffic or other traffic from the hours of 12 o'clock midnight until 7 o'clock A.M. of the following morning until such time as said City Council deems it proper to rescind this resolution.

BE IT FURTHER PROVIDED that said Milk Producer's Association of Central California, a corporation, shall provide means at all times whereby any gates or obstructions placed across said alley during said closing hours may be immediately removed or opened to admit members of the Police Department of the City of Modesto or Fire Department equipment.

BE IT FURTHER PROVIDED that this order of closing shall not in any way interfere with any rights that the City of Modesto has to lay sewer pipes, water pipes or other conduits in and through said alley or to maintain the same, nor shall the Milk Producer's Association of Central California, a corporation, build any obstruction over or upon said alley, save and except adequate gates which shall be built and erected under the supervision of the Police Department of the City of Modesto.

BE IT STILL FURTHER PROVIDED that notice of the Council's intention to close said alley as aforesaid shall be printed in the The Modesto Bee, a newspaper of general circulation in the City of Modesto, County of Stanislaus, State of California, at least once at least seven days prior to the date set for hearing protests on the request of the said Milk Producer's Association of central California, a corporation, to close said alley as aforesaid.

WEDNESDAY, the 24th day of December, 1941, at the hour of 7:30 o'clock P.M. is hereby set as the time for persons to appear before the City Council of the City of Modesto at the chambers of said City Council at 717 Tenth Street in the City of Modesto, County of Stanislaus, State of California, to protest the said Council's intention to close said alley as aforesaid in the manner hereinabove set forth.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of December, 1941, by Councilman Bates, who moved its adoption, which motion being duly seconded was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5478-N.S.

A RESOLUTION GRANTING THE MODESTO RECREATION COMMISSION THE USE OF TWO ROOMS IN THE BUILDING LOCATED IN THE WEST SIDE PARK

---oOo---

WHEREAS, pursuant to request of the Modesto Recreation Commission for permit to use the back of the old fire house for projects being conducted by the Works Projects Administration, and

WHEREAS, due to the nature of the work to be done disturbing the other tenants of the building,

BE IT HEREBY RESOLVED that the said Modesto Recreation Commission be and they are hereby permitted to use two rooms in the building owned by the City located in the West Side Park, and

BE IT FURTHER RESOLVED that use of this building by the said Modesto Recreation Commission be terminated at the option of the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of December, 1941 by Commissioner-Burge, who moved its adoption which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley,

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5479-N.S.

A RESOLUTION ALLOWING CLAIMS FOR THE MONTH OF NOVEMBER

---oOo---

WHEREAS, the claims against the City of Modesto for the month of November, 1941 for the various sums in the aggregate hereinafter stated having been audited by the Council and found to be correct:

NOW THEREFORE, BE IT RESOLVED that all of said claims so audited and approved be and they are hereby ordered allowed, with reference being made to the Auditor's Cash Records for further details relative to amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$28,441.07
WATER FUND-----	13,740.55
LIBRARY FUND-----	1,841.29
SPECIAL GASOLINE TAX FUND-----	4,920.76
TOTAL-----	\$48,943.67

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of December, 1941 by Commissioner Burge, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5480-N.S.

A RESOLUTION DISCLAIMING INTEREST IN BLOCK 435 OF THE CITY OF MODESTO, AND AUTHORIZING CITY ATTORNEY TO QUITCLAIM CITY'S INTEREST TO MODESTO HIGH SCHOOL DISTRICT OF STANISLAUS COUNTY

---oOo---

WHEREAS, the Modesto High School District of Stanislaus County, is the owner of Block 435 in the City of Modesto, Stanislaus County, California; and,

WHEREAS, heretofore and at the present time the City of Modesto is the owner of certain easements in, over and upon said property; and,

WHEREAS, said City no longer needs said easements and is willing to meet the request of said Modesto High School District of Stanislaus County heretofore made that the City give up said easements:

NOW, THEREFORE, BE IT HEREBY RESOLVED that the said City of Modesto by and through its City Council does by this resolution relinquish any and all right and title in and to said Block 435 and each and every part thereof. The City Attorney of said City is hereby ordered to prepare a quitclaim deed conveying to said Modesto High School District of Stanislaus County, California all of the right, title and interest of said City in and to said Block 435 in the City of Modesto, County of Stanislaus, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of December, 1941 by Councilman Bates, who moved its adoption, which motion was duly seconded, upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5481-N.S.

A RESOLUTION INCREASING THE SALARIES OF CERTAIN PERSONS WHILE CARRYING ON CERTAIN ADDED DUTIES

---oOo---

WHEREAS, the Assistant City Engineer, John L. Mason has been granted a leave of absence to join the Naval forces of the United States, and

WHEREAS, said leave is indefinite concerning the time he will be on leave, and

WHEREAS there are no persons on the Civil Service eligible list to fill the vacancy of said position, and

WHEREAS, it will take approximately ninety (90) days to have said examination to provide an eligible list, and

WHEREAS, the City Engineer is in need of assistance pending the return of said Assistant City Engineer and/or the employing of a temporary assistant from the Civil service eligible list when available.

WHEREFORE BE IT RESOLVED that the City Engineer be authorized to temporarily increase the salary of

A. O. CARLEY	\$15.00 per month
F. L. OLCOTT	10.00 per month
MARION ZUMWALT	10.00 per month
THELMA ERICKSON	10.00 per month

said increase in salary to be effective as of December 1, 1941. Said increase of salary shall be for the period pending the return of Mr. Mason, Assistant City Engineer or the employment of a temporary assistant from the eligible list of the Civil Service Personnel Board.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of December, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5482-N.S.

A RESOLUTION RECOMMENDING THAT THE CITY OF MODESTO ENTER INTO A CONTRACT WITH THE McHENRY DRY CREEK FIRE PROTECTION DISTRICT

---oOo---

BE IT HEREBY RESOLVED that the City enter into a contract with the McHenry Dry Creek Fire Protection District permitting them to use city water to fill their fire truck tank and to use the city hydrants when the fire is close to the city limits.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of December, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5483-N.S.

A RESOLUTION AUTHORIZING PAYMENT OF OVERTIME WAGES TO CITY EMPLOYEES IN THE PUBLIC WORKS DEPARTMENT

---oOo---

BE IT HEREBY RESOLVED that all personnel of the Public Works Department who are compelled to work overtime or seven days a week should be paid for extra work at the rate of their regular wages, during the present war emergency

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of December, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5484-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn until 4:00 P.M. Wednesday, December 17, 1941.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of December, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5485-N.S.

A RESOLUTION AUTHORIZING FINAL PAYMENT TO S. M. MCGAW OF \$1043.96 ON IMPROVING NINE-TEENTH AND LALOMA STREETS

---oOo---

BE IT HEREBY RESOLVED, that final payment on improving 19th and LALOMA Streets to contractor S. M. McGaw in amount \$1043.96 be authorized and the City Clerk and Auditor be directed to draw warrant in payment to said S. M. McGaw.

The foregoing resolution was introduced at an adjourned meeting of the Council of the City of Modesto held on the 17th day of December, 1941 by Commissioner Bates, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5486-N.S.

A RESOLUTION ESTABLISHING TWO HOUR PARKING ON WESTERLY SIDE OF MADONIA AVENUE IN THE CITY OF MODESTO

---oOo---

WHEREAS, the City Council of the City of Modesto by ordinances heretofore passed is empowered by resolution to increase and/or diminish parking time limits for vehicles on the streets of said City; and,

WHEREAS, by ordinance heretofore passed, said City Council by the erection of proper signs in the business district of said City and by resolution may enforce the provisions of all ordinances relating to the parking of vehicles in said City; and

WHEREAS, the best interests of the citizens of said City require that the length of time for which a vehicle may be parked in the following described areas shall be for the period of two (2) hours between the hours of nine o'clock A.M. and six o'clock P.M.:

NOW, THEREFORE, said City Council by this resolution does hereby decree that vehicles shall not be parked between the hours of nine o'clock A.M. and six o'clock P.M. for a period longer than one hundred twenty (120) consecutive minutes in the following described areas:

1-Upon the west side of Madonia Avenue, 529.49 feet, southerly from the southerly property line of Stoddard Avenue

BE IT FURTHER RESOLVED that said parking restrictions shall not be applicable on Sundays.

The foregoing resolution was introduced at an adjourned meeting of the Council of the City of Modesto held on the 17th day of December, 1941 by Councilman Stanley, who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

RESOLUTION NO. 5487-N.S.

A RESOLUTION ESTABLISHING STOP SIGNS ON TENTH STREET AT D STREETS AND REMOVING STOP SIGN ON D STREET

---oOo---

WHEREAS, under and by virtue of provisions of Ordinance No. 558-N.S. of the City of Modesto, the City Council of said City has the power when and if the general welfare and safety of the citizens of the City of Modesto so require it, to erect boulevard stop signs at or adjacent to any intersection within the City of Modesto, and

WHEREAS, it appears to said City Council that the general welfare of the citizens of Modesto require that boulevard stop signs be erected and maintained at intersections herein designated and that at said intersections all of the provisions of Ordinance No. 558-N.S. of the City of Modesto entitled: "AN ORDINANCE AMENDING SECTION 23 OF ORDINANCE NO. 345-N.S. OF THE CITY OF MODESTO AS THEREAFTER AMENDED" shall be enforced and said stop signs shall be erected prohibiting drivers of vehicles from passing said Boulevard stop signs without first stopping vehicles so operated by said operator.

NOW, THEREFORE BE IT RESOLVED AND ORDERED BY said City Council that at the places hereinafter designated, the City Engineer shall erect or cause to be erected and maintained, Boulevard stop signs and that said Ordinance No. 558-N.S. heretofore referred to shall be enforced at said intersections.

Said Boulevard Stop signs shall be installed at the following places designated:

1-West corner of Tenth Street at D Street, stopping traffic entering D Street

2-East corner of Tenth Street at D Street, stopping traffic entering D Street

BE IT FURTHER RESOLVED that the City Engineer be empowered to remove

the present stop sign on the north corner of D Street at 10th Street, ~~stopping~~
~~D Street at 10th Street~~, stopping traffic entering Tenth Street.

The foregoing resolution was introduced at an adjourned meeting of the Council of the City of Modesto held on the 17th day of December, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5488-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at an adjourned meeting of the Council of the City of Modesto held on the 17th day of December, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5489-N.S.

A RESOLUTION GRANTING FREE WATER SERVICE TO BUILDING AT 127½ JEFFERSON STREET DURING THE TIME IT IS USED FOR THE ASSOCIATED PRE-SCHOOL PLAY CENTER

---oOo---

WHEREAS, pursuant to request from the Modesto Recreation Commission for free water service for the Associated Pre-School play center located at 127½ Jefferson Street

BE IT HEREBY RESOLVED that request be granted and they be allowed free water service at the dwelling located at 127½ Jefferson Street during the time it is used for the Associated Pre-School Play Center.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of December, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5490-N.S.

A RESOLUTION AUTHORIZING THE FIRE DEPARTMENT TO ANSWER EMERGENCY CALLS OUTSIDE OF THE CITY OF MODESTO

WHEREAS, pursuant to receipt of communications from the Standard Accident Insurance Company, insurance carrier on the city owned fleet of automobiles and from the State Compensation Insurance Company that the City of Modesto would be covered by insurance if the city owned equipment and personnel answered emergency calls outside of the City of Modesto,

BE IT HEREBY RESOLVED that the Chief of the Fire Department be authorized to answer emergency calls outside the City of Modesto when in his opinion, or in his absence the opinion of the Assistant Fire Chief or someone else authorized to do so, an emergency exists.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of December, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes; Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5491-N.S.

A RESOLUTION CLOSING THE ALLEY IN BLOCK FIFTY-TWO, BETWEEN NINTH AND TENTH AND E AND F STREETS IN THE CITY OF MODESTO BETWEEN THE HOURS OF 12 O'CLOCK MIDNIGHT AND 7 O'CLOCK A. M. OF THE FOLLOWING DAY

---oOo---

WHEREAS, the City Council of the City of Modesto has heretofore passed and adopted a resolution declaring that it is the intention of said City Council to close that certain alley situate in Block 52, between Ninth and Tenth and E and F Streets in the city of Modesto, County of Stanislaus, State of California, from the hours of 12 o'clock midnight to 7 o'clock A.M. of the following day on each day of the week; and,

WHEREAS, said alley is ordered closed by reason of the fact that the Milk Producer's Association of Central California, a corporation, maintains a plant or manufacturing and processing factory on said Block 52 in said City; and,

WHEREAS, said Milk Producer's Association of Central California, a corporation is engaged in the manufacture of food supplies for the armies of the United States; and,

WHEREAS, by reason of an act of the State Legislature as set forth in the Resolution of Intention heretofore adopted by said City Council providing that said City Council may in its discretion close alleys or portions of alleys and streets either completely or for a period of time where said alleys or streets are adjacent to or lying in the immediate vicinity of manufacturing plants engaged in processing and manufacturing food for use by the United States Armies; and,

WHEREAS, it appears to said Council that following the adoption of the resolution in which was set forth the intention of said Council to close said alley for a portion of each day proper notice was given in the "The Modesto Bee," a newspaper of general circulation printed in the City of Modesto, which notice set Wednesday, the 24th day of December, 1941, at the hour of 7:30 o'clock P.M., at the Council Chambers of the City Council, 717 Tenth Street in the City of Modesto, as the time for hearing protests on the closing of said alley; and,

WHEREAS, the time for hearing said protests has passed:

NOW, THEREFORE, BE IT HEREBY RESOLVED by said City Council that said alley in Block 52, between Ninth and Tenth and E and F Streets in the City of Modesto is hereby

ordered closed between the hours of 12 o'clock midnight and 7 o'clock A. M. of the following day, of each day of the week.

BE ^{it} FURTHER RESOLVED that gates may be built at the end of said alley by said Milk Producer's Association of Central California, a corporation, at the latter's expense under the supervision of the Police Department of the City of Modesto.

BE IT FURTHER RESOLVED that any easements that the City of Modesto now possesses in said alley shall not be abrogated by this resolution and said City reserves the right to enter upon said alley for the purpose of exercising said easements and the rights granted to said City therein.

BE IT FURTHER RESOLVED that any obstructions placed by said Milk Producer's Association of Central California, a corporation, over and upon said alley must be such that the same are removable and must be removed at any time when ordered to do so by the Police Department or Fire Department of the City of Modesto.

BE IT FURTHER RESOLVED that said Milk Producer's Association of Central California, a corporation, shall place no other obstructions over or upon said alley except said gates and said Milk Producer's Association of Central California, a corporation, must at all times keep some responsible person in attendance to open said gates in the event of an emergency.

Said Council finds that the notice aforesaid as printed in said "The Modesto Bee" appeared in said newspaper on the 15th day of December, 1941.

BE IT FURTHER PROVIDED that the said alley shall not be used for vehicular or other traffic between said hours of 12 o'clock midnight and 7 o'clock A.M. of the following day.

The Engineer of the City of Modesto is hereby ordered to place appropriate signs at the premises herein closed calling to the attention of the public that said alley is closed between the hours of 12 o'clock midnight and 7 o'clock A.M. of the following day.

IT IS FURTHER RESOLVED that the resolution closing said alley for the time prescribed may be rescinded by action of the City Council at any time when in the discretion of said Council said resolution should be rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of December, 1941 by Councilman Bates, who moved its adoption, which motion being duly seconded was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5492-N.S.

A RESOLUTION AUTHORIZING PAYMENT FOR OVERTIME WORK TO MEMBERS OF THE POLICE DEPARTMENT FOR PERIOD DECEMBER 7, 1941 TO JANUARY 7, 1942

---oOo---

WHEREAS there has been a state of emergency in the city of Modesto since December 7, 1941 when the United States was attacked by enemy forces, and

WHEREAS it has been necessary for the members of the Police Department of said City to be on duty for a twelve hour period instead of their usual 8 hour period since this state of emergency has existed.

BE IT HEREBY RESOLVED that the members of the Police Department who have been compelled to be on duty for a period of twelve hours be reimbursed for the time worked in excess of their regular hours at the rate of wages they are now receiving for a period of one month, beginning December 7, 1941 and ending January 7, 1942.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of December, 1941 by Commissioner Stanley, who moved its adoption which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5493-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of December, 1941 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5494-N.S.

A RESOLUTION AUTHORIZING COMMISSIONERS STANLEY AND BURGE TO MEET WITH COMMITTEES ON THE ESTABLISHMENT OF A UNITED STATES GOVERNMENT BASE HOSPITAL NEAR MODESTO AND EMPOWERING THEM TO PLEDGE THE CITY OF MODESTO FOR EXPENDITURE OF MONEY FOR THE PURCHASE OF A SITE

---oOo---

BE IT HEREBY RESOLVED that Commissioners Stanley and Burge be authorized to meet at Bomberger Brothers office at 942 11th Street, December 27th, at 9:00 A.M. with the committee from the Chamber of Commerce, Col. H. B. Nurse of the Quartermaster's Corp of the United States Army and the Committee from the Board of Supervisors of Stanislaus County to discuss the proposition of the establishment of a United States Government Base Hospital near Modesto, and

BE IT FURTHER RESOLVED that Commissioners Stanley and Burge be empowered to pledge the City of Modesto for the expenditure of an amount equal to the amount pledged by the County of Stanislaus but not to exceed \$15,000 to be used for the purchase of a site for the said hospital.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 26th day of December, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

RESOLUTION NO. 5495-N.S.

ADJOURNMENT

BE IT HEREBY RESOLVED that this Council meeting now in session adjourn.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 26th day of December, 1941 by Commissioner Stanley, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK