

Special Council Meeting

January 4, 1950

The Council of the City of Modesto met in special session this date as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
SPECIAL ELECTION

Commissioner Stanley introduced

RESOLUTION NO. 8728-N.S.

which was seconded by Commissioner Frad calling a special election to be held on Tuesday, March 7, 1950 for the purpose of electing two Councilmen. Of the two Councilmen elected the one receiving the greatest number of votes shall hold office until May 1, 1953 and the one receiving the next largest number of votes shall hold office until May 1, 1951, 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 and in conformity with the Charter of the City of Modesto, and the polls shall be open from 7:00 A.M. until 7:P.M. and the City Clerk is directed to publish a Notice of Election and such other notices in the form and manner required by law, which resolution was adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
ACCEPT DEED ON
BLAIR AVENUE

Commissioner Burkner introduced

RESOLUTION NO. 8729-N.S.

which was seconded by Commissioner Stanley accepting deed from John E. and Beverly Laureen Brooks, Robert S and Betty E. Rubert, Wallace and Joan Cox, Wallace and

Helen L. DeVe, Richard W and Maxine Kealm, Milton L and Betty June Hibdon, George E and Lawrence Glenn Davis, Department of Veterans Affairs of the State of California, Wayne and Ellen Greenlee, Walter R and Evelyn M. Anderson and John D. Messino, on land to be used for street purposes known as Blair Avenue and directing the City Clerk to record said deed with the Recorder of Stanislaus County, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF AWARD BID ON PIPE FITTINGS AND VALVES Whereas pursuant to referring thirteen bids received for the purchase of pipe, fittings and valves to the City Engineer for tabulation and recommendation, he filed a report at this time making the following recommendations of award, whereupon Commissioner Frad introduced

RESOLUTION NO. 8730-N.S.

which was seconded by Commissioner Stanley awarding bid on items one through three for 4", 6" and 8" cast iron pipe to the Pacific States Cast Iron Pipe Company for \$13,239 88 as their bid was the lowest and best bid and directing the City Clerk to return bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced

RESOLUTION NO. 8731-N.S.

4
which was seconded by Commissioner Burkner, awarding bid on items four through eleven of Notice to bidders on fittings to the Pacific States Cast Iron Pipe Company for \$404 94, as their bid was the lowest and best bid and directing the City Clerk to return bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced

RESOLUTION NO. 8732-N.S.

5
which was seconded by Commissioner Stanley awarding bid on items 12 through 14 on gate valves to the Grinnell Company of the Pacific for \$1207 50, as their bid was the lowest and best bid and directing the City Clerk to return bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF PROGRESSIVE PAYMENT ON INSTALLATION OF WATER MAINS Whereas the City Engineer has filed a progressive report on the installation of water mains on 12th Street and Virginia Avenue by E. T. Haas Company and payment of \$8509 76 is now due and payable Commissioner Burkner introduced

RESOLUTION NO. 8733-N.S.

which was seconded by Commissioner Wilson authorizing payment of \$8509 76 to the said E. T. Haas Company as progressive payment on the installation of water mains as stated above, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

1
IN THE MATTER OF
PETITION ANNEXATION POR.
M & G OLIVEWOOD
TRACT

Whereas a petition was filed with the Council for
annexation of a portion of the M & G Olivewood tract
by R. H. and Faith Dynan, Bernard and Agnes Anker,
Joseph L and Helen Finley Azevedo Jr. and whereas the property is contiguous to the
City of Modesto and less than 12 qualified electors reside therein, Commissioner
Frad introduced

RESOLUTION NO. 8734-N.S.

which was seconded by Commissioner Burkner, accepting the petition as presented,
which resolution was adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
SET TIME PLACE FOR
HEARING ON ANNEXATION
PORTION M & G OLIVEWOOD
TRACT

Commissioner Frad introduced

RESOLUTION NO. 8735-N.S.

which was seconded by Commissioner Burkner setting the
date of February 1, 1950 at 4:00 P.M. in the Council Chambers as the time and place
for the hearing of protests to the annexation of a portion of the M & G Olivewood
Tract to the City of Modesto, which resolution was regularly adopted by the follow-
ing vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
REAPPOINTMENT E. J.
BOUNDEY & RICHARD
VANDER WALL ON PLAN-
NING COMMISSION

Commissioner Wilson introduced

RESOLUTION NO. 8736-N.S.

which was seconded by Commissioner Stanley reappointing
E. J. Boundey and Richard Vander Wall on the Planning Commission of the City of
Modesto for a term of four years from January 10, 1950, which resolution was regular-
ly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
LETTER PLANNING COMMISSION
ZONING PORTION THOUSAND OAKS
r-1 SINGLE FAMILY

A communication from the Modesto City Planning
Commission recommending that the portion of Thousand
Oaks Tract recently annexed to the City of Modesto be
zoned as R-1 Single Family Residential District was referred to the City Attorney
for the necessary legal action by the Council.

11
IN THE MATTER OF
PETITION PLACE SIGN
ON SIDEWALK U. S.
ARMY

Sergeant Burke E. Richards, army and Air Force
Recruiting officer for Stanislaus County, appeared be-
fore the Council and requested permission by the Council
for the placing of signs on the sidewalk in front of their recruiting office in the
Post Office Building. This request was referred to the City Attorney and City Clerk
to investigate and determine if this permit could be granted.

12
IN THE MATTER OF
REQUEST FOR PERMIT
ERECT SERVICE STATION
BARBOUR, HALL & BROWN

An application was filed by Walter E. Barbour, Jess A.
Hall and Raymond C. Brown for permission to erect and
operate a service station in Block 61, lots 17 to 21 inc.
at the corner of Ninth and N Streets and presented plans for approval by the Council,

whereupon Commissioner Wilson introduced

RESOLUTION NO. 8737-N.S.

which resolution was seconded by Commissioner Burkner granting permit to erect and operate a service station at said location and for curb cuts as set forth in the plans presented to the Council, under the supervision of the City Engineer, which resolution was adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
ORD. REGULATE SELF
SERVICE STATIONS

City Attorney Halley was requested to prepare an ordinance for consideration by the Council regulating the erection and operation of self-service stations in the City of Modesto.

14
IN THE MATTER OF
AUTOMATIC STREET
SIGNALS

A representative of the Peters Metal Products Company auxiliary appeared before the Council and demonstrated a portable automatic traffic signal, whereupon Commissioner Stanley introduced

RESOLUTION NO. 8738-N.S.

which was seconded by Commissioner Frad recommending that the City of Modesto purchase one Auxiliary AUTOMATIC Traffic Signal at a cost price of \$285 00 from the Peters Metal Products Company, 230 Acacia Avenue, Hawthorne, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

15
IN THE MATTER OF
ADJOURNMENT

Commissioner Stanley introduced

RESOLUTION NO. 8739-N.S.

which was seconded by Commissioner Frad, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None


ATTEST: REX E. GAILFUS, CITY CLERK

Special Council Meeting

January 18, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
STREET PROCEEDINGS

Commissioner Stanley introduced

RESOLUTION NO. 815-S.P.

RESOLUTION OF INTENTION NO. 237

which was seconded by Commissioner Burkner, closing and abandoning a portion of the alley in Block 822, a portion of Wellesley Avenue in Block 823 and a portion of the alley in Block 823, all in the City of Modesto and recommending that the costs of closing and vacating be paid by the City of Modesto and the Superintendent of Streets was directed to post notices as required by the State Streets and Highways Code and the City Clerk was directed to publish notice of closing and abandoning for a

*See Page
452 Post
Jan 11-1950 - minutes*

period of ten days in the Modesto Bee, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, ^{Wilson} Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2 IN THE MATTER OF
DESIGNATE TUOLUMNE
BLVD. MAJOR CITY
STREET

Commissioner Burkner introduced
RESOLUTION NO. 8750-N.S.

which was seconded by Commissioner Wilson designating Tuolumne Boulevard from Seventh Street to Paradise Avenue as major city street and adding this street to the existing system of Major City Streets in the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

3 IN THE MATTER OF
AWARD BID ON SEWER
PIPE

Pursuant to referring bid on sewer pipe to the City Engineer for investigation and recommendation, he filed a report at this time ~~recommendation, he filed a report at this time~~ recommending that the bid of the United Concrete Pipe Corporation be accepted on items 1, 2 and 3 and bids on item 4 be rejected and bid of Gladding, McBean & Company on items 5 and 6 be accepted, whereupon Commissioner Frad introduced

RESOLUTION NO. 8751-N.S.

which was seconded by Commissioner Stanley, awarding bid to the United Concrete Pipe Corporation on item 1 for 800 feet of 8" concrete sewer pipe at a unit price of 30¢ and on item 2 for 4000 feet of 12" reinforced concrete sewer pipe at a unit price of 95¢ and on item 3 for 1600 feet of 18" reinforced concrete sewer pipe, at a unit price of \$1.80 and rejecting all bids on item 4 for 2600 feet of 24" reinforced concrete sewer pipe and authorizing the City Clerk to return bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced

RESOLUTION NO. 8752-N.S.

4 which was seconded by Commissioner Wilson awarding bid on item 5 for 4000 ft. 8" sewer pipe at a unit price of 55¢ and on item 6 for 1500 ft. 12" sewer pipe at a unit price of \$1.08 to Gladding, McBean & Company and directing the City Clerk to return bidding checks to unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF
ORD. PROVIDE PARKING
MOTORCYCLES IN CITY

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 920-N.S.

entitled: "AN ORDINANCE PROVIDING FOR THE PARKING OF MOTORCYCLES IN THE CITY OF MODESTO AND PROVIDING PENALTIES FOR THE VIOLATION OF SAID ORDINANCE" and moved its adoption, which motion being duly seconded by Commissioner Wilson, it was upon roll call ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
ORD. REGULATE SELF-
SERVICE GASOLINE
STATIONS

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 921-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 344-N.S. OF THE CITY OF MODESTO BY
ADDING A NEW SECTION ENTITLED SECTION IV A AND REGULATING SELF SERVICE GASOLINE STATIONS"
and moved its adoption, which motion being duly seconded by Commissioner Wilson,
it was upon roll call carried and the ordinance ordered published by the following
vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
ACCEPT ANNUAL REPORT
POLICE DEPARTMENT
TRAFFIC & LIQUOR
ENFORCEMENT

Commissioner Stanley introduced
RESOLUTION NO. 8753-N.S.

which was seconded by Commissioner Wilson accepting the annual
report of the Police Department on the Traffic and Liquor Enforcement expenditures
for the year 1949-50, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
CALL FOR BIDS ON
MOTOCYCLE POLICE
DEPARTMENT

Commissioner Stanley introduced
RESOLUTION NO. 8754-N.S.

which was seconded by Commissioner Frad, authorizing the City
Clerk to call for bids on one three wheel servi-car motorcycle, said bids to be open-
ed at the regular meeting of January 25, 1950, which resolution was regularly adopt-
ed by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
DIAGONAL PARKING

Whereas, pursuant to request of a number of business concerns
operating near Fifteenth and E. Streets, for diagonal parking
on the southerly side of E Street between 15th Street and Burney Street and on the
easterly side of 15th Street between Burney Street and E Street, Commissioner Wilson
introduced

RESOLUTION NO. 8755-N.S.

which was seconded by Commissioner Burkner establishing diagonal parking on the
southerly side of E Street between 15th Street and Burney Street and on the easterly
side of 15th Street between Burney Street and E Street and directing the City
Engineer to mark the street for diagonal parking, which resolution was regularly
adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
AUTHORIZE POLICEMEN
ATTEND TRAINING
SCHOOL

Commissioner Stanley introduced
RESOLUTION NO. 8756-N.S.

which was seconded by Commissioner Burkner, recommending that two police officers be authorized to attend the Basic Peace Officers Training School at the Northern California Peace Officers Training Center at Pleasanton from February 13th to March 11th inc. with all expenses paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
PARKING AUTHORITY

Commissioner Burkner introduced

RESOLUTION NO. 8757-N.S.

which was seconded by Commissioner Stanley resolving that there is a need for a parking authority to function in the City of Modesto and the Mayor is hereby authorized to appoint five electors of the City as members of the authority pursuant to the Parking Law of 1949, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced

RESOLUTION NO. 8758-N.S.

12
which was seconded by Commissioner Wilson approving the appointment by Mayor Carl W. Shannon of a parking Authority for the City of Modesto as provided by the Parking Law of 1949 composed of the following members:

A. M. Rose, Chairman,	term four years
George Lucas,	term four years
Ian Mensinger,	term three years
Dan Mellis,	term two years
Ronald E. Bates,	term one year

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
CALL FOR BIDS ON
SEWAGE EQUIPMENT

Commissioner Frad introduced

RESOLUTION NO. 8759-N.S.

which was seconded by Commissioner Stanley authorizing the City Clerk to call for bids on complete mechanism for installation in a 50 foot diameter vacuator complete with mechanical and electrical auxiliaries and appurtenances, said bids to be opened on January 25, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14
IN THE MATTER OF
AUTHORIZE PAYMENT
HARRY N. JENKS

Commissioner Burkner introduced

RESOLUTION NO. 8760-N.S.

which was seconded by Commissioner Wilson authorizing payment of \$3500 00 to Harry N. Jenks, Consulting Sanitary Engineer, as provided by agreement dated April 1, 1948, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

15

IN THE MATTER OF
COMPLAINT FILED
ATTORNEY GENERAL
ON CHARTER

The City Attorney stated that Attorney Frank Collier representing the opponents of the new Charter had applied to the Attorney General for permission to file a complaint. The City is given an opportunity to contest the granting of the petition but the Attorney stated that it was the custom of the Attorney General in "Quo Warranto" protests to examine the proposed complaint and if there was any question about the validity of the Charter, the permission was customarily granted in order that the court could make a judicial determination. The City Attorney observed that in order to expedite the court hearing a stipulation could be entered into so that the Attorney General could immediately decide the request. By entering into such stipulation, approximately 30 days delay will be saved. It was made clear that the City was not agreeing that permission should be granted but was merely agreeing that the Attorney General could rule on the request immediately. The proposed stipulation was presented to the Council, whereupon Commissioner Wilson introduced

RESOLUTION NO. 8761-N.S.

which was seconded by Commissioner Stanley, recommending that the City Attorney be and he is hereby authorized to sign a stipulation in the form proposed, a copy of which is on file with the City Clerk, for the purpose of expediting the court hearing as to the validity of the new city charter, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

16

IN THE MATTER OF
ADJOURNMENT

Commissioner Wilson introduced

RESOLUTION NO. 8762-N.S.

which was seconded by Commissioner Stanley, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None


ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting

January 25, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Stanley, Frad and Mayor Shannon

Absent: Councilmen: Wilson and Burkner

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of January 11th and the special meeting of January 18th, 1950 having been heretofore read by each Councilman were approved as so read.

IN THE MATTER OF
ALLOW CLAIM BOY'S
BAND

Commissioner Stanley introduced

RESOLUTION NO. 8763-N.S.

which was seconded by Commissioner Frad allowing claim of \$600 00 of the Stanislaus County Boy's Band, being balance budgeted in the 1949-50 budget for summer concerts, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Stanley, Frad and Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner and Wilson

2 IN THE MATTER OF
REQUEST FOR RESERVED
PARKING SPACE

A petition for a reserved parking space in front of her floral shop at 307 H Street was filed by Mary Boyd. By order of the Council this was referred to Captain W. J. Coulson of the Police Department for investigation and recommendation.

3 IN THE MATTER OF
AWARD BID ON SERVI-
CAR MOTORCYCLE

Commissioner Frad introduced

RESOLUTION NO. 8764-N.S.

which was seconded by Commissioner Stanley accepting the bid of \$1198 65 from Leonard Andres for one servi-car motorcycle for the Police Department, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Stanley, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner and Wilson

4 IN THE MATTER OF
AWARD BID ON VACUA-
TOR MECHANISM TO
DORR COMPANY

Commissioner Frad introduced

RESOLUTION NO. 8765-N.S.

which was seconded by Commissioner Stanley awarding bid on furnishing and delivering f.o.b. Modesto Sewage Treatment Plant site, one complete mechanism for installation in a 50 foot diameter vacuator to Dorr Company for \$25, 981 00, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Stanley, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner and Wilson

5 IN THE MATTER OF
HEARING ON ANNEXA-
TION

Pursuant to advertising for hearing to be held this date on the proposed annexation of a portion of the Bodem and Tatum Tracts to the City of Modesto, Reid C. Cochran and Henry Grube appeared before the Council protesting to the annexation.

Pursuant to advertising for hearing to be held this date on the proposed annexation of a portion of the Rice and Tatum Tracts to the City of Modesto, Edwin E. Burt and Clyde Miller appeared before the Council protesting to the annexation, whereupon action was delayed one week so that the City Clerk could ascertain the assessed valuation of the property of those protesting to the annexations to the City.

6 IN THE MATTER OF
PETITION FOR ANNEXA-
TION OF THE CHAPIN
TRACT

Whereas petition has been filed by John and Bernice Quaresma, Grady and Lucile Monks, Everett M. and Rena F. Odell, Eva A. and L. D. Chapin, H. L. and Marie Doran Bare, Florence and Wally Wyman for annexation of the Chapin Tract to the City of Modesto, and whereas petition is in order and the property is contiguous to the City of Modesto and less than 12 qualified electors reside in this tract, whereupon Commissioner Stanley introduced

RESOLUTION NO. 8766-N.S.

which was seconded by Commissioner Frad accepting petition and directing the City Attorney to prepare the necessary documents for the purpose of determining whether or not the owners of property within this territory to be annexed to and to become a part of the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Frad, Stanley and Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner and Wilson

1
IN THE MATTER OF
SET DATE HEARING
ANNEXATION CHAPIN
TRACT

Whereas, petition has been filed for the annexation of the Chapin Tract to the City of Modesto, Commissioner Frad introduced
RESOLUTION NO. 8767-N.S.

which was seconded by Commissioner Stanley, setting the date of February 15, 1950 at 4 o'clock P.M. at the City Hall as the time and place for the hearing of protests to the annexation of the Chapin Tract and the City Clerk is directed to publish this resolution for two successive weeks prior to the time set for the hearing in the Modesto Bee, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Frad, Stanley and Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner and Wilson

8
IN THE MATTER OF
PETITION ANNEXATION
SCHOOL PROPERTY TO
CITY

Petition was filed by the Modesto City Board of Education for the annexation of the Downey High School property, the John Muir Elementary School property and the James Marshall Elementary School property to the City of Modesto. These petitions were referred to the City Attorney and the City Engineer to see if some plan could be worked out with the Modesto Board of Education for the handling of the cost of installing water and sewer lines necessary to take care of the schools.

9
IN THE MATTER OF
FIRE PROTECTION TO
SCHOOLS LOCATED IN
FRINGE AREA

A discussion was held concerning the possibility of supplying fire protection service for eleven schools located outside the city limits in the fringe area and it was the opinion of the Fire Chief, Jack Wemyss that our present fire equipment was not adequate to take care of all these schools without jeopardizing fire rates in the city limits. The Fire Chief was instructed to make a study of the situation and have an Engineer of the Fire Underwriters go over the situation and make a report to the Council.

10
IN THE MATTER OF
SIGNATORY OFFICIALS
LEASE AGREEMENT
VOY S. McMATH

Commissioner Stanley introduced
RESOLUTION NO. 8768-N.S.

which was seconded by Commissioner Frad appointing the Mayor, Auditor and City Clerk as signatory officials on agreement with Voy S. McMath for the rental of four acres at the northwest end of the runway and 13 acres bounded on the south by the northerly taxiway on the west by easterly oiled runway on the east by the property leased by the United Airlines and on the north by the present northerly boundary of the Modesto Municipal Airport for a term of one year beginning December 1, 1949, with option for renewal, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner and Wilson

Commissioner Frad introduced
RESOLUTION NO. 8769-N.S.

11
which was seconded by Commissioner Stanley appointing the Mayor, Auditor and City Clerk as signatory officials on agreement with Voy S. McMath for the rental of Parcel No. 1 containing 6.916 acres and Parcel No. 2, containing 16.424 acres and parcel No. 3 containing 11.646 acres of land, all parcels of land located within the Modesto Municipal Airport, for a period of one year, beginning December 1, 1949 with option to renew, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner and Wilson

12
IN THE MATTER OF
ZONING THOUSAND OAKS
TRACT

Whereas pursuant to hearing on districting of that portion of Thousand Oaks Tract which was annexed to the City of Modesto as R-1, Single Family Residential District and whereas no compalints were filed, Commissioner Frad introduced an ordinance being

ORDINANCE NO. 922-N.S.

entitled: "AN ORDINANCE CLASSIFYING NEWLY ANNEXED TERRITORY AS TO USE DISTRICT AND APPENDING ZONING ORDINANCE BY ADDING ADDITIONAL MAP" and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Stanley, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Frad, Stanley and Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner and Wilson

13
IN THE MATTER OF
ORDER REPORT FILED
FROM PLANNING COM-
MISSION

By order of the Council a report prepared by the Modesto Planning Commission by M. Ahmed Ali, Graduate of City and Regional Planning, Cornell University and Foreign Scholar from Hyderabad, India, entitled: "A STUDY OF THE ECONOMY OF STANISLAUS COUNTY AND ITS INFLUENCE ON THE GROWTH OF MODESTO" was ordered filed.

14
IN THE MATTER OF
CURFEW ORDINANCE

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 923-N.S.
entitled: "AN ORDINANCE MAKING IT UNLAWFUL FOR MINOR UNDER THE AGE OF 18 YEARS, NOT ACCOMPANIED BY PARENT, GUARDIAN OR ADULT PERSON HAVING LEGAL CUSTODY OF SAID MINOR, TO WANDER OR BE UPON THE STREETS ALLEYS AND PUBLIC PLACES IN THE CITY OF MODESTO BETWEEN THE HOURS OF 11 O'CLOCK P.M. AND 5 O'CLOCK A.M. OF THE DAY IMMEDIATELY FOLLOWING MAKING IT A MISDEMEANOR FOR ANY SUCH PARENT, GUARDIAN OR ADULT PERSON TO ALLOW SUCH MINOR SO UNACCOMPANIED TO BE UPON SAID STREETS, ALLEYS AND PUBLIC PLACES, AND ALSO MAKING IT A MISDEMEANOR FOR ANY PERSON TO ASSIST, AID AND/OR ABET AND/OR ENCOURAGE ANY SUCH MINOR TO VIOLATE THE TERMS OF THIS ORDINANCE, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH" and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Frad, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Frad, Stanley and Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner and Wilson

15
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 920-N.S. PARKING
MOTORCYCLES

Ordinance No. 920-N.S. having been heretofore introduced and ordered printed and published at the special meeting of January 18, 1950 and thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Frad, Stanley and Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner and Wilson

16
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 921-N.S. REGULATE
SELF SERVICE GASOLINE
STATIONS

Ordinance No. 921-N.S. having been heretofore introduced and ordered printed and published at the special meeting of January 18, 1950 thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Frad, Stanley and Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner and Wilson

17
IN THE MATTER OF
PURCHASE OF BOOK-
MOBILE

City Attorney Halley reported on the purchase of a Bookmobile for the McHenry Library by the City of Modesto and the Council directed him to prepare a contract for the consideration of the Council whereby the County and City would share the cost of the operation of this equipment.

IN THE MATTER OF
DEPARTMENTAL REPORT
RECREATION COMMISSION

Report for the month of December was accepted from the Recreation Department and ordered filed.

18
IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced
RESOLUTION NO. 8770-N.S.

which was seconded by Commissioner Stanley, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Frad, Stanley and Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner and Wilson

ATTEST:  REX E. GAILFUS, CITY CLERK

See Page 457
1-11-1950

Council Meeting

January 11, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of December 28, 1949 and special meeting of January 4, 1950 having been heretofore read by each Councilman, were approved as so read.

IN THE MATTER OF
REQUEST INSTALL
WISHING WELLS

Randolph Sanders, representing the Modesto Junior Chamber of Commerce, appeared before the Council and requested permission to install wishing wells at various intersections in the business district to collect funds for the Infantile Paralysis March of Dimes Campaign, whereupon Commissioner Wilson introduced
RESOLUTION NO. 8740-N.S.

which was seconded by Commissioner Burkner, granting permit to install four wishing wells for the March of Dimes Campaign Fund at various intersections in the business district, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
CLAIMS FOR THE MONTH
OF DECEMBER, 1949

Claims against the City of Modesto for the month of December, 1949 having been heretofore audited by the Council and found to be correct,

Commissioner Wilson introduced

RESOLUTION NO. 8741-N.S.

which was seconded by Commissioner Frad, ordering that all of the said claims so audited and approved be and the same are hereby allowed, with reference being made to the Auditor's Cash Record for further details relative to the amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$101,824 04
WATER FUND-----	9,131 06
LIBRARY FUND-----	2,840 00
BOND REDEMPTION FUND-----	54,654 48
PARKING METER FUND-----	34 27
WATER BOND FUND-----	23,792 32
SEWER BOND FUND-----	526 99
	<u>\$192,803 16</u>

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

3
IN THE MATTER OF
ALLOW CLAIM FOR
EXPENSES M. AHMED
ALI

Commissioner Burkner introduced

RESOLUTION NO. 8742-N.S.

which was seconded by Commissioner Wilson allowing claim of \$12 57 to M. Ahmed Ali for expenses incurred in connection with the Economic Survey of the Community, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

4
IN THE MATTER OF
PETITION INSTALL
BENCHES AT BUS STOPS
IN THE CITY LIMITS

A communication from T. L. Scherer requesting permission to install benches at the bus stops in the city limits of Modesto was read and the City Clerk was instructed to

inform Mr. Scherer that the City Ordinances prohibited installations of these benches.

5
IN THE MATTER OF
OPEN BIDS ON SEWER
PIPE

Whereas, pursuant to advertising for bids for purchase of concrete and reinforced concrete sewer pipe, the City

Clerk reported seven bids received, which were reviewed by the Council and referred to the City Engineer for tabulation and recommendation.

6
IN THE MATTER OF
SET DATE HEARING
ZONING ANNEXED
THOUSAND OAKS TRACT

Commissioner Stanley introduced

RESOLUTION NO. 8743-N.S.

which was seconded by Commissioner Frad setting the date of January 25, 1950 at 7:30 P.M. in the Council Chambers as the date and place for the hearing of protests to the zoning of the portion of the resubdivision of Thousand Oaks Tract annexed to the City of Modesto as R-1, Single Family Residential District as recommended by the Modesto City Planning Commission, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

7
IN THE MATTER OF
RESUBMIT PETITION
ANNEXATION SEWER
FARM TO STANISLAUS
COUNTY

Whereas the City of Modesto filed a petition with the Board of Supervisors of Stanislaus County for the annexation

of the Sewer Farm to the City of Modesto and whereas the description in this petition was in error, Commissioner Stanley introduced

RESOLUTION NO. 8744-N.S.

which was seconded by Commissioner Wilson, recommending that new petition be filed with the said Board of Supervisors of Stanislaus County and the Mayor and City Clerk are hereby appointed signatory officials on said petition, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
CONSOLIDATE ELECTION
PRECINCTS

Commissioner Wilson introduced

RESOLUTION NO. 8745-N.S.

which was seconded by Commissioner Frad recommending that the general election precincts within the City of Modesto as established by the Board of Supervisors of Stanislaus County be established in ten Special Consolidated Election Precincts for the holding of the special municipal election on Tuesday, March 7, 1950, and election officials as set forth in copy of resolution be appointed to act as officers for said election, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
APPOINTING MAJOR
SALVATION ARMY SPECIAL
OFFICER POLICE DEPARTMENT

Commissioner Stanley introduced

RESOLUTION NO. 8746-N.S.

which was seconded by Commissioner Wilson appointing the Major in charge of the local Salvation Army as special officer of the Police Department for a period of six months beginning January 1, 1950 at a salary of \$50 00 per month, which resolution was adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
HEARING ON AMENDING
ZONING ORDINANCE

Whereas pursuant to advertising hearing to be held on this date for the amending of Zoning Ordinance No. 700-N.S. to provide for zoning annexed territory and residential agricultural area, several people appeared before the Council seeking information concerning the proposed changes in the Zoning Ordinance creating an agricultural area and it was explained to them by the City Engineer and action by the Council was held over for one week.

11
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 919-N.S. ZONE POR-
TION RICE COLONY

Ordinance No. 919-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of December 28, 1949 and thereupon printed and published as required by the

Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
FINAL PAYMENT MUNN
AND PERKINS

Commissioner Burkner introduced

RESOLUTION NO. 8741-N.S.

which was seconded by Commissioner Stanley, authorizing final payment of \$2496 00 to Munn and Perkins, contractors on the improvement of Johnson Street from Jones Street to Morris Avenue, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PARKING AUTHORITY

The City Attorney was instructed to prepare the required resolution for appointment of the Parking Authority to be acted upon at the next Council meeting.

IN THE MATTER OF DEPARTMENTAL REPORTS MONTH OF DECEMBER

Departmental reports for the month of December, 1949 were read and ordered filed.

IN THE MATTER OF PROTEST VALLEY CONSUMER'S ASS'N OPERATE WITHOUT CITY LICENSE

G. L. Bowe appeared before the Council in protest to the operation of the Valley Consumer's Association at 131 Villa Burney without obtaining a city license. He was informed that the City had held up the issuance of the license for investigation to determine if they should be required to obtain a city license and to determine if they were operating in a legal capacity.

IN THE MATTER OF AUTHORIZE HARRY N. JENKS PROCEED PLANS ON VACUATORS

Commissioner Frad introduced RESOLUTION NO. 8748-N.S.

which was seconded by Commissioner Burkner authorizing Harry N. Jenks, Consulting Sanitary Engineer to proceed to prepare plans and specifications for the installation of two vacuators in accordance with prior agreement with the City of Modesto dated April 1, 1948, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF REPORT CITY ATTORNEY REQUEST U.S. ARMY PLACE SIGNS SIDEWALK

Attorney Halley filed a report on the request referred to him by the Council for the installation of signs on the sidewalk in the City of Modesto by the United States Army and Air Corp Recruiting Office. He reported that ordinance prohibited the placing of signs upon any public sidewalk and the City Clerk was directed to communicate with Sergeant Burke E. Richards, Army and Air Force Recruiting Officer and advise him that his request could not be granted.

IN THE MATTER OF COMMUNICATION FRANK ANDREWS

A communication from Frank Andrews, Consulting Engineer regarding the taking over of the distributing of electric power in the city limits by the City of Modesto was read and ordered filed.

IN THE MATTER OF ADJOURNMENT

Commissioner Frad introduced RESOLUTION NO. 8749-N.S.

which was seconded by Commissioner Burkner, adjourning this Council meeting now in session.

ATTEST: REX E. GAILFUS, CITY CLERK

Special Council Meeting

February 1, 1950

13
14
15
16
17
18

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF A. B. Pike, Secretary of the Rental Property Owners and Operators
RENT CONTROL Association of Stanislaus County, together with a group of members of
this organization appeared before the Council and requested that the City Council have a
survey of the City made to determine whether the situation in rental property at the present
time would justify a request to the Governor for decontrol of the rent control in the City of
Modesto. After considerable discussion the group were informed that the Council would consider
their request if they would present some facts or report on the rental situation in the City.

2
IN THE MATTER OF Whereas, pursuant to referring the petition for annexation of a
ANNEXATION OF PROPERTY portion of the Bodem and Tatum Tract and Rice and Tatum Tract to the
TO THE CITY City of Modesto to the City Clerk to determine if the assessed valuation of the persons
protesting to the annexation would be more than 50% of the assessed valuation of the whole
property proposed to be annexed, he filed a report at this time that the assessed valuation
of the property of those protesting to the annexation would not exceed 50 of the total
assessed valuation. After discussion by the Council of the proposed annexation, it was
decided to reject the petitions, whereupon Commissioner Stanley introduced an ordinance being

ORDINANCE NO. 924-N.S.

entitled: "AN ORDINANCE DISAPPROVING THE ANNEXATION OF A PORTION OF THE BODEM AND TATUM TRACTS
TO THE CITY OF MODESTO", and moved its adoption and passage to print, which motion being duly
seconded by Commissioner Wilson, it was upon roll call carried and the ordinance adopted by
the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

and Commissioner Stanley introduced an ordinance, being

ORDINANCE NO. 925-N.S.

3
entitled: "AN ORDINANCE DISAPPROVING THE ANNEXATION OF A PORTION OF THE RICE AND TATUM TRACTS
TO THE CITY OF MODESTO", and moved its adoption and passage to print, which motion being duly
seconded by Commissioner Wilson, it was upon roll call carried and the ordinance adopted by
the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF Pursuant to referring the request of the Modesto Board of Education
FIRE PROTECTION FOR for fire protection for eleven schools located in the fringe area of
SCHOOLS IN FRINGE the City of Modesto to Fire Chief Wemyss to contact the Board of Fire
AREA Underwriters to determine if the furnishing of the fire protection service would jeopardize
the fire rates for the City of Modesto, he introduced Engineer E. C. Adams of the Board of
Fire Underwriters who reported to the Council the system of establishing fire rates for
different cities and stated that in his opinion the City of Modesto could take care of these
schools without jeopardizing the present classification three of the City or causing an
increase of fire rates in the City but that the city might be penalized by the lack of
personnel to fight fires within the city if too many regular firemen were called outside the
city limits.

5
IN THE MATTER OF
REPORT REQUEST
RESERVED PARKING
SPACE-MARY BOYD

Pursuant to referring the petition of May Boyd for a reserved parking space in front of her store at 307 H Street to Police Captain Coulson to investigate and make recommendation to the Council he reported at this time that he recommended that this request be denied as a reserved parking space was not necessary and would also create a precedent causing additional requests to be made for reserved parking spaces throughout the city.

6
IN THE MATTER OF
PROGRESSIVE PAYMENT
E. T. HAAS COMPANY

Commissioner Burkner introduced
RESOLUTION NO. 8771-N.S.

which was seconded by Commissioner Wilson authorizing progressive payment of \$5540 on the installation of water mains on 12th Street and Virginia Avenue, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
ORD. APPROPRIATE
FUNDS-VACUATOR

Commissioner Frad introduced an ordinance being
ORDINANCE NO. 926-N.S.

entitled: "AN ORDINANCE APPROPRIATING FUNDS FOR THE PURCHASE OF A VACUATOR FOR SEWAGE TREATMENT PLANT IMPROVEMENT", and moved its adoption and passage to print, which motion was duly seconded by Commissioner Stanley, it was upon roll call duly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
CLAIM EXPENSES

Commissioner Wilson introduced
RESOLUTION NO. 8772-N.S.

which was seconded by Commissioner Frad, allowing claim of \$24 70 for expenses of delegates attending the League of California Cities, Central Division, meeting in Lodi on January 26, 1956, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
AMEND ZONING ORD.
NO. 700-N.S.

Commissioner Wilson introduced an ordinance being
ORDINANCE NO. 927-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 700-N.S. AND PROVIDING FOR THE ZONING OF NEWLY ANNEXED TERRITORY CHANGING USES PERMITTED PROVIDING FOR ZONING AND USES PERMITTED IN RESIDENTIAL AGRICULTURAL DISTRICT AND REPEALING ORDINANCES IN CONFLICT THEREWITH", and moved its adoption and passage to print which motion being duly seconded by Commissioner Burkner, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
HEARING ON ANNEXA-
TION PORTION M & G
OLIVEWOOD TRACT

Pursuant to advertising hearing to be held at this meeting of protest to the proposed annexation of a portion of M & G

Olivewood Tract to the City of Modesto, and whereas no protests have been filed, Commissioner Wilson introduced an ordinance being

ORDINANCE NO. 928-N.S.

entitled: "AN ORDINANCE ANNEXING UNINHABITED TERRITORY BEING A PORTION OF THE M & G OLIVEWOOD TRACT TO THE CITY OF MODESTO" and moved its adoption and passage to print, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
APPOINT MEMBER
PERSONNEL BOARD

Commissioner Wilson introduced
RESOLUTION NO. 8773-N.S.

which was seconded by Commissioner Burkner, appointing Russell Markel a member of the Modesto Personnel Board to serve the unexpired term of James W. Poulton until January 15, 1955, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ADJOURNMENT

Commissioner Wilson introduced
RESOLUTION NO. 8774-N.S.

adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST:  REX E. GALLEFF, CITY CLERK

Council Meeting

February 8, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVE COUNCIL
MEETINGS

The minutes of the regular meeting of January 25, 1950 and special meeting of February 1, 1950 having been heretofore read by each

Councilman were approved as so read.

IN THE MATTER OF
PROTEST TO FINAL
ADOPTION OF CERTAIN
ORDINANCES

Whereas Jack Andrews has appeared before the Council protesting to the final adoption of Ordinance No. 924-N.S., entitled: "AN ORDINANCE DISAPPROVING THE ANNEXATION OF A PORTION OF THE BODEM AND TATUM TRACTS TO THE CITY OF MODESTO" and requested that the final adoption be delayed for a period of two weeks, whereupon Commissioner Wilson introduced

RESOLUTION NO. 8775-N.S.

which was seconded by Commissioner Burkner, postponing action on the final adoption of Ordinance No. 924-N.S. until the regular meeting of February 23, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2
Whereas Jack Andrews appeared before the Council and protested to the final adoption of Ordinance No. 925-N.S. entitled: "AN ORDINANCE DISAPPROVING THE ANNEXATION OF A PORTION OF THE RICE AND TATUM TRACTS TO THE CITY OF MODESTO" AND requested that the final adoption be delayed for a period of two weeks, whereupon Commissioner Wilson introduced

RESOLUTION NO. 8776-N.S.

which was seconded by Commissioner Burkner postponing action on the final adoption of Ordinance No. 925-N.S. until the regular meeting of February 23, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
REQUEST FOR WATER
SERVICE W. E.
SCHWAB

W. E. Schwab of 1224 Rouse Avenue appeared before the Council and requested water service from the City of Modesto on property he owned on Briggs Avenue, which is located approximately 130 feet off Franklin Street outside the city limits. This property is located outside the present boundaries of the water service district and Mr. Schwab was directed to contact other property owners in this district in regard to having this property annexed to the city of Modesto and water service could then be furnished.

4
IN THE MATTER OF
CLAIMS FOR MONTH OF
JANUARY, 1950

Claims against the City of Modesto for the month of January, 1950 having been heretofore audited by the Council and found to be correct, Commissioner Wilson introduced

RESOLUTION NO. 8777-N.S.

which was seconded by Commissioner Burkner, ordering that all of the said claims so audited and approved be and the same are hereby allowed with reference being made to the Auditor's Cash Record for further details relative to the amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$94,073 21
BOND REDEMPTION FUND-----	1,975 00
WATER FUND-----	20,429 85
LIBRARY-----	3,133 93
PARKING METER-----	320 24
WATER BOND-----	9,171 85
SEWER BOND-----	267 00
STATE SHARE INDUSTRIAL	
TREATMENT PLANT	3,500 00
	<u>\$132,871 08</u>

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
AUTHORIZE CLAIM
MODESTO CHAMBER OF
COMMERCE

Commissioner Wilson introduced

RESOLUTION NO. 8778-N.S.

which was seconded by Commissioner Burkner authorizing the payment of \$100 00 to the Modesto Chamber of Commerce to cover advance made to M. Ahmed Ali on his report "Modesto Looks Ahead", which resolution was regularly

adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6

IN THE MATTER OF
COMMUNICATION PIETRO
GIAMBANCO

A communication from Petro Giambanco regarding the fencing of the Modesto Irrigation District Canal #4 for the "welfare of Modesto residents in eliminating this hazard to the lives of our children" was read and the City Clerk was directed to acknowledge receipt of this communication.

7

IN THE MATTER OF
REZONE PROPERTY
MORRIS & HIGH
STREETS

Whereas pursuant to the filing of a petition by the Modesto City Planning Commissioner signed by Harold N. and Winifred I. Gerow for the rezoning from R-2 Two Family Residence District to the C-1

Neighborhood Business District of lots 47 and 48 of Block 585, lots 25 and 26 of Block 584, lots 23 and 24 of Block 583 and lots 1 and 2 of Block 582 and whereas the Planning Commission have had the necessary public hearings on this petition, Commissioner Wilson introduced

RESOLUTION NO. 8779-N.S.

which was seconded by Commissioner Stanley setting the date of March 8, 1950 at 7:30 P.M. in the Council Chambers as the time and place for public hearing on this petition at which time and place all persons opposing such change may appear and show cause why the petition should not be granted, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8

IN THE MATTER OF
COMMUNICATION MODESTO
BOARD OF REALTORS

A communication from the Modesto Board of Realtors commending the Council on their interest in civic betterment and public welfare was read and ordered filed.

9

IN THE MATTER OF
GRANT CURB CUT
MARVIN L. HECKEN-
DORF

Commissioner Stanley introduced
RESOLUTION NO. 8780-N.S.

which was seconded by Commissioner Wilson granting a 30 foot curb cut to Marvin L. Heckendorf on the north 95 feet of Block 5 lots 13, N one-half, all 14, 15 and 16, at the corner of Third and H Streets, under the supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10

IN THE MATTER OF
AUTHORIZE THE CITY
CLERK ADVERTISE FOR
BIDS-TRAFFIC SIGNALS

Commissioner Burkner introduced
RESOLUTION NO. 8781-N.S.

which was seconded by Commissioner Frad authorizing the City Clerk to call for bids on traffic signal equipment and materials as set forth in the Notice to Bidders, said bids to be opened on February 23, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11

IN THE MATTER OF
FINAL ADOPTION
ORD. NO. 922-N.S.
ZONE THOUSAND OAKS
TRACT

Ordinance No. 922-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of January 25, 1950 and thereupon printed and published as required by the Charter of the

City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12

IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 923-N.S. CURFEW
ORDINANCE

Ordinance No. 923-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of January 25, 1950 and thereupon printed and published as required by the Charter of the City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13

IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 926-N.S. APPRO-
PRIATE FUNDS FOR
VACUATOR FOR SEWAGE
TREATMENT PLANT

Ordinance No. 926-N.S. having been heretofore introduced and ordered printed and published at the special meeting of February 1, 1950 and thereupon printed and published as required by the Charter of the City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14

IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 927-N.S. AMEND
ORD. 700-N.S. AGRI-
CULTURAL DISTRICT
ETC.

Ordinance No. 927-N.S. having been heretofore introduced and ordered printed and published at the special meeting of February 1, 1950 and thereupon printed and published as required by the Charter of the City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

15

IN THE MATTER OF
DEPARTMENTAL REPORTS
MONTH OF JANUARY, 1950

Departmental reports for the month of January, 1950 were read and ordered filed.

IN THE MATTER OF
ADJOURNMENT

Commissioner Wilson introduced

RESOLUTION NO. 8782-N.S.

which was seconded by Commissioner Stanley, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST:  REX E. GAILFUS, CITY CLERK

Special Council Meeting

February 15, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF RENT CONTROL Director F. J. Bennallack of the Modesto-Merced Rental Control Office appeared before the Council and stated that a survey was being made in the city at the present time by rental property owners and he requested that before any official action was taken by the Council that this survey be checked. He was informed that any change the Council would make on rental control would be official action and notice would be published in the local papers.

2
IN THE MATTER OF REQUEST INSTALL BENCHES Mr. Haas of the California Bench Company appeared before the Council and requested that his company be permitted to install benches bearing advertising matter on them at bus stops in the city. He was informed that the City Ordinance prohibited this type of advertising in the City of Modesto.

3
IN THE MATTER OF REQUEST FOR LOADING ZONE-DELTA DISTRIBUTING COMPANY A request for a loading zone at 301 Tenth Street filed by the Delta Distributing Company was read and ordered filed.

4
IN THE MATTER OF REQUEST DIAGONAL PARKING-GEORGE S. FEHER A request for diagonal parking in front of his office at 709 18th Street was filed with the Council by Dr. George S. Feher. Captain Coulson reported that in his opinion this request should be denied. The request was ordered filed.

5
IN THE MATTER OF HEARING ON ANNEXATION OF CHAPIN TRACT Whereas pursuant to advertising for hearing of protests to the proposed annexation of the Chapin Tract to the City of Modesto, the City Clerk reported that several written protests had been filed and that certain individuals who had signed the petition had requested that their names be withdrawn from the petition. The City Clerk reported that the assessed valuation of the property owned by those objecting to the annexation was less than those petitioning for the annexation of this tract, whereupon Commissioner Frad introduced

RESOLUTION NO. 8783-N.S.

which was seconded by Commissioner Wilson recommending that the decision on this annexation be delayed for one week and that the City Attorney check on the legal ownership of certain parcels of land in this tract and report to the Council, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF VETERANS OF FOREIGN WARS-EXHIBIT MOBILE SHOW Whereas a request has been filed by the Veterans of Foreign Wars to show a mobile war exhibit on the city streets, Commissioner Frad introduced

RESOLUTION NO. 8784-N.S.

which was seconded by Commissioner Burkner, recommending that permit be granted to exhibit this mobile war exhibit on the city streets and the Chief of Police was authorized to make arrangements for the location and date exhibit is to be shown in this city, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

1
IN THE MATTER OF
GRANT PERMIT MARK
LANDQUIST ATTEND
MEETING

Health Officer Mark Landquist was granted permission to attend a meeting in San Francisco on February 16 and 17, 1950 of the Study Committee on Environmental Sanitation conducted by the State Department of Public Health.

8
IN THE MATTER OF
ADJOURNMENT

Commissioner Wilson introduced

RESOLUTION NO. 8785-N.S.

which was seconded by Commissioner Burkner, adjourning this Council meeting, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST:  REX E. GAILFUS, CITY CLERK

Council Meeting

February 23, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley

Absent: Councilmen: Mayor Shannon

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of February 8, 1950 and special meeting of February 15, 1950 having been heretofore read by each Councilman were approved as so read.

1
IN THE MATTER OF
ANNEXATION OF TERRI-
TORY

Richard Giddings appeared before the Council and requested the Council consider the annexation of Weil Colony to the City of Modesto which is located north of Orangeburg Avenue and contiguous to the City of Modesto. He requested information as to when sewer and water service could be granted to this tract. He was instructed to confer with the City Engineer.

2
IN THE MATTER OF
AUTOMATIC TRAFFIC
SIGNAL

Wm. A. Skidgell, 920 16th Street appeared before the Council and discussed the sale to the City of Modesto of a portable automatic traffic signal, which he had constructed for a purchase price of \$461 00. He was instructed by the Council to make this signal available to the City for a further trial and to contact the Council at a later date.

3
IN THE MATTER OF
CLAIM-HAROLD B.
GOLDBERG

A claim for \$7.64 of Harold B. Goldberg for damages to his car which he claims were caused by street excavation at Helen Avenue and Sunrise Avenue, was filed with the Council, whereupon Commissioner Wilson introduced

RESOLUTION NO. 8786-N.S.

which was seconded by Commissioner Frad rejecting the claim of Harold B. Goldberg and authorizing the City Clerk to refer the claim to the insurance carrier of the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Mayor Shannon

4
IN THE MATTER OF
RIGHT OF WAY TO
PACIFIC TELEPHONE
& TELEGRAPH COMPANY

Whereas the Pacific Telephone & Telegraph Company have petitioned for a right of way deed in Lot B, Block 213 of the City of Modesto for the installation of telephone facilities necessary to provide main feeder cables to the Telephone Company's proposed new Central Dial office in the City, Commissioner Frad introduced

RESOLUTION NO. 8787-N.S.

which was seconded by Commissioner Burkner recommending that right of way through above described property be granted to said applicants and the Mayor and City Clerk are hereby appointed signatory officials, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley
Noes: Councilmen: None
Absent: Councilmen: Mayor Shannon

5
IN THE MATTER OF
BIDS ON TRAFFIC
SIGNAL MATERIAL

Whereas pursuant to advertising for bids for traffic signals equipment and materials the City Clerk reported three bids on file, which were referred to the City Engineer for tabulation and recommendation.

6
IN THE MATTER OF
CITY ATTORNEY REPORT
ANNEXATION OF CHAPIN
TRACT

Whereas pursuant to referring the matter of protests to the proposed annexation of the Chapin Tract to the City of Modesto for investigation as to assessed valuation of property of those protesting to the annexation to the City Attorney he reported at this time that those persons protesting to the annexation, owned property assessed at more than one half of the total assessed valuation of the entire tract, whereupon Commissioner Frad introduced

RESOLUTION NO. 8788-N.S.

which was seconded by Commissioner Wilson recommending that pursuant to government code 35313 no further procedure be taken on the petition for annexation, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley
Noes: Councilmen: None
Absent: Councilmen: Mayor Shannon

7
IN THE MATTER OF
ACCEPT DEED FRANK
FRANCEK-et ux.

Commissioner Burkner introduced
RESOLUTION NO. 8789-N.S.

which was seconded by Commissioner Frad accepting deed from Frank Francek and Mary Francek on a portion of lot 9 of Spencer Colony to be used for alley and utility purposes, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley
Noes: Councilmen: None
Absent: Mayor Shannon

8
IN THE MATTER OF
BIDS ON PAVING
MATERIALS

Commissioner Frad introduced
RESOLUTION NO. 8790-N.S.

which was seconded by Commissioner Burkner authorizing the City Clerk to advertise for bids for furnishing and delivering asphaltic mixed paving materials to any street within the city limits, said bids to be opened on March 8, 1950, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley
Noes: Councilmen: None
Absent: Mayor Shannon

9
IN THE MATTER OF
FINAL ADOPTION OF
ORDINANCES 924-N.S.
AND 925-N.S.

Whereas pursuant to delaying final action on the adoption of Ordinances No. 924-N.S. disapproving the annexation of Bodem and Tatum and

Ordinance No. 925 disapproving the annexation of Rice and Tatum Tract until this time, Clyde E. Miller owner of property in the Rice and Tatum Tract filed a petition for the withdrawal of his objections to the annexation of this tract and Reid Cochran owner of property in the Bodem and Tatum Tract filed a petition for the withdrawal of his objections for the annexation of this tract, whereupon Commissioner Wilson introduced

RESOLUTION NO. 8791-N.S.

which was seconded by Commissioner Frad recommending that the action on the final adoption of these ordinances be delayed until the regular meeting of the Council of March 8th and the City Clerk was directed to notify Henry A. Grube, owner of property in the Bodem-Tatum Tract and Ed Burt, owner of property in the Rice Tatum Tract, that the City Council would act on the adoption of these ordinances at this time, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

10 IN THE MATTER OF Ordinance No. 928-N.S. having been heretofore introduced
FINAL ADOPTION OF and ordered printed and published at the special meeting of
ORDINANCE NO. 928-N.S. M & G OLIVEWOOD TRACT
February 1, 1950 and thereupon printed and published as
required by the Charter of the City of Modesto, coming on for final adoption at this
time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

11 IN THE MATTER OF Commissioner Frad introduced
ACCEPT DEEDS

RESOLUTION NO. 8792-N.S.

which was seconded by Commissioner Burkner, accepting deed of ease from James A. Morrison, Jr., and Florence J. Morrison, husband and wife, on a portion of lot 5 of Mission Grove Tract to be used for the purposes of the installation, operation and maintenance of sewer and water lines by the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

12 IN THE MATTER OF Commissioner Burkner introduced
ACCEPT DEEDS

RESOLUTION NO. 8793-N.S.

which was seconded by Commissioner Wilson, accepting deed of easement from Don L. Pierce and Virginia Pierce, husband and wife on a portion of lot 5 of the Mission Grove Tract to be used by the City of Modesto for the purposes of the installation, operation and maintenance of sewer and water lines, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

13 Commissioner Burkner introduced

RESOLUTION NO. 8794-N.S.

which was seconded by Commissioner Frad, accepting deed from Edmund W. Andrews and Elfleda S. Andrews, husband and wife, on a portion of lot 5 of Mission Grove Tract

to be used for alley purposes by the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

Commissioner Burkner introduced

RESOLUTION NO. 8795-N.S.

which was seconded by Commissioner Frad, accepting deed of Easement from R. A. Cilker and Ada S. Cilker, husband and wife for the purpose of constructing, installing, laying, using, operation, repairing and maintaining a sewer pipe line or lines underground across a portion of lot 3 of the Mission Grove Tract, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

Commissioner Burkner introduced

RESOLUTION NO. 8796-N.S.

which was seconded by Commissioner Wilson accepting deed from Verne Stark and Pearl Stark, husband and wife on a portion of lot 1 of the Mission Grove Tract to be used for alley purposes, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

Commissioner Wilson introduced

RESOLUTION NO. 8797-N.S.

which was seconded by Commissioner Burkner, accepting deed of easement for the purpose of constructing, installing, laying, using, operating, repairing and maintaining a sewer pipe line or lines underground across a portion of lot 1 of the Mission Grove Tract from Verne Garrett and Geraldine Garrett, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

Commissioner Frad introduced

RESOLUTION NO. 8798-N.S.

which was seconded by Commissioner Wilson, accepting deed of easement from Charles J. Hall and Viola L. Hall, husband and wife on portion of lot 1 of the Mission Grove Tract for the purpose of constructing, installing, laying, using, operating, repairing and maintaining a sewer pipe line or lines underground which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

IN THE MATTER OF
SEWER LINE TO CITY
SCHOOLS OUTSIDE
CITY

City Engineer Rossi reported to the Council that the Modesto City Schools were requesting water and sewer service for the schools being constructed outside the city limits and were willing to share in the cost. The City Attorney was directed to prepare an agreement for the furnishing of these services for the consideration of the Council at a later meeting.

IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced


RESOLUTION NO. 8799-N.S.

which was seconded by Commissioner Wilson, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon


ATTEST: REX E. GAILFUS, CITY CLERK

Special Council Meeting

March 1, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
THE CHARTER

A large group of citizens appeared before the Council representing the Ex-Board of Freeholders the League of Women's Voters, the Modesto Junior Chamber of Commerce and the local post of the Veterans of Foreign Wars. Prepared statements were presented by spokesmen for these groups, unanimously requesting that the charter be resubmitted to the voters of the city in its present form. Walter Field, a citizen of the city, discussed the opinion that the Charter should not be resubmitted to the people without some corrections. After a lengthy discussion the City Council informed the group that they wished to take the matter under advisement. John Fairweather, representing the Chamber of Commerce, stated that he thought the City Council and the other groups should work together in working out this new charter to be presented to the voters. Carl Stanley stated that the charter should be rewritten by the Council and submitted to the people, that these groups should be willing to have certain changes made in the charter and everyone should give and take in order to work out a document that would be acceptable by a greater majority of people, whereupon Commissioner Frad introduced

RESOLUTION NO. 8800-N.S.

which was seconded by Commissioner Stanley recommending that the matter of the charter be taken under advisement by the City Council, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
STIPULATION ON
CHARTER

Mr. John Fairweather, Manager of the Modesto Chamber of Commerce stated that he felt that the City Council should not take any appeal with reference to the present charter in as much as it appeared to have a fatal legal defect, whereupon Commissioner Frad introduced

RESOLUTION NO. 8801-N.S.

which was seconded by Commissioner Burkner recommending that the City Attorney be authorized to enter into a stipulation with Attorney Frank B. Collier, representing George Merman, waiving the right to answer the plaintiff's complaint and agreeing that judgment could be entered as prayed for in the complaint, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Stanley left the meeting at this time.

2
IN THE MATTER OF
AWARD BID ON TRAFFIC
SIGNAL EQUIPMENT

Whereas, pursuant to referring bids for traffic signal equipment and materials to the City Engineer for tabulation and investigation, he filed a report at this time recommending the bid of Wille Electric Company be accepted as it was the lowest and best bid, whereupon Commissioner Frad introduced

RESOLUTION NO. 8802-N.S.

which was seconded by Commissioner Burkner, awarding bid to the Wille Electric Company and directing the City Clerk to return bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

4
IN THE MATTER OF
PAYMENTS INSTALLING
WATER MAINS-E. T.
HAAS

Commissioner Burkner introduced

RESOLUTION NO. 8803-N.S.

which was seconded by Commissioner Wilson authorizing progressive payment to E. T. Haas Company of \$1002 64 for the installation of city water mains on Virginia Avenue from Morris to Needham, on Twelfth Street to E Street, on E Street to Tenth Street and on Tenth Street to City property in Block 50 in the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

5
IN THE MATTER OF
TRANSFER OF FUNDS

Commissioner Wilson introduced

RESOLUTION NO. 8804-N.S.

which was seconded by Commissioner Frad, authorizing the Auditor to transfer \$100,000 from the Water Fund to the General Fund of the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

6
IN THE MATTER OF
REQUEST ERECT
BANNERS

Commissioner Wilson introduced

RESOLUTION NO. 8805-N.S.

which was seconded by Commissioner Frad authorizing the Fire Department to erect a banner after the usual fee of \$10 00 has been paid for the Stanislaus County Horsemen's Association, advertising their rodeo to be held on April 23, 1950, said banner to be on display from April 10th through April 23, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

Commissioner Wilson introduced

RESOLUTION NO. 8806-N.S.

7
which was seconded by Commissioner Frad authorizing the Fire Department to erect a banner at Tenth and J Streets for the Modesto Optimist Club advertising the Ice Revue which will be held on March 30 and 31 and April 1, 1950, which resolution was regularly adopted by the

following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

8
IN THE MATTER OF
PAYMENT EXTRA WORK
ON WATER MAINS
E. T. HAAS CO.

Commissioner Burkner introduced
RESOLUTION NO. 8807-N.S.

which was seconded by Commissioner Wilson, authorizing payment of \$320 94 to E. T. Haas Company for extra work estimate No. 1 for installation of city water mains, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

9
IN THE MATTER OF
DETERMINE RATE
WAGES ON PUBLIC
WORKS

Commissioner Burkner introduced
RESOLUTION NO. 8808-N.S.

which was seconded by Commissioner Wilson determining prevailing rate of per hour wages for certain classifications of public works performed under contract in the City of Modesto and rescinding resolution No. 8561-N.S. adopted by the Council of the City of Modesto on September 14, 1949, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

10
IN THE MATTER OF
CALL FOR BIDS ON
VACUATOR

Commissioner Burkner introduced
RESOLUTION NO. 8809-N.S.

which was seconded by Commissioner Wilson calling for bids on the construction of one vacuator tank and appurtenances, said bids to be opened on March 22, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

11
IN THE MATTER OF
ACCEPT DEED FROM
MODESTO JUNIOR
COLLEGE DISTRICT

Commissioner Burkner introduced
RESOLUTION NO. 8810-N.S.

which was seconded by Commissioner Wilson accepting deed of dedication from the Modesto Junior College District of Stanislaus County, State of California on a portion of lot 2 of the Mission Grove Tract to be used for public street purposes, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

12
IN THE MATTER OF
ADJOURNMENT

Commissioner Burkner introduced
RESOLUTION NO. 8811-N.S.

which was seconded by Commissioner Wilson adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

Council Meeting

March 8, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M.

Present: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF APPROVAL OF MINUTES

Commissioner Frad introduced RESOLUTION NO. 8812-N.S.

which was seconded by Commissioner Burkner approving the Council meeting minutes of February 23, 1950 and March 1, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2 IN THE MATTER OF CHARTER

Whereas there has been submitted to and adopted by the electors of the City of Modesto a proposed new charter for the city and whereas the Charter has been held unconstitutional and invalid by the Superior Court of the State of California in and for the County of Stanislaus, and

Whereas the City Council desires to resubmit said charter to the electors after making such changes as may be recommended by the citizens committee hereinafter designated, Commissioner Wilson introduced

RESOLUTION NO. 8813-N.S.

which was seconded by Commissioner Burkner, recommending as follows:

- 1- That pursuant to the authority granted by subsection (f) of Section 8 of Article XI of the Constitution of the State of California the City Council shall frame or cause to be framed a proposed charter for the City of Modesto and submit the proposal for the adoption thereof to the electors at either a special election called for that purpose or at any general or special election.

- 2- the following committee is appointed to draft said charter

Table with 3 columns of names: Robert B. Fowler, Melville D. Harris, W. W. Giddings Sr., Charles Wherry, Richard Vander Wall, Maurice Philleo, David Wilson, Harry Windus, Norman West, Henry Anderson, Earl Damin, Frank Damrell

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

3 IN THE MATTER OF RENTAL PROPERTY OWNERS

Attorney Robert B. Fowler representing the Rental Property Owners and Operators Association of Stanislaus County, appeared before the Council and filed a report on residential vacancy survey completed by this organization and requested consideration by the Council for the decontrol of rent control in this area. The Council accepted the report for study and action at a later meeting.

4 IN THE MATTER OF CLAIMS

Claims against the City of Modesto for the month of February, 1950 having been heretofore audited by the Council and found to be correct, Commissioner Wilson introduced

RESOLUTION NO. 8814-N.S.

which was seconded by Commissioner Frad ordering that all of the said claims so audited and approved be and the same are hereby allowed with reference being made to the Auditor's Cash Record for further details relative to the amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$83, 940 53
WATER FUND-----	8, 037 31
BOND REDEMPTION-----	160 00
LIBRARY FUND-----	2, 753 76
PARKING METER-----	1, 535 91
WATER BOND-----	<u>14, 045 77</u>
TOTAL	\$110, 473 28

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF
PETITION SAM
SECRETO

Sam Secreto, operating the Acme Taxicab Co. Hart Taxicab Company and the Yellow Taxicab Company appeared before the

Council and requested permission to move one of his taxicab stands located at the southwest corner of Tenth and I Streets, near the Smoke Shop, to the southeast corner of Ninth and I Streets. Mr. Secreto also requested permission to install a telephone on the city owned post at the northeast corner of Tenth and J Streets, adjacent to the Hotel Hughson. He was directed to contact the Chief of Police and the City Engineer on these matters.

6 IN THE MATTER OF
REQUEST INSTALL
ADVERTISEMENTS ON
PARKING METERS

Robert L. Syman, President of the Meter-Ad Associates appeared before the Council and filed a report on a method for the City to obtain revenue by granting permit to the

Meter Ad Associates to place advertising matter on the parking meters installed in the City of Modesto. He explained the installation and the method of handling the advertisement. The Council took this matter under advisement.

7 IN THE MATTER OF
HEARING ON REZONING
PROPERTY AT MORRIS
AND HIGH STREETS

Whereas no protests were filed to the rezoning of lots 47 and 48 in Block 585, lots 25 and 26 in Block 584, lots 23 and 24 in Block 583 and lots 1 and 2 in Block 582, from R-2

Two Family Residence District to C-1 Neighborhood Business District, the City Attorney was directed to prepare ordinance for adoption by the Council rezoning this property as prayed for.

8 IN THE MATTER OF
ANNEXATION OF
PORTION BROUGHTON
COLONY

Whereas Wilbur E. Grant and Vivian Grant have filed a request for annexation of a portion of Broughton Colony to the City of Modesto, Commissioner Wilson introduced

RESOLUTION NO. 8815-N.S.

which was seconded by Commissioner Stanley accepting petition of Wilbur E. and Vivian Grant for annexation of a portion of Broughton Colony to the City of Modesto, as prayed for, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9

IN THE MATTER OF
SET DATE HEARING
ON ANNEXATION
PORTION BROUGHTON
TRACT

Commissioner Wilson introduced

RESOLUTION NO. 8816-N.S.

which was seconded by Commissioner Stanley setting the date of April 12, 1950 at 7:30P.M. at the City Hall as the time and place for the hearing of protests to the proposed annexation of a portion of Broughton Colony to the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10

IN THE MATTER OF
BIDS ON PAVING
MATERIAL

Whereas, pursuant to advertising for bids for paving material, the City Clerk reported two bids on file, whereupon Commissioner Frad introduced

RESOLUTION NO. 8817-N.S.

which was seconded by Commissioner Burkner, recommending that the bid of Standard Materials Company be accepted as it was the lowest and best bid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11

IN THE MATTER OF
AUTHORIZE PAYMENT
DEEP WELL TURBINE
PUMP

Commissioner Burkner introduced

RESOLUTION NO. 8818-N.S.

which was seconded by Commissioner Wilson authorizing progressive payment of \$10,551 69 to the Byron Jackson Company on the installation of deep well turbine pump at pump station No. 14 and directing the City Clerk to record notice of completion with the Recorder of Stanislaus County, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12

IN THE MATTER OF
GRANT EXTENSION
PITTSBURG DESMOINE
STEEL COMPANY

Commissioner Burkner introduced

RESOLUTION NO. 8819-N.S.

which was seconded by Commissioner Stanley granting an extension of ninety days to the Pittsburg Desmoine Steel Company on their contract for the erection of an elevated tank and tower, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13

IN THE MATTER OF
RES. ACCEPT DEED
NELLIE PICKETT

Commissioner Wilson introduced

RESOLUTION NO. 8820-N.S.

which was seconded by Commissioner Burkner, accepting deed from Nellie Pickett on a portion of lot 3 of Apricot Colony and directing the City Clerk to record deed with the Stanislaus County Recorder, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14

IN THE MATTER OF
COMMUNICATION EDWIN
BURT

A letter from Edwin Burt regarding the annexation of the Bodem Tatum Tract to the City of Modesto was referred to Cyril McC Henderson,

Planning Technician.

15 IN THE MATTER OF Ordinance No. 924-N.S. having been heretofore introduced and
 FINAL ADOPTION ORD. ordered printed and published at the special meeting of
 NO. 924-N.S. ANNEX February 1, 1950 and thereupon printed and published as
 BODEM-TATUM TRACT required by the Charter of the City of Modesto, coming on for final adoption at this
 time, it failed of adoption upon roll call by the following vote:
 Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon
 Noes: Councilmen: None
 Absent: Councilmen: None

16 IN THE MATTER OF Commissioner Wilson introduced an ordinance being
 ANNEXATION OF BODEM ORDINANCE NO. 929-N.S.
 TATUM TRACT
 entitled: "AN ORDINANCE ANNEXING UNINHABITED TERRITORY, BEING A PORTION OF THE BODEM
 AND TATUM TRACTS TO THE CITY OF MODESTO" and moved its adoption and passage to print
 and publish, which motion being duly seconded by Commissioner Burkner, it was upon
 roll call carried and the ordinance ordered published as above by the following vote:
 Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon
 Noes: Councilmen: None
 Absent: Councilmen: None

17 IN THE MATTER OF Ordinance No. 925-N.S. having been heretofore introduced
 FINAL ADOPTION and ordered printed and published at a special meeting of
 ORD. NO. 925-N.S. February 1, 1950 and thereupon printed and published as
 ANNEX RICE-TATUM required by the Charter of the City of Modesto coming on for final adoption at this
 TRACT time, it failed of adoption upon roll call by the following vote:
 Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon
 Noes: Councilmen: None
 Absent: Councilmen: None

18 IN THE MATTER OF Commissioner Stanley introduced an ordinance being
 ORD. ANNEX RICE- ORDINANCE NO. 930-N.S.
 TATUM TRACT
 entitled: "AN ORDINANCE ANNEXING UNINHABITED TERRITORY, BEING A PORTION OF THE RICE
 AND TATUM TRACTS TO THE CITY OF MODESTO" and moved its adoption and passage to print
 and publish, which motion being duly seconded by Commissioner Wilson, it was upon
 roll call carried and the ordinance ordered published as above by the following vote:
 Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon
 Noes: Councilmen: None
 Absent: Councilmen: None

19 IN THE MATTER OF Departmental reports for the month of February were read
 DEPARTMENTAL and ordered filed.
 REPORTS

20 IN THE MATTER OF Fire Chief Wemyss recommended that the Council amend
 FIRE WORKS Ordinance No. 677-N.S. to permit certain fire works to be
 ORDINANCE NO. 677-N.S. sold in the City of Modesto and to conform with the State law on fireworks regulation.

21 IN THE MATTER OF Commissioner Frad introduced
 ACCEPT DEEDS RESOLUTION NO. 8821-N.S.
 which was seconded by Commissioner Wilson accepting deed from Lee Rogers and
 Kathleen Rogers, husband and wife and James A. Gonzales and Estelle Gonzales,
 husband and wife, on a portion of lot 7 of Rice Colony, to be used for street
 purposes by the City of Modesto and directing the City Clerk to record deed with the

County Recorder, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 8822-N.S.

which was seconded by Commissioner Frad accepting deed from Reid C. Cochran and Carol V. Cochran, husband and wife on a portion of lot 5 of the Bodem Colony to be used for street purposes by the City of Modesto and directing the City Clerk to record deed with the County Recorder, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Wilson introduced

RESOLUTION NO. 8823-N.S.

which was seconded by Commissioner Stanley accepting deed from Clara B. Burke and Daniel Burke, husband and wife, on a portion of lots 3 and 4 of the Bodem Colony to be used for street purposes by the City of Modesto and directing the City Clerk to record deed with the County Recorder, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 8824-N.S.

which was seconded by Commissioner Wilson accepting deed from Clyde E. Miller and D. Marian Miller, husband and wife, on a portion of lots 1 and 2 of the Bodem Colony, to be used for street purposes by the City of Modesto and directing the City Clerk to record deed with the County Recorder, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
BANNER ACROSS
STREETS-DE-MOLAYS

Commissioner Wilson introduced

RESOLUTION NO. 8825-N.S.

which was seconded by Commissioner Stanley granting permit to the De-Molays to display banner across Tenth and J Streets from March 10th to 18th, to advertise their Central California Basketball Tournament and directing the Fire Chief to erect the banner for them after the usual fee of \$10 00 has been paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
BANNER ACROSS
STREETS-TUBERCULOSIS
ASSOCIATION

Commissioner Frad introduced

RESOLUTION NO. 8826-N.S.

which was seconded by Commissioner Wilson granting permit to the Stanislaus County Tuberculosis and Health Association to display banner across I Street between Ninth and Tenth Streets, to advertise a mass x-ray drive to be put on in Modesto during the period of April 11, 1950 through April 29, 1950 and waiving the usual fee of \$10 00 and directing the Fire Department to install banner, which resolution was regularly adopted by

the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

27 IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced

RESOLUTION NO. 8827-N.S.

which was seconded by Commissioner Wilson adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST:  REX E. GAILFUS, CITY CLERK

Council Meeting

March 15, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M.

Present: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
ORD. REZONE PROPERTY
MORRIS & HIGH STREETS

Commissioner Frad introduced an ordinance being

ORDINANCE NO. 931-N.S.

entitled: "AN ORDINANCE CHANGING USE DISTRICT AND REZONING FROM R-2 TWO FAMILY RESIDENCE DISTRICT TO C-1 NEIGHBORHOOD BUSINESS DISTRICT" and moved its adoption and passage to print, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and the ordinance ordered published by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2 IN THE MATTER OF
REQUEST OFFICE
SPACE FIRE STATION
NO. 1

A communication was filed with the Council by the Area Veterinary Detachment 6002 ASU requesting office space in the basement of Fire Station No. 1, 610 11th Street. The

City Clerk was directed to notify them that space would not be available at Fire Station No. One as all space would be needed for various departments of the City in the near future.

3 IN THE MATTER OF
CANCEL TAX
ASSESSMENTS

Commissioner Wilson introduced

RESOLUTION NO. 8828-N.S.

which was seconded by Commissioner Frad, authorizing the City Auditor to cancel the following assessments:

Tax Bill No.	Segregation No.	Name	Location	Amount	Penalty
526	5550	Maude Bridge	Block 72, lots 17-19	\$20 72	\$1.04
3533	5553	Paul Robertson	Block 319 Por " 8-9	2 11	.21
4958		Frank A. Freitas	" 628 lot 10	6 70	.34
Tax Sale No. 8546		" " " " "	" " " " "	7.54	

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
RECREATION CENTER

Whereas the City Recreation Commission has requested that the City of Modesto proceed with the construction of the L. J. Maddux Youth Recreation Center in the West Side Park and has turned over to the City of Modesto the sum of \$18,277 52, which they had collected for the construction of the said Youth Center, Commissioner Wilson introduced

RESOLUTION NO. 8829-N.S.

which was seconded by Commissioner Stanley accepting the said sum of \$18,277 52 from the Modesto Recreation Commission and the City Auditor is authorized to set up a special account to be known as the "Special Account L. J. Maddux Youth Recreation Center Building Fund", for these funds, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
RES. APPRECIATION
TO BUILDING TRADES
COUNCIL

Commissioner Burkner introduced

RESOLUTION NO. 8830-N.S.

which was seconded by Commissioner Frad, expressing appreciation of the citizens of the City of Modesto for the donations given by the Building Trades Council composed of the following unions, for the construction of the L. J. Maddux Recreation Center in West Side Park:

Plasterers & Cement Finishers, Local 429

Operating Engineers, Local 734

Carpenters, Local 1306

Postal Clerks, Local 635

Chemical Workers Local 190

Laundry Workers, Local 177

Barbers Local 787

Painters Local 317

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
PLANS FOR RECREATION
BUILDING IN WEST SIDE
PARK

City Engineer Rossi was directed to prepare plans for the L. J. Maddux Youth Recreation Center in West Side Park for presentation to the Council at their next meeting.

7
IN THE MATTER OF
ESTABLISH POLICY
ON USE OF MANCINI
MUSIC BOWL

Whereas, there is situated in Graceada Park an open air bowl, known as Mancini Music Bowl, and whereas this structure was built with funds left by the late Margheurita Monotti, and

Whereas the Superior Court of the State of California decreed in November, 1947, that the funds could be used for the construction of a children's outdoor theatre in Graceada Park, said theatre to be used for community musical events by juvenile musicians, for grammar school graduation exercises for children's games, for presentation of outdoor pageants and theatricals by juvenile for use by boy scouts, girl scouts, 4 H Clubs and for group activities of juvenile organization, for band concerts and for school festivals of all types, and

Whereas the Recreation Commission passed a resolution that the Mancini Music Bowl should not be used for political or religious purposes, and whereas the Council

desires to establish a policy for the use of said Mancini Bowl, Commissioner Wilson introduced

RESOLUTION NO. 8831-N.S.

which was seconded by Commissioner Stanley recommending that the policy be established for the use of said Mancini Music Bowl:

- 1- That said Mancini Music Bowl shall not be permitted to be used for Commercial, political or religious purposes:
- 2- That the use of Mancini Music Bowl shall be confined to those purposes set forth in the decree of the Superior Court as enumerated hereinabove.

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
RENT CONTROL

Commissioner Stanley introduced

RESOLUTION NO. 8832-N.S.

which was seconded by Commissioner Wilson appointing Rex E. Gailfus, City Clerk, Frank J. Rossi, City Engineer and Cyril McC Henderson, Planning Technician, as a committee to study the report filed by the Rental Property Owners and Operators Association of Stanislaus County, on the lifting of rent control in the City of Modesto and to report their findings and recommendations at the regular meeting of the Council on April 12, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
REPORT BY CITY
ENGINEER ON ADVANCE
PLANNING

City Engineer Rossi gave a report to the Council on the procedure necessary for the City to receive funds from the Federal Government to finance advance engineering studies on proposed annexations of territory to the City. No action was taken by the Council at this time.

10
IN THE MATTER OF
AUTHORIZE ROSSI
ATTEND MEETING

Commissioner Burkner introduced

RESOLUTION NO. 8833^A-N.S.

which was seconded by Commissioner Wilson authorizing City Engineer Frank J. Rossi to attend the meeting of the Western Public Works Congress, April 2, 3 and 4, 1950 in Oakland, with all expenses paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
ADJOURNMENT

Commissioner Burkner introduced

RESOLUTION NO. 8834^A-N.S.

which was seconded by Commissioner Wilson, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST:  REX E. GAILFUS, CITY CLERK

March 22, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF APPROVAL OF MINUTES The minutes of the regular meeting of March 8, 1950 having been heretofore read by each Councilman were approved as so read.

IN THE MATTER OF AIRPORT RATES Harry Sham, Manager of the Municipal Airport, together with several operators at the Airport appeared before the Council in regard to a change in the license fees being paid by the operators. The operators informed the City Council that business was very quiet and that in order for them to be able to continue in business, they thought that some adjustments should be made. The Council informed them that they wished to consider the matter for a week or two before any action was taken.

2 IN THE MATTER OF BIDS-VACUATOR TANK Whereas, pursuant to advertising for bids for the construction of one vacuator tank and appurtenances, the City Clerk reported seven bids on file, and after opening and comparing said bids, Commissioner Frad introduced

RESOLUTION NO. 8833-N.S.

which was seconded by Commissioner Burkner awarding the bid on item one to the Spears Construction Company for \$39,400 00, as this was the lowest and best bid and appointing the Mayor and City Clerk as signatory officials on contract agreement for the completion of the work, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced

RESOLUTION NO. 8834-N.S.

3 which was seconded by Commissioner Wilson rejecting all bids on item two of bid for the furnishing and installing valves and piping in Vacuator Tank and Control Structure, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced

RESOLUTION NO. 8835-N.S.

4 which was seconded by Commissioner Burkner, awarding bid on item three for furnishing and installing electric switchboard in the construction of Vacuator tank to the Industrial Electrical Company for \$1,545 00, as this was the lowest and best bid, and appointing the Mayor and City Clerk as signatory officials on contract agreement for the completion of the work, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF PORTABLE TRAFFIC SIGNAL William A. Skidgel, appeared before the Council and demonstrated a portable electrical traffic signal which he had manufactured and filed a pamphlet with the Council giving information on the signal. He was informed by the Council that the City did not have funds available at the present time to purchase one of these signals

but might consider the purchase at some future date.

6 IN THE MATTER OF
INSTALLATION WATER
MAINS E. T. HAAS CO.

Whereas the City Engineer has filed a report with the City Council on the completion of the installation of City water mains on Virginia Avenue from Morris Avenue to Needham Avenue on Twelfth Street to E Street on E Street to Tenth Street and on Tenth Street to city property in Block 50 by the E. T. Haas Company, Commissioner Burkner introduced

RESOLUTION NO. 8836-N.S.

which was seconded by Commissioner Frad accepting the work as completed by E. T. Haas Company and authorizing progressive payment of \$1146 02 and directing the City Clerk to record notice of Completion with the Recorder of Stanislaus County, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7 IN THE MATTER OF
APPROVE MASONIC
CEMETERY MAPS

Commissioner Wilson introduced

RESOLUTION NO. 8837-N.S.

which was seconded by Commissioner Stanley approving maps of the Masonic Cemetery and appointing the Mayor and City Clerk as signatory officials, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8 IN THE MATTER OF
NOTICE TO BIDDERS
TRAFFIC SIGNAL
EQUIPMENT

Commissioner Burkner introduced

RESOLUTION NO. 8838-N.S.

which was seconded by Commissioner Stanley authorizing the City Clerk to call for bids on traffic signal equipment, said bids to be opened on April 12, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9 IN THE MATTER OF
APPROVE AGREEMENT
GAS TAX ON MAJOR
CITY STREETS

Commissioner Frad introduced

RESOLUTION NO. 8839-N.S.

which was seconded by Commissioner Wilson approving memorandum of agreement for expenditure of gasoline tax allocation on major city streets in the City of Modesto and appointing the Mayor and City Clerk as signatory officials, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10 IN THE MATTER OF
FINAL ADOPTION OF
ORD. NO. 929-N.S.
ANNEX BODEM & TATUM
TRACT

Ordinance No. 929-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of March 8, 1950 and thereupon printed and published as

required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
FINAL ADOPTION OF
ORD. NO. 930-N.S.
ANNEX RICE & TATUM
TRACT

Ordinance No. 930-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of March 8, 1950 and thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
FINAL ADOPTION OF
ORD. NO. 931-N.S.
REZONE PROPERTY
MORRIS & HIGH STS

Ordinance No. 931-N.S. having been heretofore introduced and ordered printed and published at the special meeting of March 15, 1950 and thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
ACCEPT DEEDS

Commissioner Stanley introduced
RESOLUTION NO. 8840-N.S.

which was seconded by Commissioner Wilson, accepting deed from Elizabeth Zimmerman, a widow on a portion of lots 16, 17 and 18 of the Tatum Tract to be used for street purposes and directing the City Clerk to record said deed with the Recorder of Stanislaus County which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Stanley introduced
RESOLUTION NO. 8841-N.S.

14
which was seconded by Commissioner Wilson accepting deed from Henry Grube and Janet Grube, husband and wife, Jack Andrews, a single man and Edwin Burt and May Swan Burt, husband and wife on a portion of lots 11, 12, 13, 14, 15 of the Tatum Tract, to be used for street purposes, and directing the City Clerk to record said deed with the Recorder of Stanislaus County, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

15
IN THE MATTER OF
MOVE TAXI STAND
ACME TAXICAB CO.

Whereas pursuant to referring request of Sam Secreto, operating the Acme Taxicab Company at Tenth and I Streets, for permission to move one stand to the southeast corner of Ninth and I Streets to the Chief of Police for investigation and recommendation, Captain Coulson reported at this time that he recommended this request be granted and Commissioner Stanley introduced

RESOLUTION NO. 8842-N.S.

which was seconded by Commissioner Frad authorizing the transfer of taxicab stand from the southeast corner of Tenth and I Streets to the southeast corner of Ninth and I Streets with the understanding that Mr. Secreto would pay any costs involved in transferring this stand, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

16
IN THE MATTER OF
ORD. APPROPRIATE
FUNDS BUILD YOUTH
CENTER

Commissioner Wilson introduced an ordinance being
ORDINANCE NO. 932-N.S.

entitled: "AN ORDINANCE APPROPRIATING FUNDS FOR THE CONSTRUCTION OF THE L. J. MADDUX RECREATION YOUTH CENTER" and moved its adoption and passage to print, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and ordered published by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

17
IN THE MATTER OF
ADJOURNMENT

Commissioner Wilson introduced
RESOLUTION NO. 8843-N.S.

which was seconded by Commissioner Frad adjourning this Council meeting now in session by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None


ATTEST: REX E. GAILRUS, CITY CLERK

Special Council Meeting

April 5, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
PROGRESSIVE PAYMENT
PITTSBURGH-DESMOINES
STEEL COMPANY

Commissioner Burkner introduced
RESOLUTION NO. 8844-N.S.

which was seconded by Commissioner Stanley authorizing progressive payment of \$4899.52 to the Pittsburgh-DesMoines Steel Company on the furnishing and installing of a 600,000 gallon elevated steel water tank, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
PAYMENT EXTRA WORK
ON CITY WATER MAINS

Commissioner Burkner introduced
RESOLUTION NO. 8845-N.S.

which was seconded by Commissioner Stanley authorizing payment of \$1071 32 to E. T. Haas Company for extra work on the installation of city water mains in accordance with contract awarded on November 16, 1949, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
AUTHORIZE M. McKINNIE
ATTEND CONVENTION

Commissioner Burkner introduced
RESOLUTION NO. 8846-N.S.

which was seconded by Commissioner Frad, authorizing M. B. McKinnie, Sewage Plant Superintendent, to attend the meeting of the California

Sewage Works Association in Long Beach, May 3 to 6, 1950, with all expenses paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
NOTICE TO BIDDERS
MADDUX YOUTH CENTER

Commissioner Wilson introduced

RESOLUTION NO. 8847-N.S.

which was seconded by Commissioner Frad authorizing the City Clerk to call for bids for furnishing labor equipment and materials for the construction of Unit I of the L. J. Maddux Youth Recreation Center, said bids to be opened at the regular meeting of the Council on Wednesday, April 26, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
COMMUNICATION

A communication from Patrolmen, Vern L. Finch and Raymond Stroud, expressing their appreciation for the opportunity of attending the course in Basic Police Training, Northern California Peace Officers Training Center at Pleasanton, was read and ordered filed.

6
IN THE MATTER OF
COMMUNICATION FRANK
C. DAMRELL

A communication was received from Frank C. Damrell in which he tendered his resignation from the Charter Committee, whereupon

Commissioner Stanley introduced

RESOLUTION NO. 8848-N.S.

WHEREAS, Frank C. Damrell has been appointed as a member of the Citizen's Advisory Committee to draft a charter at the request of the City Council, and

WHEREAS, Frank C. Damrell has tendered his resignation as a member of said committee, and

WHEREAS the City Council have the utmost confidence in Mr. Damrell's judgment does not desire to accept his resignation,

NOW THEREFORE BE IT RESOLVED that the City Council is of the opinion that Mr. Damrell should remain a member of the Advisory Committee and that the City Council has confidence in his judgment and ability to serve as a member of this committee, and

BE IT FURTHER RESOLVED that Mr. Damrell offer of resigning is respectfully refused, which resolution was seconded by Commissioner Frad and duly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
LETTER MODESTO JUNIOR
CHAMBER OF COMMERCE
RE: JUNIOR TRAFFIC
PATROL

A communication received from the Modesto Junior Chamber of Commerce expressing commendation on the manner in which Officer E. P. DeMott has trained the Junior Traffic Patrol at the various schools in the city was read and ordered filed.

8
IN THE MATTER OF
AUTHORIZE PAYMENT
HARRY NEVILLE JENKS

Commissioner Frad introduced

RESOLUTION NO. 8849-N.S.

which was seconded by Commissioner Burkner authorizing payment of \$3000 00 to Harry Neville Jenks for consulting engineering services as per agreement, said payment to be charged to the general fund pending receipt of funds from the State of California,

as provided under Chapter 47, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
APPLICATION FOR
SELF SERVICE STATION
MODERN OIL CO.

Commissioner Frad introduced
RESOLUTION NO. 8850-N.S.

which was seconded by Commissioner Burkner granting permit to Raymond C. Brown, Jess A. Hall and Walter E. Barbour, doing business as the Modern Oil Company to operate a self service gasoline and oil station at 1402 Ninth Street, as provided by Ordinance No. 921-N.S. which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
DEED FROM CHARLES
J. HALL ET UX

Commissioner Burkner introduced
RESOLUTION NO. 8851-N.S.

which was seconded by Commissioner Frad, accepting partial reconveyance deed from Charles J. Hall and Viola L. Hall, husband and wife on the westerly 10 feet of the southerly 64.3 feet of the Northerly 126.3 feet of lot 1 of the Mission Grove Tract and directing the City Clerk to record said deed with the Recorder of Stanislaus County and to pay statement of \$3.50 to the Modesto Title Company for the preparing of the deed, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
PROTEST TO BUILDING
IN BLOCK 469-N.S.

A petition was filed with the Council and Frank R. Ewers appeared before the Council requesting that the Council take action on compelling Mrs. Jessie Trueblood, owner of a dwelling moved onto Block 469, October 1949 to improve the dwelling to conform with the building code and surrounding dwellings. By order of the Council, the City Engineer and Building Inspector were directed to negotiate with the owner of this property and arrange for the improvement of the property in order to comply with building regulations in that neighborhood.

12
IN THE MATTER OF
SET DATE HEARING
ON REZONING
PROPERTY

A communication from the Modesto City Planning Commission, notifying the Council that they had held the necessary hearings for the rezoning of Block 446, lots 1 and 2, Block 447, lots 6 to 11 incl. from R-1 Single Family Residence District to the R-3 Multiple Family Residence District and the rezoning from R-1 Single Family Residence District to the R-2, Two Family Residence District of Block 452 and recommending that the Council set a date for the hearing of protests as provided by Ordinance No. 700-N.S., whereupon Commissioner Wilson introduced

RESOLUTION NO. 8852-N.S.

which was seconded by Commissioner Stanley setting the date of April 26, 1950 at 7:30 P.M. at the City Hall as the time and place for the hearing of protests to the rezoning of this property, which resolution was regularly adopted by the following

vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13

IN THE MATTER OF
PARKING OF BICYCLES
FRONT STATE THEATRE

Mr. Burt Henson of the Modesto Theatres appeared before the Council and requested that the Council make some arrangements for the parking of bicycles in front of the State Theatre on J Street. By order of the Council this matter was referred to the City Engineer and Police Chief to investigate and report back at the next Council meeting.

IN THE MATTER OF
ADJOURNMENT

Commissioner Wilson introduced

RESOLUTION NO. 8853-N.S.

14

which was seconded by Commissioner Stanley adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST:  REX E. GAILFUS, CITY CLERK

Council Meeting

April 12, 1950

The Council of the City of Modesto met in regular session this date as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of March 22, 1950 and special meeting of April 1, 1950 having been heretofore read by each Councilman, were approved as so read.

IN THE MATTER OF
ORAL COMMUNICATIONS

Attorney Frank C. Damrell appeared before the Council and explained his reasons for wishing to resign from the Citizen's Advisory Committee and stated that in his opinion, under the present conditions, he could not be of any service on the committee and requested the Council reconsider the matter and accept his resignation. After considerable discussion as to whether the original resolution appointing the Citizen's Advisory Committee should be rescinded and a new Board of Freeholders be elected by the people, the matter was held over for consideration at a later date.

IN THE MATTER OF
CLAIMS FOR MONTH
OF MARCH, 1950

Claims against the City of Modesto for the month of March, 1950, having been heretofore audited by the Council and found to be correct,

Commissioner Wilson introduced

RESOLUTION NO. 8854-N.S.

ordering that all of the said claims so audited and approved be and the same are hereby allowed, with reference being made to the Auditor's Cash Record for further details relative to the amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$109,703 04
WATER FUND-----	8,717 08
LIBRARY FUND-----	3,062 62
PARKING METER FUND-----	32 50
FIRE BOND FUND-----	214 41

2

WATER BOND FUND----- 7,325 07

SEWER BOND FUND----- 464 21

\$129,518 93

which motion was duly seconded by Commissioner Burkner, who moved its adoption, which resolution was duly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

3 IN THE MATTER OF
ANNEXATION OF TRACTS

A petition was filed by Mary A. Sanders for the annexation of Campus Tract #2 to the City of Modesto and petition was filed by Halsey West et ux and Ward and Marian Snowden for the annexation of a portion of the Las Palmas Tract to the City of Modesto. By order of the Council these petitions were held up temporarily until some solution for the installation of sewer lines in these districts could be agreed upon by the petitioners as the City is now in a position where they would be unable to supply sewage service unless some program of financing was put into effect for all new annexed territory.

4 IN THE MATTER OF
PETITION ERECT
SIGNBOARD-FOSTER
& KLEISER

A petition was filed by Foster and Kleiser Company for the erection of two 10' x 25' poster panels at the corner of Fourth and H Streets in Block 10, lots 1 to 7 inc. The City Engineer reported that the plan for the signs met all regulations as required by city ordinances. Some objections were expressed to the placing of any additional signs in the City of Modesto and the matter was held over until next week.

5 IN THE MATTER OF
COMMUNICATION

A request was filed by the Modesto Airmen's Association, Inc. to hold their annual dance in the hangar at the Modesto Municipal Airport, on June 17, 1950, whereupon Commissioner Frad introduced
RESOLUTION NO. 8855-N.S.

which was seconded by Commissioner Wilson, granting permit to hold their annual hangar dance at the Modesto Municipal Airport on June 16, 1950, providing they file an insurance policy with the City Clerk, with limits of \$50/100,000, public liability and \$5000 property damage before the dance is held, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6 A communication from the Central Valley Empire Association regarding the annual "Calvalcade of the Air" to be held on April 28th to May 15th was referred to the Airport Manager, Harry Sham.

7 IN THE MATTER OF
OPEN BIDS ON TRAFFIC
SIGNAL EQUIPMENT

Whereas, pursuant to advertising for bids for traffic signal equipment and materials, the City Clerk reported four bids on file which were opened and considered by the Council. By order of the Council these bids were referred to the City Engineer for tabulation and recommendation.

8 IN THE MATTER OF
FINAL PAYMENT BYRON
JACKSON COMPANY

Commissioner Burkner introduced
RESOLUTION NO. 8856-N.S.

which was seconded by Commissioner Frad, authorizing the final payment of \$3517 23 to Byron Jackson Company for the installation of one deep well turbine pump in accordance with contract, as the thirty five day lien period required by the contract has expired and no claims have been filed against the contractors, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
HEARING ON ANNEXATION
PORTION BROUGHTON
COLONY

Whereas, pursuant to advertising the hearing of protests to the proposed annexation of a portion of the Broughton Colony to the City of Modesto, and whereas no protests were filed, Commissioner Stanley

introduced an ordinance being

ORDINANCE NO. 933-N.S.

entitled: "AN ORDINANCE ANNEXING UNINHABITED TERRITORY, BEING A PORTION OF THE BROUGHTON COLONY TO THE CITY OF MODESTO" and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 932-N.S. APPRO-
PRIATE FUNDS YOUTH
CENTER

Ordinance No. 932-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of March 22, 1950 and thereupon printed and published as required by the Charter of the

City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
STREET NUMBERING
ORDINANCE

Commissioner Frad introduced an ordinance being

ORDINANCE NO. 934-N.S.

entitled: "AN ORDINANCE TO PROVIDE AN OFFICIAL PROPERTY NUMBERING SYSTEM FOR THE PROPERTIES AND PRINCIPAL BUILDINGS IN THE CITY OF MODESTO AND PRESCRIBING THE PENALTY FOR VIOLATION OF THE PROVISIONS OF SAID ORDINANCE", and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
TRANSFER OF TREASURY
NOTES

Commissioner Wilson introduced

RESOLUTION NO. 8857-N.S.

which was seconded by Commissioner Frad, authorizing the Treasurer to exchange the United States of America Treasury Notes, 1 3/8%, due April 1, 1950, owned by the City of Modesto, for Treasury notes, 1 1/2%, due March 15, 1955 and directing the Treasurer of the City of Modesto to pay the accrued interest due from March 15 to April 1, 1950, in the amount of \$277 17 on the Treasury notes exchanged, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

13

IN THE MATTER OF AIRPORT RATES After some discussion on the reduction of rates provided in Ordinance No. 891-N.S. for operators at the Modesto Municipal Airport, City Attorney Halley was directed to prepare an amendment to this ordinance along the lines discussed by the Council and Airport Manager Harry Sham.

14

IN THE MATTER OF AUTHORIZE DON CARLOS ATTEND MEETING Commissioner Burkner introduced RESOLUTION NO. 8858-N.S. which was seconded by Commissioner Wilson authorizing J. E. Don Carlos, Assistant Superintendent of Parks, to attend the National Shade Tree Conference in Long Beach, May 24-27, 1950, with all expenses paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

15

IN THE MATTER OF DEPARTMENTAL REPORTS Departmental reports for the month of March, 1950 were read and ordered filed.

16

IN THE MATTER OF REPORT BY CHIEF PICKERING Police Chief Pickering gave a verbal report on his trip to Washington D. C. to attend the Federal Board of Investigation National Academy and expressed his appreciation to the Council for granting him permission to attend this training school.

17

IN THE MATTER OF ADJOURNMENT Commissioner Burkner introduced RESOLUTION NO. 8859-N.S. which was seconded by Commissioner Wilson, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

Special Council Meeting

April 19, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Absent: Councilmen: None

1

IN THE MATTER OF NEW CHARTER A group of citizens appeared before the Council and urged that the new charter to be submitted to the people for certain adoption/a tax limitation, provide for a majority vote of the Council in dismissing the City Manager and various other changes. The following persons expressed their views and made various suggestions which they believed should be considered in the redrafting of the Charter, Walter Field, A. P. Pike, Frank Collier, Frank Andrews, James Rice, Al Green and E. J. Bryant. After considerable discussion, Councilman Frad suggested that the City Council approve the election of a new group of free-holders and that the matter be held over for one week for consideration.

2
IN THE MATTER OF
RENT CONTROL

A written report was filed by the Committee appointed by the Council composed of Rex Gailfus, Cyril Henderson and Frank Rossi for the investigation of the report filed by the Rental property Owners and Operators Association and the report filed by the Labor Council on the decontrol of rent control in the City of Modesto. Attorney Robert B. Fowler, representing the Rental Property Owners and Operators Association requested that no action be taken by the Council until he had had another week to confer with his clients. By order of the Council this matter was tabled until the regular meeting of the Council to be held on April 26, 1950.

3
IN THE MATTER OF
REQUEST AMEND ORD.
REGULATE MUSIC IN
RESTAURANTS-BARS

Thomas Doyle representing the Musician's Union, together with other members of the union, appeared before the Council and requested that they consider amending the city ordinance providing that music could not be played in restaurants and bars after midnight. It was suggested that "live" music be permitted to play until 2:00 A.M. under proper regulation. The Council indicated that some change might be made after further study.

4
IN THE MATTER OF
ALLOCATING REVENUE
PARKING METERS

Commissioner Stanley introduced
RESOLUTION NO. 8860-N.S.

which was seconded by Commissioner Wilson recommending that all revenue from parking meters be allocated to-wit: fifty per cent (50%) to be used for purchase, installation, operation, maintenance, supervision, inspection and control of said parking meters and fifty per cent(50%) be devoted to the use by the Parking Authority for the procurement, operation and maintenance of all-street parking facilities in the city and that the Parking Authority shall be authorized to draw against said account for the uses and purposes herein set forth by means of vouchers duly authenticated by the Chairman of the Parking Authority and presented for payment to the City Clerk, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

5
IN THE MATTER OF
PLACING BLOCK 121
LOTS17-32 UNDER
CONTROL PARKING
AUTHORITY

Commissioner Stanley introduced
RESOLUTION NO. 8861-N.S.

which was seconded by Commissioner Wilson recommending that Block 121, lots 17 to 32 inc. owned by the City of Modesto be used as an off-street parking area for the benefit of the general public and that the establishment, maintenance and operation of off-street parking facilities on this property be under the complete and exclusive jurisdiction and control of the City of Modesto Parking Authority and the real property herein referred to having been acquired by the City to be used as a Civic Center and for the construction of city buildings, may at any time be withdrawn as a parking facility and put to such other civic use as the Council may in its discretion determine, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

6
IN THE MATTER OF
AWARD BID ON TRAFFIC
SIGNAL EQUIPMENT

Whereas, pursuant to referring bids on traffic signal equipment to the City Engineer for tabulation, City Engineer Rossi filed a report recommending that the bid of the Westinghouse Electric Supply Company be accepted as it was the lowest and best bid, whereupon Commissioner Frad introduced

RESOLUTION NO. 8862-N.S.

which was seconded by Commissioner Stanley awarding the bid to the said Westinghouse Electric Supply Company for \$2200.15 for traffic signal equipment and appointing the Mayor and City Clerk as signatory officials on contract agreement and directing the City Clerk to return the bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
REQUEST BILLBOARD
FOSTER & KLEISER

Whereas, pursuant to delaying action on the request of the Foster & Kleiser Company for the erection of billboards at the corner of Fourth and H Streets, the City Attorney filed a decision that Ordinance No. 302-N.S. as amended thereafter, would permit the Council to refuse to permit erection of billboards if they feel that such erection would be dangerous to public health, morals, safety or general welfare. The City Clerk reported that Warren E. Munford, Public Relations Representative of Foster & Kleiser Company had telephoned requesting that the application be withdrawn.

8
IN THE MATTER OF
PLACING CONTROL OF
LOTS 19-20 BLOCK 81
UNDER PARKING
AUTHORITY

Commissioner Stanley introduced
RESOLUTION NO. 8863-N.S.

which was seconded by Commissioner Burkner placing Block 81, lots 19 and 20, purchased by the City of Modesto, for the purpose of off-street parking facilities, under the jurisdiction of the Parking Authority and that one-half of the area of said property be restricted for the use of parking vehicles owned by the City, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
ORDINANCE REGULATE
AIRPORT RATES

Commissioner Burkner introduced an ordinance being
ORDINANCE NO. 935-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 891-N.S. OR THE CITY OF MODESTO BY REDUCING THE ANNUAL LICENSE FEE" and moved its adoption and passage to print, which motion being duly seconded by Commissioner Frad, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
PETITION RENT
CITY PROPERTY

A petition was filed by the Dixie Maid Products Company to lease the unimproved property owned by the City of Modesto, Block 588, lots 9 to 12 inc. for a period of ten years at a rental of \$60 00 per month. Since this property had been deeded to the City by the County and Modesto Irrigation District with the stipulation that it was to be used for "governmental and/or operative purposes for the use and benefit of the City of Modesto, and not to offer it for re-sale", request could not be granted to said applicants and the City Clerk was directed to notify Mr. Robert K. Ford, local realtor, agent for the Dixie Maid Products Company.

11
IN THE MATTER OF
LETTER FRANK C.
DAMRELL

A written confirmation of the verbal request made by Frank Damrell to resign from the Citizen's Advisory Committee

was read. No action was taken by the Council on this request.

12
IN THE MATTER OF
REPORT FROM
ACTUARIES

An actuarial report was filed by Coates, Herfurth & England for the contributions required by participation of the City of Modesto employees, other than the Police and Fire Department personnel, in the State Employees' Retirement system. This report was ordered filed for later consideration by the Council.

13
IN THE MATTER OF
REPORT ON BICYCLES
FRONT STATE THEATRE

Whereas, pursuant to referring the request of the State Theatre for the City to make provisions for the parking of bicycles at the theatre. Police Chief Pickering and City Engineer Rossi reported that they recommended the first stall off J Street, on the northeasterly side of 13th Street to the pedestrian lane be used for the parking of bicycles and that racks be established in this space by the State Theatre, whereupon Commissioner Stanley introduced

RESOLUTION NO. 8864-N.S.

which was seconded by Commissioner Wilson authorizing the City Engineer to install the proper markings on the street and curb, reserving this section for the parking of bicycles as stated above and requiring the State Theatre to install the necessary bicycle racks, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

14
IN THE MATTER OF
ADVERTISE BIDS ON
LALOMA STREET BRIDGE

Commissioner Frad introduced

RESOLUTION NO. 8865-N.S.

which was seconded by Commissioner Wilson authorizing the City Clerk to call for bids on furnishing labor, equipment and material necessary for the construction of the LaLoma Bridge over Beard Brook, said bids to be opened at the regular meeting of May 24, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

15
IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced

RESOLUTION NO. 8866-N.S.

which was seconded by Commissioner Wilson adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None


ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting

April 26, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon
Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of April 12 and the special meeting of April 19, 1950 were approved as mailed to the Councilmen.

IN THE MATTER OF
RENT CONTROL

A large group of citizens appeared before the Council, some advocating and some opposed to the proposed decontrol of the rentals

in the City of Modesto. The report filed with the Council at the Council meeting of April 19, 1950 by the Committee appointed by the Council was discussed, following which the Mayor stated a public hearing would be held at a date time and location to be set at the next Council meeting, May 5, 1950.

2 IN THE MATTER OF A petition was filed by John Quaresma and others for annex-
PETITION FOR ANNEXATION ation of a portion of the Northwest quarter, Section 20 T3S,
JOHN QUARESMA R9E to the City of Modesto. This petition was ordered filed with other applications
filed previously with the Council for annexation of other tracts, to be considered
at a later date.

3 IN THE MATTER OF Whereas, pursuant to calling for bids for the furnishing of
BIDS ON MADDUX YOUTH labor, equipment and certain material for the construction
RECR ATION CENTER of Unit 1 of the L. J. Maddux Youth Recreation Center, in accordance with the plans
and specifications on file in the office of the City Engineer, the City Clerk report-
ed two bids on file and after consideration by the Council, Commissioner Wilson
introduced

RESOLUTION NO. 8867-N.S.

which was seconded by Commissioner Stanley, recommending that the bid of Sauerwein & Thompson for \$16,841 00 be accepted as it was the lowest and best bid and the Mayor and Auditor are hereby appointed signatory officials for contract agreement for completion of the construction, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF Commissioner Burkner introduced
AUTHORIZE PROGRESSIVE RESOLUTION NO. 8868-N.S.
PAYMENT PITTSBURG
DES MOINE COMPANY

which was seconded by Commissioner Frad, authorizing
progressive payment of \$12,405 15 to the Pittsburg-DesMoines Steel Company for the
furnishing and installing of elevated steel water tank including tower, which
resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF Commissioner Burkner introduced
PROGRESSIVE PAYMENT RESOLUTION NO. 8869-N.S.
SPEARS CONSTRUCTION
COMPANY

which was seconded by Commissioner Wilson authorizing
progressive payment of \$1,477 50 to the Spears Construction Company for the con-
struction of a Vacuator Tank in accordance with contract awarded, which resolution
was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6 IN THE MATTER OF Commissioner Burkner introduced
PAYMENT EXTRA WORK RESOLUTION NO. 8870-N.S.
ESTIMATE NO. 1 ON
VACUATOR TANK

which was seconded by Commissioner Frad, authorizing payment
of \$641 25 on extra work estimate No. 1 to Spears Construction Company for extra
work estimate No. 1 to Spears Construction Company for extra work done under the

contract for the construction of a vacuator tank, as provided in contract, part I, Section 9, paragraph (c) of the specifications, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
FINAL PAYMENT TO
E. T. HAAS COMPANY
INSTALLING WATER MAINS

Commissioner Burkner introduced
RESOLUTION NO. 8871-N.S.

which was seconded by Commissioner Wilson authorizing payment of \$5399 48 to E. T. Haas Company, Contractors on the installation of city water mains on Virginia Avenue, from Morris to Needham, on Twelfth Street to E Street on E Street to Tenth Street and on Tenth Street to city property in Block 50, as the 35 days lien period required by the contract has expired and no claims have been filed against the contractor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
REQUEST FOR CURB
CUT-A. A. FIELDS

Commissioner Burkner introduced
RESOLUTION NO. 8872-N.S.

which was seconded by Commissioner Frad, authorizing A. A. Fields to cut the curb on his property in Block 63, lots 23 and 24, sixteen feet, under the supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
REQUEST FOR CURB
CUT AND REMOVAL OF
TREE-WARDCO DRUG &
CHEMICAL COMPANY

Commissioner Frad introduced
RESOLUTION NO. 8873-N.S.,

which was seconded by Commissioner Burkner granting permit to the Wardco Drug & Chemical Company to cut the curb 20 feet in Block 15, lots 29 and 30 under the supervision of the City Engineer and to remove one tree on Fourth Street in front of new driveway to be constructed, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
HEARING ON REZONING
PROPERTY

Whereas, pursuant to advertising hearing to be held at this time for the rezoning of Block 446, lots 1 and 2 and Block 447, lots 6 to 11

inclusive, from R-1 Single Family Residence District to the R-3 Multiple Family Residence District and to rezone the entire Block 452 from R-1 Single Family Residence District, to the R-2 Two Family Residence District and whereas the City Clerk reports that no oral or written protests have been filed, Commissioner Wilson introduced an ordinance being

ORDINANCE NO. 936-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 700-N.S. AND REZONING CERTAIN AREAS" and moved its adoption and passage to print, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and the ordinance ordered published by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
SIGNATORY OFFICIALS
AGREEMENT SEWERAGE
SERVICE FOR SCHOOLS

Commissioner Stanley introduced
RESOLUTION NO. 8874-N.S.

which was seconded by Commissioner Burkner, appointing the Mayor and City Auditor as signatory officials for agreement for the laying of pipe lines and furnishing sewerage facilities to the following schools located outside the city limits:

Mark Twain School at the intersection of California and Emerald Avenues

New Franklin School at the intersection of Maze and Emerald Avenues

New Roosevelt School at the intersection of College and Roseburg Avenue

New John Muir School at the intersection of Lucern and Coffee Roads

between the City of Modesto and the Modesto City School District of Stanislaus County, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
AGREEMENT SEWERAGE
SERVICE DOWNEY HIGH
SCHOOL

Commissioner Stanley introduced
RESOLUTION NO. 8875-N.S.

which was seconded by Commissioner Burkner appointing the Mayor and City Auditor as signatory officials on agreement between the City of Modesto and the Modesto High School District, for the laying of pipe lines and furnishing of sewerage facilities to the Downey High School, located outside the city limits on Coffee Road, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
REQUEST RENT CITY
PROPERTY DIXIE MAID
PRODUCTS COMPANY

City Engineer Rossi reported that Robert K. Ford, Agent for the Dixie Maid Products Company, who had requested permission to lease Block 588, lots 9 to 12 inc. for a period of 10 years at a rental of \$60 00 per month, had contacted him again regarding the renting of this city owned property and the City Attorney was instructed to check the legality of leasing this property to a private business concern as the County and Modesto Irrigation District had deeded their interest in the property to be used by the City of Modesto only for governmental purposes.

14
IN THE MATTER OF
WIDENING BURNEY
STREET

City Engineer Rossi reported that the work on widening of Burney Street was under way and he was authorized by the Council to take any necessary legal steps for the widening of this street and the City Attorney was directed to work with City Engineer Rossi on this project.

15
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 933-N.S. ANNEX
PORTION BROUGHTON
COLONY

Ordinance No. 933-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of April 12th and thereupon printed and published as re-

quired by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

16
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 934-N.S. NUMBERING
SYSTEM

Ordinance No. 934-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of April 12, 1950 and thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

17
IN THE MATTER OF
RES. CLOSING PORTION
ALLEY IN BLOCKS 822
AND 823 AND PORTION
WELLESLEY AVENUE

Whereas the Council has passed Resolution of Intention No. 237 declaring that it is the intention of the Council to order that portion of the alley adjoining lot 8 in Block 822 be closed and vacated and that portion of Wellesley Avenue adjoining lot 4 of Block 823 be closed and vacated and that portion of the alley adjoining lots 9 and 10 of Block 823 be closed and vacated, and the Street Superintendent has posted notices of passage of said Resolution as required by law and no objections have been made to the said improvement and the time for the making of objections has expired, Commissioner Wilson introduced

RESOLUTION NO. 816-S.P.

which was seconded by Commissioner Frad, ordering work and improvement be done as heretofore set forth, and the City shall pay the costs and expenses of closing said portions of alleys and street, consisting of the costs of posting and publishing of the notice of the passage of the Resolution of Intention and the Mayor and City Clerk are authorized to deliver to the owners of the adjacent property deeds of conveyance to the property within the limits of the alleys and street or portions thereof so closed, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

18
IN THE MATTER OF
ACCEPT DEEDS

Commissioner Burkner introduced

RESOLUTION NO. 8876-N.S.

which was seconded by Commissioner Stanley accepting the deed from Karl and Wilhelmina Ross for a portion of lots 9 and 10 and Wly 7.52 of lots 11 and 12 in Block 823 to be used for street and alley purposes and authorizing the City Clerk to record said deed together with deed to Karl and Wilhelmina Ross on a portion of Block 823, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 8877-N.S.

19
which was seconded by Commissioner Stanley accepting deed from Ruth A. Hammond and Margaret C. Andrews on a portion of lot 9 of Block 822 to be used for street and alley purposes and authorizing the City Clerk to record said deed, as well as the deed from the City of Modesto to said persons on portion of lot 8 in Block 822 and portion of lot 4 of Block 823, with the Recorder of Stanislaus County, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

20
IN THE MATTER OF
REPORT PLANNING
COMMISSION ON FIRE
PROTECTION OUTSIDE
CITY

Cyril McC Henderson, Secretary of the Planning Commission, appeared before the Council and presented a report on "The City Fire Protection Practice in Respect to Fringe Area Industries" and recommended that some system of higher rates be adopted for fire protection on buildings outside the city limits. This report was placed on file for further study by the Council

21
IN THE MATTER OF
INVITATION ATTEND
GROUND BREAKING
NEW THEATRE

F. E. Alford appeared before the Council and invited the Council members to attend the ground breaking ceremonies to be held on May 8, 1950 for the new theater he is building on his property at 7th and I Streets.

22
IN THE MATTER OF
PROTEST TO MISSION
FOR INDIGENTS
FIFTH AND I STREETS

Police Chief Pickering reported that a protest had been filed with his office on the operation of a Mission for indigents on the southeast corner of Fifth and I Streets by residents in this vicinity and that an investigation of the premises had been made. Commissioner Frad reported that the operators of this Mission had decided to cease their operations at this location.

23
IN THE MATTER OF
ADJOURNMENT

Commissioner Burkner introduced
RESOLUTION NO. 8878-N.S.

which was seconded by Commissioner Frad, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Wilson, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Rex E. Gailfus
ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting

May 24, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Frad, Condit, Stanley, Mayor Shannon

Absent: Councilmen: Burkner

IN THE MATTER OF
APPROVAL OF
MINUTES

The minutes of the regular meeting of May 10th and May 17th, 1950, special meeting, were approved as mailed to the Council.

IN THE MATTER OF
GRANT PERMIT SHRINE
CLUB HOLD CIRCUS

Whereas request was filed by the Modesto Shrine Club to hold the Shrine Circus on June 23rd and 24th at the Modesto Junior College Stadium and also to display a banner advertising the circus at Tenth and J Streets, Commissioner Frad introduced

RESOLUTION NO. 8904-N.S.

which was seconded by Commissioner Stanley granting permit to the Shrine Club to hold the Shrine Circus, license free as requested and to display the banner from June 17th to June 24th, after the usual fee of \$10 00 has been paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

~~IN THE MATTER OF COMMUNICATIONS~~ ~~E. F. HUGGINS~~ ~~A communication from E. F. Huggins urging that the Council consider~~
the construction of an underpass at J Street under the Southern Pacific Depot was read and after some discussion by the Council, Commissioner Stanley introduced

RESOLUTION NO.

Special Council Meeting

May 3, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF RESIGNATION OF COMMISSIONER JAMES P. WILSON Mayor Shannon filed the resignation of James P. Wilson as a member of the Council of the City of Modesto which read as follows:

Honorable Carl W. Shannon and
Members of the City Council
City Hall
Modesto, Calif.

Dear Mayor Shannon:

I wish to submit my resignation as a member of the City Council effective as of April 29, 1950. It is with regret that I take this action, but my business in the future will require that I move my residence from Modesto.

The years I have spent on the Council working with the other members, with city employees and with the citizens of this community in the solution of our mutual problems have been extremely pleasant and instructive.

I know that my successor will find that the problems confronting a modern day municipality are complex but that the gratification one receives in helping to govern his community is ample reward.

With kindest regards to the members of the Council, I remain

Sincerely

JAMES P. WILSON

whereupon Commissioner Stanley introduced

RESOLUTION NO. 8879-N.S.

which was seconded by Commissioner Frad, accepting resignation of Commissioner James P. Wilson with regret and recommending that the following resolution be adopted:

" WHEREAS, James P. Wilson has acted as a City Councilman for the City of Modesto for six years and whereas, he has now moved his place of business from Modesto and has therefore proffered his resignation, and

WHEREAS, Mr. Wilson has been an active participant in the civic affairs of this community for many years prior to his becoming a member of the City Council, and

WHEREAS, as a member of the City Council he has been instrumental in directing the affairs of the City of Modesto and has unselfishly assumed the burden of government, and

WHEREAS, he has brought to the government of the City of Modesto a calm, thoughtful and intelligent attitude in the solution of civic problems and whereas his resignation is a distinct loss to his fellow councilmen and to the City of Modesto.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the resignation of James P. Wilson as Councilman of the City of Modesto be accepted effective as of April 29, 1950.

2. That the City Council through this resolution hereby expresses to James P. Wilson its appreciation on its own behalf and on behalf of the citizens of the City of Modesto for the many hours which he has devoted for the welfare of his city and in the solution

of the many problems confronting a present day municipality.

3. That this resolution shall be spread upon the minutes of the Council of the City of Modesto and that a copy be delivered to James P. Wilson as an expression of gratitude to him for his service to the City of Modesto and as evidence that his resignation is regretfully accepted."

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2 IN THE MATTER OF
REQUEST LAND HELI-
COPTER ON I STREET

A petition was filed by Nathan B. McVay as campaign manager for Helen Gahagan Douglas for United States Senator, for permission to land a helicopter on I Street, between 11th and 12th Streets on May 24 at 3:15 P.M. and he requested that I Street, between 11th and 12th Streets be closed, whereupon Commissioner Stanley introduced

RESOLUTION NO. 8880-N.S.

which was seconded by Commissioner Burkner, rejecting petition as this was considered too dangerous to the public safety, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

3 IN THE MATTER OF
HEARING ON RENT
CONTROL

Whereas pursuant to delaying action on setting the date, time and place for a public hearing on the decontrolling of rentals in the City of Modesto until this meeting, the City Clerk reported that arrangements had been made to hold this hearing in the north hall of the Modesto Junior College on June 2, 1950 at 7:30 P.M., whereupon Commissioner Frad introduced

RESOLUTION NO. 8881-N.S.

which was seconded by Commissioner Burkner recommending that the Council set the date for this public hearing as arranged by the City Clerk, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF
DISPLAY BANNER
AIRMEN'S ASSOCIATION

Commissioner Frad introduced

RESOLUTION NO. 8882-N.S.

which was seconded by Commissioner Stanley granting permit to the Modesto Airmen's Association to display a banner at Tenth and J Streets for the period from June 5 to June 17, advertising their dance to be held at the Modesto Municipal Hangar, after the usual fee of \$10 00 has been paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley and Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF
USED CAR LICENSE
SUZUKI & LEMINGS

Application and bond to operate a used car business at 711 I Street filed by Sox Suzuki and Luigi Lemings was referred to the City Engineer and Chief of Police for investigation to determine if the proper sanitary facilities were available at this location.

6
IN THE MATTER OF
SET DATE HEARING
ZONING EVERGREEN
ACRES TRACT

A communication was filed by the Modesto City Planning Commission stating that they had held the necessary hearings to district the recently annexed portion of the Evergreen Acres Tract as follows:

Lots 12, 13, 14, 15 and the northerly 105 feet of lots 17 and 18 of the Evergreen Acres Tract, be classified in the R-A Residence Agricultural District and that Lot 16 and the southerly 150 feet of lots 17 and 18 of said Evergreen Acres Tract be classified in the C-1 Neighborhood Business District,

whereupon Commissioner Stanley introduced

RESOLUTION NO. 8883-N.S.

which was duly seconded by Commissioner Frad, setting the date of June 7, at 4:00 P.M. in the City Hall, as the time and place for the hearing of protests to the districting of the annexed Evergreen Acres Tract as proposed by the Modesto City Planning Commission, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
REPORT CITY ATTORNEY
BURNEY STREET
WIDENING

City Attorney Halley filed a report with The Council on the approximate cost to the City to secure "Easement and Highway" policy titles to property acquired by the City in the widening of Burney Street. He was directed to proceed as he had outlined in his report on the securing of grant deeds on the land needed in this program.

8
IN THE MATTER OF
CITY ATTORNEY REVIEW
EXISTING ORDINANCES
PROHIBIT ADVERTISING
BY TRUCK OR AUTO
ON PUBLIC STREETS

By order of the Council, City Attorney Halley was directed to make a study of existing ordinances which prohibit advertising by the operation of trucks or automobiles on the city streets for political purposes.

9
IN THE MATTER OF
ADJOURNMENT

Commissioner Burkner introduced

RESOLUTION NO. 8884-N.S.

which was seconded by Commissioner Stanley adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST:  REX E. GAILFUS, CITY CLERK

. **

Council Meeting

May 10, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the special meeting of May 3, 1950 and regular meeting of April 26, 1950 were approved as mailed to the Councilmen:

IN THE MATTER OF
REQUEST RECONSIDER
REFUSAL HELICOPTER
LAND ON I STREET

Frank Andrews appeared before the Council and requested that the Council reconsider the request of Nathan McVay, manager for Helen Gahagan Douglas for United States Senator, for permission to land a helicopter on I Street between 11th and 12th Streets on May 24, 1950. The Council informed

Mr. Andrews that they could not allow this landing as it would create a policy and they thought it was too dangerous.

2 IN THE MATTER OF
CLAIMS FOR MONTH
OF APRIL, 1950

Claims against the City of Modesto for the month of April, 1950 having been heretofore audited by the Council and found to be correct, Commissioner Frad introduced

RESOLUTION NO. 8885-N.S.

which was seconded by Commissioner Burkner, ordering that all of the said claims so audited and approved be and the same are hereby allowed, with reference being made to the Auditor's Cash Records for further details relative to the amount of withdrawals from the various funds as follows:

GENERAL FUND-----	\$88,531 65
WATER FUND-----	8,080 28
LIBRARY FUND-----	2,822 81
BOND REDEMPTION FUND-----	13 75
PARKING METER FUND-----	205 55
FIRE BOND FUND-----	106 40
WATER BOND FUND-----	21,646 12
SEWER BOND FUND-----	2,118 75
	<u>\$123,525.31</u>

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

3 IN THE MATTER OF
CLAIMS RECREATIONAL
PERSONNEL

Claims of Lee Brooks, Marian McCollum and Serena Arnold, Recreation Department personnel for expenses incurred while attending the Second Annual Recreation Conference at San Jose, February 14-18, 1950 were held up for payment pending official approval by the Recreation Commission.

4 IN THE MATTER OF
REQUEST CANCEL PER-
MITS FOR TAXICABS
JOE SEQUEIRA

A request was filed by Joe Sequeira, operating Joe's Taxicab Company, for the cancellation of five of their thirteen permits for operating taxicabs in the City of Modesto, whereupon Commissioner Frad introduced

RESOLUTION NO. 8886-N.S.

which was seconded by Commissioner Burkner, Cancelling five permits to operate taxicabs by Joe's Taxicab Company, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

5 IN THE MATTER OF
STOP SIGNS KIMBLE
AND MORRIS AVENUES

A petition signed by residents living near the intersection of Kimble Street and Morris Avenue was filed with the Council requesting that stop signs be established at the intersection of Kimble Street and Morris Avenue. This was referred to the Chief of Police and the City Engineer for investigation and recommendation.

6 IN THE MATTER OF
PAYMENT EXTRA WORK
E. T. HAAS

Whereas the City Engineer has filed a report calling for payment of \$464.09 to the E. T. Haas Company, Contractors, for extra work done on the installation of City water mains on Virginia Avenue from Morris Avenue to Needham Avenue on Twelfth Street to E Street, on E Street to

Tenth Street, and on Tenth Street to City property in Block 50, as provided by contract,
Commissioner Burkner introduced

RESOLUTION NO. 8887-N.S.

1
which was seconded by Commissioner Frad, authorizing payment to E. T. Haas Company of \$464 09
and directing the City Auditor to draw warrant in payment, which resolution was regularly
adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

2
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 935-N.S. LICENSE
FEES AT AIRPORT

Ordinance No. 935-N.S. having been heretofore introduced and ordered
printed and published at the special meeting of April 19, 1950 and
thereupon printed and published as required by the Charter of the

City of Modesto coming on for final adoption at this time, it was upon roll call so finally
adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

3
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 936-N.S. REZONE
PROPERTY HIGH AND
MORRIS

Ordinance No. 936-N.S. having been heretofore introduced and ordered
printed and published at the regular meeting of April 26, 1950 and
thereupon printed and published as required by the Charter of the

City of Modesto coming on for final adoption at this time, it was upon roll call so finally
adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

4
IN THE MATTER OF
USED CAR LICENSE
SUZUKI & LEMINGS

Whereas, pursuant to referring petition of Suzuki and Lemings for
used car license to the City Engineer and Police Chief to investigate

and determine if the proper sanitary facilities would be available at this location, they
filed a report at this time stating that this location would meet with the building code
requirements and recommended license be granted, whereupon Commissioner Frad introduced

RESOLUTION NO. 8888-N.S.

which was seconded by Commissioner Burkner approving bond and application of Suzuki & Lemings
for a used car license, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

5
IN THE MATTER OF
DEPARTMENTAL REPORTS
FOR MONTH OF APRIL

Departmental reports for the month of April were read and ordered
filed.

6
IN THE MATTER OF
CURB CUT AMERICAN
AUTO SALES

A petition was filed by the American Auto Sales for curb cut at 1405
Tenth Street, Block 61, lots 13 and 14, whereupon Commissioner

Burkner introduced

RESOLUTION NO. 8889-N.S.

which was seconded by Commissioner Frad, granting permit for curb cut as requested under the
supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

7
IN THE MATTER OF
PURCHASE OF PROPERTY
SEWER FARM

Commissioner Frad introduced

RESOLUTION NO. 8890-N.S.

which was seconded by Commissioner Burkner authorizing the City Attorney to proceed with the necessary legal steps to purchase the 7.68 acres of land owned by Dr. Donald L. Robertson, adjoining the sewer farm on the north, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

COMMISSIONER STANLEY ARRIVED AT THE COUNCIL MEETING AT THIS TIME

8
IN THE MATTER OF
PROPOSED STATE
LEGISLATION

Commissioner Stanley introduced

RESOLUTION NO. 8891-N.S.

which was seconded by Commissioner Frad recommending the Council go on record opposing proposed Initiative Constitutional Amendment, exempting personal property from taxation, being placed on the ballot, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Mayor Shannon, Stanley

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced

RESOLUTION NO. 8892-N.S.

9
which was seconded by Commissioner Stanley recommending that the Council go on record approving the proposed constitutional amendment which adds Section 18 $\frac{1}{2}$ to Article XI of the Constitution to provide for the financing of Off-Street Parking, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
REQUEST BULL PARADE
CITY STREETS

A request was filed by the Modesto Junior Chamber of Commerce to advertise their benefit rodeo for the March of

Dimes to be held on June 2-3-1950 by parading a tame bull with a rider through the business section of the city for four days, prior to rodeo. This matter was held over for investigation.

11
IN THE MATTER OF
REPORT BY CITY
ENGINEER ON ANNEXA-
TION

Pursuant to delaying action on three petitions for annexation of certain tracts or portion of tracts to the City of Modesto pending report by the City Engineer on the policy

of the City on charges for sewerage service, Mr. Rossi filed a report with the Council in which he made certain recommendations for charges to be made for sewer connection, as well as monthly service charges to be made on newly annexed territories. His report also covered recommendations on sewer charges to be made on proposed annexation of District 1A and 1B and 2A and the East Modesto Sanitation District as shown in the report filed by the University of Denver students called "Study of the Fringe Areas of Modesto, California".

12
IN THE MATTER OF
APPOINTMENT FRAD
COMMISSIONER OF
FINANCE-REVENUE
PARKS

Whereas pursuant to resignation of Commissioner of Finance & Revenue & Parks, J. P. Wilson from the Council, Commissioner Stanley introduced

RESOLUTION NO. 8893-N.S

which was seconded by Commissioner Burkner, recommending that Councilman A. M. Frad be transferred from the Commission of Public Supplies to the Commission of Finance & Revenue and Parks, as of this date, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13

IN THE MATTER OF
ADJOURNMENT

Commissioner Stanley introduced

RESOLUTION NO. 8894-N.S.

which was seconded by Commissioner Burkner adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

Special Council Meeting

May 17, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
REQUEST REPAIR DAM
AT LAKE MODESTO

Resolutions adopted by the American Legion Post No. 74 and the Disabled American Veterans Post #26 were filed with the Council requesting

that the weir dam on the Tuolumne River creating Lake Modesto be repaired so that the lake could be made useful to the community. A group of citizens also appeared requesting that this dam be repaired. The Council informed them that they were in favor of doing this work and realized that the lake created by the dam was a great asset to Modesto and vicinity but they had not done anything due to the lack of funds. The matter was taken under advisement by the Council to be considered at the time the budgets for the year 1950-1951 were being prepared.

1

IN THE MATTER OF
LAND HELICOPTER

Attorney Nathan McVay informed the Council that Helen Gahagan Douglass would land here in a helicopter on the loading platform owned by the Modesto Empire Traction Company in Block 80, on 11th Street between E and F Streets on May 24, 1950 between the hours of 2:30 P.M. and 3:00 P.M.

2

IN THE MATTER OF
GRANT PERMIT JR.
CHAMBER OF COMMERCE
ADVERTISE RODEO

Whereas, pursuant to referring the request of the Modesto Junior Chamber of Commerce for permission to parade a bull through the streets to advertise a rodeo to be held on June 2 and 3 for the March of Dimes, to the City Attorney to determine if this would be legal, he filed a report at this time that ordinances in force did not prohibit this method of advertising, whereupon

3

Commissioner Stanley introduced

RESOLUTION NO. 8895-N.S.

which was seconded by Commissioner Burkner, recommending that permission be granted to parade a tame bull through the business district, providing that the Modesto Jr. Chamber of Commerce furnish proper evidence that they had a policy in force with limits of \$100/300,000 public liability and also property damage insurance, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
SEWER SERVICE AGREE-
MENT CENTRAL VALLEY
GROCCERS

Commissioner Stanley introduced
RESOLUTION NO. 8896-N.S.

which was seconded by Commissioner Frad, approving agree-
ment for sewerage service between the City of Modesto and the Central Valley Grocers
and also accepting check for \$140 20 which covers charges until May 1, 1951 and
appointing the Mayor and Auditor as signatory officials, which resolution was regular-
ly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
STOP SIGNS KIMBLE
STREET AT MORRIS
AVENUE

Commissioner Stanley introduced
RESOLUTION NO. 8897-N.S.

which was seconded by Commissioner Burkner establishing stop
signs on the southeast corner and northwest corner of Kimble Street at Morris Avenue,
stopping traffic entering Morris Avenue, which resolution was regularly adopted by
the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
STOP SIGNS SYCAMORE
STREET AT STODDARD
AVENUE

Commissioner Stanley introduced
RESOLUTION NO. 8898-N.S.

which was seconded by Commissioner Burkner establishing
stop signs on the northeast corner and southwest corner of Stoddard Avenue at
Sycamore, stopping traffic entering Sycamore Avenue, which resolution was regularly
adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
CANCEL PERMITS
SAM SECRETO

A request was filed by Sam Secreto operating the Acme Tax-
icab Company, Hart Taxicab Company and the Yellow Cab

Company to cancel four taxicab permits allowed them, whereupon Commissioner Frad
introduced.

RESOLUTION NO. 8899-N.S.

which was seconded by Commissioner Burkner cancelling permit requested by Sam Secreto,
which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
ACCEPT RESIGNATION
OF FRED CONDIT ON
PERSONNEL BOARD

Commissioner Frad introduced
RESOLUTION NO. 8900-N.S.

which was seconded by Commissioner Stanley accepting the
resignation of Fred D. Condit as a member of the Personnel Board of the City of
Modesto, effective as of this date, which resolution was regularly adopted by the
following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

9
IN THE MATTER OF
APPOINT FRED CONDIT
MEMBER OF COUNCIL

Commissioner Frad introduced

RESOLUTION NO. 8901-N.S.

which was seconded by Commissioner Stanley recommending that Fred D.

Condit be appointed a member of the Council of the City of Modesto as provided by Section 11 of Article V-"Elective Officer" of the City Charter, which provides "If a vacancy shall occur in the office of Councilman, the Council shall forthwith appoint a person to fill such vacancy", which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

10
IN THE MATTER OF
APPOINT FRED D.
CONDIT COMMISSIONER
OF PUBLIC SUPPLIES

Commissioner Frad introduced

RESOLUTION NO. 8902-N.S.

which was seconded by Commissioner Stanley appointing Commissioner

Fred D. Condit, Commissioner of Public Supplies, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None

11
IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced

RESOLUTION NO. 8903-N.S.

which was seconded by Commissioner Stanley adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: None


ATTEST: REX E. GAILFUS, CITY CLERK

Council meeting

May 24, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Frad, Condit, Stanley, Mayor Shannon

Absent: Councilmen: Burkner

IN THE MATTER OF
APPROVAL OF
MINUTES

The minutes of the regular meeting of May 10th and May 17, 1950, special meeting, were approved as mailed to the Council.

1
IN THE MATTER OF
GRANT PERMIT SHRINE
CLUB HOLD CIRCUS

Whereas request was filled by the Modesto Shrine Club to hold the Shrine Circus on June 23rd and 24th at the Modesto Junior College

Stadium and also to display a banner advertising the circus at Tenth and J Streets, Commissioner Frad introduced

RESOLUTION NO. 8904-N.S.

which was seconded by Commissioner Stanley granting permit to the Shrine Club to hold the Shrine Circus, license free as requested and to display the banner from June 17th to June 24th, after the usual fee of \$10 00 has been paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: Burkner

2 IN THE MATTER OF
COMMUNICATIONS
E. F. HUGGINS

A communication from E. F. Huggins urging that the Council consider the construction of an underpass at J Street under the Southern Pacific Depot was read and after some discussion by the Council, Commissioner Stanley introduced

RESOLUTION NO. 8905-N.S.

which was seconded by Commissioner Frad, appointing Commissioners Frad and Condit as a committee to investigate the possibility of having the Southern Pacific Company move their depot from the center of the business section of the City to the northern city limits or beyond and to open J Street, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: Burkner

3 IN THE MATTER OF
MOVE USED CAR LOT
CARL CHENAULT

Commissioner Stanley introduced

RESOLUTION NO. 8906-N.S.

which was seconded by Commissioner Frad granting permit to Carl Chenault to move his used car lot from 911 G Street to 1202 H Street providing the proper sanitary facilities as required by the building code are available at this location and the necessary removal fee of \$5.00 is paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: Burkner

4 IN THE MATTER OF
OPEN BIDS ON LALOMA
BRIDGE

Whereas pursuant to advertising for bids for the construction of the LaLoma Bridge over Beard Brook, the City Clerk reported fourteen bids, which were opened by the Council and considered. By order of the Council all bids were referred to the City Engineer for tabulation and recommendation at a later meeting.

5 IN THE MATTER OF
APPROVE MAP OF
PORTION OF BROUGHTON
COLONY MAP (GRANT
TRACT)

Commissioner Frad introduced

RESOLUTION NO. 8907-N.S.

which was seconded by Commissioner Condit approving map as presented of the portion of Broughton Colony (Grant Tract) recently annexed to the City of Modesto and appointing the City Clerk as signatory official, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: Burkner

6 IN THE MATTER OF
ORD. REGULATE COST
OF SEWER SERVICE
ANNEXED TRACTS

Commissioner Frad introduced an ordinance being

ORDINANCE NO. 937-N.S.

entitled: "AN ORDINANCE PROVIDING FOR FEES TO BE PAID BY PERSONS IN TERRITORIES HEREAFTER ANNEXED TO THE CITY OF MODESTO FOR CONNECTIONS TO THE CITY DOMESTIC SEWERAGE SYSTEM AND PROVIDING FOR PAYMENT OF SERVICE CHARGES BY USERS IN SAID TERRITORIES" and moved its adoption, which motion being duly seconded by Commissioner Stanley, it was upon roll call carried and the ordinance ordered published by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

1
IN THE MATTER OF
JUNIOR CHAMBER OF
COMMERCE

Mr. Tom Moore, representing the Modesto Junior Chamber of Commerce,
appeared before the Council and requested that they be permitted to

display a banner in the business district advertising the rodeo to be held for the March of
Dimes, June 2-3, and he also notified the Council that the Junior Chamber carried liability
insurance in the limits of \$25,000/50,000 and petitioned the Council to consider this policy
instead of requiring limits of \$100,00/300,000, as they had requested when they granted per-
mission to the Junior Chamber of Commerce to parade a tame bull through the streets to advertise
this rodeo, whereupon Commissioner Stanley introduced

RESOLUTION NO. 8908-N.S.

which was seconded by Commissioner Frad granting permit to display banner as requested from
this date to June 3rd on I Street between Ninth and Tenth Streets after the usual \$10 00 fee
has been paid and denying request to petitioners to reduce the limits of liability insurance,
which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

8
IN THE MATTER OF
ANNEXATION-PORITION
SW 1/4 S20 T3 R9E
M.D.B & M (Mary
Sanders property)

Commissioner Stanley introduced

RESOLUTION NO. 8909-N.S.

which was seconded by Commissioner Condit accepting petition of Mary
A. Sanders for the annexation of a portion of the southwest quarter of Section 20, Township 3
south, Range 9 East, M. D. B & M to the City of Modesto, subject to provisions of Ordinance No.
937-N.S. introduced at this Council meeting regulating sewerage service charges, which
resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

9
IN THE MATTER OF
SET DATE HEARING
ON ANNEXATION

Commissioner Stanley introduced

RESOLUTION NO. 8910-N.S.

which was seconded by Commissioner Condit, setting the date of June
28th, at 7:30 P.M. in the City Hall as the time and place for the hearing of petition of
annexation for the property owned by Mary A. Sanders, being the southwest quarter of Section
20, Township 3 south, Range 9E, M.D.B & M, which resolution was regularly adopted by the
following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

10
IN THE MATTER OF
ANNEXATION PORTION
OF LAS PALMAS TRACT

Commissioner Condit introduced

RESOLUTION NO. 8911-N.S.

which was seconded by Commissioner Frad accepting petition of Halsey
West et ux and Ward Snowden et ux for annexation of a portion of the Las Palmas Tract to the
City of Modesto, subject to provisions of Ordinance No. 937-N.S. (sewerage service charge)
introduced at this Council meeting, which resolution was regularly adopted by the following
vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

11
IN THE MATTER OF
SET DATE HEARING
ANNEXATION PORTION
LAS PALMAS TRACT

Commissioner Condit introduced

RESOLUTION NO. 8912-N.S.

which was seconded by Commissioner Frad setting the date of June 28th at 7:30 P.M. in the City Hall as the time and place for the hearing of petition of annexation for a portion of the Las Palmas Tract to the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

17
IN THE MATTER OF
ADJOURNMENT

By order of the Council this meeting was adjourned until June 2, 1950, at 7:30 P.M. for a meeting to be held in the north hall of the Modesto Junior College.

ATTEST: *Rex E. Gailfus*
REX E. GAILFUS, CITY CLERK

Adjourned Council Meeting

North Hall, Modesto Junior
College

June 2, 1950

The Council of the City of Modesto met in adjourned session at the North Hall of the Modesto Junior College

Present: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: Burkner

1
IN THE MATTER OF
RENT DECONTROL

A group of citizens appeared before the Council while holding a public hearing on petition requesting rent decontrol. After hearing statements from various members of the group some for and some against decontrol, Councilman Frad introduced

RESOLUTION NO. 8913-N.S.

which was seconded by Commissioner Stanley recommending that the matter be taken under advisement by the City Council at this time, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

2
IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced

RESOLUTION NO. 8914-N.S.

which was seconded by Commissioner Stanley, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

ATTEST: *Rex E. Gailfus*
REX E. GAILFUS, CITY CLERK

Special Council Meeting

June 7, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Frad, Condit, Acting Mayor Stanley

Absent: Councilmen: Burkner, Mayor Shannon

1 IN THE MATTER OF Communications from the Stanislaus County Central Labor Council and RENT DECONTROL from the Veterans of Foreign Wars regarding rent decontrol were read and ordered filed. Commissioner Frad suggested that consideration of rent decontrol be held over until the entire Council could be present.

2 IN THE MATTER OF Commissioner Frad introduced ACCEPT PETITION FOR ANNEXATION PORTION WEIL COLONY RESOLUTION NO. 8915-N.S. which was seconded by Commissioner Condit accepting petition of R. J. Giddings, W. W. Giddings, Jr. and Herbert Wilson for the annexation of a portion of the Weil Colony to the City of Modesto, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley
Noes: Councilmen: None
Absent: Councilmen: Burkner and Mayor Shannon

3 IN THE MATTER OF Commissioner Frad introduced SET DATE HEARING ANNEXATION PORTION WEIL COLONY RESOLUTION NO. 8916-N.S. which was seconded by Commissioner Condit, setting the date of July 12, 1950, at the City Hall as the time and place for the hearing on the petition of R. J. Giddings, et al for the annexation of a portion of the Weil Colony to the City of Modesto, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley
Noes: Councilmen: None
Absent: Councilmen: Burkner and Mayor Shannon

4 IN THE MATTER OF Commissioner Condit introduced ACCEPT GRANT DEED WILBUR E. GRANT ET UX RESOLUTION NO. 8917-N.S. which was seconded by Commissioner Frad accepting grant deed from Wilbur E. Grant and Vivian D. Grant, on a portion of lot 44 of the Broughton Colony Tract to be used for street and alley purposes, and directing the City Clerk to record said deed with the Recorder of Stanislaus County, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley
Noes: Councilmen: None
Absent: Councilmen: Burkner and Mayor Shannon

5 IN THE MATTER OF A resolution was filed by the Central Labor Council "urging the RESOLUTION FROM CENTRAL LABOR COUNCIL Council and all civic organizations to do all the things necessary RE: OPENING OF STREETS to open all of the streets crossing the Southern Pacific Railroad ACROSS S.P. TRACKS tracks running from Ninth to Eight Streets and the necessity of the opening of J Street where the Southern Pacific Depot is now located" Councilman Frad advised representatives from the Central Labor Council that proceedings have been started toward the possible opening of these streets.

6 IN THE MATTER OF Whereas pursuant to advertising for hearing of protests to districting HEARING ON DISTRICTING OF EVERGREEN TRACT of Evergreen Tract and whereas no protests were filed, Commissioner Frad introduced an ordinance, being
ORDINANCE NO. 939-N.S.
entitled: "ORDINANCE CLASSIFYING NEWLY ANNEXED TERRITORY AS TO USE DISTRICT AND AMENDING ZONING ORDINANCE NO. 700-N.S. BY ADDING ADDITIONAL MAP" and moved its adoption and passage to print, which motion being duly seconded by Commissioner Condit, it was upon roll call ordered printed by the following vote:
Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Burkner and Mayor Shannon

7
IN THE MATTER OF
AWARD BID ON LALOMA
BRIDGE

Whereas, pursuant to referring all bids on the construction of the LaLoma Bridge over Beard Brook to the City Engineer for tabulation and recommendation, he filed a report at this time recommending that the bid of G.M. Carr and Bati Rocca, 2333 Burbank Avenue, Santa Rosa be accepted, whereupon Commissioner Frad introduced

RESOLUTION NO. 8918-N.S.

which was seconded by Commissioner Condit accepting bid of G.M. Carr and Bati Rocca for \$58,106 00 as it was the lowest and best bid and the Mayor, City Clerk and Auditor are hereby appointed signatory officials on contract agreement for completion of the work, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Burkner and Mayor Shannon

8
IN THE MATTER OF
CURB CUT BLOCK 563,
J. BOMBERGER

Commissioner Condit introduced

RESOLUTION NO. 8919-N.S.

which was seconded by Commissioner Frad granting permit to John W. Bomberger, Architect for curb cut for building being built by the Wardco Company in Block 563, lot 56, under the supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Burkner and Mayor Shannon

9
IN THE MATTER OF
AUTHORIZE PAYMENTS

Commissioner Frad introduced

RESOLUTION NO. 8920-N.S.

which was seconded by Commissioner Condit, authorizing payment of \$13,297 50 to the Spears Construction Company, as progressive payment on the construction of a Vacuator Tank and Control Structure and installing city furnished equipment at the Industrial Wastes Treatment Plant in accordance with the contract awarded by the Council, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Burkner, Mayor Shannon

Commissioner Frad introduced

RESOLUTION NO. 8921-N.S.

10
which was seconded by Commissioner Condit authorizing payment for extra work of \$513 00 to the Spears Construction Company for the construction of a vacuator tank, as per contract agreement, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Burkner, Mayor Shannon

Commissioner Frad introduced

RESOLUTION NO. 8922-N.S.

11
which was seconded by Commissioner Condit authorizing progressive payment of \$4,420 76 to Sauerwein & Thompson on the construction of Unit 1 of the L. J. Maddux Youth Recreation Center in accordance with the contract which was awarded by the City Council. which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Burkner, Mayor Stanley

~~Noes: Councilmen: None~~

~~Absent: Councilmen: Burkner, Mayor Shannon~~

Commissioner Frad introduced

RESOLUTION NO. 8923-N.S.

12
which was seconded by Commissioner Condit authorizing progressive payment of \$231 75 to the Industrial Electrical Company on the installing of electric switchboard, conduit and wiring for vacuator tank and controls at the Industrial Wastes Treatment Plant in accordance with the contract which was awarded, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Burkner and Mayor Shannon

Commissioner Frad introduced

RESOLUTION NO. 8924-N.S.

13
which was seconded by Commissioner Condit authorizing progressive payment of \$34,458.75 to the Pittsburgh-Des Moines Steel Company on the installation of 600,000 Gallon Elevated Steel Water Tank, including tower, foundations and appurtenances in accordance with contract, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Burkner and Mayor Shannon

14
IN THE MATTER OF
ORDINANCE-APPROPRIATE
FUNDS CHEMICALS-
SEWAGE PLANT

Commissioner Condit introduced an ordinance being

ORDINANCE NO. 938-N.S.

entitled: "AN ORDINANCE APPROPRIATING MONEY FOR THE PURPOSE OF PUR-
CHASING CHEMICALS FOR THE PUBLIC WORKS DEPARTMENT, SEWAGE TREATMENT PLANT" and moved its adoption, and passage to print and publish, which motion being duly seconded by Commissioner Frad, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Burkner and Mayor Shannon

15
IN THE MATTER OF
USED CAR LOT-BROWN
MOTOR COMPANY

Commissioner Condit introduced

RESOLUTION NO. 8925-N.S.

which was seconded by Commissioner Frad, granting Brown Motor Co. Inc. permit to operate an additional used car lot at 911 G Street, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Burkner and Mayor Shannon

16
IN THE MATTER OF
GRANT PERMIT TO
LANDQUIST ATTEND
MEETING

Commissioner Condit introduced

RESOLUTION NO. 8926-N.S.

which motion was duly seconded by Commissioner Frad authorizing Mark J. Landquist, Health Officer to attend a State Health Officer's Study Committee on Environmental Sanitation in Los Angeles on June 13, 14 and 15, 1950 in Los Angeles, all expenses to be paid by the State of California, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Burkner and Mayor Shannon

17
IN THE MATTER OF
SIGNAL TENTH AND
K STREETS

Commissioner Condit introduced
RESOLUTION NO. 8927-N.S.

which was seconded by Commissioner Frad approving the starting of the automatic traffic signal at Tenth and K Streets on June 5th, by the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Burkner and Mayor Shannon

18
IN THE MATTER OF
APPLICATION USED
CAR LOT CARL W. SAHL

Application of Carl W. Sahl to operate a used car lot at 1416 Tenth Street was referred to the City Engineer for investigation and recommendation.

19
IN THE MATTER OF
ADJOURNMENT

Commissioner Condit introduced
RESOLUTION NO. 8928-N.S.

which was seconded by Commissioner Frad, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Burkner and Mayor Shannon

ATTEST:  REX E. GAILFUS, CITY CLERK

Council Meeting

June 14, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: Burkner

IN THE MATTER OF
MINUTES

The minutes of the regular meeting of May 24, 1950 and of the special meetings of June 2 and 7, 1950, were approved as mailed to the Councilman.

IN THE MATTER OF
GRANT PERMIT OPERATE
USED CAR LOT

Pursuant to referring the request of Carl W. Sahl to operate a used car lot at 1416 10th Street to the City Engineer for investigation, he filed a report recommending that application and bond be approved since Mr. Sahl had made arrangements with Harry Rose, operator of a used car lot at 1418 Tenth Street to use the sanitary facilities at 1418 Tenth Street, whereupon Commissioner Frad introduced

RESOLUTION NO. 8929-N.S.

which was seconded by Commissioner Condit, granting permit to Carl W. Sahl to operate a used car lot at 1416 Tenth Street, providing the necessary license fee is paid and providing if Mr. Rose should cease operating used car lot at 1418 Tenth Street and sanitary facilities are no longer available to Mr. Sahl that, unless he provides the necessary sanitary facilities, license should automatically be cancelled, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

2
IN THE MATTER OF
RENT DECONTROL

Mr. A. B. Pike, representing the Rental Property Owners and Operators Association and several other persons appeared before the Council and requested the City of Modesto present their report to Governor Warren for consideration on rent decontrol in this locality. They were informed that the Council would probably give their decision on the matter of rent decontrol in one week.

3
IN THE MATTER OF
ZONING BURNEY ST.
FOR NEIGHBORHOOD
BUSINESS

Kalman A. Wallach, owner of lots 17 and 18 in Block 133, appeared before the Council and requested that the Council consider zoning Burney Street from Ross Street to Jennie Street as C-1, Neighborhood Business instead of R-2, Two Family Residence District and R-3, Multiple Family District, since Burney Street is being widened by the City and this district would naturally be a business district. He was informed that the Council would refer the matter to the Modesto City Planning Commission for their consideration and recommendation to the Council.

4
IN THE MATTER OF
OPINION CITY ATTORNEY
LEASE BLOCK 588,
LOTS 9-12 Inc.

Pursuant to the request of the City Council, to the City Attorney for an opinion as to whether the city owned property in Block 588, lots 9-12 inc. could be leased, he filed a report that the City of Modesto had clear title to Block 588, lots 9-12 inc. and they could give a lease on this property.

5
IN THE MATTER OF
OFFER PURCHASE
CITY PROPERTY
BLOCK 588

Kalman A. Wallach informed the Council that he was willing to purchase lots 9-12 Block 588, owned by the City of Modesto and planned on building an office building at this location. He was informed by the Council that they did not wish to sell this property at this time.

6
IN THE MATTER OF
OPERATION OF MODESTO
AMBULANCE COMPANY
AT 317 LALOMA STREET

Whereas the Council on December 14, 1949 issued a six months permit to the Modesto Ambulance Company to operate at 317 LaLoma Street, and Whereas Attorney A. A. Cardoza, representing the Modesto Ambulance Company appeared before the Council and stated that the Ambulance Company would like to continue at this location. After considerable discussion the Council indicated that they would like to determine the present sentiments of the residents in this location and they appointed Cyril McC.Henderson, Secretary of the Planning Commission, to contact the residents who had originally opposed the locating of the ambulance company at 317 LaLoma Street and to report to the Council at their next meeting.

7
IN THE MATTER OF
PETITION AMEND ORD.
REGULATE MUSIC IN
RESTAURANTS

John Stephens, Secretary of the local Musician's Union, appeared before the Council and requested that Ordinance No. 299-N.S. prohibiting music in restaurants after midnight, be amended to allow "live music", until 2 A.M. They were informed that the Council favored establishing a later hour on a trial basis and they instructed the City Attorney to prepare an ordinance for their consideration, providing for a two o'clock closing hour for the next council meeting.

8
IN THE MATTER OF
CLAIMS FOR MONTH
OF MAY, 1950

Claims against the City of Modesto for the month of May, 1950, having been heretofore audited by the Council and found to be correct,

Commissioner Condit introduced

RESOLUTION NO. 8930-N.S.

which was seconded by Commissioner Stanley, ordering that all of the said claims so audited and approved be and the same are hereby allowed, with reference being made to the Auditor's Cash Record for further details relative to the amounts of withdrawals from the various funds as follows:

BOND REDUCTION-----	187 50
WATER-----	12,344 49
LIBRARY FUND-----	2,814 32
MADDUX YOUTH CENTER-----	4,420 76
PARKING METER-----	528 68
FIRE BOND-----	87 36
WATER BOND-----	34,922 84
STATE SHARE STATE TREATMENT PLANT-----	14,627 24

\$155,839 11

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

9

IN THE MATTER OF
CLAIM DAMAGES AUTO
FREDERICK W. REY-
LAND, JR.

Whereas, claim of \$25 00 for repairs to his automobile was
filed by Frederick W. Reyland, Jr. caused by aluminum
paint being used on a city light standard by a city

employee flecking the entire surface of Mr. Reyland's car, which was parked on 12th
Street near H Street on May 8, 1950, Commissioner Frad introduced

RESOLUTION NO. 8931-N.S.

which was seconded by Commissioner Stanley, recommending that the City of Modesto
deny the claim and the City Clerk is hereby ordered to refer the claim to the in-
surance carrier of the City of Modesto, which resolution was regularly adopted by
the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

10

IN THE MATTER OF
COMMUNICATION

A communication from the San Joaquin Chapter, #104, of the
Military Order of the Purple Heart regarding the repairing
of the Lake Modesto Dam in Tuolumne River was read and ordered filed.

11

IN THE MATTER OF
ANNEXATION OF SCHOOL
PROPERTY

Commissioner Condit introduced

RESOLUTION NO. 8932-N.S.

which was seconded by Commissioner Frad appointing the Mayor and City Clerk as
signatory officials on "Petition of the City of Modesto a Municipal Corporation, for
Annexation of Certain Real Property to the City of Modesto" (James Marshall, Downey
High School and John Muir Elementary School District) and the City Clerk is directed
to deliver petition to the Board of Supervisors of Stanislaus County, which resolution
was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

12

IN THE MATTER OF
CALL FOR BIDS ON
ADVERTISING AND
PRINTING

Commissioner Frad introduced

RESOLUTION NO. 8933-N.S.

which was seconded by Commissioner Condit authorizing the
City Clerk to call for bids for the official printing and advertising for the fiscal
year ending June 30, 1951, said bids to be opened June 28, 1950, which resolution
was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

13
IN THE MATTER OF
SIGNATORY OFFICIALS
AIRPORT PROJECT
APPLICATION

Commissioner Frad introduced

RESOLUTION NO. 8934-N.S.

which was seconded by Commissioner Stanley appointing the Mayor,
City Clerk and Auditor as signatory officials on project Application for Federal Aid for the
Developing of Public Airports, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

14
IN THE MATTER OF
CURB CUT, MODESTO
PAPER COMPANY

Commissioner Condit introduced

RESOLUTION NO. 8935-N.S.

which was seconded by Commissioner Stanley granting permit to Wieland
Bros. Builders, to cut the curb in Block 39, lots 27 and 28, for a building being constructed
by the Modesto Paper Company, under the supervision of the City Engineer, which resolution
was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

15
IN THE MATTER OF
TRAFFIC SIGNAL
7th & B STREETS

Commissioner Stanley introduced

RESOLUTION NO. 8936-N.S.

which was seconded by Commissioner Frad, appointing the Mayor and City Clerk as signatory
officials on agreement with the Southern Pacific Company for the synchronizing of traffic
signals at Seventh and B Streets and Tuolumne Blvd., with the Railroad's existing wigwag
crossing signals, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

16
IN THE MATTER OF
OPPOSING INCREASE
RATES PACIFIC GAS
& ELECTRIC COMPANY

Commissioner Frad introduced

RESOLUTION NO. 8937-N.S.

which was seconded by Commissioner Stanley, opposing the granting of
application for an increase in natural gas rates, filed by the Pacific Gas & Electric Company,
with the Public Utilities Commission of the State of California, as it is believed that the
increase as requested will work to the detriment of the people of this community and of other
communities and the City Clerk is directed to send a certified copy of this Resolution to the
Public Utilities Commission, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

COMMISSIONER STANLEY LEFT THE COUNCIL MEETING AT THIS TIME.

17
IN THE MATTER OF
LEASE WITH STANDARD
OIL COMPANY

Commissioner Condit introduced

RESOLUTION NO. 8938-N.S.

which was seconded by Commissioner Frad approving renewal of lease with the Standard Oil
Company for sites ~~for sites~~ for airplane fueling facilities at Modesto Municipal Airport for
a term of one year commencing June 1, 1950, and appointing the Mayor, City Clerk and Auditor
as signatory officials, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner, Stanley

18 IN THE MATTER OF
AGREEMENT SWIMMING
POOL

Commissioner Frad introduced

RESOLUTION NO. 8939-N.S.

which was seconded by Commissioner Condit approving agreement between the Modesto High School District and the City of Modesto for the operation of the Swimming Pool during the summer vacation months of 1950 and appointing the Mayor and City Clerk as signatory officials, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner, Stanley

19 IN THE MATTER OF
AGREEMENT FOR THE
PURCHASE BOOKMOBILE

Commissioner Frad introduced

RESOLUTION NO. 8940-N.S.

which was seconded by Commissioner Condit approving agreement between the City of Modesto and Stanislaus County for the purchase, operation and maintenance of a Bookmobile for the McHenry Public Library, and appointing the Mayor, City Clerk and Auditor as signatory officials, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley, Burkner

20 IN THE MATTER OF
BIDS ON CHEMICALS

Commissioner Condit introduced

RESOLUTION NO. 8941-N.S.

which was seconded by Commissioner Frad authorizing the City Clerk to advertise for bids for the following equipment:

20 tons of Chlorine in 1 ton containers

20 Tons of Chloramine-T Compound with Industrial Grade Chemicals

500 Gallons of a surface active product for odor control of sewage and industrial wastes

said bids to be opened on June 28, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley, Burkner

21 IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 937-N.S. FEES
SEWER SERVICE ANNEXED
TERRITORY

Ordinance No. 937-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of May 24, 1950 and thereupon printed and published as required

by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley, Burkner

22 IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 938-N.S. APPRO-
PRIATE FUNDS CHEMICALS

Ordinance No. 938-N.S. having been heretofore introduced and ordered printed and published at the special meeting of June 7, 1950, and thereupon printed and published as required

by the Charter of the City of Modesto, coming on for final adoption at this time,

it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Frad, Condit, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley, Burkner

23

IN THE MATTER OF
ORD. REGULATE
FIREWORKS

Commissioner Condit introduced an ordinance being
ORDINANCE NO. 940-N.S.

entitled: "AN ORDINANCE REGULATING THE STORAGE, MANUFACTURE, SALE AND DISCHARGE OF FIRE WORKS
IN THE CITY OF MODESTO, MAKING THE VIOLATIONS HEREOF A MISDEMEANOR AND REPEALING ORDINANCE NO.
677-N.S." and moved its adoption and passage to print and publish, which motion being duly
seconded by Commissioner Frad, it was upon roll call carried and the ordinance ordered
published as above by the following vote:

Ayes: Councilmen: Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley, Burkner

24

IN THE MATTER OF
NOTICE TO BIDDERS ON
BOOKMOBILE

Commissioner Condit introduced
RESOLUTION NO. 8942-N.S.

which was seconded by Commissioner Frad, authorizing the City Clerk to call for bids for
furnishing Bookmobile for the McHenry Public Library, in accordance with specifications on
file at the office of the City Clerk, said bids to be opened on July 12, 1950, which resolution
was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley, Burkner

25

IN THE MATTER OF
LEAVE OF ABSENCE
CYRIL M. HENDERSON

Commissioner Frad introduced
RESOLUTION NO. 8943-N.S.

which was seconded by Commissioner Condit granting leave of absence to Cyril McC Henderson,
Planning Technician, for the period June 28 to 30th inc. 1950, which resolution was regularly
adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner and Stanley

26

IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced
RESOLUTION NO. 8944-N.S.

which was seconded by Commissioner Condit adjourning this Council meeting now in session,
which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner and Stanley

ATTEST:  REX E. GAILFUS, CITY CLERK

Special Council Meeting

June 21, 1950

The Council of the City of Modesto met in special session this date
at 4:00 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: Burkner

IN THE MATTER OF
CLAIMS

Commissioner Frad introduced

RESOLUTION NO. 8945-N.S.

which was seconded by Commissioner Stanley, allowing claims for recreation Department personnel attending the Second Annual Recreation Conference held in San Jose, February 14-18, 1950, as follows:

Serena E. Arnold-----\$66 10

LEE BROOKS----- 57 70

MARIAN MCCOLLUM----- 49 89

and directing the Auditor to draw warrants in payment of claims, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

2
IN THE MATTER OF
ORD. APPROPRIATE
FUND FOR TRUCK

Commissioner Condit introduced an ordinance being

ORDINANCE NO. 941-N.S.

entitled: "AN ORDINANCE APPROPRIATING MONEY FOR THE PURPOSE OF PURCHASING A TRUCK FOR THE PUBLIC WORKS DEPARTMENT" and moved its adoption and passage to print, which motion being duly seconded by Commissioner Stanley, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

3
IN THE MATTER OF
RENTAL OF CITY PRO-
PERTY BLOCK 588,
LOTS 9-12

Mr. Robert Ford, Agent for the Dixie Maid Products and Mr. H. B. Hill, representing the same Company, appeared before the Council and offered to pay the city \$1000 00 per year

rent for a period of ten years for the city property in Block 588, lots 9-12 inc. The Council advised them that they had not made any decision on the renting of this property but would consider the offer.

4
IN THE MATTER OF
ESTABLISH 2 HOUR
PARKING ON 13th STREET
BETWEEN K AND L STREETS

Commissioner Stanley introduced

RESOLUTION NO. 8946-N.S.

which was seconded by Commissioner Frad recommending that two hour parking be established on both sides of Thirteenth Street, between K and L Streets, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

5
IN THE MATTER OF
CLAIM FOR DAMAGES
MRS. DELLA M. MEYER

Whereas claim for \$50,000 was filed by Mrs. Della M. Meyer, for personal injuries when claimant tripped and fell on a

raised portion of a sidewalk at the corner of McHenry Avenue and Francis Street, April 29, 1950 at approximately 5:30 o'clock P.M., Commissioner Frad introduced

RESOLUTION NO. 8947-N.S.

which was seconded by Commissioner Condit, denying claim of Mrs. Della M. Meyer and directing the City Clerk to turn claim over to the insurance carrier of the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

6
IN THE MATTER OF
PETITION AGAINST
OPERATION OF AMBU-
LANCE AT 317 LaLOMA
STREET

A signed petition by property owners was filed with the Council protesting to the continued operation of the Modesto Ambulance Company at 317 LaLoma Street. The Council explained that this matter would be considered for settlement at the next Council meeting.

7
IN THE MATTER OF
CURB CUT BLOCK 45
J. WIELAND

Jack Wieland, Builder, appeared before the Council and requested that he be granted permission to cut the curb 63 feet on Eighth Street near G Street in Block 45, lots 1 to 6 inc. as he was building a large truck terminal building on property owned by G. B. Podesto and May C. Griffen. He was requested to endeavor to change his plans to conform with the city ordinance regulating the length of curb cuts and to report to the Council at their meeting of July 5th.

8
IN THE MATTER OF
REQUEST STORE BUILD-
ING MATERIAL ON
STREET

Seymour Coey, contractor appeared before the Council and requested that he be granted permission to stack building materials to be used in remodeling the Nazarene Church located in Block 132, W 80' of lots 17-21 inc. on the extension of 18th Street in this block. He was requested to contact the Modesto City Schools and endeavor to secure permission to use the school grounds to store this material, so that this street would not have to be closed.

9
IN THE MATTER OF
LETTER DEPARTMENT OF
COMMERCE RE: CENSUS

A communication was filed by Duval Williams, District Supervisor of the Department of Commerce, Bureau of the Census, showing the population of Modesto to be 17,319, and the number of dwellings to be 6,520 for the 1950 census year. This letter was ordered filed.

10
IN THE MATTER OF
PURCHASE PROPERTY
FOR SEWER FARM

The City Attorney stated that the Superior Court had condemned 7.68 acres of land owned by Donald L. Robertson, Marjorie B. Robertson, Nita Bell LeHane, Kenneth A. Robertson and had set the value at \$15,000 and had set the value of an interest of Joseph Chania at \$25 00 and the City Clerk was instructed to give a check to the City Attorney for \$15,000 00 payable to Donald L. Robertson for Donald L. Robertson, Marjorie B. Robertson, Nita Belle LeHane and Kenneth A. Robertson and a check payable to C. C. Eastin, Clerk of the Superior Court in the sum of \$25 00 to be deposited for Joseph Chania with the Clerk of the Superior Court, Whereupon Commissioner Stanley introduced

RESOLUTION NO. 8948-N.S.

which was seconded by Commissioner Frad, authorizing the City Clerk to draw warrants as set forth above and to deliver same to the City Attorney, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

11
IN THE MATTER OF
APPOINT FRANK C.
DAMRELL MEMBER OF
PERSONNEL BOARD

Commissioner Condit introduced

RESOLUTION NO. 8949-N.S.

which was seconded by Commissioner Stanley appointing Frank C. Damrell member of the Modesto City Personnel Board to serve the unexpired term of Fred D. Condit until January 15, 1951, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

12
IN THE MATTER OF
COMMUNICATIONS

A communication was filed by the Chamber of Commerce enclosing copy of Resolution adopted by the Chamber of Commerce at their regular meeting of May 15, "urging the Council to appropriate the necessary funds to repair the dam at Lake Modesto and again restore Lake Modesto as a wholesome attraction to not only our own

people, but to all the people of interior California."

13
IN THE MATTER OF
ADJOURNMENT

Commissioner Condit introduced

RESOLUTION NO. 8950-N.S.

which was seconded by Commissioner Stanley, adjourning the Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

ATTEST:  REX E. GAILFUS, CITY CLERK

Council Meeting

June 28, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: Burkner

IN THE MATTER OF
APPROVE MINUTES

The minutes of the regular meeting of the Council of June 14, and the special meeting of June 21, 1950 were approved

as mailed to the Councilman:

1
IN THE MATTER OF
CHRISTMAS PROGRAM
CHAMBER OF COMMERCE

Richard E. Penny presented a copy of the 1950 Merchants Christmas Program, to the Council and requested that the Council consider this program when planning the 1950-1951 budget for the City of Modesto.

2
IN THE MATTER OF
ALLOW CLAIM FOR
OVERTIME WORK
R. E. RICHARDSON

A claim for \$710 00 for overtime work was filed by former employee, R. E. Richardson, Surveyor, whereupon Commissioner Stanley introduced

RESOLUTION NO. 8951-N.S.

which was seconded by Commissioner Frad, authorizing payment of this claim of R. E. Richardson, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

3
IN THE MATTER OF
COMMUNICATION FROM
MODESTO IRRIGATION
DISTRICT

A communication from the Modesto Irrigation District was received by the Council stating that they recognized the services rendered by the City and rural Fire Departments in the protection of their property and that they were granting to each fire station, free electrical energy, not to exceed \$72 00 per year, whereupon Commissioner Stanley introduced

RESOLUTION NO. 8952-N.S.

which was seconded by Commissioner Condit directing the City Clerk to acknowledge receipt of the communication and to express the appreciation of the Council for the free electrical energy to be furnished to the various fire stations in the city by the Modesto Irrigation District, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

4
IN THE MATTER OF
COMMUNICATION FROM
STANDARD MATERIALS
COMPANY

A communication from the Standard Materials Company regarding the installation of curb and gutters on city property in Block 507 was referred to the City Engineer for investigation and recommendation.

5
IN THE MATTER OF
PETITION ANNEX
PROPERTY OWNED BY
JOHN QUARESMA ET AL

Whereas a petition has been filed by John and Bernice Quaresma, Robert R and Jessie M. Sanders, W. S. Sanders and Della Sanders, Everett M. and Rena F. Odell and the College Avenue Congregational Church for the annexation of a portion of the Northwest Quarter, Section 20, T3S r. 9E to the City of Modesto, Commissioner Frad introduced

RESOLUTION NO. 8953-N.S.

which was seconded by Commissioner Stanley, accepting the petition for annexation to the City of the above described property by the above named petitioners, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

6
IN THE MATTER OF
SET DATE HEARING ON
ANNEXATION OF
QUARESMA TRACT

Commissioner Frad introduced

RESOLUTION NO. 8954-N.S.

which was seconded by Commissioner Stanley setting the date of July 26, 1950 at 7:30 P.M. at the City Hall as the time and place for the hearing of protests to the proposed annexation of a portion of the Northwest Quarter, Section 20, T3S, R 9E to the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

7
IN THE MATTER OF
BIDS-ADVERTISING
AND PRINTING

Whereas, pursuant to advertising for bids for the official advertising and printing for year ending June 30, 1951, and whereas the City Clerk reported one bid on file, Commissioner Frad introduced

RESOLUTION NO. 8954A-N.S.

which resolution was seconded by Commissioner Stanley accepting the bid of the Modesto Bee, as they are a responsible bidder and appointing the Mayor and Clerk as signatory officials on agreement, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Frad, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

8
IN THE MATTER OF
BIDS-CHEMICALS

Whereas, pursuant to advertising for bids for chemical for the sewer plant, the City Clerk reported three bids on file, whereupon Commissioner Stanley introduced

RESOLUTION NO. 8955-N.S.

which was seconded by Commissioner Frad recommending that the bids be referred to the City Engineer for tabulation and recommendation except the bid of the Dow Chemical Company, which was rejected due to the fact bidding bond as required in the Notice to Bidders, was not furnished with their bid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

9
IN THE MATTER OF
SIGNATORY OFFICIALS
OF AGREEMENT WITH
MODESTO TERMINAL COMPANY

Commissioner Frad introduced

RESOLUTION NO. 8956-N.S.

which was seconded by Commissioner Stanley appointing the Mayor and Clerk as signatory officials on agreement between the City of Modesto and the Modesto Terminal Company for the purchase of 44.97 acres of land adjoining the Municipal Airport, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

10
IN THE MATTER OF
ANNEXATION OF PROPERTY
OWNED BY MARY A.
SANDERS

Whereas, pursuant to advertising hearing of protest to the proposed annexation of portion of the Mary Sanders property to the City of Modesto, and whereas no protests have been filed, Commissioner Stanley introduced

ORDINANCE NO. 942-N.S.

entitled: "AN ORDINANCE ANNEXING UNINHABITED TERRITORY, BEING A PORTION OF THE SOUTH-WEST QUARTER OF SECTION 20, TOWNSHIP 3, SOUTH, RANGE 9 EAST, M.D.B & M TO THE CITY OF MODESTO, and moved its adoption, and passage to print, which motion being duly seconded by Commissioner Frad, it was upon roll call carried and the ordinance ordered published by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

11
IN THE MATTER OF
HEARING ON ANNEXATION
PORTION OF LAS PALMAS
TRACT

Whereas, pursuant to advertising hearing of protests to the proposed annexation of portion of the Las Palmas Tract to the City of Modesto, and whereas no protests have been filed, Commissioner Stanley introduced

ORDINANCE NO. 943-N.S.

entitled: "AN ORDINANCE ANNEXING UNINHABITED TERRITORY, BEING A PORTION OF THE LAS PALMAS TRACT TO THE CITY OF MODESTO" and moved its adoption and passage to print, which motion being duly seconded by Commissioner Stanley, it was upon roll call carried and the ordinance ordered published by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

12
IN THE MATTER OF
REPORT ON MODESTO
AMBULANCE COMPANY

Pursuant to the order of the Council, a report was filed by Cyril McC Henderon, on the operation of the Modesto Ambulance Company at 317 LaLoma Street to the effect that the people in the vicinity of this location were still opposed to the Ambulance Company operating in this residential district. Attorney A. A. Cardozo appeared before the City Council and requested that they be allowed ninety days in which to move from this location. The Council instructed him that if he would file a letter with them agreeing to move the Ambulance Company from this location in 90 days, they would delay action until the next special meeting of July 5, 1950.

13
IN THE MATTER OF
REQUEST AMEND MUSIC
IN RESTAURANT
ORDINANCE

The matter of amending Ordinance No. 299-N.S. to permit "live music" in restaurants after midnight was laid over for consideration at the special meeting of July 5, 1950.

14
IN THE MATTER OF
ADVERTISE FOR BIDS
FOR TRUCK

Commissioner Condit introduced

RESOLUTION NO. 8957-N.S.

which was seconded by Commissioner Stanley authorizing the City Clerk to call for bids on truck for the Public Works Department, said bids to be opened on July 12, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

15

IN THE MATTER OF
FINAL ADOPTION ORD.
939-N.S. CLASSIFY
EVERGREEN TRACT

Ordinance No. 939-N.S. having been heretofore introduced and ordered printed and published at the special meeting of June 7, 1950, and thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

16

IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 940-N.S. REGULATE
FIRE WORKS

Ordinance No. 940-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of June 14, 1950, and thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

17

IN THE MATTER OF
FINAL ADOPTION ORD.
941-N.S. APPROPRIATE
FUNDS FOR TRUCK

Ordinance No. 941-N.S. having been heretofore introduced and ordered printed and published at the special meeting of June 21, 1950 and thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

18

IN THE MATTER OF
FIRE TRUCKS IN
FOURTH OF JULY
PARADE

Commissioner Stanley introduced
RESOLUTION NO. 8958-N.S.

which was seconded by Commissioner Condit authorizing the Chief of the Fire Department to permit two of the Fire trucks from Fire Station No. 1 to enter parade on the Fourth of July, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

19

IN THE MATTER OF
ADJOURNMENT

Commissioner Stanley introduced
RESOLUTION NO. 8959-N.S.

which was seconded by Commissioner Condit, adjourning this Council meeting, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

ATTEST: REX E. GRILFUS, CITY CLERK

June 30, 1950

The Council of the City of Modesto met in special session at 11:30 A.M., June 30, 1950 as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: Burkner

IN THE MATTER OF APPROVAL GRANT OFFER FOR AIRPORT FUNDS

Commissioner Stanley Introduced

RESOLUTION NO. 8960-N.S.

which was seconded by Commissioner Condit accepting the Grant offer of the United States of America as set forth in the Grant Agreement on file with the City Clerk, for the purpose of obtaining Federal aid in the development of the Modesto Municipal Airport and the Mayor and City Clerk are hereby appointed signatory officials on behalf of the City of Modesto and the City Clerk is authorized to impress the official seal of the City of Modesto and to attest said execution, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

2 IN THE MATTER OF AUTHORIZE CLERK ISSUE CHECK TO TITLE COMPANY ON MODESTO TERMINAL CO. PROPERTY

Commissioner Frad introduced

RESOLUTION NO. 8961-N.S.

which was seconded by Commissioner Stanley authorizing the City Clerk to draw warrant for \$44,970 00 to the Stanislaus County Title Company and to deliver said check to the City Attorney who was directed to place this check in escrow with the Stanislaus County Title Company with instructions to pay the check to the Modesto Terminal Company when the Title Company could execute a policy of title insurance for the sum of \$44,970 00, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

3 IN THE MATTER OF ACCEPT DEED FROM MODESTO TERMINAL COMPANY

Commissioner Frad introduced

RESOLUTION NO. 8962-N.S.

which was seconded by Commissioner Stanley accepting deed from the Modesto Terminal Company on real property containing 44.97 acres adjoining the Modesto Municipal Airport and authorizing the recording of said deed with the Recorder of Stanislaus County, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen; Burkner

4 IN THE MATTER OF ADJOURNMENT

Commissioner Frad introduced

RESOLUTION NO. 8963-N.S.

which was seconded by Commissioner Stanley, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

ATTEST: REX E. GAZLUS, CITY CLERK

Special Council Meeting

July 5, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF HEARING ON MODESTO AMBULANCE COMPANY Whereas, pursuant to request of the Modesto Ambulance Company to continue operating at 317 LaLoma until they could obtain a new location, Attorney A.A. Cardoza filed a letter with the Council requesting permit be granted to the Modesto Ambulance Company to operate at 317 LaLoma until October 15, 1950, whereupon Commissioner Frad introduced

RESOLUTION NO. 8964-N.S.

which was seconded by Commissioner Burkner, granting extension to the said Modesto Ambulance Company to operate at 317 LaLoma Street until October 15, 1950, with the understanding that permit be revoked at any time during the intervening period should some objections as to their operations in this district be filed with the Council, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2 IN THE MATTER OF RENT DECONTROL A. B. Pike of the Rental Property Owners and Operators Association, appeared before the Council and asked what the Council planned to do in regard to the decontrol of rent in this area and he was informed by the Council that they wished a little more time to determine the procedure under the new law recently adopted by the Federal government.

3 IN THE MATTER OF AWARD OF BIDS ON CHEMICALS Whereas pursuant to referring bids on chemicals to the City Engineer for tabulation and recommendation, he filed a report recommending that the bid of the Modesto Paper Company on Chloramine-T Compound be accepted and the bid for diarome be awarded to the Richey Products Company, whereupon Commissioner Condit introduced

RESOLUTION NO. 8965-N.S.

which was seconded by Commissioner Frad awarding bid on 500 gallons of diarome to the Richey Products Company, at a price of \$2.50 per gallon, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Condit introduced

RESOLUTION NO. 8966-N.S.

4 which was seconded by Commissioner Frad awarding bid on 20 tons of Chloramine-T Compound to the Modesto Paper Company at a price of \$15 25 per cwt. in 10 ton lots and \$17 25 per cwt, in less than 5 ton lots, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Condit introduced

RESOLUTION NO. 8967-N.S.

5 which was seconded by Commissioner Frad authorizing the City Engineer to purchase 20 tons of Chlorine in 1 ton containers on the open market, which resolution was regularly adopted by

the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6 IN THE MATTER OF
COMMUNICATIONS

A communication from the California Relays expressing appreciation to the Council for their support of the 1950 Relays program was read and ordered filed.

A communication from Bernice Wood regarding the cleaning up of the lot in Block 205 used by the Modesto Junior Chamber of Commerce for their annual merchants fair was referred to the Modesto Junior Chamber of Commerce.

7 IN THE MATTER OF
PROGRESSIVE PAYMENTS

Commissioner Frad introduced

RESOLUTION NO. 8968-N.S.

which was seconded by Commissioner Condit authorizing progressive payment of \$4,420 76 to Sauerwein & Thompson for the construction of the L. J. Maddux Youth Recreation Center in the Westside Park, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced

RESOLUTION NO. 8969-N.S.

8 which was seconded by Commissioner Condit authorizing progressive payment of \$5,910 00 to the Spears Construction Company on the construction of a Vacuator Tank and Control Structures, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced

RESOLUTION NO. 8970-N.S.

9 which was seconded by Commissioner Condit authorizing progressive payment of \$10,337 63 to the Pittsburgh-Des Moines Steel Company on the furnishing and installing of a 600,000 gallon elevated steel water tank including tower, foundations and appurtenances, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10 IN THE MATTER OF
REQUEST ERECT BANNER
JR. CHAMBER OF COMMERCE

Commissioner Burkner introduced

RESOLUTION NO. 8971-N.S.

which was seconded by Commissioner Condit granting permit to the Modesto Junior Chamber of Commerce to display banner in the business district to advertise the Modesto Community Fair to be held July 12, 13, 14 and 15th, providing the usual fee of \$10 00 is paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11 IN THE MATTER OF
GRANT PERMIT TAXICABS
PAINT CABS

Whereas petition was filed by the Modesto Cab Company, operated by J. F. French, Smitty's Taxi, operated by Leonard Smith, Cliff's Taxi, operated by

C. C. Caruthers and the Veterans Taxi, operated by Dean D. Erwin, to operate their taxicabs as one company and to paint all their taxicabs the same color, whereupon Commissioner Stanley introduced

RESOLUTION NO. 8972-N.S.

which was seconded by Commissioner Burkner authorizing the said taxicab companies to operate their cabs as one company from either of the two authorized stands on the city streets and upon the recommendation of the Chief of Police, each cab was authorized to use the same color with the proper identifications on each cab, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

IN THE MATTER OF
ADJOURNMENT

Commissioner Stanley introduced

RESOLUTION NO. 8973-N.S.

which was seconded by Commissioner Burkner adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting
July 12, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Absent: Councilmen: None.

IN THE MATTER OF
APPROVE MINUTES

The minutes of the regular meeting of June 28, 1950 and special meeting of July 5, 1950 were approved as mailed to the Council-

men.

IN THE MATTER OF
REQUEST FOR WATER
SERVICE

John Quaresma appeared before the Council and requested that the Chapin Tract, bounded on the north by Ulrich Avenue, east by

Mills Avenue, south by Roseburg Avenue and west by College Avenue be granted city water service, whereupon Commissioner Frad introduced

RESOLUTION NO. 8974-N.S.

which was seconded by Commissioner Burkner, recommending that the district being served with City water be extended to include the above described Chapin Tract and the City Attorney be directed to prepare contract for execution between the City of Modesto and John Quaresma providing for the furnishing of water to the said Chapin Tract, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

IN THE MATTER OF
PROTEST - JULES
LOEB

Mr Jules Loeb appeared before the Council and protested to the proposed building of a home by Sheldon V. Byers in Block 707,

S 18.76 feet, lot 19, all of lot 20, which would come within eleven feet of the rear line of his property located in Block 708, lot 42, S 45; lot 43, N. 59'. He was instructed to file a written protest with the Council and they would proceed with the necessary legal steps for a solution to this problem.

3

IN THE MATTER OF
CHAMBER OF COMMERCE
COMMITTEE INTER-
CITY RELATIONS

Mr. Fenton Kraft and Mr. Vernon Baird, representing the Inter-City Relation Committee of the Modesto Chamber of Commerce appeared before the Council and requested that the City of Modesto consider painting a sign on the new elevated water tank installed in Block 50, on Tenth Street advertising the Sonora Pass Vacation Land in order to help cement relations between Tuolumne County and the City of Modesto. This matter was taken under advisement by the Council.

4

IN THE MATTER OF
CLAIMS FOR MONTH OF
JUNE, 1950

Claims against the City of Modesto for the month of June, 1950 having been heretofore audited by the Council and found to be correct, Commission Frad introduced

RESOLUTION NO. 8975-N.S.

which was seconded by Commissioner Condit ordering that all of the said claims so audited and approved be and the same are hereby allowed with reference being made to the Auditor's Cash Record for further details relative to the amounts of withdrawals from the various funds as follows:

GENERAL-----	\$163,031 03
BOND REDEMPTION FUND-----	34,811 25
WATER FUND-----	14,348 20
LIBRARY FUND-----	2,554 00
MADDUX YOUTH CENTER-----	4,420 76
PARKING METER-----	238 68
FIRE BOND-----	986 33
WATER BOND-----	10,337 63
WASTE TREATMENT-----	<u>6,359 98</u>
	\$237,087 86

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5

IN THE MATTER OF
PETITION LOOMIS &
TSCHANTZ MOVE USED
CAR LOT

A petition was filed by Loomis & Tschantz to move their used car lot from 1501 10th Street to 1324 10th Street and for a curb cut at the new location. This petition was referred to the City Engineer for investigation and recommendation.

6

IN THE MATTER OF
BIDS ON BOOKMOBILE
FOR LIBRARY

Whereas pursuant to advertising for bids for the purchase of a Bookmobile for the McHenry Public Library, the City Clerk reported three bids had been filed in his office. After consideration of the bids it was determined that two of the bids were over the amount appropriated for the purchase of this equipment and one of the bids did not meet the requirements set forth in the specifications, whereupon Commissioner Frad introduced

RESOLUTION NO. 8976-N.S.

which was seconded by Commissioner Condit rejecting all bids received for the purchase of a Bookmobile, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad left the Council meeting at this time.

7

IN THE MATTER OF
BIDS ON TRUCKS

Whereas, pursuant to advertising for bids for the purchase of a truck for the Public Works Department, the City Clerk reported seven bids on file, After consideration of the bids by the

12A

IN THE MATTER OF
APPROVAL CAMPUS
TRACT NO. 2

A communication from the Modesto City Planning Commission recommending that the Council approve the Campus Tract No. 2 map was read and action was delayed until annexation proceedings of this property are completed.

Council they were ordered referred to the City Engineer for tabulation and recommendation.

8
IN THE MATTER OF
CANCEL RESOLUTIONS
ON ANNEXATION-
QUARESMA PROPERTY

Commissioner Stanley introduced

RESOLUTION NO. 8977-N.S.

which was seconded by Commissioner Condit rescinding resolutions No. 8953-N.S. accepting petition for annexation of a portion of the northwest one-quarter, Section 20 T3S R9E, M.D.B. & M. (Quaresma Tract) and Resolution No. 8954-N.S. setting the date for the hearing of the above named tract, due to the fact that it has been determined after investigation that more than 12 persons reside in this territory, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Frad

9
IN THE MATTER OF
REQUEST LIMITED
PARKING ON J STREET
BETWEEN FOURTEEN
AND FIFTEEN STREET

A request was filed by the Culver Furniture Store located at 1415 J Street that the Council consider the limiting of parking on both sides of J Street between 14th and 15th Streets. This

matter was referred to the City Engineer and Police Chief for investigation and recommendation.

10
IN THE MATTER OF
ZONING ANNEXED
TERRITORY

A communication was filed with the City Clerk by the Modesto City Planning Commission advising that they had held the necessary

hearing for the zoning of those portions of the Bodem Tract, Tatum Tract and Rice Colony annexed to the City on April 10, 1950 by Ordinances Nos. 929-N.S. and 930-N.S., into the R-1 and R-2 zones, whereupon Commissioner Burkner introduced

RESOLUTION NO. 8978-N.S.

which was seconded by Commissioner Condit setting the date of August 9, 1950 at 7:30 P.M. at the City Hall as the time and place for the hearing of protests to the proposed zoning of this annexed property, which resolution was regularly adopted by the following vote:

Ayes: Burkner, Condit, Stanley, Mayor Shannon

Noes: None

Absent: Frad

11
IN THE MATTER OF CHANGE
NAME OF STREET

A communication was filed by the Modesto City Planning Commission recommending that South Franklin Street be renamed Sutter Street

to avoid conflict in the number changing program and that they had held the necessary hearing and only one protest was filed and that the County Planning Commission had agreed to this change of name from South Franklin Street to Sutter Street as soon as the City had agreed to this change so that the name change could be instituted jointly at the same time, whereupon Commissioner Stanley introduced

RESOLUTION NO. 8979-N.S.

which was seconded by Commissioner Burkner recommending that the name of South Franklin Street be changed to Sutter Avenue, said change to be effective as soon as similar action has been taken by the Board of Supervisors, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Frad

12
IN THE MATTER OF
APPROVAL COLEMAN
PARK TRACT

A communication from the Modesto City Planning Commission recommending that the Council approve the final map of the Coleman

Park Tract, filed by Charles T. Coleman, with the recommendation that suitable provisions be included in the deed restrictions to insure that the homes built on lots 13, 14, 15 and 16 face south and the home built on lot 17 face east (block 521) whereupon Commissioner Stanley introduced

RESOLUTION NO. 8980-N.S.

which was seconded by Commissioner Condit, accepting and approving map of the Coleman Park Tract as recommended by the Modesto City Planning Commission, subject to the further condition that Mr. Charles T. Coleman file a bond for \$3,000 00 to meet the provisions of Ordinance No. 720-N.S. to cover costs required for improvements in this subdivision, and appointing the Clerk as signatory official on said map, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Frad

13
IN THE MATTER OF
ROOSEVELT CENTER
PARK MAP

A communication was filed by the Planning Commission notifying the Council that they had approved the final map of the Roosevelt Center Tract and recommended that the Council approve the map as submitted, subject to the annexation to the City of Modesto. This matter was laid over pending completion of annexation proceedings.

14
IN THE MATTER OF
NAMING ALLEY BETWEEN
ALMOND AVENUE AND
LEE STREET

A communication was filed by the Modesto City Planning Commission recommending that the alley between Almond and Lee Street and McHenry and Johnson Streets be named Floto Way as it was found in the number changing in the city that several apartments faced onto the alley and the alley is virtually a continuation of Floto Street, whereupon Commissioner Burkner introduced

RESOLUTION NO. 8981-N.S.

which was seconded by Commissioner Condit designating the said alley as Floto Way, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Frad

15
IN THE MATTER OF
HEARING ON ANNEX-
ATION WEIL COLONY
TRACT

Whereas, pursuant to advertising the hearing of protest to the proposed annexation of the Weil Colony Tract to the City of Modesto at this meeting and/no protests were filed, Commissioner Stanley introduced an ordinance being

ORDINANCE NO. 944-N.S.

entitled: "AN ORDINANCE ANNEXING UNINHABITED TERRITORY, BEING A PORTION OF THE WEIL COLONY TO THE CITY OF MODESTO" and moved its adoption and passage to print, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and the ordinance ordered published by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Frad

16
IN THE MATTER OF
FINAL ADOPTION ORD.
942-N.S. ANNEX POR-
TION SANDERS PROPERTY

Ordinance No. 942-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of June 28, 1950 and thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Frad

17

IN THE MATTER OF
FINAL ADOPTION ORD.
943-N.S. ANNEX POR.
LAS PALMAS TRACT

Ordinance No. 943-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of June 28, 1950 and thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: Frad

18

IN THE MATTER OF
ORD. REGULATE MUSIC
IN RESTAURANTS

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 945-N.S.

entitled: " AN ORDINANCE REGULATING ENTERTAINMENT AND THE PLAYING OF MUSIC IN CERTAIN PLACES OF PUBLIC RESORT, PROVIDING FOR THE ISSUANCE OF A PERMIT THEREFORE, PROVIDING A PENALTY FOR THE VIOLATION OF THE PROVISIONS HEREOF AND REPEALING ORDINANCE NO. 299-N.S." and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: Frad

19

IN THE MATTER OF
RAMONA PARK SUB-
DIVISION

Commissioner Burkner introduced
RESOLUTION NO. 817-S.P.
RESOLUTION OF INTENTION NO. 238

which was seconded by Commissioner Condit, closing and abandoning the property deeded to the City of Modesto by Elizabeth Zimmerman, a widow on March 8, 1950 to be used for street and alley purposes and the Superintendent of Streets was directed to post notices as required by the State Streets and Highways Code and the City Clerk was directed to publish notice of closing and abandoning for a period of ten days in the Modesto Bee, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: Frad

20

IN THE MATTER OF APPROVE
MAP SUNRISE PARK TRACT

Commissioner Burkner introduced
RESOLUTION NO. 8982-N.S.

which was seconded by Commissioner Stanley accepting the final map of the Sunrise Park Tract as approved by the Modesto City Planning Commission subject to the filing of a \$500 00 bond with the City Clerk by Henry Grube to cover costs required for improvements in this subdivision and appointing the Clerk as signatory official on said map, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: Frad

21

IN THE MATTER OF
DEPARTMENTAL REPORTS
MONTH OF JUNE, 1950

Departmental reports for the month of June were read and ordered filed.

22

IN THE MATTER OF ANNUAL
REPORT POLICE COURT

The annual report of the Police Court was ordered filed.

23

IN THE MATTER OF ADJOURN-
MENT

Commissioner Stanley introduced
RESOLUTION NO. 89-83-N.S.

which was seconded by Commissioner Burkner, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Frad



WITNESSED: REX E. GAILFUS, CITY CLERK

SPECIAL COUNCIL MEETING

JULY 19, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

Councilman Stanley left the Council meeting at this time.

1 IN THE MATTER OF
PETITION ANNEXATION
PORTION BODEM COLONY
TATUM TRACT AND RICE
COLONY

Commissioner Frad introduced

RESOLUTION NO. 8984-N.S.

which was seconded by Commissioner Condit accepting petition for annexation of a portion of the Bodem Colony, Tatum Tract and Rice Colony filed by Henry and Janet Grube, Elizabeth Zimmerman, C. E. and Bernice S. Lippert, C. E. and D. Marian Miller, Edwin and May S. Burt, Lee S. and Katherine D. Rogers, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

2 IN THE MATTER OF
SET DATE HEARING
ANNEXATION

Commissioner Frad introduced

RESOLUTION NO. 8985-N.S.

which was seconded by Commissioner Burkner setting the date of August 23rd at the City Hall at 7:30 P.M. as the time and place for the hearing of protests to the proposed annexation of a portion of Bodem Colony, Tatum Tract and Rice Colony, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

3 IN THE MATTER OF
REQUEST GOVERNOR
MAKE STATE HOSPITAL
PERMANENT IN MODESTO

Dave Wilson, representing the Modesto Chamber of Commerce appeared before the Council and requested that the Council consider adopting a resolution urging the

Governor of the State of California to make a permanent institution of the California State Hospital in Modesto, whereupon Commissioner Burkner introduced

RESOLUTION NO. 8986-N.S.

which was seconded by Commissioner Condit recommending that the Council request the Governor of the State of California to continue operating the California State Hospital in Modesto and that this institution be placed on a permanent basis rather than a temporary one as it is now operated, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

Commissioner Stanley returned to the Council Meeting at this time.

4 IN THE MATTER OF
LETTERS ADVERTISING
SONORA PASS VACATION
LAND

Communications from the Chamber of Commerce of Modesto, Tuolumne County, Chamber of Commerce, Sonora Merchants

Association, regarding the painting of a sign on the new elevated water tank on

Tenth Street advertising the "Sonora Pass Vacation Land" were read and ordered filed.

5
IN THE MATTER OF
PARKING ON J STREET

Whereas pursuant to referring the request of Culver Furniture Store for limited parking on J Street between 14th and 15th Street to the City Engineer for investigation and recommendation, he reported at this time that he recommended two hour parking be installed on J Street from 14th Street to 17th Street, whereupon Commissioner Frad introduced

RESOLUTION NO. 8987-N.S.

which was seconded by Commissioner Burkner installing two hour parking on both sides of J street between 14th Street and 17th Street and the City Engineer was directed to install the necessary signs which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
CURB CUT BLOCK
106 DAVE ARATA

A request was filed by Wieland Bros., Builders for a curb cut in Block 106, lot 31, on property owned by David Arata, et al, whereupon

Commissioner Burkner introduced

RESOLUTION NO. 8988-N.S.

which was seconded by Commissioner Condit granting permit for curb cut as requested under the supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
USED CAR LOT MOVE
CURB CUT-LOOMIS &
TSCHANTZ

Whereas pursuant to referring request of Loomis and Tschantz for permission to move their used car lot from 1501 10th Street to 1324 10th Street and for a curb cut at the new location to the

City Engineer for investigation and recommendation, and whereas he has filed a report recommending that permit be granted providing sanitary facilities be installed as provided by the building code, whereupon Commissioner Frad introduced

RESOLUTION NO. 8989-N.S.

which was seconded by Commissioner Burkner, granting permit as requested providing they install sanitary facilities and curb cut be granted under the supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
CLAIM FOR DAMAGES
WALTER B. WRIGHT

A claim for property damage filed by Walter B. Wright and Ann J. Wright for loss of trees and shrubbery on their premises at

708 N. Hackberry Avenue caused by fire ignited by the City to destroy weeds on vacant property nearby was referred to the insurance carrier of the City of Modesto.

9
IN THE MATTER OF
AWARD BID ON TRUCK
PUBLIC WORKS DEPARTMENT

Whereas pursuant to referring the bids on a truck for the Public Works Department to the City Engineer for tabulation and recommendation, he filed a report at this time recommending that the

bid be awarded to Frank Paradis, whereupon Commissioner Condit introduced

RESOLUTION NO. 8990-N.S.

which was seconded by Commissioner Stanley, awarding bid to Frank Paradis for \$3,310 42 for 1950 model Mack Chassis with deluxe cab as their bid was the lowest and best bid and authorizing the City Clerk to return the bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
ANNEXATION PETITION
INTENTION W. W.
GIDDINGS JR.

~~Whereas W. W. Giddings Jr. has notified the Council by~~
letter that he desires to institute proceedings to
annex an area of land to the City of Modesto, Commis-

sioner Stanley introduced

RESOLUTION NO. 8990-N.S.

which was seconded by Commissioner Stanley, awarding bid to Frank Paradis for \$3,310 42 for 1950 model Mack Chassis with deluxe cab as their bid was the lowest and best bid and authorizing the City Clerk to return the bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

~~Absent: Councilmen: None~~

11
IN THE MATTER OF
ANNEXATION PETITION
INTENTION W. W.
GIDDINGS JR.

Whereas W. W. Giddings Jr. has notified the Council
by letter that he desires to institute proceedings to
annex an area of land to the City of Modesto, Commis-

sioner Stanley introduced

RESOLUTION NO. 8991-N.S.

which was seconded by Commissioner Burkner resolving that pursuant to the annexation act of 1913 the City Council hereby consents to the instituting of proceedings under said act, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
ADOPT BUDGET FOR
YEAR 1950-1951

Commissioner Frad introduced

RESOLUTION NO. 8992-N.S.

which was seconded by Commissioner Stanley adopting the budget for the year ending June 30, 1951 for the various departments as corrected and revised, said revision to be effective as of August 1, 1950 and be it further resolved that the budget for the Recreation Commission shall consist of the sum of \$19,227 00, plus such additional sums if any, as may be received by the City for the Recreation Department from the Modesto City Board of Education, the County of Stanislaus and fees received from the operation of the Modesto High School swimming pool by the Recreation Department, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
ORDINANCE SEWER
SERVICE CHARGE

Commissioner Frad introduced an ordinance being

ORDINANCE NO. 947-N.S.

entitled: "AN ORDINANCE PROVIDING FOR PAYMENT OF SERVICE CHARGES FOR USERS OF DOMESTIC SEWERAGE SYSTEM OF THE CITY OF MODESTO WITHIN THE CORPORATE LIMITS OF SAID CITY PRIOR TO THE ADOPTION OF ORDINANCE NO. 937-N.S." and moved its adoption and passage to print and publish which motion being duly seconded by Commissioner Condit, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

and abandoning for a period of ten days in the Modesto Bee, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

19
IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced

RESOLUTION NO. 8995-N.S.

which was seconded by Commissioner Stanley adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting

July 26, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
MINUTES

The minutes of the special meeting of July 19 and regular meeting of July 12, 1950 were approved as

mailed to the Councilmen:

1
IN THE MATTER OF
RENT CONTROL

A. B. Pike, representing the Rental Property Owners and Operators appeared before the Council and requested that action be taken on the petition for decontrol of rental property. He was advised that the Council has not yet been furnished with a copy of the transcript of their public hearing on decontrol and they desired to read the transcript before taking any action.

2
IN THE MATTER OF
PROTEST OF SEWER
SERVICE CHARGE

A group of citizens appeared before the Council protesting to the sewer rental charge as provided in Ordinance No. 947-N.S. introduced by the Council at their special meeting of July 19, 1950. Attorney J. W. Hawkins, Fred Curtis and Charles Feltes protested the proposed sewer rental charge. John Fairweather, Manager of the Modesto Chamber of Commerce and Frank Rossi, City Engineer, explained the over-all sewer program and explained why it was necessary to have this sewer rental charge and told of other cities in the country who already had a similar charge. City Engineer Rossi filed a copy of his survey on the sewer rental charges in other cities.

3
IN THE MATTER OF
PROTEST ODORS FROM
SEWER PLANT

Joe M. McKibbin, property owner, who resides near the Modesto City sewer plant, appeared before the Council and protested to the odors from the sewer plant.

4
IN THE MATTER OF
COMMUNICATIONS

Communications from Rose Brothers and the Valley Sporting Goods Company regarding the placing of a sign on the new elevated water tank advertising the Sonora Pass Vacation Land were read and ordered filed.

5
IN THE MATTER OF
SALE CITY PROPERTY
BLOCK 507

Pursuant to referring the matter of selling city owned property in Block 507 to the City Engineer, he reported that J. Brown, owner of adjacent property had offered to purchase this property for

\$175 00. The City Attorney was directed to proceed with the necessary legal steps to dispose of this property.

6
IN THE MATTER OF
USED CAR LOT LICENSE
WILLIAMS & WILLIAMS

Commissioner Frad introduced
RESOLUTION NO. 8996-N.S.

which was seconded by Commissioner Burkner approving application and bond of Roger Alden Williams and Edgar R. Williams to operate a used car lot at 1107 L Street providing they ^{pay the} required license fee and maintain the necessary sanitary facilities at this location, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
APPROPRIATE FUNDS
PURCHASE PROPERTY
FOR OFF-STREET
PARKING

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 948-N.S.

entitled: "AN ORDINANCE APPROPRIATING FUNDS FOR PURCHASE OF LAND FOR OFF-STREET PARKING", and moved its adoption and passage to print, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
FINAL ADOPTION
ORD. NO. 944-N.S.
ANNEX PORTION WELL
COLONY

Ordinance no. 944-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of July 12, 1950, and thereupon printed and published as required by the

Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
FINAL ADOPTION
ORD. NO. 945-N.S.
REGULATE MUSIC
IN ORDINANCE

Ordinance No. 945-N.S. haveing been heretofore introduced and ordered printed and published at the regular meeting of July 12, 1950, and thereupon printed and published as required by the

Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
APPROPRIATE MONEY
PURCHASE MATERIALS

Commissioner Frad introduced an ordinance being
ORDINANCE NO. 949-N.S.

entitled: "AN ORDINANCE APPROPRIATING MONEY FOR THE PURCHASE OF MATERIALS AND EQUIPMENT AND FOR THE CONSTRUCTION AND MAINTENANCE OF MUNICIPAL FACILITIES FOR THE CITY OF MODESTO AND APPROPRIATING MONEY FOR PURPOSES OF PROMOTING THE GENERAL WELFARE OF THE CITIZENS OF MODESTO", and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Stanley, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
CALL FOR BIDS

Commissioner Condit introduced
RESOLUTION NO. 8997-N.S.

which was seconded by Commissioner Frad, authorizing the City Clerk to call for bids for the purchase of five new automobiles for the Police Department, said bids to be opened on August 9, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Condit introduced

RESOLUTION NO. 8998-N.S.

which was seconded by Commissioner Stanley, authorizing the City Clerk to call for bids on one triple combination fire truck in accordance with specifications on file at the office of the Chief of the Fire Department, said bids to be opened on August 9, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
LEAVE OF ABSENCE
SERENA E. ARNOLD

A letter was received from Mrs. Elizabeth Benkendorf,
Chairman of the Modesto City Recreation Commission

recommending that Mrs. Serena Arnold, Superintendent of Recreation of the City of Modesto be granted a one year's leave of absence. The Council's opinion was that it would be difficult to secure a replacement for Mrs. Arnold for only one year and felt that if she decided to take the teaching fellowship mentioned in the letter that her employment should be terminated and that the Recreation Commission should be advised of the Council's opinion before they took any further action.

IN THE MATTER OF
DISASTER ORDINANCE

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 950-N.S.

entitled: " AN ORDINANCE RELATING TO DISASTERS" and moved its adoption, and passage to print, which motion being duly seconded by Commissioner Frad, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ADJOURNMENT

Commissioner Stanley introduced
RESOLUTION NO. 8999-N.S.

which was seconded by Commissioner Frad, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

Board of Equalization
August 7, 1950

The Council of the City of Modesto met this 7th day of August, 1950 at 10:00 A. M. in the Council Chambers of the City Hall to sit as a Board of Equalization for the purpose of hearing complaints and to correct, modify, strike out or raise any assessment on the Assessment Roll of the City Assessor, pursuant to Section 46, Article IX of the City Charter

10A
IN THE MATTER OF
FINAL ADOPTION
ORD. NO. 946-N.S.
SALARIES CHIEF
OFFICIALS

Ordinance No. 946-N.S. having been heretofore introduced and
ordered printed and published at the special meeting of July 19,
1950 and thereupon printed and published as required by the Charter

of the City of Modesto, coming on for final adoption at this time, it was upon roll call so
finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Present: Councilmen: Burkner, Frad, Condit, Stanley, Mayor Shannon

Absent: Councilmen: None

There being no complaints filed for the consideration of the Board, upon motion being duly made, seconded and unanimously carried the meeting was adjourned to Tuesday, August 8, 1950 at the appointed time and place

August 8, 1950

Pursuant to adjournment of August 7, 1950, the Board of Equalization of the City of Modesto convened in regular session this date and there were

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

There being no complaints filed for the consideration of the Board, upon motion duly made, seconded and unanimously carried, the meeting was adjourned to Wednesday, August 9, 1950 at the appointed time and place

August 9, 1950

Pursuant to adjournment of August 8, 1950 the Board of Equalization of the City of Modesto convened in regular session this date and there were

Present: Councilmen: Burkner, Frad, Stanley, Condit, Mayor Shannon

Absent: Councilmen: None

There being no complaints filed for the consideration of the Board, upon motion duly made, seconded and unanimously carried, the meeting was adjourned to Thursday, August 10, 1950 at the appointed time and place.

August 10, 1950

Pursuant to adjournment of August 9, 1950, the Board of Equalization of the City of Modesto convened in regular session this date and there were

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

There being no complaints filed for the consideration of the Board, upon motion duly made, seconded and unanimously carried the meeting was adjourned to Friday, August 11, 1950, at the appointed time and place.

August 11, 1950

Pursuant to adjournment of August 10, 1950, the Board of Equalization of the City of Modesto convened in regular session this date and there were

Present: Councilmen: Burkner, Frad, Condit, Stanley, Mayor Shannon

Absent: Councilmen: None

There being no further business to come before the Board, and it having met and conducted its meetings as required by State Statutes and the City Charter, upon motion, which was duly seconded, the meeting was adjourned sine die.

Approved: CARL W. SHANNON, MAYOR

ATTEST: REX E. GAILFUS, CITY CLERK



Special Council Meeting

August 2, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Condit, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
AUTHORIZE PROGRESSIVE
PAYMENTS

Commissioner Burkner introduced

RESOLUTION NO. 8999-N.S.

which was seconded by Commissioner Frad, authorizing progressive payment of \$4432 50 to the Spears Construction Company on the construction of a Vacuator Tank and Control Structures and installing city furnished equipment at the Industrial Wastes Treatment Plant in accordance with the contract, which was awarded by the Council on March 22, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9000-N.S.

2 which was seconded by Commissioner Frad authorizing progressive payment of \$1576 91 to Carr and Bati-Rocca, Contractors for construction of a reinforced concrete bridge on LaLoma across Beard Brook in accordance with the contract which was awarded by the Council on June 7, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9001-N.S.

3 which was seconded by Commissioner Stanley authorizing payment of \$1597 13 for extra work done on the construction of a temporary bridge at LaLoma across Beard Brook by force account as provided for in section 9 (c) of the specifications for the construction of bridge at said location, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9002-N.S.

4 which was seconded by Commissioner Frad, authorizing progressive payment to Sauerwein & Thompson Company of \$1894 62 for the construction of Unit 1 of the L. J. Maddux Youth Recreation Center in accordance with the contract awarded by the Council on April 26, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9003-N.S.

5 which was seconded by Commissioner Condit, authorizing progressive payment to Pittsburgh-Des Moines Steel Company of \$5513 40 on furnishing and installing 600,000 gallon elevated steel water tank including tower, foundations and appurtenances in accordance with the contract which was awarded by the Council on May 18, 1949, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
AGREEMENT WATER
QUARESMA

Commissioner Burkner introduced

RESOLUTION NO. 9004-N.S.

which was seconded by Commissioner Condit, appointing the City Clerk as signatory official on agreement with John and Bernice Quaresma for the furnishing of water to the Chapin Tracts as described in our Resolution No. 8974-N.S. adopted by the Council on July 12, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
AMEND PLUMBING
ORDINANCE NO. 901-N.S.

City Attorney Halley was directed to prepare an ordinance amend-

ing Plumbing Ordinance No. 901-N.S. to provide for certain regulations of vent pipes for the consideration of the Council at the next meeting.

8
IN THE MATTER OF
CALL FOR BIDS

Commissioner Stanley introduced

RESOLUTION NO. 9005-N.S.

which was seconded by Commissioner Condit, authorizing the City Clerk to call for bids for furnishing one new truck chassis on which a bookmobile, 20 feet in length from rear of driver's seat to rear panel will be constructed for the McHenry Public Library, said bids to be opened on August 23, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Stanley introduced

RESOLUTION NO. 9006-N.S.

9
which was seconded by Commissioner Condit, authorizing the City Clerk to call for bids for constructing bookmobile body on a standard two ton chassis as furnished by the City of Modesto, and bids to be opened on August 23, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Stanley introduced

RESOLUTION NO. 9007-N.S.

10
which was seconded by Commissioner Burkner, authorizing the City Clerk to call for bids for furnishing all labor, equipment and materials necessary for the improvement of Johnson Street between Morris Avenue and Maynell Avenue, said bids to be opened on August 23, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Condit introduced

RESOLUTION NO. 9008-N.S.

11
which was seconded by Commissioner Frad, authorizing the City Clerk to call for bids for furnishing all labor, equipment and materials necessary for the improvement of Eighth Street, between L Street and I Street, said bids to be opened on August 23, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Stanley introduced

RESOLUTION NO. 9009-N.S.

which was seconded by Commissioner Condit, authorizing the City Clerk to call for bids for purchase of automobile for the Health Department, said bids to be opened on August 23, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9010-N.S.

which was seconded by Commissioner Stanley, authorizing the City Clerk to call for photographic copying machine for the Health Department, said bids to be opened on August 23, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

IN THE MATTER OF
TRANSFER USED CAR
LOT-ALFRED MATTHEWS

Commissioner Stanley introduced

RESOLUTION NO. 9011-N.S.

which was seconded by Commissioner Condit authorizing the transfer of the used car lot of Alfred Matthews from 1108 11th Street to 1415 Tenth Street as the new location meets the requirements of the building code for the sanitary facilities, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

IN THE MATTER OF
PETITION FOR LICENSE
GARBAGE & WASTE
COLLECTION

A petition was filed by the Union Garbage Service for a license to operate a garbage and Waste collection business in the City of Modesto. This request was taken under consideration until the next meeting of the Council.

IN THE MATTER OF
SIGN ON ELEVATED
WATER TANK

Letters urging the Council to paint the sign "Modesto Gateway to the Sonora Pass Vacation Land" on the new elevated water tank owned by the City in Block 51 were read and ordered filed.

IN THE MATTER OF
LETTER REGARDING
RECREATION PROGRAM

Letters regarding the Recreation program for the year 1950-1951 were read and ordered filed.

IN THE MATTER OF ANNUAL
REPORTS

Annual report of the McHenry Public Library for fiscal year ending June 30, 1950 was accepted and ordered

filed.

Annual report of the Fire Department for fiscal year ending June 30, 1950 was accepted and ordered filed.

IN THE MATTER OF
LETTER FROM HOMER
W. JORGENSEN

A communication from Homer W. Jorgensen, Consulting Sanitary Engineer was read and ordered filed.

IN THE MATTER OF CURB
CUT STANDARD MATERIALS
COMPANY

Commissioner Condit introduced

RESOLUTION NO. 9012-N.S.

which was seconded by Commissioner Frad granting permit to the Standard Materials, Inc. to cut the curb in Block 33, NE 105' lots 14, 15, 16, (7th & H Streets) under the supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Noes: Councilmen: None

Absent: Councilmen: None

21
IN THE MATTER OF
GRANT PERMIT HENDERSON
ATTEND MEETING

Commissioner Frad introduced
RESOLUTION NO. 9013-N.S.

which was seconded by Commissioner Condit authorizing Cyril McC. Henderson to attend the National Planning Conference of the American Society of Planning Officials being held in Los Angeles on August 13 through 17th, with all expenses paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen; None

Absent: Councilmen: None

22
IN THE MATTER OF
RENT DECONTROL

Commissioner Frad introduced
RESOLUTION NO. 9014-N.S.

which was seconded by Commissioner Burkner, finding that there no longer exists in the City of Modesto such a shortage of rental housing accommodations as to require rent control in the City and the City Council in so far as it has authority to do so hereby terminates rent control in the City of Modesto and be it further resolved that the City Clerk send a certified copy of this resolution to the office of the Housing Expediter, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

23
IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced
RESOLUTION NO. 9015-N.S.

which was seconded by Commissioner Burkner, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting

August 9, 1950

The Council of the City of Modesto met in regular session; this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Frad, Condit, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
ORAL COMMUNICATIONS

A committee headed by Mrs. Carl Ogden, representing the Parent Teachers Association, appeared before the Council and protested

to any curtailment in the Recreation program for the year 1950-1951. She was informed by the Commissioner of Finance and Revenue, A. M. Frad, that the City had not curtailed their contribution for the recreation program and that with the amount of money approved for this purpose the program should continue in a satisfactory manner.

2
IN THE MATTER OF
CLAIMS

Claims against the City of Modesto for the month of July, 1950 having been heretofore audited by the Council and found to be

correct, Commissioner Frad introduced

RESOLUTION NO. 9016-N.S.

which was seconded by Commissioner Stanley, ordering that all of the said claims so audited and approved be and the same are hereby allowed with reference being made to the Auditor's

Cash Record for further details relative to the amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$117,029 04
WATER FUND-----	13,114 27
LIBRARY FUND-----	3,133 19
PARK. METER FUND-----	30,181 17
SPECIAL GAS TAX FUND-----	3,174 04
BOND REDEMPTION FUND-----	230 00
MADDUX YOUTH CENTER FUND-----	2,122 62
BOND REDEMPTION FUND-----	33,328 80
	<hr/>
	\$202,313 13

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
COMMUNICATIONS

Communications from Mrs. Herman Bowman, First Vice of the Modesto Council P.T.A. and Mrs. Monte Schack, past President of the Wilson, P.T.A. regarding the recreation program were read and ordered filed.

A communication from A. B. Pike, Secretary of the Rental property owners and Operators Association of Stanislaus County expressing appreciation for the action taken by the Council on the decontrolling of rental property in the city was read and ordered filed.

A communication from the Governor's Office regarding the request of the City for the establishment of the Modesto State Hospital on a permanent basis was read and ordered filed.

4
IN THE MATTER OF
BANNERS

City Clerk Gailfus reported that Walter Nish, Secretary of the Community Chest had requested permission to erect banners in the business district in the first part of September to advertise the drive for funds of the Community Chest, whereupon Commissioner Frad introduced

RESOLUTION NO. 9017-N.S.

which was seconded by Commissioner Burkner, granting permit to erect banner and directing the Fire Chief to assist in the erecting of the banners and to waive the usual fee for the displaying of banners, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
APPLICATION LICENSE
OPERATE GARBAGE
COMPANY

Whereas, pursuant to delaying action on the petition of the Union Garbage Service for a license to operate in the City of Modesto, Commissioner Stanley introduced

RESOLUTION NO. 9018-N.S.

which was seconded by Commissioner Frad, recommending that license be denied for the reason that at this time the public health and safety would be jeopardized by the granting of a license, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

1
IN THE MATTER OF
OPEN BIDS ON FIRE
TRUCK ~~DEPARTMENT~~

Whereas, pursuant to advertising for bids for one triple combination fire truck and whereas the City Clerk reported that four bids had been filed. After consideration of the bids, the Council ordered all bids tabulated for consideration at a later meeting.

7
IN THE MATTER OF
CALL FOR BIDS ON
PIPE-VALVES-FITTINGS

Commissioner Burkner introduced
RESOLUTION NO. 9019-N.S.

which was seconded by Commissioner Condit, authorizing the City Clerk to call for bids on pipe, valves and fittings, said bids to be opened on August 23, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
CALL FOR BIDS ON
ASPHALT PAVING
MATERIAL

Commissioner Burkner introduced
RESOLUTION NO. 9020-N.S.

which was seconded by Commissioner Frad, authorizing the City Clerk to call for bids on furnishing and delivering asphalt paving materials to any street in the City limits, said bids to be opened on August 23, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
APPROVAL HIGHWAY
MAINTENANCE AGREEMENT

Commissioner Burkner introduced
RESOLUTION NO. 9021-N.S.

which was seconded by Commissioner Condit approving agreement for the maintenance of the State Highway in the City of Modesto, effective as of July 1, 1950 and to remain in effect until amended or terminated and appointing the Mayor and City Clerk as signatory officials, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
HEARING ON THE ZONING
OF BODEM-TATUM-RICE
COLONY

Whereas, pursuant to hearing petition on zoning of that portion of Bodem-Tatum-Rice Colony annexed to the City of Modesto and whereas no protests have been filed, Commissioner Frad introduced

an ordinance being

ORDINANCE NO. 951-N.S.

entitled: " AN ORDINANCE ZONING ANNEXED TERRITORY", and moved its adoption and passage to print, which motion being duly seconded by Commissioner Stanley, it was upon roll call carried and the ordinance ordered published by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
AUTHORIZE FIRE CHIEF
WEMYSS ATTEND
MEETING

Commissioner Stanley introduced
RESOLUTION NO. 9022-N.S.

which was seconded by Commissioner Condit, authorizing the attendance of Jack Wemyss, Fire Chief to the International Fire Chief's Convention and to the Pacific Coast Fire Chief's Convention, being held jointly in San Francisco on September 1-16, 1950, with all expenses paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
ORDINANCE AMEND
PLUMBING CODE

Commissioner Burkner introduced
ORDINANCE NO. 952-N.S.

entitled: " AN ORDINANCE AMENDING ORDINANCE NO. 901-N.S. OF THE CITY OF MODESTO BY
ADDING A NEW SECTION ENTITLED SECTION 13A AND CHANGING THE REQUIREMENTS WITH REFER-
ENCE TO VENT TERMINATION" and moved its adoption and passage to print and publish,
which motion being duly seconded by Commissioner Frad, it was upon roll call carried
and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 947-N.S. SEWAGE
SERVICE CHARGE

A group of citizens appeared before the Council, some
protesting and some seeking information concerning the
new ordinance providing for sewage service charge in
the City of Modesto. Attorney J. W. Hawkins protested to the ordinance and stated
that it was in violation of the City Charter, whereupon Commissioner Condit intro-
duced

RESOLUTION NO. 9023-N.S.

which was seconded by Commissioner Burkner, recommending that the final adoption of
this ordinance be delayed for two weeks, which resolution was regularly adopted by
the following vote:

AYES: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14
IN THE MATTER OF FINAL
ADOPTION OF ORDINANCE
NO. 948-N.S. APPROPRIATE
MONEY PURCHASE PARKING
LOT

Ordinance No. 948-N.S. having been heretofore introduced
and ordered printed and published at the regular meet-
ing of July 26, 1950 and thereupon printed and publish-
ed as required by the Charter of the City of Modesto coming on for final adoption at
this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

15
IN THE MATTER OF
FINAL ADOPTION OF
ORDINANCE NO. 949-N.S.
APPROPRIATE FUNDS
PURCHASE MATERIALS

Ordinance No. 949-N.S. having been heretofore intro-
duced and ordered printed and published at the regular
meeting of July 26, 1950 and thereupon printed and
published as required by the Charter of the City of Modesto coming on for final
adoption at this time, it was upon roll call so finally adopted by the following
vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

16
IN THE MATTER OF
FINAL ADOPTION ORD.
No. 950-N.S.
DISASTERS

Ordinance No. 950-N.S. having been heretofore intro-
duced and ordered printed and published at the regular
meeting of July 26, 1950 and thereupon printed and
published as required by the Charter of the City of Modesto coming on for final
adoption at this time, it was upon roll call so finally adopted by the following
vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

6A

IN THE MATTER OF
OPEN BIDS ON AUTOS
POLICE DEPARTMENT

Whereas, pursuant to advertising for bids for five automobiles for the
Police Department, the City Clerk reported three bids on file. Bids were
held over for tabulation and recommendation.

Noes: Councilmen: None

Absent: Councilmen: None

17
18
IN THE MATTER OF
REPORTS MONTH OF
JULY

Reports for the month of July were read and ordered filed.

IN THE MATTER OF
ADJOURNMENT

Commissioner Stanley introduced

RESOLUTION NO. 9024-N.S.

which was seconded by Commissioner Frad, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

[Signature]
ATTEST: REX E. GAILFUS, CITY CLERK

Special Council Meeting

August 16, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
PETITION CHANGE BUS
ROUTES

Frank C. Damrell, Attorney, representing Ed Osthues, operating the Modesto Transit Bus Company, appeared before the Council

and petitioned that they be allowed to abandon certain routes outside the city, whereupon Commissioner Frad introduced

RESOLUTION NO. 9025-N.S.

which was seconded by Commissioner Stanley recommending that the Council offer no objection to the granting of application by the Public Utilities Commission for abandonment of certain routes as outlined to them by Attorney Damrell, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
PRESENTATION OF
AMENDED CHARTER

Robert B. Fowler, Chairman of the Committee appointed by the Council to redraft the Charter appeared before the Council and presented the Charter as redrafted by the Committee for the consideration of the Council.

3
IN THE MATTER OF
PROGRESSIVE PAYMENTS

Commissioner Burkner introduced

RESOLUTION NO. 9026-N.S.

which was seconded by Commissioner Condit authorizing progressive payment of \$1378 35 to Pittsburgh-Des Moines Steel Company for the construction of elevated water tank in Block 50 and accepting the said water tank from the said Pittsburgh-Des Moines Steel Company and directing the City Clerk to record notice of completion with the County Recorder, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9027-N.S.

which was seconded by Commissioner Frad, accepting the work as completed by Sauerwein & Thompson on the construction of Unit I of the L. J. Maddux Youth Recreation Center and

authorizing the Clerk to record Notice of Completion with the County Recorder and progressive payment of \$1894 62 was authorized, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
AUTHORIZE T. J.
HERMEIDA ATTEND
BUILDING CONFERENCE

Commissioner Burkner introduced

RESOLUTION NO. 9028-N.S.

which was seconded by Commissioner Condit authorizing the attendance of T. J. Hermeida, Assistant Building Inspector to the Pacific Coast Building Officials Conference in San Diego on October 3-6, 1950, with all expenses paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
ADVERTISE FOR BIDS

Commissioner Frad introduced

RESOLUTION NO. 9029-N.S.

which was seconded by Commissioner Burkner, authorizing the City Clerk to call for bids for the resurfacing of a tennis court in Graceada Park, said bids to be opened on September 13, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
ADVERTISE FOR BIDS
MOTOR GRADER

Commissioner Burkner introduced

RESOLUTION NO. 9030-N.S.

which was seconded by Commissioner Frad, authorizing the City Clerk to call for bids for the purchase of one motor grader for the Public Works Department, said bids to be opened on August 23, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
PETITION OPERATE
USED CAR LOTS
WILLIAM FONTANA

Commissioner Frad introduced

RESOLUTION NO. 9031-N.S.

which was seconded by Commissioner Burkner, approving application and bond of William Fontana to operate a used car lot at 1305 10th Street which resolution was regularly adopted by the following vote:

Ayes: Councilmen; Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
COMMUNICATIONS

A communication from the Modesto City Planning Commission commending the Council for the adoption of Ordinance No. 947-N.S. calling for the payment of sewer service charges for the users of domestic sewerage system of the City of Modesto was read and ordered filed.

A communication from the Sroptimist Club regarding the Recreation program was read and ordered filed.

A communication from the Viking Lodge #571, Vasa Order

of America regarding the repairing of the Lake Modesto Weir Dam was read and ordered filed.

9
IN THE MATTER OF
PETITION DISPLAY
BANNER

Commissioner Frad introduced

RESOLUTION NO. 9032-N.S.

which was seconded by Commissioner Burkner granting permit to the Modesto City Schools to display banners in the business district advertising the Modesto High School District Bond Election, beginning Monday, September 25, through Tuesday, October 10 and waiving the usual fee, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
DENY CLAIM-CHARLES
BALLEW

Whereas a claim for \$10,000 00 was filed against the City of Modesto by Charles Ballew for personal injuries sustained on

June 27, 1950 due to city owned truck operated near 7th and K Streets striking him,

Commissioner Frad introduced

RESOLUTION NO. 9033-N.S.

which was seconded by Commissioner Stanley, denying claim of said Charles Ballew and referring claim to the insurance carrier of the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
ORDINANCE SET TAX
RATE 1950-1951

Commissioner Frad introduced an ordinance being

ORDINANCE NO. 953-N.S.

entitled: "AN ORDINANCE FIXING THE RATE OF TAXATION IN AND FOR THE CITY OF MODESTO FOR THE FISCAL YEAR 1950-1951", and moved its adoption and passage to print, which motion being duly seconded by Commissioner Stanley, it was upon roll call carried and the ordinance ordered published by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
ORDINANCE APPROPRIATE
FUNDS FOR IMPROVEMENT
OF LIBRARY BUILDING

Commissioner Frad introduced an ordinance being

ORDINANCE NO. 954-N.S.

entitled: "AN ORDINANCE APPROPRIATING MONEY FOR THE PURPOSE OF REPAIRING AND IMPROVING THE McHENRY PUBLIC LIBRARY BUILDING" and moved its adoption and passage to print, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and the ordinance ordered published by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
REQUEST LOADING
ZONE-VETERANS
FURNITURE MART

A petition was filed by the Veterans Furniture Mart, 1222 Eye Street, for a loading zone in front of their place of business.

This request was referred to the Chief of Police and City engineer for investigation and recommendation.

14
IN THE MATTER OF
GRANT PERMIT
ERECT TENT

A petition was filed by the Church of Christ to erect a tent at Washington and L Streets for the purpose of conducting a two

weeks gospel meeting, whereupon Commissioner Frad introduced

RESOLUTION NO. 9034-N.S.

which was seconded by Commissioner Condit, granting permit to erect fire proof tent at this

location providing all laws are conformed with, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

15
IN THE MATTER OF
PETITION OPERATE
MOVING PICTURE
OPEN-AIR THEATRE

Dick Shaw appeared before the Council and petitioned the Council for permission to operate an open air theatre in Block 204 to show moving pictures weekly at the intersection of Burney Street, LaLoma and H Streets. He also requested permission to install a loud speaker at this location. This matter was referred to the Chief of Police for investigation and recommendation.

16
IN THE MATTER OF
ADJOURNMENT

Commissioner Burkner introduced

RESOLUTION NO. 9035-N.S.

which was seconded by Commissioner Frad, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

 ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting

August 23, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Condit, Stanley, Frad, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF MINUTES

Minutes of the regular meeting of August 9 and special meeting of August 16th were approved as mailed to the

Councilmen.

1
IN THE MATTER OF
AMEND ORDINANCE
NO. 521-N.S. REGU-
LATE COLLECTION
GARBAGE

Attorney John E. Griffin, representing the Modesto Garbage Company, appeared before the Council and requested that Section 1 of Ordinance No. 521-N.S. be

amended to provide that no collection of garbage would be allowed between the hours of 10:00 A.M. and 6:30 P.M. as it was necessary that this ordinance be amended to preserve the public health and safety, whereupon Commissioner Stanley introduced an ordinance being

ORDINANCE NO. 955-N.S.

entitled: "AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 521-N.S. (REGULATING THE COLLECTION OF GARBAGE IN THE CITY OF MODESTO) and moved its adoption and passage to print, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
CHARTER

A group of citizens appeared before the City Council and requested that the charter which had been returned to the Council by the Citizen's Advisory Committee be referred to the people at an

early election. They were informed that the Council was appropriating \$1100 00 for legal counsel to study the charter and determine the legality of the Charter as prepared by the Committee and that a legal counsel would be appointed as soon as possible and his report must be filed before an election would be called.

3
IN THE MATTER OF
REPORT POLICE DEPT.
LOADING ZONE REQUEST
1222 I STREET

Whereas pursuant to referring the request of E. L. Stencil, dba as Veterans Furniture Mart for the establishment of a loading zone at 1222 I Street to the Chief of Police for investigation and recommendation and Captain Coulson reported that the request be held over for a period of two weeks for further consideration by the Chief of Police.

4
IN THE MATTER OF
OPEN AIR SHOW
BLOCK 204

Pursuant to referring the request of Richard Shaw to operate an open air theatre in Block 204 to show moving pictures weekly, Captain Coulson filed a report recommending that this request be denied, due to traffic conditions and location of the property near a residential district, whereupon Commissioner Stanley introduced

RESOLUTION NO. 9036-N.S.

which was seconded by Commissioner Burkner, denying request of Richard Shaw to operate an open air theatre in Block 204 as requested, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
CURB CUT STANDARD
MATERIALS COMPANY

Commissioner Burkner introduced

RESOLUTION NO. 9037-N.S.

which was seconded by Commissioner Stanley granting permit to the Standard Materials Company to cut the curb in Block 123, portion lots 13-16 inc., corner 16th and J Streets for a distance of 16 feet under the supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
OPERATE CHURCH AT
5th AND I STREETS

The oral petition of John Hyner to conduct church services for negroes in a building located at 502 I Street was considered by the Council. Written petition had been filed with the City Clerk signed by residents near the church, stating that signers had no objections to the services was considered by Council as well as a petition signed by other residents objecting to the services at this location. It was the opinion of the Council that services could be held in this building providing they were held in a quiet and orderly manner.

7
IN THE MATTER OF
OPEN BIDS

Bids were opened on the following equipment and materials and referred to the City Engineer for tabulation and recommendation at a later meeting:

Asphalt Paving Materials

Motor Grader

Pipe, valves and fittings

Bookmobile truck chassis

Bookmobile body to be constructed

on truck chassis

Bids were opened on the improving of Eighth Street from I Street to L Street and on the improving of Johnson Street between Morris Avenue and Maynell Avenue and referred to the City Engineer for tabulation and recommendation.

Bids on automobile for the Health Department were referred to the Health Officer for investigation and recommendation, as well as one bid received for photographic copying machine

8
IN THE MATTER OF
CALL FOR BIDS

Commissioner Frad introduced

RESOLUTION NO. 9038-N.S.

which was seconded by Commissioner Burkner, authorizing the City Clerk to call for bids for the re-roofing of Fire Station No. 1, said bids to be opened on September 13, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9039-N.S.

9
which was seconded by Commissioner Condit, authorizing the City Clerk to call for bids for furnishing and installing necessary equipment for conversion of an existing electric motor driven turbine pump to a combination gas engine and electric motor driven unit with automatic controls, said bids to be opened on September 13, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Stanley introduced

RESOLUTION NO. 9040-N.S.

10
which was seconded by Commissioner Burkner, authorizing the City Clerk to call for bids for furnishing all labor, equipment and material necessary for the construction of Sanitary Sewer Line from Franklin and H Street to the Mark Twain School on Emerald Avenue, said bids to be opened on September 13, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Condit introduced

RESOLUTION NO. 9041-N.S.

11
which was seconded by Commissioner Frad, authorizing the City Clerk to call for bids for furnishing and installing gas fired boiler for the McHenry Public Library, said bids to be opened on September 13, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
AUTHORIZE H. MOORE
ATTEND CONVENTION

Commissioner Frad introduced

RESOLUTION NO. 9042-N.S.

which was seconded by Commissioner Condit authorizing Harry Moore, Assistant Electrical Superintendent to attend the International Association of Electrical Inspectors Convention to be held September 18-20, 1950 at San Jose, with all expenses paid by the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
CALL ELECTION FOR
MISCELLANEOUS
EMPLOYEES ON RETIRE-
MENT SYSTEM

Commissioner Stanley introduced

RESOLUTION NO. 9043-N.S.

which was seconded by Commissioner Burkner calling election for the miscellaneous employees of the City of Modesto to submit the question of including said employees under the California State Employees' Retirement System to be held on August 30, 1950, appointing election officials, naming voting places, providing for proxy voting, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14
IN THE MATTER OF
APPROVE AMENDMENT
RETIREMENT CONTRACT

Commissioner Stanley introduced

RESOLUTION NO. 9044-N.S.

which was seconded by Commissioner Burkner, giving notice of intention to approve an amendment to the contract between the Council and the Board of Administration of the State Employees' Retirement System, providing for the participation of the miscellaneous employees of the City of Modesto in said Retirement System, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

15
IN THE MATTER OF APPROVAL
OF MAPS OF ANNEXED
TERRITORY

Approval of maps of the Campus Tract No. 2 and Roosevelt Center Tract (Weil Colony) was held up for two weeks.

16
IN THE MATTER OF
CALL FOR BIDS ON
AUTO FOR CLERK'S
OFFICE

Commissioner Frad introduced

RESOLUTION NO. 9045-N.S.

which was seconded by Commissioner Condit, authorizing the City Clerk to call for bids for automobile for the Clerk's office, said bids to be opened on September 13, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

17
IN THE MATTER OF
HEARING ON ANNEX-
ATION

Whereas, pursuant to setting this date as the time for hearing of protests to the annexation of a portion of the Bodem Colony, Tatum Tract, Rice Colony, and whereas no protests were filed, Commissioner Stanley introduced an ordinance being

ORDINANCE NO. 956-N.S.

entitled: "AN ORDINANCE ANNEXING UNINHABITED TERRITORY BEING A PORTION OF BODEM COLONY, TATUM TRACT AND RICE COLONY TO THE CITY OF MODESTO" and moved its adoption and passage to print, which motion being duly seconded by Commissioner Frad, it was upon roll call ordered printed as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

18
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 951-N.S. ZONE
PORTION BODEM-TATUM
RICE COLONY

Ordinance No. 951-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of August 9, 1950, and thereupon printed and published as required by the

Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

19
IN THE MATTER OF
FINAL ADOPTION ORD.
952-N.S. AMEND
ORD. 901-PLUMBING

Ordinance No. 952-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of August 9, 1950 and thereupon printed and

published as required by the Charter of the City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

20
IN THE MATTER OF
FINAL ADOPTION ORD.
953-N.S. ESTABLISH
TAX RATE

Ordinance No. 953-N.S. having been heretofore introduced and ordered printed and published at the special meeting of August 16, 1950, and thereupon printed and

published as required by the Charter of the City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

21
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 954-N.S. APPROPRIATE FUNDS MCHENRY LIBRARY

Ordinance No. 954-N.S. having been heretofore introduced and ordered printed and published at the special meeting of August 16, 1950, and thereupon printed and

published as required by the Charter of the City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

22
IN THE MATTER OF
ORD. APPROPRIATE
FUNDS LEGAL COUNSEL
ON CHARTER

Commissioner Frad introduced an ordinance being
ORDINANCE NO. 957-N.S.

entitled: "AN ORDINANCE APPROPRIATING MONEY FOR LEGAL

COUNSEL IN CONNECTION WITH THE NEW PROPOSED CITY CHARTER" and moved its adoption, which motion being duly seconded by Commissioner Stanley it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

23
IN THE MATTER OF
INCREASE BUDGET
GENERAL ADMINISTRATIVE

Commissioner Frad introduced
RESOLUTION NO. 9046-N.S.

which was seconded by Commissioner Stanley increasing the budget of the General Administrative Department for the fiscal year ending June 30, 1951, \$1100 00 to cover the hiring of legal counsel to check the legality of the Charter filed with the Council by the Citizen's Advisory Committee, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Frad, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

24
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 947-N.S.

Commissioner Frad introduced
RESOLUTION NO. 9047-N.S.

which was seconded by Commissioner Stanley delaying action on the final adoption of Ordinance No. 947-N.S. (Sewer Service Charge for inside city) for a period of two weeks, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

25
IN THE MATTER OF
REPORT ON ZONING
BURNEY STREET

Whereas, pursuant to referring the matter of rezoning Burney Street for commercial purposes to the Planning Commission,

Cyril McC. Henderson filed a report on his investigations and recommended that zoning the street for commercial purposes before it is widened and improved would be unwise and the Council went on record as approving the work done so far by the Planning Commission and recommended that they continue with the study of the matter.

26
IN THE MATTER OF
ACCEPT ANNUAL REPORT
PLANNING COMMISSION

The annual report of the Modesto City Planning Commission was accepted and ordered filed.

27
IN THE MATTER OF
REJECT BIDS ON
FIRE TRUCK

Commissioner Stanley introduced
RESOLUTION NO. 9048-N.S.

which was seconded by Commissioner Condit, recommending that all bids received on the triple combination fire truck be rejected and the Fire Chief be authorized to purchase this equipment on the open market, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

28
IN THE MATTER OF
AMEND ORD. NO.
859-N.S. WATERING
DAYS

Commissioner Burkner introduced an ordinance being
ORDINANCE NO. 958-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 859-N.S. OF THE CITY OF MODESTO BY REPEALING SUBSECTION 8 OF SECTION 6, THEREOF" and moved its adoption, which motion being duly seconded by Commissioner Stanley, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

29
IN THE MATTER OF
ORD. SET MEETING
DATES OF COUNCIL

Commissioner Frad introduced an ordinance being
ORDINANCE NO. 959-N.S.

entitled: "AN ORDINANCE FIXING THE TIME AND PLACE OF HOLDING REGULAR MEETINGS OF THE COUNCIL OF THE CITY OF MODESTO PRESCRIBING THE MANNER IN WHICH SPECIAL MEETINGS MAY BE CALLED AND REPEALING ORDINANCE NO. 2-N.S. AND ORDINANCE NO. 604-N.S." and moved its adoption, which motion being duly seconded by Commissioner Condit, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

30
IN THE MATTER OF
ADJOURNMENT

This meeting was ordered adjourned until Friday August 25, 1950, at 11:45 A.M.

ATTEST: REX E. GAILFUS, CITY CLERK

Adjourned Council Meeting

August 25, 1950

The Council of the City of Modesto met in adjourned session this date at 11:45 A.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Frad, Condit, Stanley, Mayor Shannon

Absent: Councilmen: Burkner

1 IN THE MATTER OF
AWARD BID ON POLICE
AUTOS

Commissioner Frad introduced
RESOLUTION NO. 9049-N.S.

which was seconded by Commissioner Stanley accepting the bid of the Helm Chevrolet Company of \$5042 95 and the City's three 1949 Chevrolet Sedans and one 1947 Chevrolet Sedan for five new four door six cylinder Chevrolet 1950 Sedans, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

2 IN THE MATTER OF
AWARD BID ON IMPROVING
8th STREET BETWEEN
I AND L STREETS

Commissioner Condit introduced
RESOLUTION NO. 9050-N.S.

which was seconded by Commissioner Frad accepting the bid of Lunn and Perkins of \$9710 00 for the improvement of Eighth Street between L Street and I Street, subject to the approval of the State Department of Public Works Division of Highway and appointing the Mayor and City Clerk as signatory officials on contract, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

3 IN THE MATTER OF
AWARD BID ON IMPROVE-
MENT JOHNSON STREET
BETWEEN MORRIS AND
MAYNELL

Commissioner Condit introduced
RESOLUTION NO. 9051-N.S.

which was seconded by Commissioner Stanley awarding bid on improvement of Johnson Street, between Morris Avenue and Maynell Avenue to the Standard Materials Company for \$3402 00, subject to the approval of the State Department of Public Works, Division of Highways and appointing the Mayor and City Clerk as signatory officials on contract, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

4 IN THE MATTER OF
AWARD BIDS ON PIPE
VALVES FITTINGS

Commissioner Condit introduced
RESOLUTION NO. 9052-N.S.

which was seconded by Commissioner Frad awarding bid on items 1 through two on cast iron pipe on the notice to bidders for valves-pipe and fittings, to the Pacific States Cast Iron Pipe Company for a total cost of \$7596 80 and directing the City Clerk to return bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

5
Commissioner Condit introduced
RESOLUTION NO. 9053-N.S.

which was seconded by Commissioner Stanley accepting bid of the Johns Manville Company on items three through five of notice to bidders for valves-pipe and fittings, asbestos pipe, and directing the City Clerk to return bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

Commissioner Condit introduced

RESOLUTION NO. 9054-N.S.

which was seconded by Commissioner Stanley accepting bid of the Grinnell Company on fittings and valves, items six through thirty-two of our notice to bidders for valves, pipe and fittings, and directing the City Clerk to return bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

IN THE MATTER OF
AWARD BID ON ASPHALTIC
PAVING MATERIALS

Commissioner Condit introduced

RESOLUTION NO. 9055-N.S.

which was seconded by Commissioner Stanley accepting the bid of the Standard Materials Company on furnishing and delivering Asphalt Paving Materials to any street within the city limits of Modesto for the year ending June 30, 1951 and appointing the Mayor and City Clerk as signatory officials on contract, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

IN THE MATTER OF
AWARD BID ON AUTO
FOR HEALTH DEPT.

Commissioner Frad introduced

RESOLUTION NO. 9056-N.S.

which was seconded by Commissioner Stanley accepting the bid of Griswold and Wight of \$1587 00 for 1950, model 6 cylinder Ford Coupe for the Health Department and directing the City Clerk to return bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced

RESOLUTION NO. 9057-N.S.

which was seconded by Commissioner Stanley, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

ATTEST: REX E. GAILFUS, CITY CLERK

Special Council Meeting

September 6, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Secion 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
PETITION SEWER SER-
VICE HOUSING PROJECT

Jack Sinclair of the Veterans' Housing Authority, appeared before the Council and requested that the Council go on record to the

effect that they would furnish sewage service for a new housing project, which was proposed to be built near the Modesto city limits. This approval was necessary in order that this project be approved by the Federal Government and the Council asked Mr. Sinclair to come before

them with a specific program as to the number of units, location and definite information/whether the housing units now located at Franklin and California would be removed.

2
IN THE MATTER OF
HIRE ATTORNEY ALLEN
GRIMES TO STUDY PRO-
POSED CHARTER

Attorney Allen Grimes appeared before the Council and offered his services in the study of the proposed new charter for the City of Modesto. City Attorney Halley was authorized to prepare an agreement between Mr. Grimes and the City of Modesto for his services in the study of the proposed new charter for consideration of the Council at their next meeting.

3
IN THE MATTER OF
BIDS

Commissioner Frad introduced

RESOLUTION NO. 9058-N.S.

which was seconded by Commissioner Burkner accepting the bid of R. B. MacBride of \$2009 55 for bookmobile chassis, delivered factory at Detroit to Gerstenslager Company and rejecting all other bids and directing the City Clerk to return bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced

RESOLUTION NO. 9059-N.S.

4
which was seconded by Commissioner Condit accepting the bid of Gerstenslager Company for constructing bookmobile body of \$6199 91, plus \$100 00 for lengthening chassis and \$189 00 sales tax to be paid directly to the State of California with the understanding that they were to take delivery of Dodge chassis at the Dodge factory in Detroit, Michigan, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Bids on motor grader were held over for awarding until

the next Council meeting.

5
IN THE MATTER OF
AGREEMENT FOR
ROOSEVELT CENTER
TRACT

Commissioner Stanley introduced

RESOLUTION NO. 9060-N.S.

which was seconded by Commissioner Burkner appointing the Mayor and Auditor as signatory officials on agreement for improvement of the Roosevelt Center Tract and accepting the \$10,000 00 cashiers' check from W. W. Giddings, Jr., R. J. Giddings and H. B. Wilson, in lieu of bond required by Ordinance No. 720-N.S. which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
APPROVE MAP OF ROOSE-
VELT CENTER TRACT

Commissioner Stanley introduced

RESOLUTION NO. 9061-N.S.

which was seconded by Commissioner Condit, approving map of the Roosevelt Center Tract (portion Weil Colony) recently annexed to the City of Modesto and appointing the Mayor and City Clerk as signatory officials, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
CLAIMS

Commissioner Frad introduced

RESOLUTION NO. 9062-N.S.

which was seconded by Commissioner Stanley allowing claim of the Chamber of Commerce for \$500 00 for the Fourth of July celebration held this year, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Condit introduced

RESOLUTION NO. 9063-N.S.

which was seconded by Commissioner Burkner allowing claim of the Stanislaus County Boys' Band for summer concerts for 1950, for \$600 00 which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
COMPLAIN OVERNIGHT
PARKING FRONT STORE

A complaint was filed by Sutton's against the overnight parking of automobiles in front of their store at 931 10th Street which prevented the cleaning of the gutters and street. This letter was read and ordered filed.

IN THE MATTER OF
RULING OF CITY
ATTORNEY ON SEWER
SERVICE CHARGE

City Attorney Halley filed an opinion that Ordinance No. 947-N.S. regulating sewer service charge for inside of city was legal. Same was read and ordered filed

IN THE MATTER OF
INCREASE BUDGET
LIBRARY

Commissioner Stanley introduced

RESOLUTION NO. 9064-N.S.

which was seconded by Commissioner Burkner authorizing the increasing of the 1950-1951 budget for the McHenry Public Library \$2000 00 which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
GRANT PERMIT BILL-
BOARDS-FOSTER &
KLEISER

Commissioner Burkner introduced

RESOLUTION NO. 9065-N.S.

which was seconded by Commissioner Condit granting permit to the Foster & Kleiser Company to erect two 12½ x 25' poster panels in Block 98, lots 17-18 which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
REJECT BIDS ON PHOTO-
GRAPHIC COPYING
MACHINE

Commissioner Frad introduced

RESOLUTION NO. 9066-N.S.

which was seconded by Commissioner Stanley rejecting all bids on a photographic copying machine for the Health Department and directing Health Officer Landquist to purchase this equipment on the open market, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14
IN THE MATTER OF
REQUEST LOADING
ZONE 1222 I STREET

Police Chief Pickering filed a recommendation with the Council that the request of Veterans Furniture Mart for a loading zone in front of their store at 1222 I Street be rejected

15
IN THE MATTER OF
PROGRESSIVE PAYMENTS

Commissioner Burkner introduced
RESOLUTION NO. 9067-N.S.

which was seconded by Commissioner Condit authorizing progressive payment of \$2955 00 to Spears Construction Company on the construction of a vacuator tank and control structures and installing city furnished equipment at the Industrial Wastes Treatment plant in accordance with the contract which was awarded by the City Council on March 22, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9068-N.S.

16
which was seconded by Commissioner Frad, authorizing progressive payment of \$869 06 to the Industrial Electrical Company for the furnishing and installing electric switchboard, conduit, wiring for vacuator tank and controls at the Industrial Wastes Treatment Plant in accordance with the contract which was awarded by the City Council on March 22, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

COMMISSIONER BURKNER INTRODUCED

RESOLUTION NO. 9069-N.S.

17
which was seconded by Commissioner Frad authorizing progressive payment of \$14,195 33 to Carr and Rocca on the construction of a reinforced Concrete Bridge on LaLoma across Beard Brook, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

18
IN THE MATTER OF
AMEND ORDINANCE NO.
424 GARBAGE ORD.

Commissioner Frad introduced an ordinance being
ORDINANCE NO. 960-N.S.

entitled: " AN ORDINANCE AMENDING ORDINANCE NO. 424-N.S. OF THE CITY OF MODESTO AS AMENDED BY AMENDING SECTION 12, THEREOF, MAKING IT UNLAWFUL FOR CERTAIN PERSONS TO COLLECT OR TRANSPORT GARBAGE IN THE CITY OF MODESTO AND ADDING A NEW SECTION NUMBERED SECTION 17-A AUTHORIZING THE CITY COUNCIL TO LIMIT THE NUMBER OF LICENSES WHICH MAY BE ISSUED UNDER SAID ORDINANCE" and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Stanley, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

19
IN THE MATTER OF
RESIGNATION OF
SERENA ARNOLD

Commissioner Frad introduced
RESOLUTION NO. 9070-N.S.

which was seconded by Commissioner Burkner accepting the resignation of Serena E. Arnold as Superintendent of Recreation, effective September 11, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced

RESOLUTION NO. 9071-N.S.

which was seconded by Commissioner Burkner adjourning this Council meeting now in session,
which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting

September 13, 1950

The Council of the City of Modesto met in regular session this date
at 7:30 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
FINAL ADOPTION ORDI-
NANCE NO. 955-N.S.
COLLECTION OF GARBAGE

Ordinance No. 955-N.S. having been heretofore introduced and
ordered printed and published at the regular meeting of August
23, 1950 and thereupon printed and published as required by the

Charter of the City of Modesto coming on for final adoption at this time, it was upon roll
call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Frad

IN THE MATTER OF
APPROVAL OF MINUTES

Commissioner Burkner introduced

RESOLUTION NO. 9072-N.S.

which was seconded by Commissioner Condit, approving the minutes of the regular Council meet-
ing of August 23, 1950 and special Council meeting of September 6, 1950, which resolution was
regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Frad

Commissioner Frad arrived at the Council meeting at this time.

IN THE MATTER OF SEWAGE
SERVICE TO LOW COST
HOUSING

Clyde Oden appeared before the Council protesting to the grant-
ing of sewage service to the proposed low income rental housing

units as the citizens of the City of Modesto had invested a great deal of money in the pre-
sent sewage system and plant and to grant this service to these units would be an imposition
on the citizens of the City of Modesto, about 25 people appeared before the Council in oppo-
sition to the granting of this service. Letters were filed with the Council by A. C. Carroll,
President of Stanislaus County Contractors Association and Albert L. Pedersen opposing the
granting of sewer service to the proposed low income rental housing units. A letter from Leo
Hammett, Chairman of the Board of Supervisors, indicating their intention to demolish and
remove the temporary Veterans' Housing units at Franklin and California Avenues immediately
upon the completion of the new units "unless we are involved in a world conflict with a ser-
ious shortage of housing in this area" was read, whereupon Commissioner Stanley introduced

RESOLUTION NO. 9073-N.S.

which was seconded by Commissioner Burkner rejecting the petition of Jack Sinclair, Veterans Housing Authority for sewer service to the proposed low income rental housing units under the conditions set forth, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
GOLF COURSE GREENS
PROTEST TO CONDITION

Bob Adams, representing the Modesto Golf Club, appeared before the City Council protesting to the condition of the greens on the Modesto Golf Course. A report on the golf course was filed by Assistant City Engineer Fred M. Johnson. The Council indicated their surprise that the Golf Course was in a poor condition and they appointed Commissioner Frad to meet with the representatives of the Modesto Golf Club and to recommend to the Council any action which he deemed necessary for the improvement of the Course.

IN THE MATTER OF
CLAIMS

Claims against the City of Modesto for the month of August, 1950, having been heretofore audited by the Council and found to be correct, Commissioner Burkner introduced

RESOLUTION NO. 9074-N.S.

which was seconded by Commissioner Burkner, ordering that all of the said claims so audited and approved be and the same are hereby allowed, with reference being made to the Auditor's Cash Record for further details relative to the amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$109,182 26
WATER FUND-----	12,289 03
LIBRARY FUND-----	2,847 90
1-10-J-----	22,972 50
1-10-L-----	4,007 79
1-2-----	50 00
1-9-J-----	575 00
1-9-A-----	7,992 32
1-9-F-----	4,304 42
	<hr/>
	\$164,221 22

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
ACCEPTING PETITION
FOR ANNEXATION OF
LAS PALMAS TRACT

Whereas a petition has been filed by Robert H. and Mary Elizabeth Henderson, Gemma and Americo L. Barton and F. M. and Esther B. Brack for the annexation of a portion of lots 23, 24, 25 and a portion of lot 22 in Block 1 of the Las Palmas Tract to the City of Modesto, whereupon Commissioner Burkner introduced

RESOLUTION NO. 9075-N.S.

which was seconded by Commissioner Frad, accepting the petition of said applicants for the annexation of a portion of the Las Palmas Tract to the City of Modesto under the Uninhabited Territory Act, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

1
IN THE MATTER OF
SET DATE HEARING
ON ANNEXATION OF
PORTION OF LAS
PALMAS TRACT

Commissioner Burkner introduced

RESOLUTION NO. 9076-N.S.

which was seconded by Commissioner Condit setting the date of October 11th at 7:30 P.M. at the City Hall as the time and place for the hearing of protests to the proposed annexation of a portion of the Las Palmas Tract to the City of Modesto as petitioned by Robert H. and Mary Elizabeth Henderson, Genna and Americo L. Bartoni and F. M. and Esther B. Brack, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
COMMUNICATIONS

A letter was read from the Planning Commission stating that they recommended that the survey map prepared for James Gonzalez of a

portion of the Rice Colony owned by him and recently annexed to the City of Modesto be approved as to lot design and street widths so that Mr. Gonzalez could sell his property by reference to the Record of Survey Map without necessarily going through the formalities of subdivision procedure. By order of the Council the map was ordered returned to the Planning Commission for further study and for a recommendation to the Council that would conform to requirements of Subdivision Ordinance No. 720-N.S.

9
A A letter was read from the Planning Commission notifying the Council that they had held the required public hearings on classifying a portion of lot 44 of the Broughton Colony (Grant Tract) into the R-1 Single Family Residence District, whereupon Commissioner Condit introduced

RESOLUTION NO: 9077-N.S.

which was seconded by Commissioner Burkner, setting the date of October 11, 1950 at 7:30 P.M. at the City Hall as the time and place for the hearing of protest to the zoning of the afore-said property into the R-1 Single Family residence district, which resolution was regularly adopted by the following vote;

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
BIDS

Bids were opened on the following materials, equipment and improvements and referred to the City Engineer for tabulation and

recommendation:

- 1-Resurfacing of a double tennis court in Graceada Park
- 2-Furnishing and installing necessary equipment for conversion of an existing electric motor driven turbine pump to a combination gas engine and electric motor driven unit with automatic controls.
- 3-Furnishing all labor, equipment, and materials necessary for the construction of Sanitary Sewer Line from Franklin and H Streets to the Mark Twain School on Emerald Avenue.
- 4-Furnishing and installing one American Standard #4 GS-10 or equal gas fired boiler (for natural gas, 1000 BTU) complete with jacket and equipment as supplied by manufacturer at the McHenry Public Library

Commissioner Condit introduced

RESOLUTION NO. 9078-N.S.

which was seconded by Commissioner Frad accepting the bid of Orlander and Williams for \$967 00 for the re-roofing of Fire Station No. 1 at 610 11th Street, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11 Bids on automobile for the City Clerk's office were referred to the City Clerk for tabulation and recommendation.

12 The awarding of bid on motor grader was held over until the next Council meeting. A communication from the Valley Tractor and Equipment Company was filed with the Council regarding the equipment they had bid on.

13 IN THE MATTER OF
AUTHORIZE CLERK CALL
FOR BIDS

Commissioner Burkner introduced

RESOLUTION NO. 9079-N.S.

which was seconded by Commissioner Stanley, authorizing the City Clerk to call for trade in allowance shall be made on one 1930 model A Roadster with pickup body bids for one new 1950 3/4 ton pickup with metal cab and all metal pickup body, said bids to be opened on Wednesday, September 27, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9080-N.S.

which was seconded by Commissioner Condit, authorizing the City Clerk to call for bids on furnishing f.o.b. Modesto, Incandescent Fluorescent and Mercury Vapor Lamps for municipal lighting for a period of one year, beginning July 1, 1950, said bids to be opened on Wednesday, September 27, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9081-N.S.

14 which was seconded by Commissioner Frad authorizing the City Clerk to call for bids for furnishing all labor, equipment and materials necessary for the re-roofing of McHenry Public Library, said bids to be opened on Wednesday, September 27, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

15 IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 947-N.S. SEWER
SERVICE CHARGE

Final adoption of Ordinance No. 947-N.S. (sewer service charge inside city) was held over until September 27, 1950, Council meeting.

16 IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 956-N.S. ANNEX
PORTION BODEM-TATUM-
RICE COLONY

Ordinance No. 956-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of August 23, 1950, and thereupon printed and pub-

lished as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

17 IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 957-N.S. APPROPRIATE
MONEY LEGAL
COUNSEL-CHARTER

Ordinance No. 957-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of August 23, 1950 and thereupon printed and

published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

148
IN THE MATTER OF
FINAL ADOPTION ORD.
958-N.S. AMEND ORD.
NO. 859-WATERING
DAYS DELETED

Ordinance No. 958-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of August 23, 1950, and thereupon printed and published as required by the

Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
FINAL ADOPTION ORD.
959-N.S. COUNCIL
MEETINGS

Ordinance No. 959-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of August 23, 1950 and thereupon printed and published as required by the

Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

20
IN THE MATTER OF
FINAL ADOPTION ORD.
960-N.S. AMEND.
GARBAGE ORDINANCE

Ordinance No. 960-N.S. having been heretofore introduced and ordered printed and published at the special meeting of September 6, 1950, and thereupon printed and published as required by the

Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

21
IN THE MATTER OF
RETIREMENT SYSTEM

Commissioner Stanley introduced

RESOLUTION NO. 9082-N.S.

which was seconded by Commissioner Condit, declaring that at an election held on August 30, 1950 in and for the miscellaneous employees of the City of Modesto was regularly called, held and conducted and that the proper and complete returns thereof have been made and received by the Council and they declare that at said employees election the following proposition, to wit:

Shall the miscellaneous employees of the City of Modesto be included in the State Employees' Retirement System?

received 170 votes, 137 for the proposition and 33 against the proposition, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

22
Commissioner Stanley introduced an ordinance being

ORDINANCE NO. 961-N.S.

entitled: "AN ORDINANCE OF THE COUNCIL AUTHORIZING AN AMENDMENT TO THE CONTRACT PROVIDING FOR THE PARTICIPATION OF THE CITY OF MODESTO IN THE CALIFORNIA STATE EMPLOYEES' RETIREMENT SYSTEM, MAKING ITS EMPLOYEES MEMBERS OF SAID SYSTEM" and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Condit, it was upon roll call

carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
DEPARTMENTAL REPORTS

Departmental reports for the month of August were read and ordered filed.

IN THE MATTER OF
ADJOURNMENT

Commissioner Stanley introduced

RESOLUTION NO. 9083-N.S.

which was seconded by Commissioner Condit, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote;

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

Special Council Meeting

September 20, 1950

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
PROTEST TO SEWER
SERVICE CHARGE
ORDINANCE

Walter Field appeared before the Council and protested to the establishing of new sewer charges as set forth in the proposed ordinance. He considered this unfair

to the citizens of the City of Modesto.

IN THE MATTER OF
AGREEMENT EMPLOY
ALLEN GRIMES STUDY
CHARTER

Commissioner Frad introduced

RESOLUTION NO. 9084-N.S.

which was seconded by Commissioner Burkner approving agreement between the City of Modesto and Allen Grimes, Attorney, for the employment of Mr. Grimes to assist in the submission of a revised charter for the City of Modesto and appointing the Mayor and Auditor as signatory officials, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
AGREEMENT MODESTO
CITY SCHOOLS FOR
NURSING SERVICE

Commissioner Stanley introduced

RESOLUTION NO. 9085-N.S.

which was seconded by Commissioner Burkner approving agreement with the Modesto City Board of Education and the City of Modesto for the providing of nursing services to the schools situated within the Modesto Elementary School District by the City of Modesto for the School session ending June 15, 1951, and appointing the Mayor and Auditor as signatory officials, which resolution was regularly adopted by the following vote:

Ayse: Councilmen: Burkner, Condit, Stanley, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
LETTER OFFICE HOUSING
EXPEDITER

A communication from Tighe E. Woods, Housing Expediter calling for the termination of Federal rent control in

the City of Modesto was read and ordered filed.

5
IN THE MATTER OF
MILITARY LEAVE OF
ABSENCE

Commissioner Stanley introduced

RESOLUTION NO. 9086-N.S.

which was seconded by Commissioner Condit granting military leave of absence to Ross Alexander, Sanitarian in the Health Department, Francis M. McRae, Construction Laborer in the Public Works Department, George T. Bruton, Patrolman in the Police Department for an indefinite period, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
COMMUNICATION
CLYDE E. SUTTON

A communication from Clyde E. Sutton regarding overnight parking on Tenth Street, between I and J Streets was read and referred

to the Chief of Police.

7
IN THE MATTER OF AWARD OF
BIDS

Commissioner Condit introduced

RESOLUTION NO. 9087-N.S.

which was seconded by Commissioner Frad accepting bid of \$8240 00 on motor Grader of the Stanislaus Implement and Hardware Company for the Public Works Department and authorizing the City Clerk to return the bidding checks of other bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
AWARD OF BIDS

Commissioner Condit introduced

RESOLUTION NO. 9088-N.S.

which was seconded by Commissioner Burkner accepting the bid of Pisano Brothers of \$29,400 00 for the furnishing and installing of sanitary sewer line from Franklin and H Streets to the Mark Twain School on Emerald Avenue for the City of Modesto and appointing the Mayor and City Clerk as signatory officials on contract agreement for completion of the works, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Condit introduced

RESOLUTION NO. 9089-N.S.

9
which was seconded by Commissioner Burkner accepting the bid of King-Knight Company of \$7,972 00 for the furnishing and installing of necessary equipment for conversion of an existing electric motor driven turbine pump to a combination gas engine and electric motor, driven unit with automatic controls, and directing the City Clerk to return all bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Condit introduced

RESOLUTION NO. 9090-N.S.

10
which was seconded by Commissioner Frad accepting the bid of Baker-Newman of \$2,489 00 for furnishing and installing one American Standard #4 GS-10 or equal, Gas fired boiler (for natural gas, 1000 BTU) complete with jacket and equipment as supplied by manufacturer at the McHenry Public Library, and directing the City Clerk to return all bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Condit introduced

RESOLUTION NO. 9091-N.S.

11 which was seconded by Commissioner Frad, accepting the bid of Malott & Peterson-Grundy of \$2,982 00 for the resurfacing of the tennis courts in Graceada Park, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Condit introduced

RESOLUTION NO. 9092-N.S.

12 which was seconded by Commissioner Burkner accepting bid of R. B. MacBride of \$1,537 08 for 1950 model six cylinder coupe for the City Clerk's office and directing the City Clerk to return bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13 IN THE MATTER OF
REQUEST CURB CUT
DUKE CRAIG

A request was filed by Duke Craig for a curb cut in Block 563, lot 22 McHenry and Modesto Avenues, where-

upon Commissioner Stanley introduced

RESOLUTION NO. 9093-N.S.

which was seconded by Commissioner Frad granting permit to the said applicant to cut the curb 18 feet at this location under the supervision of the City Engineer, which resolution was regularly adopted by the following vote:

AYES: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14 IN THE MATTER OF
COMMUNICATIONS

A communication from the Modesto City planning Commission regarding the approving of the survey map of

James Gonzalez/^{property}was read, whereupon Commissioner Frad introduced

RESOLUTION NO. 9094-N.S.

which was seconded by Commissioner Condit recommending that this map be referred to the City Engineer for investigation and recommendation, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

15 IN THE MATTER OF
AMEND ORDINANCE NO.
720-N.S. SUBDIVISION
REGULATIONS

Commissioner Frad introduced an ordinance being

ORDINANCE NO. 962-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 720-N.S.

(SUBDIVISION REGULATIONS)" and moved its adoption and passage to print which motion being duly seconded by Commissioner Stanley, it was upon roll call carried and the ordinance ordered published as above by the following vote:

AYES: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

16
IN THE MATTER OF
FINAL PAYMENTS ON
WATER-TANK, YOUTH
CENTER

Commissioner Burkner introduced
RESOLUTION NO. 9095-N.S.

which was seconded by Commissioner Condit authorizing final payment of \$22,972 50 to Pittsburgh-Des Moines Steel Company for the installation of 600,000 gallon elevated steel water tank, as the 35 days lien period required by the contract has expired and no claims have been filed against the contractor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced

RESOLUTION NO. 9096-N.S.

17
which was seconded by Commissioner Burkner authorizing final payment of \$4,210 25 to Sauerwein & Thompson Company for the construction of Unit No. 1 of the L. J. Maddux Youth Recreation Center, as the 35 days lien period required by the contract has expired and no claims have been filed against the contractor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced

RESOLUTION NO. 9097-N.S.

18
which was seconded by Commissioner Condit recommending that City Clerk, Rex E. Gailfus, be authorized to communicate with the L. J. Maddux Memorial Committee in regard to balance of money needed for completion of the Youth Center as all available funds for this project have been used and the building is only partially completed at this time and the balance of money had been pledged by the committee. It is estimated that approximately \$31,900 00 will be needed to complete the Youth Center, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

19
20
21
22
23
IN THE MATTER OF
PARKING NEAR POST
OFFICE

A discussion was held on the advisability of discontinuing the most easterly parking meter on I Street in front of the Post

Office building at 12th and I Streets as it was a danger to persons using the cross walk on I Street at that location. The matter was referred to the Chief of Police.

IN THE MATTER OF
COMMUNICATIONS

Fire Chief Jack Wemyss filed a letter of appreciation with the Council for being granted permission to attend the International Fire Chief's Convention in San Francisco. Same was read and ordered filed.

A letter from the women's Society of the First Presbyterian Church regarding sale of foods by organizations was read and ordered filed

A communication from the Department of Commerce Civil Aeronautics Administration regarding the withdrawal of financial support to Municipal Airports was read and ordered filed.

IN THE MATTER OF
MODESTO MUNICIPAL
GOLF COURSE

Commissioner Frad reported that he had investigated the conditions on the Modesto Municipal Golf Course and certain changes had

been made which he thought would be satisfactory to the Modesto Golf Club Association and for the betterment of the Golf Course.

24

IN THE MATTER OF
APPOINTMENT OF GOLF
PROFESSIONAL

Whereas, the City of Modesto operates and maintains a
Municipal Golf Course and, whereas it is believed that
the greens and fairways can be kept in a better condition if their maintenance is
under the supervision of the professional at the Golf Course, Commissioner Frad
introduced

RESOLUTION NO. 9098-N.S.

which was seconded by Commissioner Stanley, appointing Andrew Silva Golf Profession-
al to supervise the maintenance and upkeep of the greens and fairways at the Modesto
Municipal Golf Course, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

25

IN THE MATTER OF
APPOINT LEE M. BROOKS
RECREATION DIRECTOR

Commissioner Frad introduced

RESOLUTION NO. 9099-N.S.

which was seconded by Commissioner Stanley appointing Lee M. Brooks Director of the
Recreation Department at a salary of \$370 00 per month as of this date, which resolu-
tion was regularly adopted by the following vote:
Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

26

IN THE MATTER OF
AUTHORIZE R. C. RHIEN
ATTEND CONVENTION

Commissioner Burkner introduced

RESOLUTION NO. 9100-N.S.

authorizing Robert C. Rhien, Plumbing Inspector, to attend the Western Plumbing
Officials Association Inc., in San Francisco October 19-21, 1950, with all expenses
paid, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

27

IN THE MATTER OF
APPOINT SANITARIAN

Commissioner Stanley introduced

RESOLUTION NO. 9101-N.S.

which was seconded by Commissioner Frad, appointing Williard S. Montgomery Sanitar-
ian in the Health Department at a salary of \$300 00 per month as of September 25,
1950, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

28

IN THE MATTER OF
ADJOURNMENT

Commissioner Stanley introduced

RESOLUTION NO. 9102-N.S.

which was seconded by Commissioner Frad, adjourning this Council meeting now in
session, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting
September 27, 1950

at 7:30 P.M. as provided by Section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Absent: Councilmen: Stanley

IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 961-N.S. RETIRE-
MENT SYSTEM

A letter was filed by Police Judge, J. Lee Robertson, requesting that his department be excluded from the State Employees' Retirement System and his department was represented at the Council meeting by Attorney Frank B. Collier, who outlined the reason why this department objected to being included in the miscellaneous employees of the City of Modesto retirement system and he requested that the final adoption of Ordinance No. 961-N.S. be held up and that a request be made to the Board of Administration of the California State Employees' Retirement System for the deletion of this department. A group of city employees appeared before the Council and expressed their appreciation of the consideration the Council had given them so far in establishing a retirement system and requested that action be taken by the Council to see that the retirement system would go into effect as soon as possible. Archie Lyons and William R. Abbott, representing a private insurance company appeared before the Council and requested that the council consider the new federal social security law before entering the State Retirement System. Councilman Frad suggested the final adoption of Ordinance No. 961-N.S. be delayed and that a resolution be introduced requesting the State Retirement System consider deleting the Police Court Department from the State Employees' Retirement System, whereupon Commissioner Frad introduced

RESOLUTION NO. 9103-N.S.

which was seconded by Commissioner Burkner, recommending that as it appears Proposition No. 3 will be approved by the electors in the November, 1950 election in which event the Police Court Department will no longer be a department of the City of Modesto and for that reason the City Council is willing to exclude said department subject to approval by the State Employees' Retirement Board of Administration, as provided by Section 20492 of the Government Code, be it resolved that the City Clerk request the State Employees' Retirement Board of Administration to exclude the Police Court Department, from participation in the Retirement System, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

Commissioner Burkner introduced

RESOLUTION NO. 9104-N.S.

which was seconded by Commissioner Condit recommending that the final adoption of Ordinance No. 961-N.S. (Retirement System) be delayed for a period of one week, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

IN THE MATTER OF
GRANT PERMIT ERECT
TENT

A petition was filed by Rev. Ray W. Gersage, General Chairman of the Steering Committee for the Crusade for Christ program requesting permit to erect a tent from October 22 through November 13 at Burney and LaLoma Streets and permission to display a banner across Tenth Street at J Street from October 14th to October 30, 1950, whereupon Commissioner Frad introduced

RESOLUTION NO. 9105-N.S.

which was seconded by Commissioner Burkner, granting permit to erect a banner in the business district from October 14th to October 24th after the usual \$10 00 fee has been paid and granting permit to erect a tent on the corner of LaLoma and Burney Streets, from October 22,

through November 13th, to hold religious services, under the supervision of the City Engineer and Fire Chief, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

4
IN THE MATTER OF
COMMUNICATIONS

A communication from the California Society of Professional Engineers recommending that the new proposed Charter provide for a Public Works Department headed by a qualified civil engineer, registered by the State of California, was read and ordered filed.

5
IN THE MATTER OF
BANNERS

A request was filed by the Modesto Exchange Club for permission to display a banner in the business district advertising their exposition to show the products of Stanislaus County manufacturers, growers and processors on October 12, 13, and 14th. By order of the Council permit was granted to the Modesto Exchange Club to display a banner in the Modesto Business District from October 10th to 14th, 1950, and the usual fee be waived. Permission was also granted to the Modesto City Board of Education to display a banner in the business district from October 1 to 10th and the usual fee of \$10 00 be waived. The Community Chest was also granted permission to display a banner from the 1st of October to the 10th of October and the usual \$10 00 fee be waived.

6
IN THE MATTER OF
STOP SIGNS-BODEM
MORRIS AVENUES

A petition was filed with the Council for the installation of a stop sign at Bodem^{Street} and Morris Avenue. This petition was referred to the Chief of Police for investigation and recommendation.

7
IN THE MATTER OF
APPROVE SURVEY MAP
OF J. GONZALEZ

Pursuant to referring the survey map of the James Gonzalez property to the City Engineer for investigation and recommendation, he advised that after a study of this map he recommended that the map be approved as to lot design and street widths as indicated on the record of survey map, whereupon Commissioner Frad introduced

RESOLUTION NO. 9106-N.S,

which was seconded by Commissioner Burkner recommending that cash deposit of \$150 00 be accepted from James Gonzalez for the installation of an electrolier on this property and bond from Herbert M. Brockett as surety on the installation of curbs and gutters on this property be approved and that the map be approved as to lot design and street widths as indicated on the record of survey map and the Clerk and Engineer be appointed signatory officials, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

8
IN THE MATTER OF
OPEN BIDS

Bids were opened on the following equipment and referred to the City Engineer for tabulation and recommendation:

One new 1950 3/4 ton pickup with metal cab and all metal pickup body

Incandescent, Fluorescent and Mercury Vapor Lamps for Municipal lighting for a period of one year beginning July 1, 1950

Commissioner Frad introduced

RESOLUTION NO. 9107-N.S.

which was seconded by Commissioner Condit, awarding bid on the re-roofing of McHenry Public Library at 1402 I Street to Olander and Williams for \$1392 00, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

9
IN THE MATTER OF
ADVERTISE FOR BIDS
ON RADIO EQUIPMENT
FIRE DEPARTMENT

Commissioner Frad introduced

RESOLUTION NO. 9108-N.S.

which was seconded by Commissioner Burkner authorizing the City Clerk to advertise for bids for the furnishing of radio equipment for the Fire Department and said bids to be opened on October 11, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

10
IN THE MATTER OF
ADVERTISE FOR BIDS
ON TRACTOR

Commissioner Frad introduced

RESOLUTION NO. 9109-N.S.

which was seconded by Commissioner Burkner, authorizing the City Clerk to advertise for bids for furnishing one new four wheeled rubber tired tractor for the Public Works Department, said bids to be opened on October 11, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes; Councilmen: None

Absent: Councilmen: Stanley

11
IN THE MATTER OF
RENEWAL OF AGREEMENT
WITH SOUTH PACIFIC
COMPANY ROADWAY
UNDER RAILROAD TRESTLE

Commissioner Condit introduced

RESOLUTION NO. 9110-N. S.

which was seconded by Commissioner Burkner resolving that the agreement between the City of Modesto and the Southern Pacific Company covering private roadway under railroad trestle 113.75 to permit a roadway to the City sewer plant be renewed, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

12
IN THE MATTER OF
HEARING ON DISTRICT-
ING BROUGHTON COLONY.
(GRANT TRACT)

Whereas, hearing had been set for the protests on the proposed zoning of the annexed lot 44 of the Broughton Colony (Grant

Tract) as R-1, Single-Family Residence District for this meeting

and whereas no protest were filed, Commissioner Burkner introduced an ordinance being

ORDINANCE NO. 963-N.S.

entitled: "AN ORDINANCE CLASSIFYING NEWLY ANNEXED TERRITORY AS TO USE DISTRICT AND AMENDING ZONING ORDINANCE NUMBER 700-N.S. BY ADDING ADDITIONAL MAP", and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Frad, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

13
IN THE MATTER OF
CREATE NEW CLASSI-
FICATIONS-LIEUTENANT
POLICE DEPARTMENT

Whereas a resolution was filed with the Council by the Personnel Board requesting the establishment of one new classification under the Civil Service regulation, namely Lieutenant in the

Police Department, Commissioner Condit introduced

RESOLUTION NO. 9111-N.S.

which was seconded by Commissioner Burkner creating the position of Lieutenant in the Police Department, as requested by the Personnel Board, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

14
IN THE MATTER OF
ORD. AMEND CIVIL
SERVICE ORD. NO.
602-N.S.

Commissioner Frad introduced an ordinance being
ORDINANCE NO. 964-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 602-N.S.

OF THE CITY OF MODESTO (CIVIL SERVICE ORDINANCE)" and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Condit, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

10
IN THE MATTER OF
FINAL ADOPTION ORD.
947-N.S. SEWER
SERVICE CHARGES

A discussion was held on the final adoption of Ordinance No. 947-N.S. regulating the charge for sewer service and it was the decision of the Council to draw up a

new ordinance providing for a flat rate of 85¢ for sewer service charge for residences in the city limits and to amend Ordinance No. 937-N.S. to provide for a flat fee of \$1.10 for sewer service charge for residences in property annexed to the City but the rates on business property to remain as provided in the original ordinances, whereupon Commissioner Condit introduced

RESOLUTION NO. 9112-N.S.

which was seconded by Commissioner Frad, directing the City Attorney to prepare these ordinances for the approval of the Council for their next Council meeting, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

16
IN THE MATTER OF
GRANT PERMIT TO
SHELL OIL COMPANY
ERECT SERVICE STATION

Commissioner Burkner introduced

RESOLUTION NO. 9113-N.S.

which was seconded by Commissioner Condit granting permit to the Shell Oil Company to erect and maintain a service station in Block 143, W 99 Highway, between I and K Streets and to cut the curb 30 feet under the supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

7
IN THE MATTER OF
PETITION TO OPERATE
USED CAR LOT U. Z.
BRANNON

Commissioner Frad introduced

RESOLUTION NO. 9114-N.S.

which was seconded by Commissioner Burkner approving application and deposit of \$500 00 filed as bond for used car lot license by U. Z. Brannon, as he has made arrangements for the using of the sanitary facilities of Woodrow M. Elzner, dba Jimmie's Lunch at 1224 10th Street, which resolution was

regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

IN THE MATTER OF
ADOPT RECREATION COMMISSION
BUDGET

Commissioner Frad introduced

RESOLUTION NO. 9115-N.S.

which was seconded by Commissioner Burkner, approving the budger for the Recreation Depart-
ment for the year ending June 30, 1951 which resolution was regularly adopted by the follow-
ing vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced

RESOLUTION NO. 9116-N.S.

which was seconded by Commissioner Burkner, adjourning this Council meeting now in session,
which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting

October 4, 1950

The Council of the City of Modesto met in regular session this date at 4:00 P.M.
as provided by Section 1 of Ordinance No. 959-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
MINUTES

The minutes of the regular meeting of September 27, 1950 were
approved as mailed to the Councilmen:

IN THE MATTER OF
REQUEST CURB CUT
REMOVAL PARKING
METERS

A request was filed by the American Trust Company and Joe Messier,
local manager, appeared before the Council and requested per-
mission to cut the curb in Block 85, lots 4 and 5 and the S 12½'

lot 3, a distance of 10 feet on the north and approximately 18-20' on the south to build a
"Drive-To" branch of their bank and for the City to remove two parking meters now installed
at this location. They also requested changing of the parking time from two hours to 24
minutes on the two remaining meters on this property to permit a greater turn over in the
parking in front of their proposed office. After a general discussion, it was the decision
of the Council to refer this matter to the Chief of Police and City Engineer for investiga-
tion and recommendation.

IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 961-RETIREMENT
PROGRAM

A letter was read from the Modesto Chamber of Commerce, commend-
ing the Council for withholding the final adoption of the
Retirement System Ordinance for the miscellaneous employees and
recommended that the Council withhold completion of such a retirement program until such
time as the state and joint private enterprise and social security program can be thoroughly
analyzed.

The Executive Committee of the Modesto City Employees' Associa-
tion filed a report as requested by the Council at their regular meeting of September 27,
1950 on their findings of the new Social Security law and signified their satisfaction

with the State Retirement System as adopted by the people of the City at the election held on November 8, 1949 and by the employees of the City on August 30, 1950 and requested that the Council proceed with the legal steps to put this system in force. City Attorney Halley reported that he had had a verbal report from the State Retirement System that they had agreed to delete the Police Court Department from the retirement system and recommended that the final adoption of Ordinance No. 961-N.S. be delayed an additional week, whereupon Commissioner Frad introduced

RESOLUTION NO. 9117-N.S.

which was seconded by Commissioner Stanley, recommending that the final adoption of Ordinance No. 961-N.S. be delayed until the next regular meeting of October 11, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF
REQUEST POLICE CHIEF
ATTEND PEACE OFFICER'S
CONVENTION

Commissioner Stanley introduced

RESOLUTION NO. 9118-N.S.

which was seconded by Commissioner Burkner authorizing the attendance of Police Chief Pickering to the convention of the Peace Officer's Association to be held in Pasadena on October 25-27, 1950 with all expenses paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF PAYMENTS

Commissioner Burkner introduced

RESOLUTION NO. 9119-N.S.

which was seconded by Commissioner Stanley authorizing progressive payment to Carr & Rocca on the construction of a reinforced concrete bridge on LaLoma across Beard Brook in the amount of \$7992 32, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9120-N.S.

6 which was seconded by Commissioner Frad accepting the contract as completed by the Industrial Electrical Company for the furnishing and installing of electric switchboard, conduit and wiring for Vacuator Tank and Controls at the Industrial Waste Treatment Plant and directing the City Clerk to file notice of completion with the County Recorder and progressive payment of \$57 94 was authorized to the said Industrial Electrical Company, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9121-N.S.

7 which was seconded by Commissioner Stanley accepting the contract as completed by the Spears Construction Company for the construction of a Vacuator Tank and Control Structures and installing city furnished equipment at the Industrial Waste Treatment

Plant and directing the City Clerk to record notice of completion with the County Recorder and progressive payment of \$1222 50 is hereby authorized to said Spears Construction Company, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9122-N.S.

8
which was seconded by Commissioner Stanley authorizing payment for extra work done under the contract for the construction of a vacuator tank and control structure and installing city furnished equipment at the Industrial Wastes Treatment Plant for \$129 25, as provided by part 1, Section 9, Paragraph C of the Specifications to Spears Construction Company, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
NOTICE TO BIDDERS
ON TRUCK CHASSIS

Commissioner Condit introduced

RESOLUTION NO. 9123-N.S.

which was seconded by Commissioner Frad authorizing the City Clerk to call for bids for furnishing one new truck chassis on which a line construction body will be constructed for the Electrical Department, said bids to be opened on October 18, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
AWARD BID ON LAMPS

Pursuant to referring bids on incandescent fluorescent and mercury vapor lamps for municipal lighting for year ending June 30,

1951 to the City Engineer for tabulation and recommendation and whereas he has filed a report recommending that the bid of the Industrial Electrical Company be accepted, whereupon

Commissioner Condit introduced

RESOLUTION NO. 9124-N.S.

which was seconded by Commissioner Frad, accepting the bid of the said Industrial Electrical Company as it was the lowest and best bid and directing the City Clerk to return bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
AWARD BID ON 3/4
TON TRUCK

Pursuant to referring bids on 3/4 ton pickup truck to the City Engineer for tabulation and recommendation and whereas he has

filed report recommending that the bid of Griswold & Wight be accepted, Commissioner Condit introduced

RESOLUTION NO. 9125-N.S.

which was seconded by Commissioner Stanley, accepting ^{the} bid of the said Griswold & Wight as it was the lowest and best bid and directing the City Clerk to return bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
AUTHORIZE HENDERSON
ATTEND MEETING

Commissioner Condit introduced

RESOLUTION NO. 9126-N.S.

which was seconded by Commissioner Burkner authorizing the attendance of Cyril McC. Henderson to the League Conference in October on "City-County Relations" with expenses paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
FINAL ADOPTION
ORD. NO. 962-N.S.
SUBDIVISION ORD.

Ordinance No. 962-N.S. having been heretofore introduced and ordered printed and published at the special meeting of October 20, 1950 and thereupon printed and

published as required by the Charter of the City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 947-N.S. SEWER
SERVICE

Ordinance No. 947-N.S. having been heretofore introduced and ordered printed and published at the special meeting of July 19, 1950 and thereupon printed and

published as required by the Charter of the City of Modesto it was upon roll call so finally defeated by the following vote:

Ayes: Councilmen: None

Noes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

15
IN THE MATTER OF
ORD. PROVIDE SEWAGE
WITHIN CITY

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 965-N.S.

entitled: "AN ORDINANCE PROVIDING FOR PAYMENT OF SERVICE CHARGES FOR USERS OF DOMESTIC SEWERAGE SYSTEM OF THE CITY OF MODESTO WITHIN THE CORPORATE LIMITS OF SAID CITY PRIOR TO THE ADOPTION OF ORDINANCE NO. 937-N.S." and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Condit, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

16
IN THE MATTER OF
ORD. AMEND ORD. NO.
937-N.S. SEWAGE
CHARGE OUTSIDE CITY

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 966-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 937-N.S.

OF THE CITY OF MODESTO BY CHANGING THE AMOUNT OF FEES REQUIRED TO BE PAID BY SAID ORDINANCE", and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Frad, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

17
IN THE MATTER OF
ESTABLISH STOP
SIGNS BODEM-
MORRIS

Whereas, pursuant to referring the petition for the installation of stop signs at Bodem Street and Morris Avenue to the City Engineer and Chief of Police for investigation and recommendation, they filed a report at this time that they recommended that two stop signs be installed at this intersection, whereupon Commissioner Stanley introduced

RESOLUTION NO. 9127-N.S.

which was seconded by Commissioner Burkner authorizing the establishment of one stop sign on the southeast corner of Bodem Street at Morris Avenue, stopping traffic entering Morris Avenue and one stop sign on the northwest corner of Bodem Street at Morris Avenue, stopping traffic entering Morris Avenue, and directing the City Engineer to install the proper signs, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

18
IN THE MATTER OF
CONTRACT SEWAGE SERVICE
BARIUM PRODUCTS

Whereas it has been reported to the City Council that the Barium Products Limited has permitted chemicals and industrial waste to enter the sewer system which has been detrimental to the operation thereof and which has caused offensive odors to be created, and

Whereas the said Barium Products Limited has permitted such chemicals and industrial waste to enter the sewer system on numerous occasions although such company has been requested not to allow such chemicals to be introduced into the sewer system, Commissioner Stanley introduced

RESOLUTION NO. 9128-N.S.

which was seconded by Commissioner Frad, recommending that the agreement dated July 18, 1945, between the City of Modesto and Barium Products Limited, a corporation, be and the same is hereby terminated and cancelled at the expiration of sixty days from date hereof and the City Clerk be directed to notify Barium Products Limited of the cancellation of such contract, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

19
IN THE MATTER OF
CLAIM FOR CHRISTMAS
PROGRAM

Commissioner Frad introduced

RESOLUTION NO. 9129-N.S.

which was seconded by Commissioner Burkner allowing claim of the Modesto Retail Merchants Bureau for \$2250 00 for Christmas program and \$1687 50, amount budgeted for the Merchants Association share of the business license registrations for year ending June 30, 1951, making a total amount of \$3937 50, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

20
IN THE MATTER OF
ZONING ANNEXED
TERRITORY

Whereas the Modesto City Planning Commission have filed notification with the Council that they have had the necessary public hearings required by them for the zoning of the recently annexed portion of the Mission Grove Tract, M & G Olivewood Tract and all of the Falk Tract as follows:

Property facing on McHenry Avenue into the C-1 Neighborhood

Business District

Nine lots facing on to Douglas Avenue into the R-2 Two family

Residence District

The rest of the area into the R-1, Single-Family Residence District

whereupon Commissioner Frad introduced

RESOLUTION NO. 9130-N.S.

which was seconded by Commissioner Burkner, setting the date of October 25, 1950 at the City Hall at 7:30 P.M. as the time and place for the hearing of protests to the proposed zoning of the above mentioned annexed property, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

21
IN THE MATTER OF
HIRE PART TIME
NURSE

Mark Landquist, Health Officer, notified the Council that Federal funds in the amount of approximately \$1000 00 would be available to the City for their health program for this fiscal year and he petitioned the Council for permission to hire an additional nurse, part time, at a monthly salary not to exceed \$84 00 for a period of 10 months, whereupon Commissioner Stanley introduced

RESOLUTION NO. 9131-N.S.

which was seconded by Commissioner Burkner, authorizing the hiring of an additional part time nurse at a monthly salary of \$84 00 for a period of ten months with the funds made available by the federal government, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

22
IN THE MATTER OF
OATH OF ALLEGIANCE

Pursuant to the new state law requiring loyalty oaths from all public employees, Commissioner Burkner introduced

RESOLUTION NO. 9132-N.S.

which was seconded by Commissioner Frad authorizing the City Clerk to proceed with the obtaining of oaths of allegiance from all city employees by October 31 and hereafter to take oaths of allegiance from all new employees hired by the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

23
IN THE MATTER OF
ADJOURNMENT

Commissioner Burkner introduced

RESOLUTION NO. 9133-N.S.

which was seconded by Commissioner Frad, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting

October 25, 1950

The Council of the City of Modesto met in regular session as provided by Section 1 of Ordinance No. 959-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

October 11, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 959-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF APPROVAL OF MINUTES

The minutes of the regular meeting of October 4, 1950 were approved as mailed to the Councilmen.

IN THE MATTER OF CURB CUTS-AMERICAN TRUST CO.

Whereas, pursuant to referring the request of the American Trust Company to the City Engineer and Police Chief for the removal of two parking meters in front of their property in Block 85, lots 4 and 5, South 12 1/2 feet of lot 3, and for the permission to cut the curb 10 feet on the north of their property and 18 feet on the south, to permit them to build a Drive-to Branch of their bank at this location, City Engineer Rossi reported that he had conferred with the bank officials and gone over their plans with them and he recommended that their request be granted, whereupon Commissioner Burkner introduced

RESOLUTION NO. 9134-N.S.

which was seconded by Commissioner Condit, granting request of the American Trust Company for curb cuts and removal of parking meters under the supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: Stanley

Absent: Councilmen: None

IN THE MATTER OF CLAIMS FOR MONTH OF SEPTEMBER

Claims against the City of Modesto for the month of September, 1950, having been heretofore audited by the Council and found to be correct, Commissioner Frad introduced

RESOLUTION NO. 9135-N.S.

which was seconded by Commissioner Burkner, ordering that all of the said claims so audited and approved be and the same are hereby allowed, with reference being made to the Auditor's Cash Record for further details relative to the amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$109,182 26
WATER FUND-----	12,289 03
LIBRARY FUND-----	2,847 90
1-10J-----	22,972 50
1-10L-----	4,007 79
1-2-----	50 00
1-9J-----	575 00
1-9A-----	7,992 32
1-9F-----	<u>4,304 42</u>
	\$164,221 22

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF RETIREMENT FOR MISCELLANEOUS EMPLOYEES

A communication from the Chamber of Commerce regarding the investigation of their Legislative and Tax Committee in their

study of a pension plan for the miscellaneous employees was read and ordered filed.

Whereas the Board of Administration of the State Employees' Retirement System have agreed to delete the Police Court Department from the retirement system, Attorney Hally recommended that Ordinance No. 961-N.S. and Resolution No. 9044-N.S. be rescinded and a new resolution of intention be adopted, whereupon Commissioner Burkner introduced

RESOLUTION NO. 9136-N.S.

which was seconded by Commissioner Stanley rescinding resolution No. 9044-N.S. adopted at the regular meeting of August 23, 1950 entitled: A RESOLUTION OF INTENTION TO APPROVE AMENDMENT TO CONTRACT PROVIDING FOR PARTICIPATION IN STATE EMPLOYEES' RETIREMENT SYSTEM, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

4 Ordinance No. 961-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of September 13, 1950 and thereupon printed and published as required by the Charter of the City of Modesto coming on for final adoption at this time, it was upon roll call so finally defeated by the following vote:

Ayes: Councilmen: None
Noes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Absent: Councilmen: None

Commissioner Condit introduced

RESOLUTION NO. 9137-N.S.

5 which was seconded by Commissioner Frad, giving notice of intention to approve an amendment to the contract between the Council and the Board of Administration of the State Employees' Retirement System, providing for the participation of all the miscellaneous employees of the City of Modesto with the exception of the Police Court Department in said retirement system, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

6 IN THE MATTER OF COMMUNICATIONS

A letter from the City Attorney, Bill L. Dozker, of the the City of Stockton regarding a contribution by the City of Modesto to the City of Stockton to fight the application of the Pacific Telephone & Telegraph Company for a rate increase was read and this matter was held over for consideration at a later meeting.

7 IN THE MATTER OF PROPOSED RESOLUTION REGULATE SUBDIVISIONS

A suggested resolution to establish the amounts required by the City for a deposit or bond on subdivisions was filed by the Modesto City Planning Commission. No action was taken by the Council at this meeting and the matter was held over for one week.

8 IN THE MATTER OF BIDS

Bids for furnishing one new four wheeled rubber tired tractor for the Public Works Department and for radio equipment for the Fire Department were opened and referred to the City Engineer for tabulation and recommendation.

9
IN THE MATTER OF
APPOINT ASSISTANT
AIRPORT MANAGER

Commissioner Burkner introduced

RESOLUTION NO. 9138-N.S.

which was seconded by Commissioner Stanley appointing C. C. Skoog, Assistant Airport Manager, at a salary of \$50 00 per month as of October 10, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
CHANGE SPEED LIMIT
NINTH STREET

Commissioner Stanley introduced

RESOLUTION NO. 9139-N.S.

which was seconded by Commissioner Burkner, recommending that the City of Modesto concur with the State Highway Department in changing the speed limit on portion of N, nth Street from a point 111 feet south of E Street to the north end of Tuolumne River Bridge in accordance with their letter of October 6, 1950 , which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
AUTHORIZE CITY CLERK
AND ATTORNEY BRING
SUIT-JERRY DOYLE

Commissioner Stanley introduced

RESOLUTION NO. 9140-N.S.

which was seconded by Commissioner Burkner authorizing the City Clerk and City Attorney to bring suit against Jerry Doyle, 1521 Fredrick Street, Walnut Creek, to collect \$143 43 and costs for the installation of 8" and 4" tap in city water main at the Modesto High School after the City Clerk has checked with the Modesto City Schools concerning the claim, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
AUTHORIZE PURCHASE
FIRE TRUCK

Whereas under date of August 23, 1950 the Council rejected all bids for a 1950 model triple combination, 1250 gallon pump,

fire truck by Resolution No. 9048-N.S. as provided by Section 59, Article X of the Charter of the City of Modesto purchase of this equipment may be made on the open market,
Commissioner Condit introduced

RESOLUTION NO. 9141-N.S.

which was seconded by Commissioner Stanley, authorizing the Fire Chief and the Commissioner of Public Supplies, to purchase one 1950 model triple combination, 1250 gallon pump fire truck from P. E. Van Pelt at a purchase price of \$17,868.33, plus sales tax of \$536 05, total cost \$18,404 38, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
FINAL ADOPTION ORD.
964-N.S. AMEND CIVIL
SERVICE ORD.

Ordinance No. 964-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of September 27, 1950 and thereupon printed and published as

required by the Charter of the City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14
IN THE MATTER OF
ORD. APPROPRIATE
FUNDS-PARKING LOT

Commissioner Frad introduced an ordinance being
ORDINANCE NO. 967-N.S.

entitled: "AN ORDINANCE APPROPRIATING MONEY AND PROVIDING FOR THE PURCHASE OF REAL PROPERTY", and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

15
IN THE MATTER OF
HEARING ON ANNEXA-
TION PORTION LAS
PALMAS TRACT

Whereas no protests were filed against the annexation of lots 23, 24, 25 and a portion of lot 22, in Block 1 of the Las Palmas Tract, Commissioner Frad introduced

an ordinance, being

ORDINANCE NO. 968-N.S.

entitled: "AN ORDINANCE ANNEXING UNINHABITED TERRITORY BEING LOTS 23, 24, 25 and a PORTION OF LOT 22, in BLOCK 1 OF THE LAS PALMAS TRACT TO THE CITY OF MODESTO", and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

16
IN THE MATTER OF
PARKING LOT 11th
and G STREETS

City Engineer Rossi and Cyril Henderson submitted a plan for parking on the parking lot purchased by the Parking Authority on 11th and G Streets, which included the installation of rest rooms. No decision was made on the plan at this time.

17
IN THE MATTER OF
REPORT ON SEWER
PLANT

Harry N. Jenks, Consulting Sanitary Engineer and City Engineer Rossi reported on the progress that had been made at the sewer plant and they stated that some additional work should be planned, the cost of the plans and specifications for this work would probably run in the neighborhood of \$10/15,000 00 in this fiscal year. The City Council held this matter over for checking to see if the city had any available money for this project and City Engineer Rossi was directed to prepare a complete report of the immediate needs of the sewer farm.

18
IN THE MATTER OF
ANNUAL REPORT RECREA-
TION COMMISSION

Annual report for year ending June 30, 1950 of the City Recreation Commission was filed.

19
IN THE MATTER OF
DEPARTMENTAL REPORTS

Departmental reports for the month of September, 1950 were read and ordered filed.

20
IN THE MATTER OF
AUTHORIZE DELEGATES
ATTEND LEAGUE CONVENTION

The attendance of City Attorney Francis W. Halley, City Engineer Frank J. Rossi and City Clerk Rex E. Gailfus was authorized to the annual convention of the League of California Cities to be held October 23-25, 1950 in Los Angeles, with expenses paid.

21
IN THE MATTER OF
ADJOURNMENT

Commissioner Burkner introduced
RESOLUTION NO. 9142-N.S.

which was seconded by Commissioner Frad, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes; Councilmen: None

Absent: Councilmen: None

ATTEST:


REX E. GAILFUS, CITY CLERK

Council Meeting

October 18, 1950

The Council of the City of Modesto met in regular session this date at 4:00 P.M. as provided by Ordinance No. 959-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of October 11, 1950 were approved as mailed to the Councilmen.

IN THE MATTER OF
AUTHORIZE TREASURER
SELL BONDS

Commissioner Frad introduced
RESOLUTION NO. 9143-N.S.

which was seconded by Commissioner Stanley, authorizing the City Treasurer to sell \$200,000 00 United States of America Treasury notes, 1½% Series A, 1955, owned by the City of Modesto, held by the Anglo California National Bank under Trust Receipt No 84817, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

IN THE MATTER OF
RESIGNATION OF
LEONARD R. LOCKHART
PLANNING COMMISSION

A communication from Leonard R. Lockhart tendering his resignation from the Modesto City Planning Commission was filed with the Council, whereupon Commissioner Stanley introduced

RESOLUTION NO. 9144-N.S.

which was seconded by Commissioner Frad, accepting the resignation of Mr. Lockhart with regrets and recommending that a vote of appreciation be given Mr. Lockhart for his excellent services while serving as a member of the Modesto City Planning Commission, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

IN THE MATTER OF
COMMUNICATION FROM
PLANNING COMMISSION

A communication was read from the Modesto City Planning Commission requesting that they be given an opportunity to make one or two recommendations to the Council before an appointment is made of a new member of the Modesto City Planning Commission to succeed Mr. Lockhart

COMMISSIONER BURKNER ARRIVED AT THIS TIME.

IN THE MATTER OF
PARKING SITUATION
ON ELEVENTH STREET

A communication was filed by the Adrian's Plant Shelter protesting to the all day parking of automobiles in front of their place of business at 630 11th Street as the street is marked for two hour parking. A general discussion was held by the Council on the establishment of parking meters at this location and various other locations throughout the city and it was the decision of the Council to refer this matter to the City Engineer and Police Chief to make investigations

and recommendations of various locations throughout the city where parking meters should be installed.

5
IN THE MATTER OF
PETITION DISPLAY
BANNER ADVERTISE
PLAY

Commissioner Condit introduced

RESOLUTION NO. 9145-N.S.

which was seconded by Commissioner Frad granting permit to the Modesto Junior College Dramatics Class to display banner in the business district from October 26 to November 4th to advertise a play to be given November 2,3,4 after the usual fee of \$10 00 has been paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

COMMISSIONER STANLEY LEFT THE MEETING AT THIS TIME.

6
IN THE MATTER OF
REQUEST ACTION ON
EUCALYPTUS TREES
IN ENSLEN PARK

A protest was filed by residents living near the Enslen Park to the hazard caused by the Eucalyptus trees in the park. The City Engineer was directed to investigate this matter to correct the existing conditions.

7
IN THE MATTER OF
REQUEST ATTEND LEAGUE
MEETING-LEE M. BROOKS

A request was filed by Lee M. Brooks Superintendent of Recreation for permission to attend the League of

California Cities convention in Los Angeles, October 23, 25, 1950, whereupon Commissioner Frad introduced

RESOLUTION NO. 9146-N.S.

which was seconded by Commissioner Condit, authorizing the attendance of Mr. Brooks to this convention with expenses paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

8
IN THE MATTER OF
ANNEXATION PETITION
PORTION SUNSET ACRES

Commissioner Burkner introduced

RESOLUTION NO. 9147-N.S.

which was seconded by Commissioner Condit accepting petition of Eleanor Brunetti, et al for the annexation of a portion of the Sunset Acres to the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

Commissioner Condit introduced

RESOLUTION NO. 9148-N.S.

9
which was seconded by Commissioner Burkner, setting the date of November 15, 1950 at 4:00 P.M. in the City Hall as the time and place for the hearing of protests to the proposed annexation of that portion of Sunset Acres to the City of Modesto as requested by Eleanor Brunetti, et al, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

Commissioner Burkner introduced

RESOLUTION NO. 9149-N.S.

10
which was seconded by Commissioner Frad accepting petition of Barlow McCleary et al for the annexation of a portion of the Sunset Acres to the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

Commissioner Condit introduced

RESOLUTION NO. 9150-N.S.

11
which was seconded by Commissioner Burkner setting the date of November 15, 1950 at 4:00 P.M. in the City Hall as the time and place for the hearing of protests to the proposed annexation of that portion of Sunset Acres to the City of Modesto as requested by Barlow McCleary, et al, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

12
IN THE MATTER OF
OPEN BIDS ON TRUCK
CHASSIS FOR
ELECTRICAL DEPT.

Pursuant to advertising for bids for the furnishing of one new truck chassis on which a line construction body will be constructed for the Electrical Department, the City Clerk reported receiving five bids. After opening of said bids all were referred to the City Engineer for tabulation and recommendation.

13
IN THE MATTER OF
BID ON TRACTOR

The awarding of bid for the furnishing of one new four wheeled rubber tired tractor was delayed at the suggestion of the City Engineer until the meeting of November 1 as there is to be a demonstration of some of the tractors bid on at the Beard Brook Park at 2:00 P.M. on October 27, 1950.

14
IN THE MATTER OF
AWARD BID ON RADIO
EQUIPMENT FOR THE
FIRE DEPARTMENT

Whereas pursuant to referring bids on radio equipment for the Fire Department to the Fire Chief and City Engineer for tabulation, they filed a report at this time recommending that the bid of the General Electric Company be accepted as it was the lowest and best bid, whereupon Commissioner Condit introduced

RESOLUTION NO. 9151-N.S.

which was seconded by Commissioner Burkner, accepting the bid of the General Electric Company of \$2850 00 for the radio equipment as their bid was the lowest and best bid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

15
IN THE MATTER OF
FINAL PAYMENT
MUNN & PERKINS

Commissioner Burkner introduced

RESOLUTION NO. 9152-N.S.

which was seconded by Commissioner Condit, accepting the contract as completed from Munn and Perkins for the improvement of Eighth Street between L Street and I Street and directing the City Clerk to file a Notice of Completion with the County Recorder and progressive payment of \$7451 06, is authorized, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

16
IN THE MATTER OF
EXTENSION TIME LIMIT
MALOTT-PETERSON GRUNDY
RESURFACE TENNIS COURTS

Commissioner Frad introduced

RESOLUTION NO. 9153-N.S.

which was seconded by Commissioner Burkner granting an extension of two weeks time for completion of contract on the resurfacing of tennis courts at Graceada Park to Contractors, Malott & Peterson-Grundy, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

17
IN THE MATTER OF
LEASE AT AIRPORT
MERLE GARBER

Commissioner Burkner introduced

RESOLUTION NO. 9154-N.S.

which was seconded by Commissioner Frad directing the City Attorney to prepare lease between Merle Garber and the City of Modesto for the leasing of 35 acres within the airport property with a rental fee of 20% gross for a period of one year and appointing the Mayor, City Clerk and Auditor as signatory officials, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

18
IN THE MATTER OF
SIGNATORY OFFICIALS
AGREEMENT WITH
SCHOOLS ON RECREATION

Commissioner Frad introduced

RESOLUTION NO. 9155-N.S.

which was seconded by Commissioner Condit approving contract between the City of Modesto and the Modesto City Schools for the providing of after-school recreation leadership to the youth of the elementary schools for the period September 15, 1950 to June 15, 1951 at an annual charge of \$3000 00 and the Mayor City Clerk and Auditor are appointed signatory officials, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

19
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 965-N.S. SEWER
SERVICE CHARGE

Ordinance No. 965-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of October 4, 1950 and thereupon printed and published as required

by the Charter of the City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

20
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 966-N.S. SEWER
SERVICE CHARGE AMEND
ORD. NO. 937-N.S.

Ordinance No. 966-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of October 4, 1950 and thereupon printed and published as re-

quired by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

21

IN THE MATTER OF
FINAL ADOPTION
ORD. NO. 967-N.S.
APPROPRIATE MONEY
PARKING LOT

Ordinance No. 967-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of October 11, 1950 and thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: Stanley

22

IN THE MATTER OF
ADJOURNMENT

Commissioner Condit introduced
RESOLUTION NO. 9156-N.S.

which was seconded by Commissioner Frad, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: Stanley

ATTEST 
REX E. GAILFUS, CITY CLERK

Council Meeting
October 25, 1950

The Council of the City of Modesto met in regular session as provided by Section 1 of Ordinance No. 959-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon
Absent: Councilmen: None

1
IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of October 18, 1950 were approved as mailed to the Councilmen:

IN THE MATTER OF
ORAL COMMUNICATIONS

Fenton V. Kraft, Mr. Sullivan and Dan Rothenbush of the Pacific Gas & Electric Company appeared before the Council and requested that the Council grant them preliminary approval for a 15 foot easement to install and maintain a ten inch high pressure pipe line in Block 225 so that they could proceed with their survey and easement/^{description} which will be submitted for formal approval at a latter meeting, whereupon Commissioner Stanley introduced

RESOLUTION NO. 9157-N.S.

which was seconded by Commissioner Burkner granting the Pacific Gas & Electric Company preliminary approval as requested, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
COMMUNICATIONS

of the State Senate regarding proposition
A communication from J. A. Beak, Secretary/No. 1 on the ballot
for the November 7th General Election, was read and Commissioner

Condit introduced

RESOLUTION NO. 9158-N.S.

which was seconded by Commissioner Frad, recommending that the Council go on record as opposing Proposition No. 1 on the ballot for the General Election November 7, 1950 which provides for the exemption of personal property from taxation, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
REQUEST PAINT SIGNS
ON STREET

A request was filed by the Modesto Junior Chamber of Commerce for permission to paint the sign "VOTE TODAY" upon the street corners for the November 7th General Election day. The City Clerk was instructed to notify them that the city ordinances prohibited the painting of signs on streets.

4
IN THE MATTER OF
COMMUNICATION FROM
MODESTO BOARD OF
REALTORS

A communication from the Modesto Board of Realtors regarding the appointment of a member of their organization to the Modesto City Planning Commission was read and ordered referred to the Planning

Commission.

5
IN THE MATTER OF
AWARD BID ON TRUCK
CHASSIS FOR ELECTRICAL
DEPARTMENT

Whereas pursuant to referring the bids for a truck chassis for the electrical Department to the City Engineer for tabulation, he filed a report at this time recommending that the bid of Dow-Hammond Company on International Truck chassis and cab for \$2163 00 be accepted, whereupon Commissioner Condit introduced

RESOLUTION NO. 9159-N.S.

which was seconded by Commissioner Stanley accepting the bid of the said Dow Hammond Company as it was the lowest and best bid and authorizing the City Clerk to return bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
CALL FOR BIDS ON
ELECTRICAL EQUIPMENT

Commissioner Burkner introduced

RESOLUTION NO. 9160-N.S.

which was seconded by Commissioner Frad authorizing the City Clerk to call for bids on elec-

trical equipment as set forth in the Notice to Bidders on file in the City Clerk's office, said bids to be opened on November 8, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
ORD. APPROPRIATE
FUNDS AERIFIER FOR
GOLF COURSE

Commissioner Frad introduced an ordinance being
ORDINANCE NO. 969-N.S.

entitled: "AN ORDINANCE APPROPRIATING MONEY FOR THE PURCHASE OF FAIRWAY AERIFIER UNIT FOR THE MODESTO MUNICIPAL GOLF COURSE" and moved its adoption and passage to print, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
CALL FOR BIDS ON
AERIFIER UNIT

Commissioner Frad introduced
RESOLUTION NO. 9161-N.S.

which was seconded by Commissioner Burkner authorizing the City Clerk to call for bids on one Fairway-Greens Aerifier Unit complete with trailer for use at the Modesto Municipal Golf Course, said bids to be opened on November 8, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
ACCEPT CONTRACT FROM
STANDARD MATERIALS
CO. ON JOHNSON STREET
IMPROVEMENT

Commissioner Burkner introduced
RESOLUTION NO. 9162-N.S.

which was seconded by Commissioner Stanley accepting the contract as completed by the Standard Material Company for the improvement of Johnson Street, between Morris Avenue and Maynell Avenue and directing the City Clerk to record Notice of Completion with the County Recorder and authorizing progressive payment of \$2610 95, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
FINAL ADOPTION
ORD. NO. 963-N.S.
ZONING BROUGHTON
TRACT

Ordinance No. 963-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of September 27, 1950 and thereupon printed and published

as required by the Charter of the City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
FINAL ADOPTION
ORD. NO. 968-N.S.
ANNEX PORTION
LAS PALMAS TRACT

Ordinance No. 968-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of October 11, 1950 and thereupon printed and published

as required by the Charter of the City of Modesto coming on for final adoption at

this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
HEARING ON ZONING
ANNEXED TERRITORY

Whereas pursuant to advertising hearing for proposed zoning of
that portion of the M & G Olivewood Tract, Mission Grove Tract
and all of Falk Tract annexed to the City, and whereas no protests were filed, Commissioner
Frad introduced an ordinance being

ORDINANCE NO. 970-N.S.

entitled: "AN ORDINANCE CLASSIFYING NEWLY ANNEXED TERRITORY AS TO USE DISTRICT AND AMENDING
ZONING ORDINANCE NO. 700-N.S. BY ADDING ADDITIONAL MAP" and moved its adoption and passage
to print, which motion being duly seconded by Commissioner Burkner, it was upon roll call
carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced

RESOLUTION NO. 9163-N.S.

which was seconded by Commissioner Burkner, adjourning this Council meeting now in session,
which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

BY: A. A. OLSEN, CHIEF DEPUTY CLERK

Council Meeting

November 1, 1950

The Council of the City of Modesto met in regular session this
date at 4:00 P.M. as provided by Section 1 of Ordinance No. 959-N.S.

Present: Councilmen: Burkner, Frad, Condit, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the Council meeting of October 25, 1950, were
approved as mailed to the Councilmen.

IN THE MATTER OF
CLAIMS

Commissioner Condit introduced

RESOLUTION NO. 9164-N.S.

which was seconded by Commissioner Burkner allowing claims of Rex E. Gailfus, City Clerk for
\$80 00 and F. J. Rossi, City Engineer for \$73 00 for expenses while attending the League of
California Cities convention in Los Angeles, October 22-26, 1950, which resolution was
regularly adoption by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Frad

Commissioner Stanley introduced

RESOLUTION NO. 9165-N.S.

which was seconded by Commissioner Condit allowing claim of \$600 00 to C. D. Nattinger for
auditing the accounts of the City of Modesto for the year ending June 30, 1950, which resolu-
tion was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Frad

Commissioner Frad arrived at the Council meeting at this time.

3 IN THE MATTER OF
PETITION ERECT TEMPO-
RARY REDWOOD FRONT TO
BUILDING

Richard Ustick appeared with Ralph Sanders operator of the Pasa Del Oro Co. at 801 Crows Landing Road and requested permit to erect a temporary rustic redwood front to the store at 934½ Tenth Street during the Christmas season to sell candied fruit and Christmas gifts, whereupon after discussion by the Council, Commissioner Frad introduced

RESOLUTION NO. 9166-N.S.

which was seconded by Commissioner Stanley granting permit to erect temporary front as requested at 934½ Tenth Street to Ralph Sanders operating the Pasa Del Oro Co. with the understanding that this structure be moved before January 1, 1951, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF
SET POLICY ON DE-
POSIT REQUIRED BY
SUBDIVIDERS

Commissioner Burkner introduced

RESOLUTION NO. 9167-N.S.

which was seconded by Commissioner Condit setting forth the policy of the City on the amount of cash deposit or bond to be advanced by subdividers before approval of final maps, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF
AWARD BID ON TRACTOR

Commissioner Frad introduced

RESOLUTION NO. 9168-N.S.

which was seconded by Commissioner Stanley accepting the bid of the Barnes Equipment Company of \$2982 37, on item two of specifications for bid for four wheeled rubber tired tractor, as this bid was the only bid received which met the specifications on item two and authorizing the City Clerk to return the bidding checks to the unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6 IN THE MATTER OF
AUTHORIZE CLERK TO
CALL FOR BIDS ON
CATHODIC PROTECTION
FOR WATER TANK

Commissioner Frad introduced

RESOLUTION NO. 9169-N.S.

which was seconded by Commissioner Stanley authorizing the City Clerk to call for bids on the furnishing and installing of cathodic protection system for 600,000 gallon elevated steel water storage tank and steel riser located at Tenth and C Streets in the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7 IN THE MATTER OF
PROGRESSIVE PAYMENTS

Commissioner Burkner introduced

RESOLUTION NO. 9170-N.S.

which was seconded by Commissioner Condit authorizing the progressive payment of \$14,436 25 to Carr and Rocca for the construction of a reinforced concrete bridge on La Loma across Beard Brook, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced

RESOLUTION NO. 9171-N.S.

8
which was seconded by Commissioner Stanley accepting the contracts as completed from Mallott & Peterson-Grundy for the resurfacing of the Tennis Courts in Graceada Park, authorizing progressive payment of \$2236 50 and directing the City Clerk to file a Notice of Completion with the Recorder of Stanislaus County, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner, introduced

RESOLUTION NO. 9172-N.S.

9
which was seconded by Commissioner Stanley authorizing progressive payment of \$2940 75 to Pisano Brothers for the construction of sanitary sewer line from Franklin and H Streets to the Mark Twain School on Emerald Avenue for the City of Modesto, which resolution was regularly adoption by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
APPROVAL LEASE WITH
M. E. GARBER

Commissioner Stanley introduced

RESOLUTION NO. 9173-N.S.

which was seconded by Commissioner Condit approving lease with M. E. Garber and the City of Modesto for the rental of land situated in the Municipal Airport for a period of one year beginning November 1, 1950, with a rental fee of twenty per cent of the gross receipts received from the crops raised thereon during the term of this lease to be paid at the time of the sale of the crop, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
ORD. APPROVE AMEND-
MENT TO RETIREMENT
CONTRACT

Commissioner Frad introduced an ordinance being

ORDINANCE NO. 971-N.S.

entitled: "AN ORDINANCE OF THE CITY COUNCIL AUTHORIZING AN AMENDMENT TO THE CONTRACT PROVIDING FOR THE PARTICIPATION OF THE CITY OF MODESTO IN THE CALIFORNIA STATE EMPLOYEES' RETIREMENT SYSTEM, MAKING ITS EMPLOYEES MEMBERS OF SAID SYSTEM" and moved its adoption and passage to print, which motion being duly seconded by Commissioner Burkner, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 969-N.S. APPROPRIATE
MONEY FOR AERIFIER
FOR GOLF COURSE

Ordinance No. 969-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of October 25, 1950 and thereupon printed and published as required by the

Charter of the City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
TRANSFER OF FUNDS

Commissioner Burkner introduced

RESOLUTION NO. 9174-N.S.

which was seconded by Commissioner Stanley authorizing the City Auditor to transfer \$75,000 00 from the Water Fund to the General Fund and to make the necessary entries on his records, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14
IN THE MATTER OF
APPOINT DISASTER
OFFICIALS

Whereas pursuant to the requirements of Ordinance No.

950-N.S. of the City of Modesto entitled "AN ORDINANCE

RELATING TO DISASTERS" it is necessary to establish a Disaster Council, Commissioner Stanley introduced

RESOLUTION NO. 9175-N.S.

which was seconded by Commissioner Burkner approving the appointment of Chief of Police U. H. Pickering as Commander and William J. Coulson, Captain of the Police Department as Vice Commander of the Disaster Council, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

15
IN THE MATTER OF
REAPPOINTMENT OF
REV. J. C. MILLS
ON RECREATION
COMMISSION

Commissioner Frad introduced

RESOLUTION NO. 9176-N.S.

which was seconded by Commissioner Condit reappointing Rev. J. C. Mills on the Recreation Commission for a term of five years beginning September 1, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

16
IN THE MATTER OF
REQUEST OF KIWANIS
CLUB ERECT BANNER

Commissioner Stanley introduced

RESOLUTION NO. 9177-N.S.

which was seconded by Commissioner Burkner, granting permit to the Kiwanis Club of Modesto to display a sign at Tenth and J Streets from this date until November 7th to urge people to vote at the General Election of November 7, 1950, after the usual fee of \$10 00 has been paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

17
IN THE MATTER OF
REPORT BY ROSSI
ON LEAGUE CONVENTION

City Engineer Rossi made an oral report on the matters

which were considered by the League at the convention on October 22-24, 1950 in Los Angeles.

18
19

IN THE MATTER OF
REPORTS BY CHIEF
OF POLICE
1950.

Chief Pickering filed a report on the Annual convention of the
State Peace Officers Association at Pasadena held October 23-25,

IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced
RESOLUTION NO. 9178-N.S.

which was seconded by Commissioner Condit adjourning this Council meeting now in session,
which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

[Signature]

Council Meeting

November 8, 1950

The Council of the City of Modesto met in regular session this
date at 7:30 P.M. as provided by Ordinance No. 959-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of November 8, 1950, were
approved as mailed to the Council members.

IN THE MATTER OF
ORAL COMMUNICATIONS

A. C. Fingerle appeared before the Council and stated that he
represented a group of Modesto citizens and requested certain in-
formation from the City Council concerning the proposed charter. He was told that the City
Council were studying the charter at the present time with the idea of presenting it to the
people as soon as possible, after further discussion, Commissioner Stanley introduced

RESOLUTION NO. 9179-N.S.

which was seconded by Commissioner Burkner, directing the Mayor and City Attorney to arrange
a meeting with Attorney Allen Grimes, the City Council and the former Freeholder's Committee,
as soon as possible to go over the new city charter, which resolution was regularly adopted
by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2 IN THE MATTER OF
CLAIMS

Claims against the City of Modesto for the month of October, 1950,
having heretofore audited by the Council and found to be correct,

Commissioner Frad introduced

RESOLUTION NO. 9180-N.S.

which was seconded by Commissioner Condit, ordering that all of the said claims so audited
and approved be and the same are hereby allowed, with reference being made to the Auditor's
Cash Record for further details relative to the amounts of withdrawals from the various funds
as follows:

GENERAL FUND-----	\$116,619 14
WATER FUND-----	7,742 08
LIBRARY FUND-----	2,854 45
1-2-----	165 79
1-9 A-----	21,887 31
1-9 J-----	175 00
1-1 C-----	825 93

\$150,269 70

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
CLAIMS FOR INJURIES
CHARLES BALLEW

Commissioner Burkner introduced

RESOLUTION NO. 9181-N.S.

which was seconded by Commissioner Frad directing the City Clerk to refer to the insurance carrier of the City, a complaint for damages filed with him by the Sheriff's office on behalf of Charles Ballew for injuries sustained due to the operation of city owned truck on June 27, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
AUTHORIZE CLERK SUE
CERTAIN INDIVIDUALS

Commissioner Frad introduced

RESOLUTION NO. 9182-N.S.

which was seconded by Commissioner Condit authorizing the City Clerk to sue, in the Small Claims Court, the Saturn Air Cargo for an unpaid bill in the sum of \$45 95 and M. L. Nelson in the sum of \$85 00, these bills being unpaid fees^{due} for the use of the facilities at the airport, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
APPOINTMENT OF MEMBER
PLANNING COMMISSION

Whereas pursuant to referring the communication from the

Modesto Board of Realtors requesting the appointment of

V. E. Barton to fill the unexpired term of Leonard Lockhart, resigned, on the Modesto City Planning Commission to the Planning Commission, they filed a report at this time recommending that the following individuals be given consideration in the appointment of a new member, J. H. Czatt, M.D.; Mr. Schuyler Reid Hafley, Landscape Architect; Mr. Ennis R. Utter, Retired Professor; whereupon Commissioner Stanley introduced

RESOLUTION NO. 9183-N.S.

which was seconded by Commissioner Condit recommending that V. E. Barton be appointed on the Modesto City Planning Commission to fill the unexpired term of Leonard Lockhart, resigned, until January 10, 1953, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
ZONING ROOSEVELT
CENTER TRACT

A communication from the Modesto City Planning Commission

regarding the hearings they had held on the zoning of

the recently annexed Roosevelt Center Tract (Weil Colony) was read and Commissioner Burkner introduced

RESOLUTION NO. 9184-N.S.

which was duly seconded by Commissioner Condit setting the date of November 22, 1950, at 7:30 P.M. at the City Hall as the time and place for the hearing of protests to the proposed zoning of this tract as set forth in Resolution No. 103 of

the Modesto City Planning Commission, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

1
IN THE MATTER OF
OPEN BIDS

Bids on the Furnishing of electrical equipment were opened and referred to the City Engineer for tabulation.

Bids on one Fairway-Greens Aerifier unit complete with trailer for use at the Modesto Municipal Golf Course were held over for award.

8
IN THE MATTER OF
FINAL PAYMENTS

Commissioner Burkner introduced

RESOLUTION NO. 9185-N.S.

which was seconded by Commissioner Frad authorizing final payment of \$9765 00 to the Spears Construction Company on the construction of a vacuator tank and control structures and installing city furnished equipment at the Industrial Waste Treatment Plant, as the 35 lien period required by the contract has expired and no claims have been filed against the contractor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9186-N.S.

9
which was seconded by Commissioner Frad authorizing payment of \$427 50 to the Spears Construction Company for extra work done on the construction of Vacuator Tank and Control

Structures at the Industrial Waste Treatment Plant, as provided by contract, which resolution was ^{regularly} adopted by the following vote:

Ayes: Councilmen: Condit, Burkner, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9187-N.S.

10
which was seconded by Commissioner Stanley authorizing final payment of \$386 25 to the Industrial Electrical Company for the furnishing and installing electric switchboard, conduit and wiring for vacuator tank and controls at the Industrial Waste Treatment Plant, as the 35 day lien period required by the contract has expired and no claims have been filed against the contractor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
FINAL ADOPTION
ORD. NO. 970-N.S.
CLASSIFY MISSION
GROVE TRACT

Ordinance No. 970-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of October 25, 1950, and thereupon printed and published as required by the

Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 971-N.S. AMEND
RETIREMENT CONTRACT

Ordinance No. 971-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of November 1, 1950, and thereupon printed and published as required by the

Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following votes:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
ORD. AMEND CIVIL
SERVICE ORD. NO.
602-N.S.

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 972-N.S.

which was entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 602-N.S. AS AMENDED, BY PROVIDING THAT THE PROBATIONARY PERIOD FOR FIREMEN AND POLICEMEN SHALL BE FOR A TERM OF ONE YEAR AND THE PROBATIONARY PERIOD FOR OTHER CITY EMPLOYEES SHALL BE FOR A TERM OF SIX MONTHS" and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Condit, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14
IN THE MATTER OF
DEPARTMENTAL REPORTS

Departmental reports for the month of October 1950, were read and ordered filed.

15
IN THE MATTER OF
REFER PROPOSED ANNEX-
ATION TO PLANNING
COMMISSION

Whereas W. W. Giddings, Jr. and John W. Salter have published notice of intention to circulate petition for the purpose of securing sufficient signatures to call an election to determine whether certain territory should be annexed to the City of Modesto and whereas it appears that the real property described in said notice, which notice is on file in the office of the City Clerk, is subdivided territory, Commissioner Burkner introduced

RESOLUTION NO. 9188-N.S.

which was seconded by Commissioner Frad recommending that pursuant to the annexation act of 1913, the City Council hereby refers the matter of said proposed annexation to the Modesto City Planning Commission for its report and recommendations back to the City Council, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

16
IN THE MATTER OF
APPOINT COMMITTEE
INVESTIGATE NUMBER-
ING SYSTEM

Commissioner Stanley introduced
RESOLUTION NO. 9189-N.S.

which was seconded by Commissioner Frad, recommending that a committee composed of City Engineer Rossi, Fire Chief Wemyss and Police Chief Pickering, make a survey of the new numbering system for the City of Modesto and to report to the City Council on how the new system was being received by the general public, whether it was an improvement and whether a great number of complaints were being received, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

17
IN THE MATTER OF
DISASTER ORDINANCE

Commissioner Frad recommended that the City Attorney Halley investigate the Disaster Ordinance adopted by the

City of Modesto to determine if it conforms with the recommended ordinance by the Federal Plan.

18
IN THE MATTER OF FUNDS FOR RECREATION BUILDING

Commissioner Stanley inquired concerning the possibility of receiving additional money to complete the Maddux Youth Center and Commissioner Frad reported that no answer had been received to the letter sent to the Chairman of the Maddux Youth Center Recreation Committee and that he would again contact the Chariman of the Committee and report to the Council.

19
IN THE MATTER OF SIGNATURE ON MAP CAMPUS TRACT NO. 2

Commissioner Burkner introduced RESOLUTION NO. 9190-N.S.

which was seconded by Commissioner Frad accepting the map of the Campus Tract No. 2 which had recently been annexed to the City of Modesto by Mary Sanders and appointing the Mayor and Clerk as signatory officials, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

20
IN THE MATTER OF GRANT PERMIT DISPLAY BANNER, JUNIOR EXCHANGE CLUB

Commissioner Stanley introduced RESOLUTION NO. 9191-N.S.

which was seconded by Commissioner Frad granting permit to the Junior Exchange Club to display banner in the business district from November 15 to November 24, 1950, inc. to advertise a dance to be held on November 24, 1950, after the usual \$10 00 fee had been paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

21
IN THE MATTER OF GRANT CURB CUT M. A. HIGHTOWER

Commissioner Burkner introduced RESOLUTION NO. 9192-N.S.

which was seconded by Commissioner Frad, granting permit to M. A. Hightower to cut the curb 16 feet in Block 31, Lot 16, under the supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

22
IN THE MATTER OF ADJOURNMENT

Commissioner Frad introduced RESOLUTION NO. 9193-N.S.

which was seconded by commissioner Burkner, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting

November 15, 1950

The Council of the City of Modesto met in regular session this date at 4:00 P.M. as provided by Section 1 of Ordinance No. 959-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular session of November 8, 1950,
were approved as mailed to the Councilmen.

1
IN THE MATTER OF
AGREEMENTS BETWEEN
CITY AND COUNTY ON
RECREATION

Commissioner Frad introduced

RESOLUTION NO. 9194-N.S.

which was seconded by Commissioner Condit approving the
agreement between the County of Stanislaus and the City of Modesto for the "promo-
tion of a program of community recreation" in the Bret Hart Area for the fiscal
year 1950-51, providing for the payment by the County to the City, a sum of \$500 00,
which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced

RESOLUTION NO. 9195-N.S.

which was seconded by Commissioner Burkner, approving the agreement between the
County of Stanislaus and the City of Modesto for the "promotion of a program of
community recreation", for the fiscal year 1950-51, providing for the payment by
the County to the City a sum of \$6000 00, which resolution was regularly adopted
by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF COMMUNICATIONS A communication from Frank Andrew on the rates
charged by the Modesto Irrigation District for the electricity used by the City was
read and ordered filed.

3
A communication from the Modesto Board of Realtors ex-
pressing appreciation to the Council for the appointment of one of their members
on the Modesto City Planning Commission was read and ordered filed.

4
A petition filed by the Stanislaus County TB Association
requesting permission to display a banner at 10th and J Streets, beginning November
14 through November 23 was read. The City Council instructed the Clerk to notify
them that the Christmas decorations were being installed on November 20th and it
would be impossible to grant their request.

5
IN THE MATTER OF
AWARD BID ON ELEC-
TRICAL EQUIPMENT

Whereas pursuant to referring bids on electrical equip-
ment to the City Engineer for tabulation, he filed a
report at this time recommending that the bid of \$1714 66 of the General Electric
Company was the best bid received and recommended that their bid be accepted,
whereupon Commissioner Condit introduced

RESOLUTION NO. 9196-N.S.

which was seconded by Commissioner Frad accepting the bid of the General Electric
Company as their bid was the best bid and the City Clerk be directed to return all
bidding checks to the unsuccessful bidders, which resolution was regularly adopted
by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
AUTHORIZE CLERK CALL
FOR BIDS ON SEWER
LINE

Commissioner Burkner introduced

RESOLUTION NO. 9197-N.S.

which was seconded by Commissioner Stanley authorizing

the City Clerk to call for bids on the construction of Sanitary Sewer System from Morris and Hunter Avenues to Downey High School on Coffee Road in accordance with the plans and specifications therefor on file in the office of the City Engineer, said bids to be opened on December 6, 1950, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
APPOINTMENT SIGNATORY
OFFICIALS S. P. CO.
AGREEMENT PRIVATE
ROADWAY

Commissioner Stanley introduced
RESOLUTION NO. 9198-N.S.

which was seconded by Commissioner Condit appointing the Mayor, City Clerk and City Auditor as signatory officials on agreement between the Southern Pacific Company and the City of Modesto extending the terms of agreement covering private roadway on property under Southern Pacific Trestle to October 1, 1951, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
ACCEPT DONATION
BAND MOTHER'S CLUB

Commissioner Burkner introduced
RESOLUTION NO. 9199-N.S.

which was seconded by Commissioner Condit, accepting donation from the Stanislaus County Bank Mother's Club of \$250 00 for the lighting of the Mancini Bowl and directing the City Clerk to acknowledge receipt of donation and to express the appreciation of the citizens of Modesto for this donation, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
FINAL ADOPTION
ORD. NO. 972-N.S.
AMEND CIVIL SER-
VICE ORDINANCE

Ordinance No. 972-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of November 8, 1950, and thereupon printed and published as required by the

Charter of the City of Modesto, coming on for final adoption at this time it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
HEARING ON ANNEX
FIRST PORTION SUNSET
ACRES

Whereas pursuant to advertising hearing on the proposed annexation of the First Portion of Sunset Acres for this meeting and whereas no protests were received, Commissioner Frad introduced an Ordinance being

ORDINANCE NO. 973-N.S.

entitled: "AN ORDINANCE ANNEXING UNINHABITED TERRITORY BEING A FIRST PORTION OF THE SUNSET ACRES TRACT TO THE CITY OF MODESTO", and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Stanley, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
HEARING ON ANNEX
SECOND PORTION
SUNSET ACRES

Whereas pursuant to advertising hearing on the proposed annexation of the Second portion of Sunset Acres for this meeting and whereas

no protests were received, Commissioner Burkner introduced an ordinance being
ORDINANCE NO. 974-N.S.

entitled: "AN ORDINANCE ANNEXING UNINHABITED TERRITORY BEING A SECOND PORTION OF THE
SUNSET ACRES TRACT TO THE CITY OF MODESTO", and moved its adoption and passage to
print and publish, which motion being duly seconded by Commissioner Condit, it was
upon roll call carried and the ordinance ordered published as above by the following
vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
PARKING METER REPORT

Pursuant to appointing the City Engineer and Police Chief
to investigate parking time on various streets in the
City, they filed a report at this time recommending the following:

1-On 11th Street between G and F Streets-change parking
time from two hours to one hour.

2-On 15th Street Between I and J Streets-provide two hour
parking limit.

3-On 13th Street between I and J Streets-provide two hour
time and 2 hour parking meters.

4-On H Street between 5th and 8th Streets-provide one hour
time limit and one hour parking meters.

5-On G Street between 9th Street and 12th Street-no change

whereupon Commissioner Stanley introduced

RESOLUTION NO. 9200-N.S.

which was seconded by Commissioner Frad, accepting the report and indicating their
approval upon their recommendations and authorizing the City Engineer and Police
Chief to proceed with the legal steps to put them into effect, which resolution was
regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
INCREASE SALARY
AILEEN MILLER

City Engineer Rossi reported that for the balance of the
fiscal year, due to the decrease in work in his main
office, he would decrease the employment of one girl in his office and requested
permission to increase the salary of Aileen Miller, typist-clerk from \$195 00 to
\$205 00 per month as of November 16, 1950, who would take on additional duties,
whereupon Commissioner Burkner introduced

RESOLUTION NO. 9202-N.S.

which was seconded by Commissioner Frad, authorizing the increase in salary of
Aileen Miller from \$195 00 to \$205 00 per month as of November 16, 1950, which
resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14
IN THE MATTER OF
ADJOURNMENT

Commissioner Burkner introduced

RESOLUTION NO. 9203-N.S.

which was seconded by Commissioner Frad, adjourning this Council meeting now in
session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

IN THE MATTER OF
REPORT ON REPAIR
OF BASEBALL PARK

Commissioner Frad introduced

RESOLUTION NO. 9201-N.S.

17A
which was seconded by Commissioner Stanley authorizing the insurance carrier of the City of Modesto to proceed with the replacement of the fence at the Municipal Ball Park which was blown down by wind on October 26, 1950 and providing that these repairs be done under the direct supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

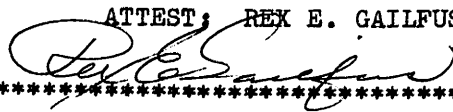
Noes: Councilmen: None

Absent: Councilmen: None

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK



Council Meeting

November 22, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 959-N.S.

Present: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: Burkner

IN THE MATTER OF MINUTES

The minutes of the regular meeting of November 15, 1950, were approved as mailed to the Councilmen:

IN THE MATTER OF PETITION VARIANCE BUILDING CODE

Wilfred Williams appeared before the Council with his Architect, and requested consideration of the City Council for a variance from the building code allowing him to put windows on the south side of a proposed new building in Block 94, lot 21. The Council were unable to grant permission as this would be a violation of the building code. He was instructed to have his architect revamp his plans for the proposed building.

IN THE MATTER OF EXTENSION GRANTED TO BARIUM PRODUCTS

A communication from the Barium Products Limited requesting that Resolution No. 9128-N.S. entitled: "A RESOLUTION TERMINATING AND CANCELLING AGREEMENT WITH THE BARIUM PRODUCTS COMPANY" adopted by the Council on October 4, 1950, be reviewed since they had made modifications and changes in the handling of the effluent from the Barium Plant. City Engineer Rossi reported that some progress has been made but he wished some additional time to study the program, whereupon Commissioner Frad introduced

RESOLUTION NO. 9204-N.S.

which was seconded by Commissioner Condit, recommending that the termination of the contract be extended until January 3, 1951 which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

IN THE MATTER OF BIDS ON CATHODIC PROTECTION SYSTEM FOR WATER TANK

Bids received on the furnishing and installing of Cathodic protection system for 600,000 gallon elevated steel water storage tank and steel riser located at Tenth and C Streets were referred to the City Engineer for investigation and recommendation.

IN THE MATTER OF AWARD BID ON AERIFIER

Commissioner Stanley introduced

RESOLUTION NO. 9205-N.S.

which was seconded by Commissioner Frad accepting the bid of the H. V. Carter Company, Inc. of \$787 95 on one Fairway Greens Aerifier which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

IN THE MATTER OF HEARING ON ZONING ROOSEVELT CENTER

Whereas pursuant to setting this date for the hearing of protests to the zoning of the Roosevelt Center Tract (Weil Colony) and whereas no protests were filed, Commissioner Stanley introduced an ordinance being

ORDINANCE NO. 975-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 700-N,S. ADDING ADDITIONAL MAP AND REZONING NEWLY ANNEXED TERRITORY" and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Frad, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

6
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 973-N.S. ANNEX
FIRST PORTION SUN-
SET ACRES TRACT

Ordinance No. 973-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of November 15, 1950 and thereupon printed and published

as required by the Charter of the City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

7
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 974-N.S. ANNEX
SECOND PORTION SUN-
SET ACRES TRACT

Ordinance No. 974-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of November 15, 1950 and thereupon printed and published

as required by the Charter of the City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

8
IN THE MATTER OF
CLOSING PORTION
RAMONA AVENUE

Commissioner Frad introduced
RESOLUTION NO. 820 S.P.

closing and abandoning a portion of Ramona Avenue adjacent to and to the east of lots 14 and 15, Block 625 of the Ramona Park Tract, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

9
IN THE MATTER OF
AUTHORIZE HARRY
SHAM ATTEND MEETING

Commissioner Stanley introduced
RESOLUTION NO. 9206-N.S.

which was seconded by Commissioner Condit, authorizing Harry Sham, Airport Manager, to attend the California Association of Airport Executives, Inc. meeting in Chico on December 7, 8, 9, 1950, with all expenses paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

10
IN THE MATTER OF
MEETING OF PUBLIC
UTILITIES COMMISSION

Commissioner Stanley introduced
RESOLUTION NO. 9207-N.S.

which was seconded by Commissioner Frad authorizing City Engineer Rossi to attend a meeting of the Public Utilities Commission on grade separation problems at a date to be announced later with all expenses paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

11
IN THE MATTER OF
PAYMENT MUNN &
PERKINS

Commissioner Frad introduced

RESOLUTION NO. 9208-N.S.

which was seconded by Commissioner Condit authorizing final payment to Munn & Perkins of \$2483 69 on the improvement of Eighth Street between L and I Streets, as the 35 day lien period had expired and no claims had been filed, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

12
IN THE MATTER OF
AUTHORIZE ROSSI
ATTEND TRAFFIC
SAFETY MEETING

Commissioner Condit introduced

RESOLUTION NO. 9209-N.S.

which was seconded by Commissioner Frad authorizing the attendance of City Engineer Rossi to the 1950 California Traffic Safety Conference to be held in Sacramento December 7-8, 1950, with all expenses paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

13
IN THE MATTER OF
ORD. APPROPRIATE
FUNDS FOR PARKING
AUTHORITY

Commissioner Stanley introduced an ordinance being

ORDINANCE NO. 976-N.S.

entitled: "AN ORDINANCE APPROPRIATING MONEY AND PROVIDING FOR THE PURCHASE OF REAL PROPERTY" and moved its adoption and passage to print, which motion being duly seconded by Commissioner Condit, it was upon roll call carried and the ordinance ordered published by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

14
IN THE MATTER OF
PAYMENT DUE SPEARS
CONSTRUCTION CO.

Whereas the cost of the vacuator and other installations at the sewer farm exceed the amount of money in the bond account and

whereas there is still an unpaid balance of \$3533 46 due Spears Construction Company on the installation of the vacuator at the Sewer Farm, Commissioner Frad introduced

RESOLUTION NO. 9210-N.S.

which was seconded by Commissioner Condit, authorizing the payment of the balance due Spears Construction Company from the General Fund to be charged against the appropriation for a new vacuator in the 1950-51 budget, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

15
IN THE MATTER OF
CANCEL ASSESSMENTS

Commissioner Frad introduced

RESOLUTION NO. 9211-N.S.

which was seconded by Commissioner Condit authorizing the Assessor to cancel the following assessments on the 1950-51 tax roll:

Tax Bill #4882-Seg. #5624, Robert Carlson, Block 630, lot 10

Improvements \$4025 00, constructed after the first Monday in March, tax free 1950-51, total tax \$50 31.

Tax Bill #4475-Seg. #5631, Charles W. Wherry, Block 91, lot 20, duplicate assessment \$850 00, real estate \$1720 00, improvements also included under tax bill No. 4474, total tax \$33 41.

Tax Bill #133, Seg. #5630, Ollie Arden, Block 34, SW 32' of lots

17 and 18, lots assessed at \$535 00 in error, cancel, correct assessment \$225 00, correction \$310 00, total tax \$4 03.

Tax Bill #5578, Seg. #5625, Ella M. Swanson, Block 1038, Beg. at the N.W. cor. E. 139.87' S. 150' W. 139.87' N. 150' to Beg. Cancel, improvement assessment \$900 00, moved prior to the First Monday in March, total tax \$9 90.

Tax Bill #5301, Seg. #5621, Margaret L. Saunders, Block 813, lot 10 and the N. 32.50' of Lot 9, Improvement value \$5025 00, assessed in error not completed on the first Monday in March, total tax \$62 81.

Tax Bill #2628, Seg. #5611, A. A. Morrison, Block 516 W. 84' of lots 16 to 18 inc. improvement value \$2400 00 cancel, paid by Neville Bros. Oil Company, May 5, 1950, total tax \$31 20.

Tax Bill #794, Church of Christ, Block 82, Improvements on lots 17 to 20 inc. (Basement of Church), assessed valuation real estate \$330 00, improvements \$1500 00. This property purchases by the City of Modesto "Off-Street Parking Authority", after the first Monday in March, total tax \$23 79.

Tax Bill #1050, Seg. #5613, R. Margaret Davis, Block 61, lots 17 to 20 inc. assessed value improvements \$825 00 moved off prior to the first Monday in March, total tax \$10 73.

Tax Bill #3609, J. A. Saletta, Block 67, lots 25 & 26, lot lots assessed at \$10,800 00 in error. Correct assessment \$9570 00, total tax \$15 99.

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

16
IN THE MATTER OF
COMMUNICATION FROM
PARKING AUTHORITY
RE: PARKING METER
REVENUE

Whereas a letter was filed with the City Council by the City of Modesto Off-Street Parking Authority protesting to the fact that in their opinion too many parking

violations were being overlooked by the Police officers resulting in the loss of a considerable amount of revenue. This being a charge against the operation of the Police Department, Commissioner Stanley introduced

RESOLUTION NO. 9212-N.S.

which was seconded by Commissioner Frad, requesting that the Modesto Off-Street Parking Authority appear before the Council and present their suggestions and recommendations in regard to this matter directly, which resolution was regularly adopted by the following vote:

Ayes; Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

17
IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced

RESOLUTION NO. 9213-N.S.

which was seconded by Commissioner Condit, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burkner

ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting

December 6, 1950

The Council of the City of Modesto met in regular session this date at 4:00 P.M. as provided by Ordinance No. 959-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF APPROVAL OF MINUTES

The minutes of the regular meeting of November 22, 1950, were approved as mailed to the Council members

IN THE MATTER OF AMEND RESOLUTION NO. 8813-N.S. APPOINT CITIZENS ADVISORY COMMITTEE

Commissioner Frad introduced RESOLUTION NO. 9214-N.S.

which was seconded by Commissioner Burkner recommending that resolution No. 8813-N.S. as adopted on the 8th day of March, 1950, be amended to read as follows:

"WHEREAS, there has been submitted to and adopted by the electors of the City of Modesto a proposed new charter for said City, and Whereas, said Charter has been held unconstitutional and invalid by the Superior Court of the State of California, in and for the County of Stanislaus,

WHEREAS, the City Council of the City of Modesto desires to submit a proposed Charter for the government of the City to the electors of said City for adoption or rejection, and

WHEREAS, the City Council of the City of Modesto desires to avail itself of the recommendations of a Citizens Committee regarding the contents of the proposed Charter;

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

1. That pursuant to the authority granted by subsection (f) of Section 8 of Article XI of the Constitution of the State of California, the City Council shall frame or cause to be framed a proposed charter for the City of Modesto and submit the proposal for the adoption thereof to the electors at either a special election called for that purpose or at any general or special election.
2. The following committee is appointed to make a preliminary draft of a proposed Charter for the government of the City of Modesto, and submit said proposed draft to the City Council of the City for consideration, revision, and submission to the electorate in such form as the City Council may deem appropriate after consultation with said citizens committee:

- ROBERT FOWLER
- MELVILLE D. HARRIS
- W. W. GIDDINGS, SR.
- CHARLES WHERRY
- RICHARD VANDERWALL
- MAURICE PHILLEO
- DAVID WILSON
- HARRY WINDUS
- NORMAN WEST
- HENRY ANDERSON

EARL DAMIN

FRANK DAMRELL

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
JOINT RESOLUTION
ON CHARTER

Commissioner Stanley introduced

RESOLUTION NO. 9215-N.S.

which was seconded by Commissioner Frad entitled:

JOINT RESOLUTION OF THE MODESTO CITY COUNCIL AND THE CITIZENS ADVISORY COMMITTEE

WHEREAS joint meetings have been held by the Modesto City Council and the Citizens Advisory Committee for the purpose of eliminating mechanical and legal defects in the Charter proposed by the former Board of Freeholders, and

WHEREAS, it is the opinion of both groups that the Charter, as now proposed, does not change in any way the policies and principles set forth in the Charter proposed by the former Board of Freeholders and heretofore adopted by the people.

NOW THEREFORE, be it jointly resolved as follows:

1. That the City Council and the Citizens Advisory Committee are in complete accord with the document as now legally and technically corrected.
2. That it is the opinion and the desire of both groups the Charter as corrected does not change in any manner whatsoever the policies and doctrines embodied in the original charter.
3. That it is the opinion of both groups that the Charter should be submitted to the electorate in such form that the people may indicate clearly their choice on two controversial issues namely, the method of discharge of the City Manager and type of tax rate.

BE IT FURTHER RESOLVED that such Charter be submitted to the electorate at the earliest possible legal date.

The foregoing resolution was introduced by Norman West and seconded by Mel Harris and it was upon roll call adopted by the following vote:
Ayes: Henry G. Anderson, Robert B. Fowler, William W. Giddings, Melville D. Harris,
Maurice G. Philleo, Richard Vanderwall, Charles Wherry, David Arthur Wilson,
Norman West
Absent: Harry R. Windus, Earl E. Damin

which resolution was regularly introduced by Commissioner Stanley who moved its adoption and seconded by Commissioner Frad, and it was upon roll call carried by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
VOTE OF APPRECIATION
TO CITIZENS ADVISORY
COMMITTEE

Commissioner Burkner introduced

RESOLUTION NO. 9216-N.S.

which was seconded by Commissioner Condit recommending that a vote of appreciation be given to the Citizens Advisory Committee for their assistance in preparing the new Charter for adoption by the electorate, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
ANNUAL REPORT

The annual report of the Public Works & Parks Department for the fiscal year 1949-50 was accepted from the City Engineer and ordered filed with the City Clerk.

5
IN THE MATTER OF
PETITION FOR CHANGE
TAXI-STAND CHARGE
SAM SECRETO

Sam Secreto filed a request with the Council that Ordinance No. 854-N.S. be amended so that he would only have to pay for one parking stand per month instead of three as now charged, due to the fact that he is operating three different companies, namely, Yellow Cab Company, Hart Taxicab Company and Acme Cab Company. This matter was referred to the City Engineer and Police Chief for investigation and recommendation.

6
IN THE MATTER OF
AWARD BID ON CATHODIC
PROTECTION EQUIPMENT

Commissioner Burkner introduced
RESOLUTION NO. 9217-N.S.

which was seconded by Commissioner Frad awarding bid for providing cathodic protection equipment for the 600,000 gallon water storage tank to the Harco Corporation for the sum of \$1935 00 with the understanding that they would guarantee their material for at least ten years, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
OPEN BIDS ON SANITARY
SEWER LINE TO DOWNEY
HIGH SCHOOL

City Clerk Gailfus reported five bids had been filed for the furnishing of labor, equipment and material necessary for the construction of Sanitary sewer system from Morris and Hunter Avenues to Downey High School on Coffee Road. After the opening of the bids, by order of the Council the bids were referred to the City Engineer for tabulation and recommendation.

8
IN THE MATTER OF
AUTHORIZE PAYMENTS

Commissioner Burkner introduced
RESOLUTION NO. 9218-N.S.

which was seconded by Commissioner Frad authorizing payment of \$1773 41 to Baker-Newman, contractors for the furnishing and installing of gas fired boiler at the McHenry Public Library as per contract, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced
RESOLUTION NO. 9219-N.S.

9
which was seconded by Commissioner Stanley authorizing payment of \$870 32 to the Standard Materials Company as final payment for improving Johnson Street between Morris Avenue and Maynell Avenue as the 25 days lien period had expired, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Frad introduced
RESOLUTION NO. 9220-N.S.

10
which was seconded by Commissioner Condit authorizing final payment of \$745 00 to Malott & Peterson-Grundy on the resurfacing of the Tennis Courts in Graceada Park as the 35 days lien period has expired and no claims have been filed against the contractors, which resolution was regularly adopted by the following vote:

Ayes: Councilman: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9221-N.S.

11
which was seconded by Commissioner Stanley authorizing progressive payment of \$7948 50 to Pisano Brothers for the construction of Sanitary Sewer line from Franklin and H Streets to the Mark Twain School, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Burkner introduced

RESOLUTION NO. 9222-N.S.

12
which was seconded by Commissioner Frad, authorizing progressive payment of \$4186 37 for the construction of a reinforced concrete bridge on La Loma across Beard Brook, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
AMEND RULES & REGULATIONS
CIVIL SERVICE
SYSTEM

Commissioner Stanley introduced

RESOLUTION NO. 9223-N.S.

which was seconded by Commissioner Condit recommending that Section 1 of the City of Modesto Civil Service Rules and Regulations of Rule X entitled "Probationary Period" be amended to provide that all original and promotional appointments for firemen and policemen shall be for a probationary period of one year, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14
IN THE MATTER OF
SIGNATORY OFFICIALS
DEED TO ELIZABETH
ZIMMERMAN

Commissioner Condit introduced

RESOLUTION NO. 9224-N.S.

which was seconded by Commissioner Frad appointing the Mayor and City Clerk as signatory officials on deed to Elizabeth Zimmerman for a portion of lot 14 and lot 15 of Block 635, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

15
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 975-N.S. ZONING
ROOSEVELT CENTER TRACT

Ordinance No. 975-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of November 22, 1950 and thereupon printed and published

as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

16
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 976-N.S. APPROPRIATE
FUNDS FOR PARKING AUTHORITY

Ordinance No. 976-N.S. having been heretofore introduced and ordered printed and published at the regular meeting

of November 22, 1950 and thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

17
IN THE MATTER OF
APPOINT SIGNATORY
OFFICIALS ON ACTUARY
CONTRACT

Commissioner Frad introduced
RESOLUTION NO. 9225-N.S.

which was seconded by Commissioner Condit appointing the Mayor and City Clerk as signatory officials on contract with Coates, Herfurth and England, Actuaries for the completion of a valuation report on the existing contract with the Board of Administration, State Employees' Retirement System, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

18
IN THE MATTER OF
CALIFORNIA DISASTER
AND CIVIL DEFENSE
MASTER MUTUAL AID
AGREEMENT

Commissioner Stanley introduced
RESOLUTION NO. 9226-N.S.

which was seconded by Commissioner Burkner recommending that where- as, Earl Warren, Governor of the State of California, on the 15th day of November, 1950, executed the California Disaster and Civil Defense Master Mutual Aid Agreement on behalf of the State of California and all its departments and Agencies and whereas the Council of the City of Modesto does approve and agree to abide by said agreement by order of the Council the City Clerk is hereby authorized and directed to send two certified copies of this resolution to the State Disaster Council for filing with said State Disaster Council, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

19
IN THE MATTER OF
ORD. APPROPRIATE
FUNDS PURCHASE
PARKING LOT

Commissioner Frad introduced an ordinance being
ORDINANCE NO. 977-N.S.

entitled: "AN ORDINANCE APPROPRIATING MONEY AND PROVIDING FOR THE PURCHASE OF REAL PROPERTY" and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Stanley, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

20
IN THE MATTER OF
ADJOURNMENT

Commissioner Stanley introduced
RESOLUTION NO. 9227-N.S.

which was seconded by Commissioner Frad, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting

December 13, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Ordinance No. 859-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
GRANT PERMIT HOLD
DANCES ODD FELLOWS
HALL ASS'N.

A petition was filed by the Odd Fellows Hall Association to hold dances at their new hall at Scenic Drive and Bodem Street, Block 590, lots 26 to 31 inclusive, whereupon Commissioner Burkner introduced

RESOLUTION NO. 9228-N.S.

which was seconded by Commissioner Condit, approving application to hold dances at this location providing these dances would be properly supervised and operated and not become a nuisance to the surrounding neighborhood, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
CLAIMS FOR MONTH
OF NOVEMBER, 1950

Whereas the claims against the City of Modesto for the month of November, 1950, for the various sums in the aggregate hereinafter stated having been audited by the Council and found to be correct, Commissioner Frad introduced

RESOLUTION NO. 9229-N.S.

which was seconded by Commissioner Condit, ordering that all of the said claims so audited and approved be and the same are hereby allowed, with reference being made to the Auditor's Cash Record for further details relative to the amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$103,251 10
WATER FUND-----	20,890 79
LIBRARY FUND-----	6,252 11
1-10 L-----	7,045 29
1-2-----	128 61
1-9 A-----	7,540 38
1-9 J-----	55,250 00
	<u>\$200,348 28</u>

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
REQUEST FREE PLUMB-
ING PERMIT SALVATION
ARMY

A petition was filed by R. B. Leshner, Captain of the Salvation Army that plumbing permit fee for their building being constructed at 610 Sixth Street, be waived, whereupon Commissioner Burkner, introduced

RESOLUTION NO. 9230-N.S.

which was seconded by Commissioner Condit recommending that the plumbing permit required for this building be issued free of charge to the Salvation Army due to the fact that the Salvation Army performs a great deal of charity work in the community, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
AWARD BID ON SEWER
LINE TO DOWNEY HIGH
SCHOOL

Whereas, pursuant to referring the bids for furnishing all labor, equipment and material necessary for the construction of sanitary sewer system from Morris and Hunter Avenues to Downey High School on Coffee Road to the City Engineer for tabulation and recommendation, he filed a report at this time recommending that the bid of Standard Materials Company be accepted, whereupon Commissioner Burkner, introduced

RESOLUTION NO. 9231-N.S.

which was seconded by Commissioner Stanley accepting the bid of the Standard Materials Company of \$15,672 00, as it was the lowest and best bid and appointing the Mayor and City Clerk as signatory officials of contract agreement for completion of work, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 977-N.S. APPRO-
PRIATE MONEY PARK-
ING LOT

Ordinance No. 977-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of December 6, 1950 and thereupon printed and published as required by the Charter of

the City of Modesto coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
GRANT PERMIT ERECT
BANNER, MODESTO
JUNIOR COLLEGE

Commissioner Frad introduced

RESOLUTION NO. 9232-N.S.

which was seconded by Commissioner Burkner granting permit to the Modesto Junior College to display banner in the business district, if a proper location can be found, from December 26th through January 6, 1950, advertising the Basketball Tournament after the usual \$10 00 fee has been paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
CLAIM-DENY GEORGE
B. McBROOM ET UX

Commissioner Burkner introduced

RESOLUTION NO. 9233-N.S.

which was seconded by Commissioner Condit, denying claim filed on behalf of George B. McBroom and Eva M. McBroom for \$30,000 00 for personal injury due to collision with city owned truck, which occurred September 27, 1950 at Tenth and D Streets, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF DEPART-
MENTAL REPORTS

Departmental reports for the month of November, 1950, were ordered filed.

9
IN THE MATTER OF
SUBMISSION OF
CHARTER TO
ELECTORATE

Commissioner Stanley introduced

RESOLUTION NO. 9234-N.S.

which was seconded by Commissioner Burkner, providing for the submission of a proposed Charter for the government of the City of Modesto together with alternative propositions relating thereto to the vote of the qualified electors of said city for adoption or rejection, and setting the date of February 14, 1951 as the date for the holding

of the election, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
APPROVING FORM
"CERTIFICATE OF
SERVICE" FOR RETIR-
ING EMPLOYEES

Whereas the City Engineer was instructed to prepare a form of "Certificate of Service" to be issued to retiring employees of the City of Modesto, and whereas he had presented the following form:

CITY OF MODESTO

CERTIFICATE OF SERVICE

WHEREAS _____ has retired after serving the citizens of the City of Modesto honorably and faithfully in the _____ department from 19__ to 19__.

NOW THEREFORE, This certificate expresses the gratitude and appreciation of the citizens of the City of Modesto to the above named for efficient, loyal and capable service.

IN WITNESS WHEREOF, our signatures are hereunto affixed at Modesto, California, this _____ day of _____ A.D., 19__.

MAYOR

CITY CLERK

whereupon Commissioner Burkner introduced

RESOLUTION NO. 9235-N.S.

which was seconded by Commissioner Condit, approving form as presented and authorizing the printing of these certificates, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ADJOURNMENT

Commissioner Burkner introduced

RESOLUTION NO. 9236-N.S.

which was seconded by Commissioner Condit, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting

December 20, 1950

The Council of the City of Modesto met in regular session this date at 4:00 P.M. as provided by Ordinance No. 859-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
COMMUNICATIONS

A letter from the Stanislaus County Farm Bureau requesting the Council to declare the period from January 1, 1951, to January 6, 1951, as official "Stanislaus County Farm Bureau Week" was

read, whereupon Commissioner Condit introduced

RESOLUTION NO. 9237-N.S.

which was seconded by Commissioner Burkner, declaring the period from January 1, 1951, to January 6, 1951, to be officially known as "Stanislaus County Farm Bureau Week" which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
RESIGNATION OF CITY
EXAMINING PHYSICIAN

A letter was received from Dr. H. R. Gant, requesting that he be replaced as the examining physician for the Police and Fire

Department personnel. The letter was referred to Chief Pickering and Chief Wemyss for consideration and recommendation.

3
IN THE MATTER OF
LETTER CALIFORNIA
STATE DISASTER
COUNCIL

A communication from the California State Disaster Council expressing appreciation to the Council for their cooperation in adopting resolution approving the California Disaster and Civil Defense

Master Mutual Aid Agreement was read and ordered filed.

4
IN THE MATTER OF
PAYMENT TO ATTORNEY
ALLEN GRIMES

Commissioner Frad introduced

RESOLUTION NO. 9238-N.S.

which was seconded by Commissioner Stanley approving payment of \$1100 to attorney Allen Grimes for services rendered in the preparation of the proposed City Charter, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
RESOLUTION CALLINE
SPECIAL ELECTION
FOR CHARTER

Commissioner Condit introduced

RESOLUTION NO. 9239-N.S.

which was seconded by Commissioner Stanley calling a special municipal election for the City of Modesto to be held on Wednesday, the 14th day of February, 1951, at which special municipal election the electors shall vote for the approval or rejection of the Charter and alternative propositions prepared and proposed for the City of Modesto by the Council, and the City Clerk is ordered to publish an election proclamation as required by law containing a statement of a proposition to be voted upon and said publication of said election proclamation to be for the time and in the manner required by law, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
ADVERTISE FOR BIDS
TRAFFIC SIGNAL
EQUIPMENT

Commissioner Burkner introduced

RESOLUTION NO. 9240-N.S.

which was seconded by Commissioner Frad, authorizing the City Clerk to call for bids for traffic signal equipment, said bids to be opened on January 10, 1951, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
Communication From
UNITED AIR LINES

A communication from the United Air Lines requesting that the City ~~requesting that the City~~ of Modesto, in accordance with provisions

of Article III, sub-paragraph B of the lease between the City of Modesto and their company,

consider the renewal of their present activity fees, whereupon Commissioner Burkner introduced

RESOLUTION NO. 9241-N.S.

which was seconded by Commissioner Frad, authorizing Attorney Halley to investigate the lease to determine the rate schedule and to notify the United Air Lines of the approval of the Council for the continuance of the present activity rates for an additional five years as provided by Article III, sub-paragraph B of the lease, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF RECALL
PETITIONS

Whereas there has been presented to the City Clerk for filing, five petitions asking the recall of the Mayor and Council of the City of Modesto, and

WHEREAS it appears that said petitions do not conform to the provisions and requirements of the City Charter of the City of Modesto and there is a serious doubt as to the legal validity, and

WHEREAS there is^a further doubt of the genuineness of certain signatures appended to the petitions, Commissioner Frad introduced

RESOLUTION NO. 9242-N.S.

which was seconded by Commissioner Burkner recommending that the City Clerk be and he is hereby directed not to certify said petitions and not to call a recall election, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
GRANT ADDITIONAL TIME
COMPLETE CONTRACT
PISANO BROTHERS

Whereas a request has been filed by Pisano Brothers for an extension of time for the completion of their contract for the construction of the sanitary sewer from Franklin and H Streets to Mark Twain School due to inclement weather, whereupon Commissioner Burkner introduced

RESOLUTION NO. 9243-N.S.

which was seconded by Commissioner Condit, granting an extension to said applicants until January 17, 1951 for the completion of their contract for the construction of sewer line to the Mark Twain School, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
REPORT ON REQUEST
SAM SECRETO FOR
CHANGE IN PARKING
STANDS

Pursuant to referring the request of Sam Secreto, for an amendment to Ordinance No. 854-N.S. to provide for the payment of only one taxicab stand by his concern to the City Engineer and Police Chief for investigation and recommendation, and whereas they have filed a report recommending that Mr. Secreto reduce the number of permits to operate taxicabs from eight to five, thus making a savings of \$60 00 per quarter whereupon the City Clerk was directed by the Council to inform Mr. Secreto of the recommendations of the Council.

11
IN THE MATTER OF
PLANS-SPECIFICATIONS
SEWER PLANT

Commissioner Burkner introduced

RESOLUTION NO. 9244-N.S.

which was seconded by Commissioner Condit, authorizing Harry N. Jenks to proceed with plans and specifications for future expansion of the sewer plant in order that the Council could arrive at a budget figure for the year 1951-52 and that payment for said plans and specifications be covered by the position of money received from the State of California on a match basis with the total amount spent for this project, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
AGREEMENT USE OF
MODESTO MUNICIPAL
BASEBALL FIELD

Attorney A. A. Cardoza, appeared before the Council representing the Modesto Community Athletic Association and requested that the City of Modesto enter into an agreement with the Association for the using of the Municipal Baseball Field. He explained the conditions of the proposed agreement and the Council recommended that copies of the agreement be left with the Council and City Attorney for investigation and recommendations.

13
IN THE MATTER OF
ADJOURNMENT

Commissioner Burkner introduced


RESOLUTION NO. 9245-N.S.

which was seconded by Commissioner Condit, adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None


ATTEST: REX E. GAILFUS, CITY CLERK

Council Meeting

December 27, 1950

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by Section 1 of Ordinance No. 859-N.S.

Present: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of December 13th and 20th, 1950, were approved as mailed to the Council members.

IN THE MATTER OF
ORAL COMMUNICATIONS

The following group of citizens appeared before the Council and expressed their appreciation to the Council for the time and energy spent by the Council members in the operation of the city and also expressed their appreciation for the manner in which they have handled the affairs of the city for the past years:

Walter Field

L. W. Zimmerman

Floyd Benson

Amos Bomberger

Harry Windus

Charles Foret

Richard Penney

Frank Collier

Earl Holtham

2
IN THE MATTER OF
RENEWAL OF PERMIT
OPERATE BUS LINE
W. KLEINENBROICH

Commissioner Burkner introduced

RESOLUTION NO. 9246-N.S.

which was seconded by Commissioner Stanley renewing permit to operate the Modesto Motor Bus Service in the City of Modesto for the period beginning December 14, 1950 and ending December 13, 1959, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
CANCEL PERMITS
OPERATE TWO TAXI-
CABS, SAM SECRETO

Commissioner Frad introduced

RESOLUTION NO. 9247-N.S.

which was seconded by Commissioner Condit granting permit to Sam Secreto, operating the Acme Taxicab Company, Yellow Cab Company and Hart Taxicab Company, to cancel two taxicab permits and to discontinue one taxi-stand on the corner of Ninth and I Streets, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
AGREEMENT BARIUM
PRODUCTS COMPANY

Whereas a contract now exists between the City and Barium Products Company, Ltd. concerning the disposal of

sewerage into the City sewer service, and

WHEREAS, Barium Products Company has permitted sulphide and other noxious chemicals to be placed in the city sewer system, and

WHEREAS, this has caused odors to emanate from the City sewer system, and

WHEREAS, the Barium Products Company has installed certain installation to keep from the city sewer system, sulphide and noxious chemicals, Commissioner Stanley introduced

RESOLUTION NO. 9248-N.S.

which was seconded by Commissioner Burkner, authorizing the City Engineer and City Attorney, in conjunction with Barium Products Company, to prepare a new contract for consideration by the City Council with certain stipulations, so that the same situation will not arise again, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
AGREEMENT WITH
MARY SANDERS

Commissioner Condit introduced

RESOLUTION NO. 9249-N.S.

appointing the Mayor and City Clerk as signatory officials on agreement between Mary A. Sanders and the City of Modesto for the improvements of Campus Tract No. 2 annexed to the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
INCREASE SALARY OF
MARGARET WISSNER

Commissioner Stanley introduced

RESOLUTION NO. 9250-N.S.

which was seconded by Commissioner Burkner authorizing the increase of the salary of Margaret Wissner in the Health Department from \$250 00 to \$265 00 as of January 1, 1951, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
ORDINANCE APPROPRIATE
MONEY, LEGAL COUNSEL

Commissioner Frad introduced an ordinance being
ORDINANCE NO. 978-N.S.

entitled: "AN ORDINANCE APPROPRIATING MONEY FOR LEGAL COUNSEL IN CONNECTION WITH THE NEW PROPOSED CITY CHARTER" and moved its adoption and passage to print and publish, which motion being duly seconded by Commissioner Stanley, it was upon roll call carried and the ordinance ordered published as above by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannan

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
ADJOURNMENT

Commissioner Frad introduced
RESOLUTION NO. 9251-N.S.

which was seconded by Commissioner Stanley adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burkner, Condit, Frad, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK