

Council, City of Modesto  
January 13th, 1932

The Council met in regular session this date, and was called to order by vice-president of the Council, William Falger, who acted as Mayor pro-tempore in the absence of Mayor Dennett.

There were present Councilmen: Boundey, Brown, Falger, Rogers

Absent: Mayor Dennett

IN THE MATTER OF MINUTES:

The minutes of the regular session of December 23rd, 1931, and of the adjourned session of December 31, 1931, having been read by each Councilman, were adopted and approved as heretofore read.

IN THE MATTER OF CLAIMS:

The claims against the City of Modesto for the month of December, 1931, having been examined and audited by the Council, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2311-N.S.

ordering that the claims so audited and approved be allowed, reference being made to the Auditor's Cash Book for further details regarding the amounts of the withdrawals from the various funds as follows:

General Fund	.....	\$ 18,782.00
Water Fund	.....	3,507.36
Library Fund	.....	1,951.55
Bond Red. Interest	.....	3,694.63
St. Bond Red. Int..	.....	100.00
Total	.....	\$ 28,035.54

and excepting the claims of the Chas. N. Watkins Detective Service Bureau in the amount of \$ 854.43 for services; and that of the Jas. E. McCormick Insurance Agency for renewal premium on bond of the City Engineer in amount of \$ 12.50, these claims being referred to the City Attorney for report and approval, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Rogers

Noes: Councilmen: None

Absent: Councilmen: Mayor Dennett

IN THE MATTER OF CLAIM OF H. T. CROW AGAINST GEO. KEELEY, AN EMPLOYEE OF THE CITY:

Mr. H. T. Crow appeared before the Council relative to a claim previously filed with the Council against Geo. Keeley, an employee of the City of Modesto. The Council having heretofore advised Mr. Crow that they were undetermined whether or not the claim was against Geo. Keeley individually or against the Veteran's of Foreign Wars, Mr. Crow set forth his reasons for pressing the claim against Mr. Keeley. At this time the Council made recommendation that the matter be placed in the Small Claims Court for a judgement, thereby establishing the responsibility of the dept, and then the Council would act further if necessary.

IN THE MATTER OF LIGHTING OF ELEVENTH STREET:

4 The work heretofore authorized to be done by the Council of the City of Modesto under the Street Improvement Act of 1911, and more than 15 days having expired after the last publication of the Resolution of Intention and the posting of the Street Superintendent's notices, and no written protests of the work therein described having been made and delivered as permitted by said Act, the Council proceeded to order the work done and the improvement to be made as set forth in the Resolution of Intention No. 217, whereupon

RESOLUTION NO. 66-S.P.

A RESOLUTION ORDERING THE WORK TO BE DONE

was introduced in accordance with certain plans and specifications heretofore adopted on the 15th day of December, 1931, and pursuant to Resolution of Intention No. 217 and regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers

Noes: Councilmen: None

Absent: Mayor Dennett

IN THE MATTER OF COMMUNICATIONS:

5 A Communication was received from the United States Department of Commerce relative to unemployment relief.

6 A Communication was received from William Randolph Hearst.

7 A Communication was received from the City of Marysville relative to unemployment.

8 A Communication was received from the National Safety Council Inc. of Chicago, Illinois, relative to a national traffic safety contest.

9 A Communication was received from the International Union of Operating Engineers relative to a complete classification of approved wage scale for contract labor.

10 A Communication was received from the United States Commission for the Celebration of the Two-Hundredth Anniversary of the birth of Geo. Washington.

12 A Communication was received from the Pacific Coast Building Officials Conference urging active membership of the City of Modesto.

The above communications were read to the Council and ordered filed.

IN THE MATTER OF RIGHT OF WAY FOR SEWER LINE UNDER RAILROAD TRACKS AT J STREET

13 CROSSING:

The Southern Pacific Company filed with the Council an agreement for a right of way for the City of Modesto to construct a sewer line under the Railroad tracks on the Railroad Reservation; thereupon, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2312-N.S.

ratifying the above agreement and ordering that the same be filed in the records of the City Clerks' Office, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers;

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF APPOINTMENT OF PLANNING COMMISSION:

Commissioner Rogers introduced a resolution, being

RESOLUTION NO. 2313-N.S.

14  
appointing the following members of the Planning Commission pursuant to Ordinance No. 414-N.S., creating and establishing a Planning Commission in and for the City of Modesto: Mrs. A.G. Eddy and Amos Bomberger for a term of one year; Mrs. Josephine Ekstein and Nathan McVey for a term of two years; Mr. H. Ramont for a term of three years; and Mr. A. A. Fields for a term of four years; and designating as ex-officio members, Mr. A. J. Carlson, City Attorney; Mr. F. J. Rossi, City Engineer; and Commissioner E. J. Boundey, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Rogers

Noes: Councilmen: None

Absent: Mayor Dennett

IN THE MATTER OF REVOKING CURB PERMIT:

15  
Pursuant to the issuing of a permit to the Owl Garage at 609 7th Street for the operation of two curb pumps at that address, the City License Collector reported to the Council that the license has not been paid in accordance with the terms of the City Ordinance, and that the same has been delinquent over a long period of time. Thereupon Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2314-N.S.

cancelling and revoking the above mentioned permit and instructing the City Engineer to take such steps as may be necessary to prevent the curb pump from being used, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Rogers

Noes: Councilmen: None

Absent; Mayor Dennett

IN THE MATTER OF REPORTS:

16  
The reports of the various departments for the month of December, 1931, were read to the Council and ordered filed.

IN THE MATTER OF ADJOURNMENT:

17  
Commissioner Rogers introduced a resolution, being  
RESOLUTION NO. 2315-N.S.

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

Ayes: Councilmen: Boundey, Brown, Falger, and Rogers

Noes: Councilmen: None

Absent: Mayor Dennett

Attest:

*NE Gung*  
CITY CLERK

Council, City of Modesto

January 20, 1932

The Council met in special session this date, January 20th, 1932, at 7:00 P.M. at the call of the Mayor, written notices thereof having been delivered or mailed to each member of the Council as required by Ordinance No. 2-N.S. of the City of Modesto, and there were present: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Absent: Councilmen: None

This meeting was called for the purpose of canvassing the returns and determining the result of the Special Municipal Election held January 19, 1932, and such other business as might come before the meeting.

IN THE MATTER OF CANVASSING RETURNS AND DETERMINING THE RESULT OF THE SPECIAL MUNICIPAL ELECTION HELD ON JANUARY 19TH, 1932:

Commissioner Brown introduced a resolution, being

2  
RESOLUTION NO. 2316-N.S.

reading as follows:

WHEREAS, a special election was held in and for the City of Modesto on the 19th day of January, 1932, pursuant to Article XIV of the City Charter, to vote upon the question of the adoption or rejection of a certain ordinance, therefore passed and adopted by the Council of the City of Modesto, designated as Ordinance No. 413-N.S.; and

WHEREAS, the City Council of the City of Modesto is now sitting as a Canvassing Board to canvass the results of said election and has received all the returns of said election and find that the same are in proper form, and said Council has opened and canvassed the said returns and ascertained the results of said election, as hereinafter stated.

NOW THEREFORE, BE IT RESOLVED, certified and declared by the Council of the City of Modesto that said special municipal election was regularly called, held and conducted as required by law; that the proper and complete returns thereof had properly been made to and received by said Council; that the same had been properly canvassed, and that from the returns so made, received and canvassed, as aforesaid, it appears that and the said Council so finds that at said special municipal election the total number of votes cast was 3207; that the number of votes cast in favor of said Ordinance was 2428; and that the total number of votes cast for the rejection of said Ordinance was 779, and that said Ordinance was adopted.

Which resolution was adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

3  
IN THE MATTER OF PAYMENT OF ELECTION OFFICERS: AND FOR USE OF CERTAIN POLLING PLACES: AND ALLOWING CLAIM OF GEO. LEACH FOR SETTING UP AND RETURNING ELECTION EQUIPMENT:

Commissioner Falger introduced a resolution, being  
RESOLUTION NO. 2317-N.S.

authorizing the City Clerk and Treasurer to pay the sum of \$ 5.00 to each election officer who served on the election boards of the Special Municipal Election held on January 20th, 1932; and also to pay the sum of \$ 5.00 for the use of such polling booths as it may be necessary to pay for; and allowing the claim of Geo. Leach in the amount of \$ 26.00 for setting up and returning election equipment at the various polling places, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ADJOURNMENT:

Commissioner Boundey introduced a resolution, being  
RESOLUTION NO. 2318-N.S.

4  
adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

*H.E. Gragg*  
Attest: H.E. GRAGG  
CITY CLERK

Council, City of Modesto

January 27th, 1932

The Council met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Absent: Councilmen: None

IN THE MATTER OF MINUTES:

1 The minutes of the regular session of January 13th, 1932, and of the special session of January 20th, 1932, having been heretofore read by each councilman, were approved as read.

IN THE MATTER OF REDUCTION OF PEDDLERS' LICENSE:

2 Mr. J. L. Satariano appeared before the Council and asked that a reduction be made in the amount of peddlers' license now required to be paid by City Ordinance No. 54-N.S. The Council informed Mr. Satariano that the matter would be taken under advisement.

IN THE MATTER OF PARKING SPACE:

3 Mr. W.H. Capps appeared before the Council and asked that a parking space for a jitney be assigned to him in front of the Hotel Hughson at 10th and J Streets. Thereupon Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2319-N.S.

granting a parking space to W.H. Capps as prayed for, and instructing the City Engineer to provide the same, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF SMOKING IN THEATRES:

4 A petition was filed with the Council, signed by Robert G. Pearson manager of the Strand theatre; P.U. Bruceck, manager of the Lyric Theatre; Mrs. Lew Newcomb, manager of the Modesto theatre; and Lew Newcomb, manager of the National Theatre, asking that the Council rescind Ordinance No. 326-N.S. prohibiting smoking in theatres. By order of the Council this matter was laid over to the next regular meeting.

IN THE MATTER OF PURCHASE OF RESUSCITATOR:

5 An agent for a resuscitator appeared before the Council and demonstrated the usefulness of his machine. The Council expressed the opinion that the City of Modesto is not in a position at the present time to invest in such a purchase despite its merits, and the matter was laid over to some future date.

IN THE MATTER OF PURCHASE OF AN AUTOMOBILE FOR THE FIRE DEPARTMENT:

6 Geo. E. Wallace, Fire Chief, appeared before the Council and informed them that the automobile which he is now driving is in need of various expensive repairs and replacements and asked that a new automobile be purchased.

Thereupon Commissioner Falger introduced an ordinance, being

ORDINANCE NO. 415-N.S.

appropriating the sum of \$ 150100 or so much thereof as may be necessary for the purchase of a new automobile for the Fire Department, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF BIDS FOR LIGHTING OF ELEVENTH STREET:

7 Pursuant to the work and improvement described under Resolution of Intention No. 217 and to the advertising for bids for the work described thereunder, there were on file six bids, which when opened read as follows:

CITY IMPROVEMENT CO.	\$ 3,764.00
EDDY ELECTRIC CO.	3,356.00
R. Flatland	3,940.00
O'CONNELL TAGGARD ELECTRIC CO.	3,300.00
ROBINSON ELECTRIC CO.	3,651.90
H.H. WALKER CO, INC.	3,331.00

After due and careful consideration of all bids, it appeared that the proposal of the O'Connell and Taggard Electric Co. was the lowest and best bid. Thereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 701-S .P.

awarding the contract to the O'Connell and Taggard Electric Co. at the total sum of \$ 3,300.00, and rejecting all other bids, instructing the City Clerk to return to the unsuccessful bidders their certified checks accompanying their bids, which resolution was upon roll call adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIM OF CHAS. N. WATKINS:

8 Pursuant to the referring of the claim of Chas. N. Watkins for detective services rendered the City of Modesto in amount of \$ 854.43 to the City Attorney for his investigation and report, at this time Mr. Carlson reported to the Council that as the claim now stands it is somewhat irregular and recommended that the Watkins Detective Service Bureau be communicated with, requesting that it be segregated into three parts as it appears from the claim that three different men were working for the City at different times. Thereupon the Council directed Mr. Carlson to request the Watkins Service Bureau to submit a segregated version of the claim as above outlined.

Commissioner Boundey then introduced a resolution, being

RESOLUTION NO. 2520-N.S.

9 cancelling Warrant No. 7004 which had been drawn in favor of the Chas. N. Watkins Service Bureau in amount of \$ 804.43, without prejudice to the claimant to present a new claim, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIM OF JAS. McCORMICK FOR BOND RENEWAL PREMIUM:

10 Pursuant to the referring to the City Attorney the claim of the Jas. McCormick Insurance Agency for \$ 12.00 for renewal premium of bond of the City Engineer, F.J. Rossi, Mr. Carlson reported that in as much as the City Engineer does not handle any of the City of Modesto's finances, his bond could be dispensed with. Thereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2321-N.S.

instructing that the bond now existing be cancelled and that Voucher No. 7620 which had been previously drawn in payment of this claim be cancelled, and that Section 1 of Ordinance No. 105-N.S. providing for the bonding of the City Engineer in the penal sum of \$1000 be waived, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIM OF THE UNION SHOE SHOP AND COEY'S SHOE STORE:

11 The claim of the Union Shoe Shop in the amount of \$ 30.65 for shoe repair supplies and of the H.S. Coey Shoe Co. in amount of \$ 9.80 for four pairs of shoes, which had been purchased by the Modesto Relief Committee, were filed with the Council for payment. The same having been approved by the Chairman of the Relief Committee and by the Commissioner of Public Supplies, Commissioner Rogers introduced a resolution, being

RESOLUTION NO. 2322-N.S.

allowing the above mentioned claims and ordered that the warrants be drawn by the City Clerk and Auditor in the respective amounts, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIM OF MRS. ELLA LAURA:

12 A Claim was received from Mrs. Ella Laura enclosing a claim in the amount of \$ 7.50 for hauling dirt to fill in the street in front of premises at 117 Foy Street, stating that she had called the Street Superintendent to attend to same for several months. The City of Modesto now being responsible for bills incurred by individuals, by order of the Council the same was rejected and the City Clerk instructed to advise Mrs. Laura to that effect.

IN THE MATTER OF CANCELLATION OF TAXES FOR THE VETERAN'S WELFARE BOARD:

13 A petition was received by the Council from the Veteran's Welfare Board asking that certain taxes appearing upon the Assessment Roll be cancelled. By order of the Council the same was referred to the City Attorney for his investigation and recommendation.

IN THE MATTER OF INSTALLING LIGHT IN ALLEY IN BLOCK 96:

14 A petition was presented to the Council signed by several residents in Block 96 asking that a light be installed in the alley between G and F Streets in Block 96. Upon consideration of the matter by the Council, the City Clerk was instructed to notify Mr. J. A. Brock, who was the sponsor of the petition, that the City would install the light as prayed for, provided that the cost of the installation and the expense of maintaining the same be paid by the property owners.

IN THE MATTER OF CURB PUMP:

15 Pursuant to Resolution No. 2314-N.S. revoking the curb pump permit of the Owl Garage at 609 7th Street, a statement was signed by members of the Council instructing the City Clerk to issue a license at the above mentioned address for two curb pumps for the months of January, February, and March with the understanding that the back bill against said curb pumps would be paid, and providing that this action by the Council be not construed as granting a new permit, but only as a temporary arrangement until the time when such delinquent license has been paid and a new permit applied for.

IN THE MATTER OF COMMUNICATIONS:

16 A Communication was received from the Humane Department of the City of Los Angeles extending an invitation to the members of the Council to visit that department.

17 Two communications were received from the Mayors and Councilmen Association regarding a meeting of that organization to be held on January 30th, 1932, at Palo Alto.

These communications were read to the Council and ordered filed.

IN THE MATTER OF REMOVAL OF CERTAIN TREES IN ENSLEN PARK:

18 A petition was presented to the Council signed by residents in the 1300 Block on Morris Avenue asking that certain trees standing in Enslen Park opposite their homes either be thinned, topped, or removed, stating that they cast a heavy shade during the winter months thereby keeping their yards continually damp, and do not offer sufficient shade during the hot summer months. After discussion of the matter by the Council, Commissioner Falger introduced a resolution, referring the matter to the Commissioner of Parks and the City Engineer to take such steps as may be necessary to alleviate the condition complained of.

IN THE MATTER OF REPORT:

19 The monthly reports of the Salvation Army was reviewed by the Council and ordered filed.

IN THE MATTER OF ADJOURNMENT:

20 Commissioner Brown introduced a resolution, being  
RESOLUTION NO. 2323-N.S.  
adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Nays: Councilmen: None  
Absent: Councilmen: None

Attest:

*HE Gray*  
CITY CLERK

February 10th, 1932

The Council met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Absent: Councilmen: None

IN THE MATTER OF MINUTES:

The minutes of the regular session of January 2/th, 1932, having been previously read by each Councilman, were by unanimous consent of the Council approved as heretofore read.

IN THE MATTER OF COMPLAINT:

2 Mr. J.W. Husband appeared before the Council and complained against the general nuisance of a rabbit hutch and wood yard adjacent to his property at 13th and H Streets, stating that the premises are in a very unsanitary condition and also create a fire hazard. He asked that the Council take some steps to abate the nuisances. Thereupon by order of the Council, the City Attorney was instructed to draft an ordinance defining regulations for the keeping of rabbits within the City limits; and the City Engineer was instructed to ascertain whether or not the wood yard complained of comes within the supervision of Ordinance No. 364-N.S. restricting businesses within residence districts.

IN THE MATTER OF CLAIMS:

3 The claims against the City of Modesto for the month of January, 1932, having been duly audited, Councilman Falger introduced a resolution, being

RESOLUTION NO. 2324-N.S.

ordering that all of the claims so audited and approved be allowed, reference being made to the Auditor's Cash Book for further details regarding the amounts of the withdrawals from the various funds as follows:

GENERAL FUND	\$ 33,945.43
WATER FUND	2,294.70
LIBRARY FUND	1,573.90
BOND RED. INT.	24,625.00
ST. BOND RED. INT.	14,879.42
TOTAL.....	\$ 77,298.45

Which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF EXPENSE INCURRED BY THE CITY FOR EXAMINATION OF DOGS SUSPECTED OF RABIES:

4 It having come to the attention of the Council that the City incurs an expense each month in placing dogs suspected of rabies in a veterinary hospital for observation, and it being the unanimous opinion of the Council that such expense is unnecessary and should be borne by the owners of such dogs, Commissioner Falger introduced a resolution being

RESOLUTION NO. 2325-N.S.

providing that the City of Modesto will not pay the expenses for dogs placed in veterinary hospitals for observation for symptoms of rabies, and instructing the City Clerk to notify the Poundman to that effect, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIM FOR REFUND OF BUILDING PERMIT FEE:

5 Mr. F.L. Roberts filed with the Council a claim for a refund of \$ 26.75 paid for a permit to erect a building on November 23rd, 1929, which was never used. After discussion of the matter, the Council rejected the claim since the Building Code provides that if a permit be issued and not used within one year for a certain building, a new permit must be obtained before the building can be erected.

IN THE MATTER OF COMMUNICATIONS:

6 A Communication was received from the Mayor's and Councilmen's Association reciting that the convention had been held in Palo Alto as planned and reviewed the matters discussed.

7 A Communication was received from the Pacific Gas & Electric Company relative to suit pending in the Los Angeles Courts upon which the decision will affirm whether or not they can legally be forced to obtain a franchise in the City of Modesto.

8 THE CITY PARK COMMISSION filed with the Council a report of work accomplished and planned by the Commission, which was read to the Council and ordered filed.

IN THE MATTER OF LIGHTING OF I STREET:

9 The City Attorney outlined to the Council the procedure necessary to be followed for the further proceedings for lighting of I Street, among which was the stipulation that the Council must pass a resolution defining the boundaries of the work proposed, the portion of the City's expenses in accomplishing such work, and a general estimate of the work. By order of the Council, the City Attorney was instructed to draw up such a resolution; thereupon, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2326-N.S.

postponing further action in the matter until the next regular meeting of the Council, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Roger, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PETITION FOR REPEAL OF ORDINANCE NO. 326-N.S.:

10 Pursuant to the filing of a petition with the Council on January 27th, 1932, for the repeal of Ordinance No. 326-N.S. prohibiting smoking in theatres, and to the postponement of action on the matter until this time, by unanimous consent of the Council, the matter was laid over to the next regular meeting.

IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO.415-N.S.:

11 Ordinance No. 415-N.S., appropriating the sum of \$ 15,000 for the purchase of an automobile for the Chief of the Fire Department, having been introduced and ordered printed and published at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1932, and having been published as required by the Charter of the City of Modesto, it was upon roll call finally adopted at this time by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF LICENSE OF EL DORADO BREWING COMPANY:

12 Commissioner Rogers stated that it had come to his attention that the El Dorado Brewing Co. is selling bottled beverages in the City of Modesto without paying a license fee as provided by city ordinance. Thereupon the City Attorney reported that he had been in communication with the legal advisor of the El Dorado Brewing Co. concerning the matter, and that he was informed that the beverages they were selling did not come within the definition of City Ordinance No. 266-N.S. After discussion of the matter by the Council, the City Attorney was instructed to prepare an ordinance amending said Ordinance No. 266-N.S. so as to regulate all classes of bottled beverages sold in the City.

IN THE MATTER OF PETITION OF VETERAN'S WELFARE BOARD:

13 Pursuant to the receiving of a petition from the Veteran's Welfare Board for the cancellation of certain taxes appearing on the Assessment Roll and to the reference of the same to the City Attorney for his recommendation and report, at this time he made a favorable report to the Council recommending that the same be cancelled. Thereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO.2327-N.S.

cancelling the second installment of the 1931-1932 municipal taxes on Lots 27 and 28 in Block 553, assessed in the name of W.G. and Ida May Ousick, as prayed for by the Veteran's Welfare Board, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PETITION TO OPERATE NEWS STAND AT TENTH AND G STREETS:

14 Mr. Wm. Budihan appeared before the Council and asked permission to operate a news stand at the corner of 10th and G Street. By unanimous consent of the Council further consideration of the same was laid over to the next regular meeting.

IN THE MATTER OF APPROPRIATION FOR BOYS' BAND:

15 Commissioner Falger introduced a resolution, being

RESOLUTION NO.2328-N.S.

appropriating the sum of \$300.00 for expenses to the Boy's Band for concerts in the City Parks during the preceding summer, and instructing the Clerk and Auditor to draw a warrant in that amount in favor of W.A. Harter, treasurer of the organization,

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF APPROPRIATION TO THE PLANNING COMMISSION:

16

Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2329-N.S.

appropriating the sum of \$ 50.00 for incidental expenses incurred by the City Planning Commission, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF REPORTS:

The monthly reports of the various departments were reviewed by the Council and ordered filed.

IN THE MATTER OF ADJOURNMENT:

17

Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2330-N.S.

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

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. Gragg

City Clerk

Council, City of Modesto

February 24, 1932

The Council met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Absent: Councilmen: None

IN THE MATTER OF MINUTES:

1 The minutes of the regular session of February 10th, 1932, having been previously read by each Councilman, were approved as heretofore read.

IN THE MATTER OF PERMIT FOR BANNER ACROSS THE STREET:

2 There appeared before the Council on behalf of the American Legion a Committee asking permission to stretch two banners across the City streets advertising a proposed prosperity fiesta sponsored by that organization. Thereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2331-N.S.

granting permission to the American Legion to stretch two banners across the streets advertising the activities of that organization, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PERMIT FOR BANNER ACROSS THE STREET:

3 Mr. Chas. Wherry appeared before the Council on behalf of the Modesto Merchants Association and asked permission to stretch a banner across the street advertising a fashion and style show to be sponsored by the Modesto Merchants in the near future. Thereupon Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2332-N.S.

granting a permit to the Modesto Merchants Association to stretch a banner across the City street advertising the activities of that organization, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF BOULEVARD STOPS:

4 Mr. C. L. Seagrave appeared before the Council on behalf of the Empire Farm Bureau and asked that a boulevard stop be created at the intersection of 14th and D Streets in the congested industrial district. After discussion of the matter by the Council, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2333-N.S.

appointing a committee consisting of Commissioner of Public Health and Safety, A. K. Brown; the City Engineer, F. J. Rossi; and the Chief of Police, Lee E. Smith to investigate the matter of creating additional boulevard stops in various sections of the City and report their findings to the Council, which resolution was regularly adopted by the

by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PROPOSED NEW PEDDLERS ORDINANCE:

5 Mr. R. S. Kimmel, Secretary of the Modesto Chamber of Commerce, appeared before the Council and stated that the Modesto Merchants Association is desirous of co-operating with the Council in framing a new ordinance providing for the licensing of peddlers. By order of the Council, the City Attorney, A. J. Carlson, was instructed to meet with a committee of the Merchants Association and co-operate with them in drafting such an ordinance.

IN THE MATTER OF REMOVAL OF TREES:

6 Commissioner Boundey introduced a resolution, being  
RESOLUTION NO. 2334-N.S.  
authorizing and instructing the City Engineer to grant permits for the removal of trees in the City of Modesto when in his opinion it may be necessary, providing that such trees be replaced; and making null and void the provisions of Ordinance No. 374-N.S. regulating the removal of trees, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF APPLICATION FOR REMOVAL OF A TREE:

7 Chas. Tobey made application to the City Council to remove two trees in front of his residence at 521 North Orange Avenue. By order of the Council the same was referred to the City Engineer.

IN THE MATTER OF PETITION FOR FREE WATER:

8 The County Welfare Department filed a petition with the City Council asking that free water be granted to Mr. Frank Plag at his residence at 814 Second Street, stating that he is receiving aid from the County and cannot pay for water. After discussion of the matter by the Council, Mayor Dennett appointed a committee consisting of Councilmen: Boundey, Brown, and Falger to act upon the matter.

IN THE MATTER OF PETITION FOR LUNCH WAGON:

9 A petition was filed with the Council by L. E. Karker and C. A. Lord to locate a lunch wagon on the northwest corner of I Street near Twelfth Street. By unanimous consent of the Council, the matter was laid over to the next regular meeting.

IN THE MATTER OF COMMUNICATIONS:

10 A Communication was received from the Pan-American Union relative to the Annual Pan-American celebration.

11 A Communication was received from the California State Chamber of Commerce.

12 The above communications were read to the Council and by order of the Council referred to the Chamber of Commerce.

13 A communication was received from the Board of Fire Underwriters relative to smoking in theatres. The same was read by the Council and no action taken at this time.

IN THE MATTER OF REPEAL OF ORDINANCE NO. 326-N.S.

14 The petition for the repeal of Ordinance No. 326-N.S., which prohibits smoking in theatres was by unanimous consent of the Council laid over to the next regular meeting.

IN THE MATTER OF APPROVAL OF ASSESSMENT MAP:

15 The Assessment Map for the property to be assessed for the lighting of 11th Street from K to Needham Street, under Resolution of Intention No. 217, was presented to the Council for approval. Upon a close scrutiny of the Assessment District as outlined in this map, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 768-E.P.

approving the assessment district as outlined in the Assessment Map for the lighting of 11th Street from K Street to Needham Street in the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PROCEEDINGS FOR THE LIGHTING OF I STREET:

16 Pursuant to the postponement of action on the necessary preliminary proceedings for the lighting of I Street until this time, the City Engineer reported that the City would be called upon for an expenditure in excess of \$1,000.00 in connection with the lighting of this street, and thereupon in view of the depletion of the City's funds, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 769-S.P.

postponing action on the lighting of I Street until after July 1, 1932, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ORDINANCE RESTRICTING THE KEEPING OF RABBITS WITHIN THE CITY LIMITS:

17 Commissioner Brown introduced an ordinance, being

ORDINANCE NO. 416-N.S.

regulating the keeping of rabbits in the City limits, which ordinance was passed to print and publish by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF AMENDMENT TO ORDINANCE NO. 266-N.S.②

18 Pursuant to instructions to the City Attorney to prepare an amendment to Ordinance No. 266-N.S. regulating the sale of beverages in the City of Modesto, at this time Mr. Carlson reported that he desired further time in which to make investigations in the matter, whereupon by unanimous consent of the Council the same was laid over to the next regular meeting.

IN THE MATTER OF CONSOLIDATION OF CITY AND COUNTY HEALTH OFFICES:

19 Commissioner Rogers introduced a resolution, being

RESOLUTION NO. 2335-N.S.

declaring the office of Health Officer in and for the City of Modesto vacant; appointing Dr. E. F. Reamer ex-officio Health Officer for the City of Modesto; and instructing the Mayor and City Clerk to enter into a contract with the Stanislaus County Board of Supervisors for the consolidation of the City and County Health Offices, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ADVERTISING FOR BIDS FOR AUTOMOBILE:

20 Pursuant to Ordinance No. 415-N.S. appropriating the sum of \$1500.00 for the purchase of an automobile for the Chief of the Fire Department, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2336-N.S.

instructing the City Clerk to advertise for bids for an automobile, the same to be opened on March 9th, 1932, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ADDITIONAL SUBSIDY TO THE SALVATION ARMY:

21 Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2337-N.S.

authorizing and instructing the City Clerk and Auditor to draw a warrant in favor of the Salvation Army in the amount of \$ 100 the same being additional subsidy for the month of February, 1932, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

22 A report covering the activities of the Salvation Army for the month of February, 1932, was reviewed by the Council and ordered filed.

IN THE MATTER OF ADJOURNMENT:

23

Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2338-N.S.

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

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

  
Attest: H.E. GRAGG  
CITY CLERK

Council, City of Modesto

March 9th, 1932

The Council met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Absent: Councilmen: None

1 IN THE MATTER OF MINUTES:

The minutes of the regular session of February 27th, 1932, having been previously read by each Councilman, were approved as read.

2 IN THE MATTER OF COMPLAINT AGAINST ORDINANCE NO. 416-N.S. REGULATING THE KEEPING OF RABBITS IN THE CITY LIMITS:

Mr. Long appeared before the Council and protested against the final adoption of Ordinance No. 416-N.S. regulating the keeping of rabbits in the City limits, stating that it will work a hardship on him. The Council informed Mr. Long that while this ordinance may work a hardship upon him as an individual, it was necessary to enact this legislation to meet all conditions in the City in the manner best suited to the population as a whole.

3 IN THE MATTER OF APPLICATION FOR PERMIT TO SELL ORANGES AT THE CURB:

Mr. Sandborn appeared before the Council and asked for the privilege of parking an automobile for the selling of oranges at the corner of 11th and I Streets, stating that he was willing to pay a nominal license fee for same. The Council informed Mr. Sandborn that in as much as the City of Modesto has but one license covering the peddling of any fruit or merchandise in the City, no special concession could be granted to him setting aside the provisions of said Ordinance.

4 IN THE MATTER OF TRAFFIC AT FIRST AND H STREET:

Mr. Johnson appeared before the Council and told of the extreme hazard created by traffic conditions existing at First and H Street, and suggested a remedy that might be of some merit. The Council informed Mr. Johnson that this matter would be placed in the hands of the Traffic Department and they would exert all possible effort in alleviating the condition complained of.

5 IN THE MATTER OF USE OF CITY HALL:

Mayor Dennett stated that the Referee in Bankruptcy in this district desired to hold meetings once a month in the Council Chamber or the City Hall. After discussion of the matter by the Council, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2339-N.S.

granting the privilege to the Referee in Bankruptcy of this district to use the City Hall for conducting his official monthly meetings, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF REPORT OF CHAIRMAN OF THE UNEMPLOYMENT COMMITTEE:

6 Mr. W. J. Silva appeared before the Council as Chairman of the Unemployment Relief Committee in the City of Modesto and read a report of the work accomplished by the Committee in the past few months, and further stated that there was at the present time some cash on hand, and that the intention of the Committee was to donate \$50.00 per month to the Salvation Army for the next two months. The Council thanked Mr. Silva for the able manner in which the Unemployment Committee had functioned and asked that a copy of his report be filed with the City Clerk for permanent record.

IN THE MATTER OF APPLICATION FOR PERMIT TO INSTALL TRAP SHOOTING FIELD ON PORTION OF THE AVIATION FIELD:

7 Mr. Hugh Walls appeared before the Council and asked permission for the Owl Rod and Gun Club to establish a trap-shooting field on a portion of the aviation field. After discussion of the matter by the Council, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2340-W.S.

granting permission to the Owl Rod and Gun Club to establish a trap-shooting field on a portion of the Aviation Field, providing that such permit be revocable at the will and pleasure of the City Council, and also providing that the location and establishment of the field be under the direction and supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF DONATION OF LOT 11-BLOCK "W" TO THE CITY:

8 Mr. G.E. Watson appeared before the Council on behalf of the Advent Christian Conference Association of California and offered to donate Lot 11 in Block "W" to the City of Modesto to be used for a park. The Council informed Mr. Watson that the matter would be taken under advisement, and appointed Commissioners Falger and Boundey a committee to investigate the matter and report their findings to the Council at the next regular meeting.

IN THE MATTER OF PURCHASE OF WHEAT BY THE CITIZENS RELIEF COMMITTEE:

9 Mr. L. C. Nevrumont, chairman of the Citizen's Relief Committee, appeared before the Council and made a report stating that the Committee expects to put in a requisition for at least one-half a carload of the wheat that the Federal government expects to distribute through the channels of the Red Cross throughout the nation.

IN THE MATTER OF CLAIMS:

10 The claims against the City of Modesto for the month of February, 1932, having been duly audited, Councilman Falger introduced a resolution, being

RESOLUTION NO. 2341-W.S.

ordering that all of the said claims so audited and approved be and they are hereby allowed, with the exception of Voucher No. 7901, Series A, drawn in the amount of \$5.00 in favor of the National Municipal Review for membership fees. Reference is

hereby made to the Auditor's Cash Book for further details regarding the amounts of the withdrawals from the various funds as follows:

10

General Fund .....	\$ 24,572.88
Water Fund .....	2,473.35
Library Fund .....	1,439.20
St. Bond Funds .....	100.17
Total .....	\$ 28,585.60

Which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF RENEWAL OF INSURANCE POLICY FOR HOLD-UPS, etc.:

11  
Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2342-N.S.

authorizing and instructing the City Clerk and Auditor to draw a warrant in the amount of \$ 153.90 in favor of Wade H. Powell, the same being the renewal premium on Norwich Union Indemnity Robbery Insurance Policy No. R.-15005, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CONFIRMING WARRANT NO. 7093-:

12  
Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2343-N.S.

confirming Warrant No. 7093 drawn on February 2nd, 1932, in amount of \$100.00 as additional subsidy to the Salvation Army for the month of February, 1932, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF BIDS FOR AUTOMOBILE FOR THE CHIEF OF THE FIRE DEPARTMENT:

13  
Pursuant to the advertising for bids for one automobile to be used by the Chief of the Fire Department, this being the time set out in said notice for the opening of all bids, there were on file eight bids, which when opened read as follows:

BYERS-ORUM COMPANY, INC.:

Nash Big 6 Coupe	\$ 935.00
" Standard Eight Coupe	1117.00
" Special Eight Coupe	1431.00
Graham Standard Eight Coupe	1195.00
Nash Big 6 Sedan	1020.00
Nash Standard Eight Sedan	1175.00
Nash Special Eight Sedan	1470.00
Graham Standard Eight Sedan	1265.00
DeVaux Six -75 Sedan	795.00

R. GIBSON:

De Soto Six Sedan	895.50
De Soto Six Coupe	841.50
De Soto Six Sedan 1931	796.00
De Soto Six Coupe 1931	796.00
De Soto Six Roadster 1931	796.00

R. B. MAOBRIDE:

Dodge 8 Sedan	1205.00
Dodge 8 Coupe	1165.00
Dodge 6 Sedan	980.00
Dodge 6 Coupe Rumble Seat	945.00
Dodge 6 Coupe	925.00
Plymouth Sedan	695.00
Plymouth Coupe	675.00
Dodge 8 Sedan 1931 Model	875.00
Dodge 6 Sedan 1931 Model	825.00

FRANK PARADIS COMPANY:

1 3  
Ford V-8 Model - Tentative bid  
Will be on display in short time  
Price will be less than and not exceed... \$ 1000.00

WILLIAM J. SILVA:

Studebaker Dictator Six Sedan 1932	1295.00
Studebaker Six Sedan 1932	1141.00
Studebaker Six Sedan 1931	775.00
Rockne 75	935.00
Rockne 65	829.00

SMITH-EVENS CHEVROLET COMPANY:

Chevrolet Standard Roadster	583.50
Chevrolet Standard Coupe	638.50
Chevrolet Standard Sedan	726.30

TURNER HARDWARE & IMPLEMENT CO.:

Model 56 Buick Coupe	1199.00
Model 57 Buick Sedan	1259.00
Model 57-S " "	1419.00
Model 32-66 " Coupe	1500.00
Model 32-67 " Sedan	1500.00

WEBER & BECKETT:

Auburn 8 Sedan 1932 Model	1395.00
Chrysler 6 Sedan 1932 Model	1130.00

Mayor Bennett appointed Commissioners Brown, Boundey, and Rogers and Fire Chief Geo. E. Wallace to investigate the above bids and report their findings at the next regular meeting of the Council.

IN THE MATTER OF APPLICATION TO MAINTAIN A LUNCH WAGON AT THE CORNER OF 12TH AND I ST.

14  
By unanimous consent of the Council this matter was laid over to the next regular meeting.

IN THE MATTER OF APPLICATION FOR PERMIT TO ERRECT A NEWSSTAND AT THE CORNER OF TENTH AND G STREET:

15  
By unanimous consent of the Council this matter was laid over to the next regular meeting.

IN THE MATTER OF REPEAL OF ORDINANCE NO. 326-N.S.:

16  
By unanimous consent of the Council this matter was laid over to the next regular meeting.

IN THE MATTER OF COMMUNICATIONS:

7 A Communication was received from the Bernarr MacFadden Foundations, Inc. relative to the maintenance of a penny-restaurant for the unemployed. By order of the Council, the same was referred to Mr. L.C. Nevraumont chairman of the Citizens Relief Committee.

18 A Communication was received from Alderman W.F. Quinn of New York City, relative to the purchase of a sewage disposal mechanism. Same was read to the Council and ordered filed.

IN THE MATTER OF CALIFORNIA CATTLEMEN'S ASSOCIATION PROTEST TO OLEOMARGARINE ORDINANCE:

19 A letter and telegram was received from the California Cattlemen's Association protesting against the ordinance recently enacted by the Council placing a heavy license fee on the sale of oleomargarine, stating that it should exclude those products made of at least 45% animal oils and fats. Same was read to the Council and ordered filed.

A Communication was received from the California State Railroad Commission setting forth a time for hearing in the matter of discontinuance of carrying passengers between Stockton and Modesto and intermediate points by the Tidewater Southern Railway. Same was read to the Council and ordered filed.

IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO. 416-N.S.:

20 Ordinance No. 416-N.S. regulating the keeping of rabbits and cares in the City limits, having been introduced and ordered printed and published at a regular meeting of the Council of the City of Modesto held on the 27th day of February, 1932, and having been published as required by the Charter of the City of Modesto, coming on for final adoption this 9th day of March, 1932, it was finally adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF GRANTING ADDITIONAL SUBSIDY TO THE SALVATION ARMY:

21 Commissioner Falger introduced a resolution, being  
RESOLUTION NO. 2344-N.S.  
authorizing and instructing the City Clerk and Auditor to draw a warrant in the amount of \$ 50.00 in favor of the Salvation Army, as additional subsidy for the month of March, 1932, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF REPORT OF COMMITTEE ON BOULEVARD STOPS:

22 The Committee reported that they were not ready to make a complete report of their findings at this time. By unanimous consent of the Council the matter was laid over to the next regular meeting.

IN THE MATTER OF MONTHLY REPORTS:

23 The reports of the various departments for the month of February, 1932, were reviewed by the Council and ordered filed.

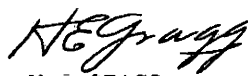
IN THE MATTER OF ADJOURNMENT:

24 Commissioner Falger introduced a resolution, being  
RESOLUTION NO. 2345-N.S.  
adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

  
Attest: H. E. GRAGG  
CITY CLERK

March 23rd, 1932

The Council of the City of Modesto convened in regular session on this date, being called to order by Mayor Dennett with Commissioners Boundey, Brown, Falger, and Rogers present.

Absent: Councilmen: None

IN THE MATTER OF MINUTES:

1 The minutes of the regular session of March 9th, 1932, having been previously read by each Councilman, were approved as heretofore read.

IN THE MATTER OF PERMIT TO STRETCH BANNER ACROSS THE STREET:

2 Mr. Homer Fair appeared before the Council and asked permission on behalf of the Stanislaus County Music Association to stretch a banner across the street advertising the activities of that organization. Thereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2346-N.S.

granting permission to the Stanislaus County Music Association to stretch a banner across the street, provided that the same be placed under the direction and supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF SITE FOR WOMEN'S CLUBHOUSE:

3 Mrs. J. C. Garrison, president of the Women's Improvement Club appeared before the Council, stating that the Women's Improvement Club is contemplating the building of a club house and asked that the City of Modesto designate and donate a site for the erection of same on City property. After considerable discussion of the matter, the same was by unanimous consent of the Council laid over to the next regular meeting.

IN THE MATTER OF PERMIT TO AMERICAN LEGION TO DECORATE STREETS:

4 A representative of the American Legion appeared before the Council and asked permission to decorate the City streets for the Prosperity Show and Exposition to be given by that organization in the near future. Thereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2347-N.S.

granting permission to the American Legion to decorate the streets with flags, banners, etc. during the proposed Prosperity Show and Exposition, providing that the same be done under the direction and supervision of the City Engineer and Fire Chief, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PETITION FOR REDUCTION OF AMOUNT OF INSURANCE NECESSARY TO BE CARRIED BY OPERATORS OF TAXICABS, JITNEYS, ETC.

5  
Attorney Frank B. Collier filed with the Council a petition signed by six operators of taxicabs and jitneys in the City of Modesto asking that Ordinance No. 405-N.S. be amended so as to read as follows, in effect that all persons, firms or corporations engaged in operating the business of carrying passengers for hire shall deposit with the City Clerk a policy or certificate of insurance for each such vehicle, in a sum not less than \$ 5000.00 for injury to one person, and \$ 10,000 for injury to more than one person, and \$ 1000 property damage in any one accident through the operation of any vehicle used for hire. After discussion of the matter, it was by unanimous consent of the Council laid over to the next regular meeting.

IN THE MATTER OF DONATION OF PORTION OF BLOCK "W" TO THE CITY OF MODESTO:

6  
A representative of the Advent Christian Conference Church appeared before the Council and tendered a deed to a portion of Block "W" to the City of Modesto to be used for park purposes. After discussion of the matter Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2348-N.S.

rejecting the deed above mentioned in its present form, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bouncey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF WIDENING OF BURNEY STREET:

7  
Mr. A. A. Fields appeared before the Council on behalf of the City Planning Commission, stating that he had procured the necessary deeds of rights of way to widen Burney Street from Jennie Street to Walden Street seventeen feet on the East side, and asked the co-operation of the Council in carrying out the plan of widening, grading, etc. this street. After discussion of the matter by the Council, Mayor Dennett appointed a committee consisting of Commissioners Bouncey, Brown, and Falger to investigate the proposed plan and report to the Council at the next regular meeting.

IN THE MATTER OF AWARD OF BID FOR ONE AUTOMOBILE FOR THE FIRE CHIEF:

8  
Pursuant to the receiving and opening of bids for one automobile for the Chief of the Fire Department on March 9th, 1932, and to the postponement of action on the same until this time, Commissioner Rogers introduced a resolution, being

RESOLUTION NO. \*\*\*\* N.S.

awarding the bid to the Turner Hardware & Implement Company for one Model 5/- Five passenger Sedan-Buick - at the price of \$ 1259.00 as set forth in his proposal now on file in the City Clerk's office, which resolution was DEFEATED by the following vote:

Ayes: Councilmen: Bouncey and Rogers

Noes: Councilmen: Brown, Falger, and Mayor Dennett

Absent: Councilmen: None

Thereupon by unanimous consent of the Council further action on the above mentioned bids was laid over until the next regular meeting of the Council.

IN THE MATTER OF COMMUNICATIONS:

9 A Communication was received from the California State Commissioner to "A Century of Progress" International Exposition at Chicago, Illinois from June 1 to November 1, 1933, urging participation in carrying out the plans of the Commission.

10 A Communication was received from the Church of the Brethern of Modesto expressing appreciation of the work done by the City Council and the Welfare Organizations of the City and County to alleviate unemployment during the past winter.

11 A Communication was received from William J. Locke, former-secretary manager of the League of California Municipalities, setting forth the conditions surrounding his discharge from office, and asking that the City of Modesto participate in repudiating this action at the next convention of the League.

12 A Communication was received from Mayor Angelo J. Rossi of San Francisco, urging that the Council express to the proper officials its approval to an amendment to the Merchant Marine Act of 1928 introduced in the Seventy-Second Congress providing for a measure which would bring about the revival of the shipbuilding industry on the Pacific Coast, thereby furnishing employment and stimulating industry and business on the western coast.

13 A Communication was received from C. M. Prather of Sacramento proposing that the disposal of garbage in the City of Modesto be let on contract to an individual or group of individuals.

14 A Communication was received from the Stanislaus Central Labor Council expressing its disapproval of the Council's granting a permit for lunch stands, hot dog stands, etc. on the City streets.

15 A Communication was received from H. Tennyson, contractor, proposing to remodel basement at the County Health Unit building at 502 13th Street for the housing of the laboratory of the City Sanitary Inspector for the sum of \$ 157.50; and to remodel the garage at the premises for the sum of \$ 167.00.

The above communications were read to the Council and ordered filed.

IN THE MATTER OF PETITION FOR THE REMOVAL OF TREES:-

16 Mr. J. W. Quesenderry made application to the City Council for a permit to remove several trees at his premises at 210 Alturas Avenue. By unanimous consent of the Council the same was referred to the City Engineer for his investigation with instructions to report to the Council at the next regular meeting.

IN THE MATTER OF AMENDING ORDINANCE NO. 266-N.S. REGULATING THE LICENSING AND SALE OF SOFT DRINKS WITHIN THE CITY OF MODESTO;

17 By unanimous consent of the Council action on this matter was laid over to the next regular meeting.

IN THE MATTER OF PETITION FOR KEEPING OF RABBITS:

18 Pursuant to the terms of Ordinance No. 416-N.S., Mr. E. H. Casteel made application to the City Council for permission to keep rabbits at his premises at 179 Kimole Street. By order of the Council and in accordance with the terms of the above mentioned ordinance, the same was referred to the Sanitary Inspector

for his investigation and report.

IN THE MATTER OF APPLICATIONS FOR PERMITS FOR NEWSTAND AT TENTH & G STREET, AND FOR LUNCH WAGON AT ELEVENTH AND I STREET:

18 Pursuant to the filing of an application for a permit to erect a newstand at the corner of Tenth and G Streets by Wm. Budinan, and an application for permit for a lunch wagon at the northwest corner of I Street near Eleventh Street by L. E. Karker and C. A. Lord on February 24th, 1932, and to the subsequent postponement of action on the same from time to time, Commissioner Brown introduced a resolution being

RESOLUTION NO. 2349-N.S.

denying the above mentioned applications, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF REPORT OF COMMITTEE ON BOULEVARD STOPS:

19 The Committee appointed to investigate boulevard stops in the City of Modesto filed a written report of their findings, which report is now on file in the records of the City Clerk's office.

IN THE MATTER OF RESTRICTING PARKING IN FRONT OF TEMPORARY POSTOFFICE AND CREATING CERTAIN BOULEVARD STOPS:

Commissioner Falger introduced an ordinance, being

20 ORDINANCE NO. 417-N.S.

placing a parking limit of fifteen minutes at the corner of Eleventh and J Streets in front of the temporary postoffice building; and also creating certain additional boulevard stops in the City of Modesto, which ordinance was passed to print and publish by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CREATING LOADING ZONE FOR TEMPORARY POSTOFFICE:

Commissioner Falger introduced a resolution, being

21 RESOLUTION NO. 2350-N.S.

creating and determining the location of a loading zone for the use of vehicles of the Postoffice Department for the loading and un-loading of United States mail at the temporary location of the Post Office at the corner of 11th and J Streets, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilman: None

IN THE MATTER OF USE OF COUNCIL CHAMBERS BY ORGANIZATIONS, CLUBS, ETC.:

22 Pursuant to many requests having been made by organizations, clubs, etc. for the use of the Council Chambers of the City Hall, and due to the inconvenience and inaccessibility of the same, by order of the

Council the City Clerk was instructed to refuse all such requests, saving and excepting that of the Referee in Bankruptcy as provided by Resolution No. 2339-NS.

IN THE MATTER OF RATIFYING AGREEMENT FOR CONSOLIDATION OF CITY HEALTH OFFICES WITH COUNTY HEALTH UNIT:

23 Pursuant to Resolution No. 2335-N.S. authorizing and instructing the Mayor and City Clerk to enter into a contract with the Board of Supervisors of Stanislaus County consolidating the offices of the City Health Officer with the County Health Unit, the agreement was presented to the Council duly executed. Thereupon Commissioner Rogers introduced a resolution, being

RESOLUTION NO. 2351-N.S.

ratifying the above agreement as submitted, which agreement is now on file in the records of the City Clerk's office, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ACQUIRING PORTION OF BLOCK "Z" FOR THE PURPOSE OF REMOVING TRAFFIC HAZARD AT THE INTERSECTION OF FIRST, SECOND, AND ROSELAWN AVENUES WITH SIERRA DRIVE:

24 Commissioner Rogers introduced a resolution, being

RESOLUTION NO. 2352-N.S.

accepting a deed presented by W.C. LeHane conveying Lot 32 of Block "Z" from F.C. Collins to the City of Modesto, and authorizing and instructing the City Clerk and Auditor to draw a warrant in the sum of \$ 50.00 in payment therefor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Thereupon Commissioner Rogers also introduced a resolution, being

RESOLUTION NO. 2353-N.S.

accepting the deed in the form presented by W.C. LeHane conveying Lot 32 in Block "Z" from F.C. Collins to the City of Modesto, and authorizing and instructing the City Clerk to cause the same to be recorded in the office of the County Recorder of Stanislaus County, which resolution was regularly adopted by the following vote;

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF DISPOSAL OF GARBAGE:

25 Mr. Vernon Gant appeared before the Council in regard to the matter of disposal of garbage in the City of Modesto and asked the Council to pass an ordinance whereby a contract for the collection of garbage could be let to private individuals. By order of the Council the matter was referred to the City Attorney instructing him to secure the necessary information relative to such an ordinance, and present it to the Council at the next regular meeting.

IN THE MATTER OF CONSTRUCTION OF DAM IN THE TUOLUMNE RIVER:

26 Mayor Dennett introduced a resolution, being

RESOLUTION NO. 2354-N.S.

instructing the City Engineer to take up the matter of constructing a low weir dam in the Tuolumne River for a recreation ground with the State Highway Commissioner in connection with the proposed project of re-routing the State Highway through the City and constructing a new bridge over the Tuolumne River at the foot of Ninth Street, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIM OF W.E. HOWELL:

27 A Claim was presented to the City Council in the amount of \$ 154.00 by W.E. Howell for labor and use of equipment for the painting of the interior, packing of pipes, and repairing water tanks at Pump Stations No. 1 and No. 3. Thereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2355-N.S.

allowing the claim as presented by W.E. Howell, and authorizing and instructing the City Clerk and Auditor to issue a warrant in amount of \$ 154.00 in favor of Mr. W. E. Howell in payment therefor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF REMODELLING QUARTERS FOR SANITARY INSPECTOR AT THE COUNTY HEALTH UNIT, 502 THIRTEENTH STREET:

28 The City Engineer filed with the Council an estimate on the remodelling of the garage at 502 13th Street, the County Health Unit, for the use of the Sanitary Inspector of the City of Modesto as an office and laboratory. Thereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2356-N.S.

authorizing and instructing the City Engineer to proceed with the work above mentioned as outlined in his estimate, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF WATER AND SEWER EXTENSIONS INTO THE MAZE ADDITION OUTSIDE THE CITY LIMITS: 29

The City Engineer informed the Council that Mr. Claude Maze was desirous of having the City extend water and sewer mains into the Maze Addition just outside the westerly corporate limits of the City, and that he was willing to enter into the same form of agreement as that drawn up for residents in the North Magnolia Tract for water service, and to install at his own expense sewer

lines to connect with the City main, paying the connection fee and annual rental for each such connection. After discussion of the matter by the Council, Commissioner Rogers introduced a resolution, being

29

RESOLUTION NO. 257-N.S.

granting a sewer connection to those residents in the Maze Addition living within the district bounded on the North by Locust Street, on the south by Maze Road, on the west by Sherman Street, and on the east by Franklin Street when they shall have paid the \$ 25.00 connection fee for each home or unit from which sewage is disposed, and the service charge of \$ 12.00 per year, providing that the cost of installation necessary to make such connections be borne by the applicants; and granting water service in the above mentioned district, when each applicant shall have entered into an agreement with the City Engineer, similar to that entered into by residents in the North Magnolia Tract, providing for connection fees, rates, etc. to be charged for such service, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ADJOURNMENT:

Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2359-N.S.

30

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

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

*H. E. Gragg*  
Attest: H. E. GRAGG  
CITY CLERK

Council, City of Modesto

April 13th, 1932

The Council met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Absent: Councilmen: None

IN THE MATTER OF MINUTES:

1 The minutes of the regular session of March 23rd, 1932, having been previously read by each Councilman, were by unanimous consent of the Council approved as read.

IN THE MATTER OF SEGREGATION OF CERTAIN TAX SALES FOR OSCAR LAITA AND THE MODESTO REALTY CO. P

2 Commissioner Rogers introduced a resolution, being

RESOLUTION NO. 2359-N.S.

authorizing and instructing the City Auditor and Tax Collector to make the proper entries upon their records segregating Tax Sale No. 3217, accept a pro-rata payment thereon covering Lots 13 and 14 in Block 416 of the City of Modesto assessed in the name of Oscar and Carolyn Laita; and also Tax Sales No. 2456 and 2461, accept a pro-rata payment thereon covering Lots 9 to 24 inc. in Block 457 and Lots land 2 in Block 400 assessed in the name of the Modesto Realty Company, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIMS:

3 The claims against the City of Modesto for the month of March, 1932, having been duly audited, Councilman Falger introduced a resolution, being

RESOLUTION NO. 2360-N.S.

ordering that all of the claims so audited and approved be and they are hereby allowed. Reference being made to the Auditor's Cash Book for further details regarding the amounts of the withdrawals from the various funds as follows:

General Fund	.....	\$ 25,064.53
Water Fund	.....	3,501.82
Library Fund	.....	1,670.86
Bond Red. Int.	.....	15.15
St. Bond Red. Int.	.....	64.05
Total	.....	\$ 30,316.41

Which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

4 The claim of the Union Shoe Shop in the amount of \$ 18.68 was filed with the Council for shoe repair material supplied to the Modesto Relief Committee for charity work. Thereupon, pursuant to Resolution No. 2270-N.S., providing

for the financial support of relief work in the City of Modesto up to the amount of \$ 500.00 extending over a period of five months, Commissioner Falger introduced a resolution, being

RESOLUTION NO.2361-N.S.

allowing the claims of the Union Shoe Shop in the amount of \$ 18.68 authorizing and instructing the City Clerk and Auditor to draw a warrant in the sum above specified; and provided further that in as much as the City of Modesto has expended the amount set aside by Resolution No. 2276-N.S. for support of relief work undertaken by the Modesto Relief Committee and the Salvation Army, that the City Clerk be instructed to advise Mr. W. W. Hopkins, Chairman of the Relief Committee that no further claims for such work could be allowed, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF PROTEST TO DISCONTINUANCE OF PASSENGER SERVICE BY THE TIDEWATER SOUTHERN RAILWAY COMPANY;

Pursuant to application made to the Railroad Commission of the State of California by the Tidewater Southern Railway Company to discontinue passenger service between the City of Stockton and the City of Modesto, Mr. Moorehead, acting as chairman, and a committee of merchants and citizens of Escalon, appeared before the Council and urged that the City of Modesto protest vigorously against such application. After discussion of the matter by the Council, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2362-N.S.

expressing the protest of the City Council against the discontinuance of passenger service between the City of Stockton and the City of Modesto and intermediate points by the Tidewater Southern Railway; recommending that a study be made of the needs of the section of the Country served by the said Railway with a view of creating a passenger service that will more adequately and efficiently meet the needs of the general public and yield a larger revenue to the Railroad Company; and instructing the City Clerk to transmit a certified copy of this resolution to the State Railroad Commission, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Thereupon Commissioner Falger introduced also a resolution being

RESOLUTION NO.2363-N.S.

declaring the proposal of the Tidewater Southern Railway Company to discontinue passenger service between the City of Stockton and the City of Modesto a violation of the spirit and letter upon which their franchise was originally granted and declaring in event such passenger service be discontinued the Council of the City of Modesto will deem the conditions upon which the franchise was granted broken and violated, and will deny the right or permission to the Tidewater Southern Railway

to use the streets of the City of Modesto as specified in their franchise, for any purpose whatsoever, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF AWARD OF BID FOR AUTOMOBILE FOR FIRE DEPARTMENT:

7 Pursuant to the advertising for bids for one automobile for the Fire Department and to the receiving and opening of said bids on the 9th day of March, 1932, and the postponement of action on same until this time, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2364-N.S.

declaring that the bid of William J. Silva is the lowest and best bid, awarding to said William J. Silva the contract for the delivery to the City of Modesto of one Rockne #65 Studebaker automobile at a price of \$ 829.00; rejecting all other bids submitted, instructing the City Clerk to return to the unsuccessful bidders their certified checks accompanying their bids; and authorizing the City Clerk and Auditor to draw a warrant in the amount of \$ 829.00 payable to William J. Silva when the above mentioned automobile shall have been delivered to and accepted by the City of Modesto which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ORDINANCE AMENDING ORDINANCE NO. 405-N.S. PROVIDING FOR LIABILITY INSURANCE OF TAXICAB COMPANIES:

8 Pursuant to the filing of a petition with the City Council asking for an amendment to Ordinance No. 405-N.S. reducing the amount of liability insurance to be carried by taxicab companies, and pursuant to the investigation of the matter by the Council, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2365-N.S.

denying a reduction in the amount of liability insurance required to be carried by taxicab companies as provided in Ordinance No. 405-N.S., which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF REPEAL OF ORDINANCE NO. 326-N.S. PROHIBITING SMOKING IN THEATRES:

9 Pursuant to a petition heretofore filed with the Council by the managers of local theatres asking for the repeal of Ordinance No. 326-N.S., which prohibits smoking in theatres, at this time the manager of the Strand Theatre appeared before the Council and presented a petition signed by some 130 local business men supporting the above mentioned request of theatre owners. After discussion of the matter by order of the Council the City Attorney was instructed to prepare an amendment to Ordinance No. 326-N.S. permitting smoking in certain portions of theatres.

IN THE MATTER OF APPLICATIONS FOR PERMITS TO KEEP RABBITS:

10 Pursuant to the filing of petitions with the Council by

Mrs. M. Medd	222 Rue de Yoe St.
W. A. Lamberson	422 Bodem Street
E. A. Casteel	907 4th Street
E. H. Casteel	179 Kimble Street

to keep rabbits at the premises above mentioned, the same being in the form set forth in Ordinance No. 416-N.S., the sanitary inspector reported favorably upon the applications, whereupon Commissioner Brown introduced a resolution, being

RESOLUTION NO.2366-N.S.

granting permission to the above mentioned applicants to keep rabbits at their respective residences, providing that all provisions of Ordinance No. 416-N.S. are strictly complied with, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF APPLICATION TO INSTALL CURB PUMP:

11 Mr. I. W. Ayres filed with the Council a written application to install a curb pump in front of his place of business at 12th & Needham Streets. By unanimous consent of the Council the same was laid over indefinitely.

IN THE MATTER OF REPORT OF COMMITTEE ON WIDENING OF BURNEY STREET:

12 Pursuant to the appointment of a committee consisting of Commissioners Boundey, Brown, Falger to investigate the request of the City Planning Commission to proceed with the widening of Burney Street since the necessary deeds or rights of way are available, the committee reported to the Council that the deeds necessary to carry out the plans for the widening of the east side of Burney Street 17 feet from Jennie to Walden Streets, have been duly executed and that the project is highly feasible and would eliminate a traffic hazard at the intersection of Burney Street with E and Kimble Streets; whereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO.2367-N.S.

accepting the six deeds from property owners along the pathway of proposed improvement, to-wit: Elton J. and Margaret J. Strother; Alfred E. and Blanche White; Fred and Ida Kruse; John and Mary Podesto; Jas. Ephraim and Mary M. Pickthall; and the Modesto Holding Company; and authorizing the City Engineer to proceed with the work of widening Burney Street 17 feet on the east side between Jennie and Walden Streets, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF REMOVAL OF TREES:

13 Pursuant to the filing of an application with the City Council by Mr. J.W. Quesenberry for the removal of several trees at his premises located at 210 Alturas, and the subsequent referring of the same to the City engineer for his investigation, by unanimous consent of the Council the said application was ordered denied.

IN THE MATTER OF LETTING OF CONTRACT FOR HAULING OF GARBAGE:-

Pursuant to propositions made to the City Council from time to time for the letting of contract for the collection of garbage and rubbish in the City of Modesto, and to the referring of the same to the City Attorney on March 23rd., 1932, for his investigation and recommendation, at this time Mr. Tom Griffin appeared before the Council on behalf of the garbage collectors in the City of Modesto and informed the Council that the present scavengers would consider favorably the paying of a license fee for the collecting of garbage. The Council instructed the City Attorney to prepare an ordinance along the lines suggested by Mr. Griffin for collecting garbage and present it at the next meeting of the Council.

IN THE MATTER OF CURB PUMPS:

15 The City Clerk informed the Council that there are several operators of curb pumps in arrears in their license fees, as much as two quarters in some instances. Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2308-N.S.

authorizing the City Clerk to notify these curb pump operators that unless all arrears are paid by the 23rd day of April, 1932, he would take steps necessary to lock up their pumps, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF SITE FOR WOMEN'S CLUBHOUSE:

16 Mr. J. C. Garrison appeared before the Council on behalf of the Women's Improvement Club in the matter of a site for a clubhouse. The City Engineer reported that Elks' Park would be a suitable and acceptable site to the Women's Improvement Club. After considerable discussion of the matter, it was recommended by the Council that the Women's Improvement Club investigate further various sites and conditions upon which the parks were granted to the City and investigate the matter of a proposed site on the aviation field.

IN THE MATTER OF COMMUNICATIONS:

17 A letter was received from the Los Angeles County League of Municipalities in regard to the dismissal of W.J. Locke, former secretary of the League.

18 A letter was received from W.J. Locke, former secretary of the League of Municipalities in regard to his dismissal from the position of secretary of that body.

19 A letter was received from Ida Hill with reference to restriction of peddling in the City.

20 A letter was received from the Business and Professional Women's Club in regard to the granting of a site for clubhouse to the Women's Improvement Club.

21 A letter was received from the Frank Paradise Co. further describing the model V-8 Ford as a supplement to their bid submitted on March 9th, 1932.

22 A letter was received from the Fire Chief of the City of Marysville California, with reference to ordinance in that City permitting smoking in theatres.

23 A letter was received from O'Connell & Taggard Electric Co. offer

23 ing their services as consulting Engineers to the City of Modesto on an electric rate reduction for energy used by the City.

The above communications were read to the Council and ordered filed.

IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO. 417-N.S.:

24 Ordinance No. 417-N.S. amending traffic ordinance No. 345-NS having been introduced and ordered published at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1952, and having been published as required by the Charter of the City of Modesto, coming on for final adoption this 15th day of April, 1952, it was defeated by the following vote:

Noes: Councilmen: Bouncey, Brown, Falger, Rogers, and Mayor Dennett

Ayes: Councilmen: None

Absent: Councilmen: None

Thereupon by order of the Council, the City Attorney was instructed to re-draft the above mentioned ordinance making certain alterations. Commissioner Falger then introduced an ordinance being

ORDINANCE NO. 418-N.S.

containing the above mentioned corrections, which ordinance was passed to print and publish by the following vote:

Ayes: Councilmen: Bouncey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF AMENDING ORDINANCE NO. 266-N.S. PERTAINING TO SALE OF SOFT DRINKS:

25 Commissioner Rogers introduced an ordinance, being

ORDINANCE NO. 419-N.S.

licensing and regulating the manufacture, bottling, and sale of soft drinks, malted beverages, and cereal beverages in the City of Modesto, and providing for a penalty for violation of such regulations, which ordinance was passed to print and publish by the following vote:

Ayes: Councilmen: Bouncey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF APPLICATION FOR BUILDING PERMIT BY W. S. REYNOLDS:

26 Pursuant to provisions of zoning ordinance No. 304-N.S.

W. S. Reynolds filed with the Council an application for permit to erect a store and residence building on Lots 31 and 32 in Block 35 of the City of Modesto, together with plans and specifications which had been approved by the City Engineer.

Thereupon by order of the Council, the Clerk was instructed to post and publish notices of the proposed erection setting forth the time for hearing of any protests to such erection as provided in said Ordinance No. 364-N.S.

IN THE MATTER OF CHANGE IN BUS ROUTE OF CITY TRANSIT COMPANY:\*

27 The City Transit Company filed with the Council a map of proposed changes in their bus route and asked that the same be approved.

Thereupon Commissioner Boundey introduced a resolution, being

27

RESOLUTION NO. 2369-N.S.

approving the map of proposed changes in the bus route of the City Transit Company, which map now on file in the City Clerk's office, is referred to for further particulars in regard to said route, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF TEST WELL AT PUMP STATION NO. 4:-

28

The City Engineer asked permission of the Council to make a test well at pumping station No. 4 with a view of enlarging the capacity of the well there. Whereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2370-N.S.

authorizing the City Engineer to drill a test well at Pumping Station No. 4, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF REPORTS:

29

The reports of the various departments for the month of March, 1932, were reviewed by the Council and ordered filed.

IN THE MATTER OF ADJOURNMENT:

30

Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2371-N.S.

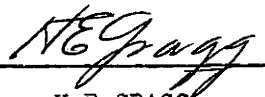
adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest:

  
H. E. GRAGG  
CITY CLERK

April 27th, 1932

The Council met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Absent: Councilmen: None

IN THE MATTER OF MINUTES:

The minutes of the regular session of April 13th, 1932, having been previously read by each Councilman, were corrected in certain particulars, and as so corrected approved as read.

IN THE MATTER OF APPLICATION TO RECONSTRUCT POULTRY PLANT:

2 Mr. Geo. Beard appeared before the Council and asked permission to reconstruct the Poultry Producers Plant at 10th and B Street, which was recently destroyed by fire, submitting plans for such reconstruction which had been previously checked by the City Engineer and declared not to conform with the Building Code. After discussion of the matter by the Council, by unanimous consent of the Council the application was taken under advisement until the next regular meeting.

IN THE MATTER OF ADDITIONAL SUBSIDY TO THE SALVATION ARMY:

3 Captain Chas. E. Smith of the Salvation Army appeared before the Council and asked for additional subsidy with which to meet bills incurred in carrying on relief work during the month of April, 1932. Thereupon, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2372-N.S.

authorizing and instructing the City Clerk and Auditor to draw a warrant in the sum of \$ 50.00 in favor of Captain Chas. E. Smith of the Salvation Army, the same being additional subsidy for the month of April, 1932, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PROTESTS TO THE ASSESSMENT FOR LIGHTING OF ELEVENTH STREET FROM K TO NEEDHAM STREET:

4 In pursuance of the publishing of a notice of the filing of assessment on the lighting of Eleventh Street as provided in Section 21 of the Improvement Act of 1911 and no written protests having been filed, and this being the time fixed for said hearing of protests, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 770-S.P.

confirming the proceedings and ordering the warrant on the lighting of Eleventh Street under Resolution of Intention No. 21 / which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF HEARING OF PROTESTS TO THE ERECTION OF STORE BUILDING:

5

Pursuant to the filing of a petition with the Council on April 13th, 1932, by W. S. Reynolds for the erection of a store and residence building on Lots 31 and 32 in Block 35, the City Clerk at this time filed with the Council affidavits of posting and publishing notices of such proposed erection setting forth a time for hearing of any protests thereto as provided in Ordinance No. 364-N.S., and this being the time set out for such hearing, there were no protests either oral or written on file; whereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2373-N.S.

instructing the City Clerk to issue a building permit to W. S. Reynolds for the above mentioned building when all provisions of Ordinances pertaining thereto shall have been complied with, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PETITION FOR SEGREGATION OF CERTAIN TAX SALES:

6

The California Mutual Building & Loan Association made application to the City Council for a segregation of tax sales for the years 1926 to 1931 covering Lots 3 and 4 in Block 35 of the City of Modesto, submitting their check in the amount of \$ 71.74 for their pro-rata share for same. Because of the many street assessments involved, the Council was of the opinion that the segregation should not be made at this time. Thereupon Commissioner, Brown, introduced a resolution, being

RESOLUTION NO. 2374-N.S.

denying the petition of the California Mutual Building & Loan Association to segregate the above mentioned tax sales, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Mayor Dennett present but not voting.

IN THE MATTER OF CLAIM OF MAY C. GRIFFIN FOR TAX REFUND: -

7

May C. Griffin filed with the Council a claim in the amount of \$ 58.80, the same being a refund on one-half interest in Lots 13 to 16 inc. in Block 54 upon which there was an erroneous assessment in 1931 caused by such property being assessed to May C. Griffin and also assessed on the Operative Roll to the Pacific Greynound Transportation Co. In as much as there was some doubt as to the legality of the claim, by unanimous consent of the Council the same was ordered denied at this time, and the City Clerk instructed to notify Mrs. Griffin that it would be necessary for her to produce evidence of the authority that the assessment should be placed upon the Operative Tax Roll.

IN THE MATTER OF COMMUNICATIONS: \*

8

A Communication was received from the Business & Professional Women's Club relative to a site for Women's Clubhouse.

9 A Communication was received from the Municipal Traffic League relative to convention of that organization.

The above communications were read to the Council and ordered filed.

IN THE MATTER OF AMENDMENT TO ORDINANCE NO. 326-N.S. PERMITTING SMOKING IN THEATRES:

10 Pursuant to petitions heretofore filed with the Council asking for amendment to Ordinance No. 326-N.S. so as to permit smoking in theatres and to the subsequent postponement of action on same from time to time, Commissioner Brown introduced a resolution, being

RESOLUTION NO. \*\*\*\*\*-N.S.

laying upon the table the matter of permitting smoking in theatres, which resolution was defeated by the following vote:

Noes: Councilmen: Boundey, ~~Brown, Falger~~, Rogers, and Mayor Dennett

Ayes: Councilmen: Brown and Falger

Absent: Councilmen: None

Commissioner Boundey then introduced an ordinance, being

ORDINANCE NO. 420-N.S.

11 regulating smoking in places used for theatrical or operatic performances, public entertainment or assemblages of any kind, and providing for penalties for violation thereof, which ordinance was passed to print and publish by the following vote:

Ayes: Councilmen: Boundey, Rogers, and Mayor Dennett

Noes: Councilmen: Falger and Brown

Absent: Councilmen: None

IN THE MATTER OF GARBAGE ORDINANCE:

12 By unanimous consent of the Council further action on drafting an ordinance providing for licensing of grabage collectors was laid over to the next regular meeting.

IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO. 418-N.S.

13 Ordinance No. 418-N.S. regulating traffic in the City of Modesto, amending Ordinance No. 345-N.S., having been introduced and ordered published at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1932, it was finally adopted this 27th day of April, 1932, by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO. 419-N.S. F

14 Ordinance No. 419-N.S. pertaining to the sale and manufacture of soft drinks and beverages etc. in the City of Modesto, having been introduced and ordered published at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1932, coming on for final adoption this 27th day of April, 1932, it was finally adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ADJOURNMENT:

15

Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2375-N.S.

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

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: \_\_\_\_\_

*H. E. Gragg*  
H. E. GRAGG  
CITY CLERK

Council, City of Modesto

May 11th, 1932

The Council met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Absent: Councilmen: None

IN THE MATTER OF MINUTES:

The minutes of the regular session of April 27th, 1932, having been read by each Councilman were approved as heretofore read.

IN THE MATTER OF PETITION FOR CREATION OF A NON-RESIDENCE ZONE:

A petition signed by property owners and residents of the City of Modesto was filed with the Council asking that territory between I and J Sts. from 12th Street to 17th Street, being Blocks 93, 106, 112, 122, and 125 be classified as a non-residence zone as set forth in Ordinance No. 364-N.S. This petition was referred to the City Engineer for the verification and report of frontage represented thereon.

IN THE MATTER OF EXCHANGE OF TAX TITLES WITH MRS. E. V. PLUMMERS:

Pursuant to the adoption on November 25th, 1932, of Resolution No. 2280-N.S. by the terms of which it was agreed that Mrs. E. V. Plummer would convey to the City the tax title acquired by her at county tax sale to Lots 21, 22, 23, and 24 in Block 36 of the City of Modesto in consideration of the conveyance to her by the City of Modesto of Lots 23 and 24 in Block 410 and of Lots 1 and 2 in Block 342 of the said City and the cancellation by the City of Modesto of its own tax liens upon said properties, the City Attorney reported to the Council at this time that the Certificates of tax sale issued by the Modesto Irrigation District as follows: No. 3409 for the year 1924 and No. 3612 for the year 1925 upon Lots 21 to 24 inc. in Block 36 and Lots 23 and 24 in Block 410 of the City of Modesto; and also certificate of sale No. 2808 for the year 1923 upon Lots 1 and 2 in Block 342; and is able to carry out the arrangement with Mrs. Plummer upon taking a Deed from the Modesto Irrigation District for the irrigation tax sales and paying the irrigation assessments upon said property for the year subsequent to the dates when such certificates of sale were issued and by cancelling its own taxes and assessments against said properties to and including the fiscal year 1931-1932. Thereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2376-N.S.

appropriating the sum of \$ 360.37 to pay the above mentioned irrigation assessments subsequent to the date of issuance of the certificates likewise above mentioned, and to obtain irrigation Tax Deeds to said property, and instructing the Clerk and Auditor to draw a warrant in favor of the collector of the Modesto Irrigation District in the sum of Three Hundred Sixty Dollars and 37/100 therefor; and that the City of Modesto thereupon convey to Mrs. E. V. Plummer Lots 23 and 24 in Block 410 of the City of Modesto and Lots 1 and 2 in Block 342 of the City of Modesto and that the Mayor and City Clerk execute and deliver to Mrs. Plummer a deed therefor, subject to all taxes and assessments for the

for the fiscal year beginning July 1, 1932; and providing further that all City taxes and assessments against said property be cancelled and the City Tax Collector and Auditor instructed to make the appropriate entries of debit and credit in their books, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Noes: Councilmen: Rogers

Absent: Councilmen: None

Thereupon Commissioner Falger also introduced a resolution, being *f* RESOLUTION NO. 2377-N.S.

accepting the deed of conveyance tendered the City of Modesto by Mrs. E. V. Plummer and E. G. B. Plummer to Lots 21, 22, 23, and 24 in Block 36 of the City of Modesto and instructing the City Clerk to cause the same to be recorded in the office of the Recorder of the County of Stanislaus, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: none

IN THE MATTER OF CLAIMS:

*5* The claims against the City of Modesto for the month of April, 1932, having been duly audited and found to be correct, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2378-N.S.

allowing the claims so audited and approved, including a claim of Bruce Anderson for one aerial map of the City of Modesto in amount of \$ 15.00; reference being made to the Auditor's Cash Book for further particulars regarding the amount of the withdrawals from the various funds as follows:

General Fund . . . . .	\$ 15,752.28
Water Fund . . . . .	3,561.74
Library Fund . . . . .	1,568.13
Bond Red. Int. . . . .	2.88
St. Bond Red. Int. . . . .	238.19
Total . . . . .	\$ 21,129.22

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIM OF H. L. LADD FOR REFUND OF BUILDING PERMIT FEE:

*6* Mr. H. L. Ladd filed with the Council a claim for the refund of \$ 2.00 fee paid for building permit No. 7638 which was never consummated. After considerable discussion of the matter by the Council, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2379-N.S.

allowing the claim of Mr. H. L. Ladd, and instructing the Clerk and Auditor to draw a warrant in the amount of \$ 2.00 therefor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Rogers, and Mayor Dennett

Noes: Councilmen: Brown, and Falger

Absent: Councilmen: None

IN THE MATTER OF DELINQUENT WATER BILLS:

7 The City Clerk called to the attention of the Council that there are a great many water bills becoming delinquent in houses occupied by families in destitute circumstances who are unable to pay for water services and filed a letter from the Stanislaus County Welfare Department setting forth the names and addresses of several families verifying their statements previously made to the City Clerk that owing to unemployment they cannot pay their water bills. After some discussion of the matter, by unanimous consent of the Council the City Clerk was ordered to use his own judgement in the matter of extending time on delinquent bills and furnishing free water to families, if, after investigation of their circumstances he deems it advisable to do so.

IN THE MATTER OF COMMUNICATIONS:

8 A Communication was received from Warren S. Tillson in regard to a change in electrical service dispute with the Electrical Dept. of the City of Modesto.

9 A Communication was received from the Washington Bi-centennial Committee regarding further activities in observance of the Geo. Washington bi-centennial celebration.

IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO.420-N.S.:

10 Ordinance No. 420-N.S. permitting smoking in certain portions of theatres, having been introduced and ordered printed and published at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1932, and having been printed and published as required by the Charter of the City of Modesto coming on for final adoption this 11th day of May, 1932, it was finally adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Roger, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ORDINANCE LICENSING GARBAGE COLLECTORS:

11 By unanimous consent of the Council further action on this matter was laid over to the next regular meeting of the Council.

IN THE MATTER OF REPORTS:

12 The reports of the various departments for the month of April, 1932, were reviewed by the Council and ordered filed.

IN THE MATTER OF ADJOURNMENT:

13 Commissioner Brown introduced a resolution, being RESOLUTION NO.2380-N.S. adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG  
CITY CLERK

May 25th, 1932

The Council met in regular session this date and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

IN THE MATTER OF MINUTES:

1 The minutes of the regular session of May 11th, 1932, having been heretofore read by each Councilman, were corrected in certain particulars, and as so corrected, approved as read.

IN THE MATTER OF ADDITIONAL SUBSIDY FOR THE SALVATION ARMY:

2 Captain Chas. E. Smith of the Salvation Army appeared before the Council asking for further donation by the City for the relief of transients asking for aid in the City of Modesto. After considerable discussion of the matter by the Council, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2381-N.S.

allowing the sum of \$ 100 as additional subsidy for the Salvation Army for the month of May, 1932, and instructing the City Clerk and Auditor to draw a warrant therefor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Noes: Councilmen: Rogers

Absent: Councilmen: None

IN THE MATTER OF REPORT OF CITY WELFARE COMMITTEE:

3 Mr. L. C. Nevraumont, chairman of the City Welfare Committee made an oral report to the Council on the activities of the Committee, which report was deemed very satisfactory by the Council.

IN THE MATTER OF REPORT OF UNEMPLOYMENT COMMITTEE:

4 Mr. W. J. Silva, chairman of the Unemployment Committee, setting forth work accomplished by the Committee, the distribution of expenditures, and making certain recommendations for the carrying on of this work during the coming fall and winter months. Said report was ordered filed in the records of the City Clerk's office.

IN THE MATTER OF CITATION OF CITY TRANSIT COMPANY FOR HEARING ON VIOLATION OF FRANCHISE:

5 Commissioner Falger raised the question as to the City Transit Company operating without liability insurance in the City of Modesto contrary to the provisions of their franchise. After discussion of the matter by the Council the City Clerk was ordered to write to the City Transit Company and cite them to appear before the Council at the next regular meeting and show cause why their franchise should not be revoked.

IN THE MATTER OF TRANSFER OF PROPERTY BETWEEN MRS. PLUMMER AND THE CITY OF MODESTO:

6 Pursuant to proceedings heretofore had in connection with the exchange of tax titles with Mrs. Plummer to Lots 21 to 24 inc. in Block 36 for titles to Lots 1 and 2 in Block 342 and Lots 23 and 24 in Block 410, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2382-N.S.

6  
accepting deed of conveyance from the Modesto Irrigation District in cognizance of the payment of the 1923 irrigation taxes to Lots land 2 in Block 342 of the City of Modesto, and ordering that the same be filed for record in the office of the County Recorder of the County of Stanislaus, California, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Boundey also introduced

RESOLUTION NO. 2383-N.S.

7  
accepting deed of conveyance to Lots 21 to 24 inc. in Block 3b and Lots 23 and 24 in Block 410 from the Modesto Irrigation District in cognizance of the payment of the delinquent irrigation assessments for the year 1924, and ordering that the same be filed for record in the office of the County Recorder of the County of Stanislaus, California, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

8  
IN THE MATTER OF REPORT OF CITY ENGINEER ON PERCENTAGE OF SIGNATURES OF PROPERTY OWNERS ON PETITION FOR NON-ZONING DISTRICT:

Pursuant to the filing with the Council on May 11th, 1932, a petition for the elimination of zoning restrictions in territory situate between 'I' and 'J' Streets from 12th to 17th Streets, being Blocks 93, 106, 112, 122, and 125; and to the subsequent referring of same to the City Engineer, at this time he reported that the said petition contained the required number of signatures to comply with Zoning Ordinance No. 364-N.S., with the exception of those in Block 125. By unanimous consent of the Council, further consideration of this matter was laid over to the next regular meeting.

9  
IN THE MATTER OF CLAIM FOR REFUND OF TAXES OF MAY C. GRIFFIN:

Pursuant to the filing with the Council of a claim in amount of \$ 58.80 by May C. Griffin, the City Attorney filed a written report upon the matter as follows:

"Hon. City Council  
Modesto  
California  
C  
Gentlemen: "

Referring to the application of May C. Griffin for a refund of the taxes paid by her upon the property leased from her by the Pacific Greyhound Lines, Inc,

I am of the opinion, after investigation of this matter, that Mrs. Griffin is entitled to have the taxes paid by her upon this property for the fiscal year beginning July 1, 1932, refunded.

This property is on the operative roll of the Pacific Greyhound Lines, which pays taxes thereon to the State of California pursuant to Section 14, Article XIII of the Constitution, and Section 3664aa of the Political Code. The assessment levied by the City of Modesto therefore was invalid.

Mrs. Griffin, according to my investigation, paid these taxes under protest, and under such circumstances as to entitle her to a refund.

I therefore recommend that her claim for a refund be allowed."

Thereupon Commissioner Brown introduced a resolution, being

9  
RESOLUTION NO. 2384-N.S.

allowing the claim for refund of taxes in amount of \$ 58.80 of Mrs. May C. Griffin, the same being on one-half interest in that portion of Lots 13 to 16 in Block 54 which is leased by the Pacific Greyhound Lines, Inc., whose assessment was placed on the Operative Tax Roll; and instructing the City Clerk and Treasurer to draw a warrant in the above mentioned sum, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

10  
IN THE MATTER OF REPORT OF INJURY SUSTAINED ON CITY STREETS:

The City Attorney filed a report of findings in the matter of injuries sustained by Arlene Halverson, daughter of Adolph Halverson, Rosemore Ave., by stepping through an iron grating at the corner of 13th and F Streets. The same was read to the Council and ordered filed, in the records of the City Clerk's office.

11  
IN THE MATTER OF PROPOSED ORDINANCE LICENSING GARBAGE COLLECTORS:

By unanimous consent of the Council, further action on the above proposed ordinance was postponed until the next regular meeting.

12  
IN THE MATTER OF PAYMENT TO W. J. SILVA FOR AUTOMOBILE:

Pursuant to Resolution No. 2384-N.S. awarding bid for one Studebaker automobile, Rockne model, at the price of \$ 829.00 to Wm. J. Silva, the same to be used by the Chief of the Fire Department, and the same having been delivered subsequently to the satisfaction of the City of Modesto, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2385-N.S.

authorizing and instructing the City Clerk and Auditor to draw a warrant in favor of Wm. J. Silva in amount of \$ 829.00, being payment in full for the above mentioned automobile, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

13  
IN THE MATTER OF APPLICATIONS FOR WATER SERVICE IN KEWIN TRACT:

Thos. H. Kewin filed with the Council application for water service outside the corporate limits of the City of Modesto, which application read as follows:

Modesto City Council  
Modesto  
California

Gentlemen:-

I am handing you herewith Four Hundred Fifty Dollars (\$450.00) as a partial payment for the extension of water to the High Homes Tract as per a decision reached by the Council some months ago.

On account of the particular stringency in money and the absolute necessity of making some employment available, I would appreciate it very much if you would proceed to do this work with the understanding that I will personally be responsible for the remaining Nine Hundred Dollars

(900.00) to carry out the original wishes of the Council.

In other words the \$ 450.00 is to apply against the total cost of \$ 1350.00 and I will either pay the remaining \$900.00 on completion of the work or pay \$ 150.00 for each water service connected. However, if this is not acceptable, I will arrange to put up the entire \$ 1350.00 at once.

Trusting it will be within your province to proceed under these terms, I am

Yours very truly,

T.H.Kewin

Submitted with the above mentioned letter were applications for water service by John R. Birdwell and Frederick Orner, and the same being in the form approved by the Council under Resolution No. 2235-N.S., after discussion of the matter, Commissioner Brown introduced

RESOLUTION NO. 2386-N.S.

instructing the City Engineer to proceed with the furnishing of water to the Kewin Tract and accepting the financial terms of T.H.Kewin's proposal to pay \$ 1350.00 of which \$ 450.00 is to be paid in advance ~~as per T.H.Kewin's proposal to pay~~ and remaining \$900.00 on completion of the work, /regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: one

IN THE MATTER OF ADJOURNMENT:

Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2387-N.S.

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

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest:

*H. E. Gragg*  
H. E. GRAGG  
CITY CLERK

June 8th, 1932

The Council met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Absent: Councilmen: None

IN THE MATTER OF MINUTES:

1 The minutes of the regular session of May 25th, 1932, having been read by each Councilman were approved as heretofore read.

IN THE MATTER OF PAYMENT OF DELINQUENT CURB PUMP LICENSE:

2 Mr. Chas. Fox of the Owl Garage, 630 7th Street, appeared before the Council in regard to a delinquent curb pump license, and proposed to pay the delinquent amount of \$ 20.00 in installments of \$ 2.50 per month, the first installment to be paid in the month of July, 1932. After consideration of the matter by unanimous consent of the Council the proposal was accepted.

IN THE MATTER OF HEARING FOR VIOLATION OF FRANCHISE:

3 Pursuant to the citation of the City Transit Company to appear before the Council and show cause why their franchise to conduct bus lines in the City of Modesto should not be revoked, a representative appeared before the Council at this time and asked for additional time in which to comply with the Council's wishes in the matter of insurance. Thereupon, by unanimous consent of the Council, the matter was laid over until the first regular meeting in July, 1932.

IN THE MATTER OF PETITION FOR REDUCTION OF WATER RATE:

4 Mr. Jas. McCormick appeared before the Council and asked some reduction in the water rates for using vacant lots for garden purposes. After discussion of the matter, by unanimous consent of the Council it was laid over indefinitely.

IN THE MATTER OF PROPOSED PEDDLERS ORDINANCE:

5 Commissioner Rogers presented to the Council for consideration a proposed ordinance regulating peddling in the City of Modesto. After considerable discussion of the various aspects of the ordinance, by unanimous consent of the Council, further action thereon was laid over to the next regular meeting of the Council.

IN THE MATTER OF PUBLISHING NOTICE TO WATER CONSUMERS:

6 Pursuant to the usual custom of advertising a Notice to Water Consumers during the summer months of each year, setting forth alternate days for the use of water for irrigation purposes, and it being the opinion of the Council that such practice involves unnecessary expense, by order of the Council the City Clerk was authorized to discontinue this practice.

IN THE MATTER OF HASTENING WORK ON THE NEW POSTOFFICE BUILDING:

Commissioner Falger introduced a resolution, being

7  
RESOLUTION NO. 2388-N.S.

asking that work be hastened on the new postoffice building, and instructing the City Clerk to transmit copies of the same to the Senators and Representatives of this district, and to the Fourth Postmaster General, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PROTEST AGAINST PEDDLERS:

8  
Mrs. Ida Hill appeared before the Council protesting against the unfair competition existing in the City of Modesto owing to the fact that so many peddlers are allowed to operate in the City, and particularly complaining against a soft drink stand which has recently been located on the banks of the Modesto Irrigation Lateral No. 4 near Morris Avenue. The Council informed Miss Hill that an ordinance is now under consideration which is designed to alleviate the conditions complained of.

9  
IN THE MATTER OF PETITION FOR PERMIT TO INSTALL TWO GASOLINE STORAGE TANKS, PUMPS AND STEEL CANOPY:

Jas. Sagres filed an application with the Council asking permission to install two 550-gallon gasoline storage tanks with pumps, and a steel canopy over same at his property located at 1714 Ninth Street, being legally described as Lots 10 and 11 in Block 442. Thereupon Commissioner

Rogers introduced a resolution, being

RESOLUTION NO. 2389-N.S.

granting permission to Jas. Sagres to install gasoline tanks, pumps, and canopy as prayed for, when all provisions of Ordinance No. 344-N.S. shall have been complied with relative to posting notices and conducting a hearing of protests thereto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

10  
IN THE MATTER OF REBATE TO AVIATORS USING MUNICIPAL AIRPORT:

Complaint having been made to the Council regarding the amount of license charged for use of the municipal airport hangar as being excessive in comparison with rates charged in other cities, and not offering as much service as in other cities. After discussion of the matter by the Council, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2390-N.S.

granting a rebate to occupants of the hangar at the airport to the amount of \$ 3.00 per quarter of a year in lieu of services that they might perform for themselves which are ordinarily furnished at other airports, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF FILING OF UNPAID ASSESSMENT LIST AND THE TIME FIXED TO SHOW CAUSE WHY BONDS SHOULD NOT BE ISSUED:

11 This being the time fixed pursuant to the published notice when interested persons might appear before the Council and show cause why bonds should not be issued upon the security of unpaid assessments shown on the said list as filed by the Street Superintendent for work done under Resolution of Intention No. 217, and no written objections being made to the Council, thereupon under Resolution No. 771-S.P. the Council determined the assessments which are unpaid and the aggregate amount of the same and the denomination of the bonds. The following is the Resolution of the Council in the matter, duly adopted and ordered entered upon its minutes:

RESOLUTION NO. 771-S.P.

AN ORDER PROVIDING FOR THE ISSUANCE OF STREET IMPROVEMENT BONDS, PRESCRIBING THE DENOMINATIONS OF SUCH BONDS AND OF THE INTEREST COUPONS ATTACHED THERETO

--oOo--

WHEREAS, the City Council of the City of Modesto did, on the 15th day of December, 1932, pass its Resolution of Intention No. 217 for the constructing along each side of Eleventh Street between the Northwesterly property line of K Street and the South property line of Needham Street of an illuminating system including one light cement concrete electroliers, with wires, cables, globes, lamps, conduit, auto-transformers, and all necessary appliances, under and pursuant to the provisions of the "Improvement Act of 1911", and the amendments thereto and to the resolutions, notices, and other proceedings of said Council duly adopted and taken, reference to said Resolution of Intention being hereby expressly made for further particulars; and

WHEREAS, the contract for said work and improvement was duly awarded and thereafter duly completed to the satisfaction of the City Engineer of said City and this Council, whereupon an assessment, diagram and warrant were made, recorded and delivered to the contractor in time, form and manner as required by said act, and the contractor having made due return thereon and the same having been duly recorded; and

WHEREAS, on May 31st, 1932, the Street Superintendent of said City made and filed with the Clerk of this City a complete list of all assessments unpaid thereunder upon the respective assessment or diagram numbers thereon, whereupon said clerk gave notice of the filing of said list, and fixed in said notice Wednesday the 8th day of June, 1932, at the hour of 7:30 o'clock P.M. as the time when interested persons might appear before the Council and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list, said time being that of this regular meeting of said board; and said board having heard all objections and having passed upon the same, it is hereby determined that the assessments thereunder and the aggregate amounts of same are as follows:

Assessment Number	Amount
4	\$ 29.03
5	29.03
9	29.03
10	29.03
21	29.04
22	14.51
23	14.52
24	29.04
25	29.04
30	29.04
31	29.04
35	29.03
36	29.03
41	29.03
42	29.03
43	29.03
46	29.03
47	29.03
48	29.03
49	29.03
50	29.03
51	29.04
52	29.04
53	29.04
54	29.04
62	.01
63	14.52
64	29.03
65	29.03
66	29.03
80	29.04
81	29.04
82	29.04
83	29.04
92	29.04
93	29.04
113	29.04
114	29.04
115	29.04

THE TOTAL OR AGGREGATE AMOUNT OF SAID ASSESSMENTS UNPAID IS THE SUM OF ONE THOUSAND FIFTY-NINE AND 79/100 (\$ 1,059.79) DOLLARS.

NOW THEREFORE, in consideration of the premises, the Council of the City of Modesto do order as follows:

SECTION 1.

That bonds shall be issued upon the security of the unpaid assessments to said amount of \$ 1,059.79 in accordance with the provisions of said improvement act and the "Improvement Bond Act of 1915" and under and pursuant to the resolutions, notices, and proceedings of said board duly adopted and taken; said bonds shall be called "Improvement Bonds", shall be ten in number, shall be dated June 8, 1932, and bear interest at the rate of five per cent per annum from May 31, 1932; and the denominations of said bonds and the interest coupons required to be attached thereto, with their respective numbers and dates of maturity, are as follows:

<u>series No.:</u>	<u>No. of Bond:</u>	<u>Denomination:</u>	<u>Date Payable:</u>
154	1	\$ 106.06	July 2, 1933
"	2	105.97	July 2, 1934
"	3	105.97	July 2, 1935
"	4	105.97	July 2, 1936
"	5	105.97	July 2, 1937
"	6	105.97	July 2, 1938
"	7	105.97	July 2, 1939
"	8	105.97	July 2, 1940
"	9	105.97	July 2, 1941
"	10	105.97	July 2, 1942

SECTION 2.

Said bonds shall be issued in series, and the unpaid assessments as shown on said list filed by the Superintendent of Streets and determined by the City Council together with interest thereon, shall remain and constitute a trust fund for the redemption and payment of said bonds, and of the interest which may be due thereon, which unpaid assessments shall be payable in annual series corresponding in number to the number of series of bonds issued, and an even annual proportion of each assessment shall be payable in each year preceding the date of the maturity for each of the several series of bonds issued, and such proportion of each assessment coming due in any year, together with the annual interest thereon, shall in turn be payable in installments as the general municipal taxes of said City on real property are payable, and shall become delinquent at the same time and in the same proportionate amounts and bear the same proportionate penalties for delinquency.

Said bonds shall be signed by the Treasurer of said City and countersigned by the Clerk who shall affix thereto the official seal of said City; the interest coupons affixed thereto shall be signed by the Treasurer or bear his engraved, printed, or lithographed signature; and such signing and sealing of said bonds by said officers and signing of said coupons by said Treasurer shall constitute and be a sufficient and binding execution of each and every one of said bonds and all of the coupons thereof respectively. Said bonds shall be substantially in the form set forth in said Improvement Bond Act.

The interest coupons attached to each of said bonds and evidencing the interest to accrue thereon shall be numbered consecutively and be substantially in the following form, to-wit:

Coupon No. \_\_\_\_\_  
The \_\_\_\_\_ of California, will  
pay to the bearer hereof on the second  
day of \_\_\_\_\_ 19 \_\_\_\_\_, \$ \_\_\_\_\_ at the office  
of the Treasurer, said sum being the semi-  
annual interest due on Improvement Bond No. \_\_\_\_\_  
of Series No. \_\_\_\_\_  
Dated: \_\_\_\_\_

\_\_\_\_\_  
TREASURER

SECTION 3.

Said bonds shall be forthwith delivered to the contractor in satisfaction of the balance due him upon his assessment and warrant.

Which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIMS FOR THE MONTH OF MAY, 1932:

12  
The claims against the City of Modesto for the month of June, 1932, having been duly audited and found to be correct, Commissioner Falger introduced a resolution, being

RESOLUTION No. 2391-N.S.

12  
ordering that all of said claims so audited and approved be and they are hereby allowed. With the exception of Voucher No. 200 drawn in favor of the L. T. Moss Agency in the amount of \$ 25.53 which voucher was ordered cancelled. Reference is hereby made to the Auditor's Cash Book for further detailed regarding the amounts of the withdrawals from the various funds as follows:

General Fund . . . . .	\$ 17,475.91
Water Fund . . . . .	3,939.26
Library Fund . . . . .	1,573.86
Bond Red. Int . . . . .	11.34
St. Bond Red. Int. . . . .	150.92
TOTAL . . . . .	\$ 23,151.29

Which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIM OF MRS. CHENEY FOR SURVEY REFUND:

13  
Mrs. Jane Fletcher Cheney filed with the Council a claim for refund of \$ 10.00 paid for a survey of Lots 35, 36, 37 East 45' in Block 57, which survey was never made. Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2392-N.S.

authorizing and instructing the City Clerk and Auditor to draw a warrant in the sum of \$ 10.00 payable to Mrs. Jane F. Cheney for a refund of fee for survey as above mentioned, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ADVERTISING FOR BIDS FOR GASOLINE AND INCANDESCENT LAMP GLOBES:

14  
Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2393-N.S.

authorizing and instructing the City Clerk to publish notices to bidders calling for proposals calling for proposals for furnishing to the City of Modesto

- (1) Incandescent Lamps for municipal lighting for a period of one year beginning July 1, 1932.
- (2) Approximately 30,000 gallons of gasoline f.b. City tanks; and between 10 and 20 drums of SAE 60, SAE 50 and SAE 40 and SAE 30 lubricating oil.

Which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PERMIT TO ERECT A TENT:

15  
Representatives of the Apostolic Church appeared before the Council and asked permission to erect a tent to be used for conducting religious services on vacant property at the corner of Tuolumne & Calaveras Streets. Thereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2394-N.S.

granting permission to the Apostolic Church to erect a tent at the corner of

Calaveras and Tuolumne Boulevard for the purpose of conducting religious services, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

"IN THE MATTER OF COMMUNICATIONS:

16 A Communication was received from R. L. Parkinson commending the work carried on by the City in the past in providing playground supervision and playground equipments at the City parks; and recommending that more equipment for children under five years of age be provided in all parks as well as a wading pool in Beard park. This communication was read to the Council and ordered referred to the City Park Commissioner.

17 A Communication was received from the Mayor of Salinas Rodeo on July 20th, which communication was read to the Council and ordered filed.

18 A Communication was received from the Central Mutual Insurance Company advising the City of Modesto that insurance liability policies of Benjamin Rushing, M. R. Combs, and Lee Kephart operating three taxicabs in the City of Modesto have been cancelled.

IN THE MATTER OF PETITION OF VETERANS' WELFARE BOARD:

19 A petition was filed with the Council by the Veteran's Welfare Board asking that municipal taxes be cancelled on the following properties:

Lots 10 - 17 - and N $\frac{1}{2}$  of 18 Block 466  
Nathan S. McVey

Lots 21 - Block 503  
Peter Albert Laurits Pedersen

By unanimous consent of the Council action in the matter was postponed until the next regular meeting of the Council.

IN THE MATTER OF PETITION FOR LIFTING ZONING RESTRICTIONS IN A CERTAIN DISTRICT:

20 Pursuant to the filing of a petition with the Council on May 11th, 1932, asking that zoning restrictions as provided in Ordinance No. 364-N.S. be eliminated in territory lying between I and J Streets from 12th to 17th Streets, and to the postponement of action thereon from time to time, the matter was by unanimous consent of the Council laid over until the next regular meeting.

IN THE MATTER OF CANCELLATION OF TAX SALE:

21 Pursuant to petition by the Modesto Realty Company for the cancellation of Tax Sale No. 2808 on Lots 25 to 34 inc. in Block 467, on account of double assessment on that property in the year 1928, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2395-N.S.

cancelling the Tax Sale No. 2808 for the year 1928 on Lots 25 to 34 inc. in Block 467 of the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF REPORTS:

22  
A report of the Commissioner of Finance and Revenue on disbursements to the various creditors of Geo. Keeley, an employee of the City of Modesto in the traffic department was read to the Council and ordered filed.

23  
The various monthly reports of the departments were reviewed by the Council and ordered filed.

IN THE MATTER OF ADJOURNMENT:

Commissioner Brown, introduced a resolution being

24  
RESOLUTION NO. 2396-N.S.

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

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest:

  
H.G. GRAGG  
CITY CLERK

June 22, 1932

The Council of the City of Modesto met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Absent: Councilmen: None

/ IN THE MATTER OF MINUTES:

The minutes of the regular session of June 8th, 1932, having been heretofore read by each Councilman, were approved as read.

IN THE MATTER OF LETTING OF CONTRACT FOR GARBAGE DISPOSAL:

2 Mr. C. M. Prather appeared before the Council and submitted a contract for the disposal of all garbage in the City of Modesto and making certain agreements for the installation and operation of a refuse disposal plant to become the property of the City of Modesto at the termination of the contract. By unanimous consent of the Council, the matter was referred to the Commissioner of Public Works and to the City Engineer.

IN THE MATTER OF PROTEST TO THE USE OF STREET SIGNS AS A MEDIUM OF ADVERTISING FOR THE STATE AUTOMOBILE ASSOCIATION:

3 Mr. Wade H. Powell appeared before the Council on behalf of the Modesto Insurance Agents Association and presented a resolution adopted by that organization protesting against the use of street signs, which are paid for by the City of Modesto, as an advertising medium of the California State Automobile Association by having their names prominently placed thereon. After discussion of the matter by the Council, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2397-N.S.

instructing the City Engineer to remove the name and emblem of the California State Automobile Association from the street signs which the City of Modesto has from time to time purchased and which now stand upon the public streets, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF BASEBALL PARK FOR THE AMERICAN LEGION:

4 Mr. Mac Thompson appeared before the Council on behalf of the American Legion and asked permission to establish a baseball park in the City of Modesto, mentioning Beard Brook Park as a potential location. The matter was discussed by the Council, and the sentiment expressed that municipal parks should not be used for such purposes. Thereupon Commissioner Rogers introduced a resolution, being

RESOLUTION NO. 2398-N.S.

referring the matter of an American Legion Baseball Park in the City Parks to the park Commission, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF BIDS:

Pursuant to the advertising of notice to bidders calling for proposals for the furnishing of lamp globes to the City of Modesto for the ensuing year, and this being the time set out for the opening of said bids, there were on file two bids, which when opened read as follows:

WILLE ELECTRIC CO.:

Based on annual purchase of \$1200 to \$1500  
F.O.B. Modesto

Discounts - Standard Package -- 32%  
Discounts - Broken Packages -- 22%

Cash Discount 2 1/2 % 10/Prox

H.A. TRUEBLOOD:

Standard Package

350	1000 Lumen	6.6 Amp.	297.50
550	2500 "	6.6 Amp.	880.00
75	4000 "	6.6 Amp.	142.50
80	4000 "	15 Amp.	152.00
30	6000 "	6.6 Amp.	75.00
175	6000 "	20 Amp.	437.50

Total . . . . . \$ 1984.50

Less 27% 535.82

Net . . . . . \$ 1448.68

Thereupon by unanimous consent of the Council, the above mentioned bids were laid over to the next regular meeting and referred to the City Engineer for his investigation.

IN THE MATTER OF BIDS FOR GASOLINE, OILS AND GREASES:

Pursuant to the advertising notice to bidders for proposals on approximately 30,000 gallons of gasoline; between 10 and 20 drums of SAE 60, SAE 50, SAE 40 and SAE 30 lubricating oil, and this being the time set out in said notice for the opening of bids, there were on file six proposals, which when opened read as follows:

UNION OIL COMPANY:

Union Gasoline @ 14 1/2¢ per gal.  
Union Ethyl @ 17¢ per gal.

Lubricating oils and greases at prices ranging from .29¢ to .60¢- all as more detailed in their proposal now on file in the office of the City Clerk, and by reference thereto, hereby incorporated in these minutes.

STANDARD OIL COMPANY:

Standard Gasoline . @ .14 1/2¢ per gal.  
Standard Ethyl @ .17 1/2¢ per gal.

Lubricating oils and greases at prices ranging from .29 to .60¢. Reference being hereby made to their proposal now on file in the office of the City Clerk, and by such reference made a part hereof.

THE TEXAS COMPANY:

Texaco Gasoline @ .14 1/2¢ per gal.  
Texaco Ethyl @ .17 1/2¢ per gal.

Lubricating oils and greases at prices ranging from .472 to .552 . Reference being hereby made to their proposal now on file in the office of the City Clerk for further details on this item, and by such reference said bid being made a part hereof.

PETROLEUM PRODUCTS, INC.:

Gasoline @ .14 $\frac{1}{2}$ ¢ per gal.  
Ethyl @ .17 $\frac{1}{2}$ ¢ per gal.

Lubricating oils and greases ranging from .07 to .65. Reference being hereby made to their proposal now on file in the office of the City Clerk for further details on this item, and by such reference made a part hereof.

RICHFIELD OIL COMPANY,

Richfield Gasoline @ .14 $\frac{1}{2}$ ¢ per gal.  
Richfield Ethyl @ .17 $\frac{1}{2}$ ¢ per gal.

Lubricating oils and greases ranging from .18 $\frac{1}{2}$ ¢ to 56 $\frac{1}{2}$ ¢. Reference being hereby made to their proposal now on file in the office of the City Clerk for further details on this item, and by such reference made a part hereof.

ASSOCIATED OIL COMPANY:

Associated Gasoline @ .14 $\frac{1}{2}$ ¢  
Associated Ethyl @ .17 $\frac{1}{2}$ ¢

Lubricating oils and greases at prices ranging from 23 $\frac{1}{2}$ ¢ to 64¢. Reference being hereby made to their proposal now on file in the office of the City Clerk for further details on this item, and by such reference made a part hereof.

Thereupon, having opened and examined all bids, the Council did refer the same to the City Engineer for his investigation and report.

IN THE MATTER OF NOTICE TO BIDDERS FOR PRINTING AND ADVERTISING:

Pursuant to the advertising for bids for the official printing and advertising for the fiscal year beginning July 1, 1932, as provided by Section 60 of Article X of the Charter of the City of Modesto, there were on file 1 bids, which when opened read as follows:

MODESTO NEWS-HERALD:

The sum of 65¢ for each non-pareil square for the first insertion, and the sum of 40¢ per square for each subsequent insertion of all official printing and advertising not including the delinquent tax lists for the City of Modesto and delinquent lists for street work.

The sum of 70¢ for each non-pareil square for the first insertion and the sum of 40¢ for each such square for each subsequent insertion of the delinquent tax lists for the City of Modesto and delinquent lists for street work.

Due consideration being given to the above mentioned bids by the Council, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2399-N.S.

awarding the contract for the official advertising and publications of the City of Modesto for the fiscal year beginning July 1, 1932, at the prices above mentioned which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Poundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PETITION FOR THE INSTALLATION OF A LIGHT:

6  
A petition was filed with the Council by Mrs. Alice Bishoff for the installation of a light at the corner of Stoddard and College Avenues. By unanimous consent of the Council the City Engineer was instructed to install a light in that portion of the City as prayed for in said petition.

9  
IN THE MATTER OF PETITION FOR THE SEGREGATION OF CERTAIN TAXES:

A petition was filed with the Council by M. R. Pitts asking for the segregation of taxes and tax sales on Lots 1 and 2 in Block 466 of the City of Modesto which are assessed together with Lots 36 and 27 in said Block; thereupon after discussion of the matter by the Council, Commissioner Rogers introduced a resolution, being

RESOLUTION NO. 2400-N.S.

referring the above petition for segregation to the City Auditor and Tax Collector with authority to segregate the taxes and sales as prayed for in said petition. Which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

10  
IN THE MATTER OF LIFTING ZONING RESTRICTION BETWEEN I AND J STREET FROM 12th to 17th STREETS:

Pursuant to the filing of a petition with the Council on the 11th day of May, 1932, for the lifting of zoning restrictions as set forth in Ordinance No. 364-N.S. in that portion of the City of Modesto situate between I and J Streets and 12th to 17th Street, and pursuant to the subsequent postponing of action thereon until this time, by unanimous consent of the Council, the City Attorney was instructed to prepare the necessary ordinances pertaining to such lifting of zoning restrictions and present them at the next regular meeting of the Council.

11  
IN THE MATTER OF PETITION OF VETERANS WELFARE BOARD FOR THE CANCELLATION OF CERTAIN TAXES:

By unanimous consent of the Council, action on the above mentioned petition was laid over to the next regular meeting.

12  
IN THE MATTER OF CURB PUMPS REPLACEMENT:

Mr. F. L. Balkwill having made application to the Council to replace certain curb pumps in the City of Modesto with a new model 'twin pump' of modern design, and it being the opinion of the Council that such pump is in reality two pumps and the operator of such should pay the regular curb pump license for each unit thereof, by order of the Council the City Clerk was instructed to advise the applicant to that effect.

13  
IN THE MATTER OF HEARING OF PROTESTS TO INSTALLATION OF GAS TANKS PUMPS & CANOPY:

Pursuant to the setting out of a time for hearing of protests to the erection and installation of two gasoline storage tanks, two curb pumps with steel canopy at 1714 Ninth Street by Jas. Sagres, and there being no protests either oral or written having been filed with the Council,

Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2401 - N.S.

13 confirming the action taken under Resolution No. 2389-N.S. granting a permit to Jas. Sagres to install two gasoline storage tanks, and two curb pumps with canopy at 1714 9th Street, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PROPOSED PEDDLERS ORDINANCE:

14 Pursuant to the many requests having been made to the City Council for a new ordinance regulating peddling in the City of Modesto, and pursuant to the postponement of action on a proposed ordinance regulating peddling from time to time, the ordinance now being presented in its completed form, Commissioner Rogers introduced an ordinance, being

ORDINANCE NO. 421-N.S.

regulating peddling, soliciting, and hawking, and prohibiting the sale thereby of merchandise, food stuffs, and services without a license therefor, which ordinance was passed to print and publish by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PROPOSED GARBAGE ORDINANCE:

15 By unanimous consent of the Council action on the above mentioned ordinance was laid over to the next regular meeting.

IN THE MATTER OF RENEWAL OF STATE COMPENSATION INSURANCE POLICY:

Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2402-N.S.

16 authorizing and instructing the City Clerk and Auditor to draw a warrant in the amount of \$ 2,952.35 in payment of the premium on the policy for compensation insurance carried with the State Compensation Insurance Fund, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF TRANSFER OF FUNDS:

17 Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2403-N.S.

authorizing and instructing the City Auditor and Treasurer to make such entries on their books as are necessary to transfer \$ 50,000 from the Water Fund to the General Fund of the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF LEAVE OF ABSENCE FOR COMMISSIONER FALGER:

Commissioner Brown introduced a resolution, being  
RESOLUTION NO. 2404-N.S.

granting a 45 day leave of absence to Commissioner Falger, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ADDITIONAL SUBSIDY TO THE SALVATION ARMY:

Captain Chas. E. Smith of the Salvation Army appeared before the Council and asked for additional subsidy for the relief of transient unemployed and indigent aid. After discussion of the matter, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2405-N.S.

granting additional subsidy in the amount of \$ 50.00 to the Salvation Army for the month of June, 1932, and instructing the City Clerk and Auditor to draw a warrant therefor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Falger, and Mayor Dennett

Noes: Councilmen: Brown and Rogers

Absent: Councilmen: None

IN THE MATTER OF EXTENSION OF SANITARY SEWER:

City Engineer, F. J. Rossi, asked permission of the Council to proceed with the extension of the City sewer on Tuolumne Boulevard between Calaveras and 7th Streets, and also in Block 467. Thereupon after consideration of the matter, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. \*\*\*\*\*-N.S.

authorizing and instructing the City Engineer to proceed with the extension of the City sewer on Tuolumne Boulevard between Calaveras and 7th Streets, and also in Block 467, which resolution was DEFEATED by the following vote:

NOES: Councilmen: Brown, Falger, and Rogers

Ayes: Councilmen: Boundey, and Mayor Dennett

Absent: Councilmen: None

Thereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2406-N.S.

authorizing the Mayor to appoint a committee to investigate the proposed sewer extension, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Thereupon Mayor Dennett appointed Commissioners Brown and Rogers to investigate the matter of the proposed sewer extension, and report to the Council at the next regular meeting.

IN THE MATTER OF ADOPTION OF BUDGET FOR ENSUING FISCAL YEAR 1932-33:

23 The Council having considered the budget for the fiscal year beginning July 1, 1932, made up of the estimates of the various departments showing the estimated receipts for said fiscal year, and the estimated expenditures for all purposes, including the salaries of the City Officers and employees, and the said budget being now on file and before the Council for further consideration Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2407-N.S.

adopted the budget for the fiscal year beginning July 1, 1932, with the various amendments which had been made thereto, and as it is now finally prepared and on file. Thereupon Councilman Rogers moved that the budget as so prepared and now on file, and the resolution adopting the same be amended by substituting the words and figures aggregating Three Thousand Dollars (\$ 3,000.00) per annum as and for the salary and compensation of the City Engineer during said fiscal year wherever in said budget said words and figures appear. The motion was carried by the following vote:

Ayes: Councilmen: Rogers, Falger, Brown  
Noes: Councilmen: Boundey, Mayor Dennett

The roll was thereupon called upon said Resolution No. 2407-N.S. to adopt the budget as amended by the foregoing action, and upon the roll being called, said Resolution No. 2407-N.S. adopting the budget was carried by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Noes: Councilmen: None  
Absent: Councilmen: None

IN THE MATTER OF FIXING HOURS FOR OPENING AND CLOSING CITY OFFICES:

Commissioner Falger introduced a resolution, being

24 RESOLUTION NO. 2408-N.S.

fixing the hours for opening the offices of the various departments of the City at 8:00 o'clock A. M. and the hours for closing at 5:00 o'clock P.M. each day of the week excluding Sundays and naming the only holidays to be observed as New Year's Day; Decoration Day; Fourth of July; Thanksgiving Day; Labor Day; Armistice Day; and Christmas Day, and such election days as are observed by the State, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Noes: Councilmen: None  
Absent: Councilmen: None

IN THE MATTER OF TEN DAYS VACATION FOR LABORERS ON WEEKLY PAYROLL:

Commissioner Boundey introduced a resolution, being

25 RESOLUTION NO. 2409-N.S.

allowing a ten day vacation or sick leave with pay to the employees in the Public Works Department who have been employed for one year or more, and whose names appear upon the weekly payroll of the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF TENTATIVE AGREEMENT ON TAX RATE TO BE FIXED FOR THE ENSUING FISCAL YEAR:

Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2410-N.S.

tentatively agreeing that when the tax rate for the fiscal year beginning July 1, 1932, and ending June 30, 1933, be officially adopted by the Council, that it will be \$ 1.30 for each one hundred dollars assessed valuation, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PROPOSAL TO PURCHASE P.G. & E. GAS PLANT:

Commissioner Rogers introduced a resolution, being

RESOLUTION NO. 2411-N.S.

27  
instructing the City Attorney to address a letter to the Pacific Gas & Electric Company inquiring if they would be willing to sell, and what price they would consider, for their Gas Plant located in the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ADJOURNMENT:

Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2412--N.S.

28  
adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest:

*NE Gragg*  
CITY CLERK

July 13, 1932

The Council met in regular session this date, and there were present Councilmen: Boundey, Brown, Rogers, and Mayor Dennett

Absent: Councilman: Falger

IN THE MATTER OF MINUTES:

The minutes of the regular session of June 22, 1932, having been heretofore read by each Councilman, were approved as so read.

IN THE MATTER OF COMPLAINT AGAINST GARBAGE AT 407 LEON STREET:

Complaint was filed with the Council by Mrs. F.A. Barss against the unsanitary condition of the premises at 407 Leon Avenue caused by the manner in which garbage has been allowed to accumulate, so as to be menace to the health of the neighborhood. By order of the Council the matter was referred to the City Attorney, A. J. Carlson, with the recommendation from the Council that the same be given proper consideration.

IN THE MATTER OF REMOVAL OF CALIFORNIA STATE AUTOMOBILE ASSOCIATION EMBLEMS FROM STREET SIGNS IN THE CITY:

Mr. W. L. Marr, manager of the California State Automobile Association in this City appeared before the Council protesting against action taken by the Council under Resolution No. 239/-N.S. wherein the City Engineer was instructed to cause the emblem of that organization to be removed from all municipal street signs which the City has from time to time purchased. He recited to the Council many reasons which in his opinion should be taken into consideration in the matter, whereupon Mr. Wade Powell, secretary of the Modesto Insurance Agents Association, addressed the Council and answered such remarks in opposition thereto. After due and careful consideration of the premises, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2413-N.S.

rescinding Resolution No. 239/-N.S. heretofore adopted on the 22nd day of June, 1932, wherein the City Engineer was instructed to cause the name and emblem of the California State Automobile Association removed from all municipal street signs, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Rogers

Noes: Councilmen: None

Absent: Councilmen: Falger

MAYOR DENNETT PRESENT BUT NOT VOTING.

IN THE MATTER OF DEFINING PLACE OF BUSINESS OF CASWELL COFFEE CO.:

The local representative of the Caswell Coffee Company appeared before the Council asking for an interpretation under the new pedaling ordinance going into effect, to-wit: Ordinance No. 421-N.S., relative to the definition of a fixed place of business in the City of Modesto, and asking if his present location was included in such definition. Upon presentation of the facts in the case, the Council was unanimous in the opinion that the present

location of the Caswell Coffee Company would be defined as a fixed place of business in the City, and therefore exempt from payment of a license fee for peddling.

5  
IN THE MATTER OF PERMIT TO PEDdle MEATS:

Mr. E. K. Whitmer appeared before the Council at the request of the Sanitary Inspector in regard to peddling of meats from an automobile in the City of Modesto, the meats being produced at his ranch near Modesto. The only question involved was the matter of sanitation, and when the method of conveying the meats was thoroughly explained to the Council, Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2414-N.S.

granting permission to Mr. Whitmer to proceed with the peddling of meats produced at his ranch as has been his custom as long as such peddling is carried on in a strictly sanitary manner, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Falger

6  
IN THE MATTER OF TRANSFER OF THE CITY TRANSIT CO.'S FRANCHISE:

A petition was filed with the Council by Willis Kleinenbroich asking that the franchise of the City Transit Company be transferred to him. Same was referred to the City Attorney for his investigation and report.

7  
IN THE MATTER OF AWARD OF CONTRACT FOR LAMP GLOBES:

Pursuant to the advertising for bids for lamp globes to be supplied to the City of Modesto during the ensuing fiscal year, and to the subsequent receiving of bids on June 22, 1932, and postponement of action upon same until this time, it now appearing that the bid of the Wille Electric Company is the lowest and best bid, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2415-N.S.

accepting the bid of the Wille Electric Company for the supplying to the City of Modesto lamp globes for the fiscal year beginning July 1, 1932, and instructing the City Clerk to return to the unsuccessful bidders their certified checks submitted with their bids, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Falger

8  
IN THE MATTER OF BIDS FOR GASOLINE AND LUBRICATING OILS:

Pursuant to the advertising for bids for gasoline and lubricating oils to be supplied to the City of Modesto during the ensuing fiscal year, and to the subsequent receiving of and postponement of action on same until this time, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2416-N.S.

rejecting all bids submitted and instructing the City Clerk and Auditor to return to the bidders their certified checks submitted, which resolution was regularly

adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Falger

IN THE MATTER OF MONTHLY CLAIMS:

9 The claims against the City of Modesto for the month of June, 1932, having been duly audited and found to be correct in the various amounts as stated, Commissioner Rogers introduced a resolution, being

RESOLUTION NO. 2417-N.S.

ordering that all of the said claims so approved be and they are hereby allowed. Reference being hereby made to the Auditor's Cash Book for further details regarding the amounts of the withdrawals as follows:

General Fund . . . . .	\$ 18,506.14
Water Fund . . . . .	6,013.32
Library Fund . . . . .	1,331.87
Bond Red. Int. . . . .	1,125.00
St. Bond Red. Int. . . . .	16.34
Unapportioned Fund . . . . .	4.48
Beard Park Exp. Fund . . . . .	165.63
Total . . . . .	\$ 27,162.78

Which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Falger

IN THE MATTER OF CLAIM OF W. VANDER KAAY FOR DAMAGES TO AUTOMOBILE:

10 Mr. W. Vander Kaay filed with the Council a claim in the amount of \$ 53.80 covering damages to his automobile in a collision with an automobile owned by the City of Modesto and driven by Nels Hansen, ass't. street superintendent. By order of the Council the same was referred to the L. T. Moss Agency, the carrier of the City's automobile insurance, with instructions to adjust the same without further delay.

IN THE MATTER OF PLAYGROUNDS OF THE CITY PARKS:

11 Mayor L. L. Dennett informed the Council that in his opinion the Superintendent of Playground Instruction, John H. Fee, has been advertising the playground activities to such an extent that people are taking advantage of the facilities of the playgrounds of the City as to greatly increase the cost of maintaining the same. After discussion of the matter by the Council, the City Clerk was instructed to write to Mr. Fee asking that he be more discreet in advertising of the playground activities in the local newspapers.

IN THE MATTER OF DEDUCTION OF VACATION MONEY FROM MONTHLY PAYROLLS:

12 The City Auditor brought to the attention of the Council the fact that the budgets for the ensuing fiscal year as adopted on June 22, 1932, provide that numerous city employees take their vacations without remuneration therefor; and asked that the Council outline the method of procedure in making such deductions from the payrolls. After discussion of the matter by order of the Council the City Auditor was instructed to deduct the amount from the payroll during the month in which the vacations are taken.

IN THE MATTER OF RENEWAL OF INSURANCE ON MUNICIPAL BUILDINGS:

Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2418-N.S.

13  
accepting the various insurance policies filed with the Council for renewal of policies expiring on municipal buildings and contents, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Falger

IN THE MATTER OF CLAIM OF LEAGUE OF MUNICIPALITIES:

14  
The California League of Municipalities filed with the Council a claim for the annual membership dues in the League in amount of \$ 75.00 together with a communication setting forth the advantages to be derived from such membership. The claim and communication were ordered filed and no action thereon taken.

IN THE MATTER OF TRANSFER OF RECORDS OF VITAL STATISTICS:

15  
A Communication was received from the State Department of Public Health asking that all volumes of vital statistics now kept in the City Clerk's office be transferred to the office of Dr. E.F. Reamer, the City and County Health Officer, whereupon Commissioner Rogers introduced a resolution, being

RESOLUTION NO. 2419-N.S.

authorizing and instructing the City Clerk to transfer to the City and County Health Officer, Dr. E.F. Reamer, all records of vital statistics which are now in the City Clerk's office, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Falger

IN THE MATTER OF COMMUNICATIONS:

16  
A Communication was received from the Shrine Mardi Gras of Industry at San Francisco.

A Communication was received from the Oakland City Council relative to diversion of State Gasoline tax from highway funds to other funds of the State.

The above communications were read to the Council and ordered filed.

IN THE MATTER OF INSURANCE POLICY OF THE CITY TRANSIT COMPANY:

17  
A notice of expiration of the insurance policy of the City Transit Company was filed with the Council by the United Casualty Insurance Co. for non-payment of premium. Same was duly noted by the Council and referred to the City Attorney.

IN THE MATTER OF CONTRACT WITH J.S.WEST & CO. FOR ROAD OIL:

18 Pursuant to the advertising for approximately 5,000 barrels of road oil at the beginning of the fiscal year 1931-32, and to the subsequent award of contract to the J. S. West Company for same, at this time a communication was received from the J. S. West & Company referring to Resolution No. 2177-N.S. wherein their firm was awarded a contract for furnishing approximately 5000 barrels of road oil to the City, and to date the City having purchased but 1350 barrels leaving a balance of approximately 3650 barrels, and asked instructions for the delivery of the same. In as much as the City has no further use for this road oil, the City Clerk was instructed to advise the J. S. West Company accordingly.

IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO.421-N.S.:

19 Ordinance No. 421-N.S. having been introduced and ordered printed and published at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1932, and having been printed and published as required by the Charter of the City of Modesto, coming on for final adoption this 13th day of July, 1932, it was finally adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Falger

IN THE MATTER OF LIFTING ZONING RESTRICTIONS BETWEEN 12TH AND 17TH STREETS, AND 11' AND 'J' STREETS:

20 By unanimous consent of the Council further action in this matter was postponed until the next regular meeting of the Council.

IN THE MATTER OF PROPOSED GARBAGE ORDINANCE:

21 By unanimous consent of the Council further action in this matter was laid over to the next regular meeting.

IN THE MATTER OF ACTION ON PETITIONS FILED BY THE VETERANS' WELFARE BOARD FOR CANCELLATION OF CERTAIN TAXES:

22 By order of the Council, the City Assessor and Auditor were instructed to make the necessary entries on their records cancelling tax levies on property owned by the Veteran's Welfare Board in the City, as listed on their petition heretofore filed with the Council, and now on file in the records of the City Clerk.

IN THE MATTER OF REMOVAL OF TREE:

23 Mrs. Teresa Croco made application to the City Council to have something done about a tree that is doing considerable damage to the yard, and walks at her property located at 128 Magnolia Avenue. The City Engineer reported that the tree was breaking the sidewalk within the property line, and thereupon the City Clerk was instructed to notify Mrs. Croco that the City had no jurisdiction over damages done inside the property line, and therefore it would be impossible to afford any relief in the matter complained of.

IN THE MATTER OF PETITION FOR REDUCTION OF WATER RATE TO SCHOOLS:

24

Application was made by the Modesto City Board of Education to reduce the water rates charged the City Schools by the City of Modesto. After due consideration of the same, the Council instructed the City Clerk to notify the Board of Education that after due and careful consideration of their petition, the Council did not find it within their province to lower the water rate as prayed for.

IN THE MATTER OF CANCELLING CERTAIN DELINQUENT TAXES AND TAX SALES ON PLUMMER PROPERTY:

25

Pursuant to proceedings heretofore had in which there was effected the exchange of Lots 23 and 24 in Block 410 and Lots 1 and 2 in Block 342 by the City of Modesto for property to which Mrs. E.V. Plummer held title, to-wit: Lots 21 to 24 in Block 30, which proceedings are now on file in the office of the City Clerk and specific reference hereby made thereto for further details in the matter, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2420\*MS.

cancelling certain delinquent taxes and tax sales standing against the property transferred to Mrs. Plummer, which are detailed as follows:

Sale # 1203	Year 1918	Sale # 1972 - 2070	1924
1306	1919	2351 - 2280	1925
1390	1920	2539 - 2470	1926
1485	1921	2700 - 2660	1927
1611 - 1670	1922	2866 - 2827	1928
1780 - 1850	1923	3040 - ---	1929
		3199 - ---	1930
		3548 - 3550	1931

and authorizing and instructing the City Auditor to make the proper entries on the Assessment Records cancelling the above mentioned taxes and tax sales, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Falger

IN THE MATTER OF PAYMENT OF SMALL MONTHLY CLAIMS FROM REVOLVING FUND; INCREASING THE AMOUNT OF SAID FUND; AND ABOLISHING THE PRACTICE OF MAILING OUT CHECKS TO LOCAL CREDITORS:

26

Commissioner Brown introduced a resolution, being  
RESOLUTION NO. 2421\*W.S.

authorizing and instructing the City Auditor and Treasurer to increase the Revolving Fund to \$ 150.00, and to pay therefrom all claims presented to the City of Modesto for supplies, services, etc. in amounts of \$ 5.00 or less in cash from such Fund; and further providing that the custom of mailing out warrants to local creditors for monthly claims in amount of more than \$ 5.00 be abolished, and instructing the City Clerk to notify such creditors that it will be necessary to call for their checks in the future, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Falger

IN THE MATTER OF APPLICATION TO ERECT A SERVICE STATION:

27  
Mr. R.C. Mythe filed an application on behalf of Emory Malone to construct, operate, and maintain a gasoline service station, with oiling and greasing facilities, in Block 136 of the City of Modesto fronting on B Street. In as much as this location is within an industrial zone, as defined by Ordinance No. 364-N.S., the Council was of the opinion that it would not be necessary to follow the formal procedure of posting and publishing notices of such proposed erection, whereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2422-N.S.

granting a permit to Emory Malone to erect, operate and maintain a gasoline service on property above mentioned, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Falger

IN THE MATTER OF CLAIM FOR INJURIES SUSTAINED ON CITY STREETS:

28  
Pursuant to the filing with the Council on May 25, 1932, a notice of injuries sustained by the daughter of Adolph Halvorson, Rosemore Avenue, when she stepped through a broken grating at the corner of 13th and F Streets on May 21, 1932, at this time the City Attorney reported that Mr. Halvorson was not asking any damages in the matter, but is asking that the City of Modesto pay for the medical attention required by his daughter. After discussion of the matter it was learned by the Council that the entire claim could be settled in full for \$17.50 and thereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2423-N.S.

authorizing and instructing the City Auditor and Clerk to draw a warrant in the amount of \$ 17.50 in favor of Adolph Halvorson, the same being in full and final settlement for all injuries sustained by his daughter when she stepped through a broken grating as above described, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Falger

IN THE MATTER OF ANNUAL REPORTS:

29  
The annual reports of the Police Department and of the Public Works Department were reviewed by the Council and ordered filed.

30  
The annual report of Mayor Dennett was filed with the Council.

IN THE MATTER OF MONTHLY REPORTS:

31  
The monthly reports of the various departments were reviewed by the Council and ordered filed.

IN THE MATTER OF ADJOURNMENT:

32  
Commissioner Brown introduced a resolution, being

RESOLUTION NO.2424-N.S.

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

Ayes: Councilmen: Boundey, Brown, , Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Falger

Attest: \_\_\_\_\_

H.E. GRAGG  
CITY CLERK

Council, City of Modesto

July 27th, 1932

The Council of the City of Modesto met in regular session this date, and there were present Councilmen: Brown, Boundey, Falger, and Mayor Dennett  
Absent: Councilmen: Rogers

1 IN THE MATTER OF MINUTES:

The minutes of the regular session of July 13th, 1932, having been previously read by each Councilman, were approved as heretofore read, and ordered filed in the records of the City Clerk's office.

2 IN THE MATTER OF DEED OF CONVEYANCE FROM STATE BLDG. & LOAN ASSN.:

There was tendered to the Council a Deed of Conveyance of a strip of land, sixty feet in width, in Block 206 of the City of Modesto, by the State Bldg. & Loan Assn. to be used for street purposes in the opening up of 19th Street extension which will extend from the southerly end of 19th Street to James Street, thence easterly across Block 206 to Dry Creek to connect with the bridge proposed to be erected by Stanislaus County at that juncture. Thereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2425-N.S.

accepting the above mentioned deed of conveyance from the State Building and Loan Association, and instructing the City Clerk to cause the same to be recorded in the office of the County Recorder of Stanislaus County, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Rogers

3 IN THE MATTER OF INSTALLATION OF TELEPHONE IN BEARD BROOK PARK:

Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2426-N.S.

instructing the City Engineer to install a telephone in Beard Brook Park, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Rogers

4 IN THE MATTER OF COMMUNICATIONS:

A Communication was received from the League of California Municipalities relative to re-organization of the League. Same was read by the Council, and by unanimous consent laid over to the next regular meeting.

A Communication was received from Mrs. Margaret Reid, 429 5th Street relative to condition of alley on North side of E Street. Same was read to the Council and referred to the City Engineer.

A Communication was received from O.N. Crafts relative to certain proposed requirements for carnivals. Same was read to the Council and ordered filed.

IN THE MATTER OF TRANSFER OF FRANCHISE OF CITY TRANSIT COMPANY:

7 By unanimous consent of the Council, the application of Willis Kleinenbrich for transfer of the franchise of the City Transit Company and also the matter of expiration of insurance policy of the City Transit Company was laid over to the next regular meeting.

IN THE MATTER OF PETITION FOR LIFTING ZONING RESTRICTIONS BETWEEN 12th AND 17TH streets AND I AND J STREETS:

8 By unanimous consent of the Council action on the above mentioned ordinance was laid over to the next regular meeting.

IN THE MATTER OF ACTION ON PROPOSED GARBAGE ORDINANCE:

9 By unanimous consent of the Council action on the above mentioned ordinance was laid over to the next regular meeting.

IN THE MATTER OF APPROVAL OF BOND AND APPLICATION OF PLUMBER:

10 C.O. Spence filed with the Council a bond and application for license for carrying on the trade of plumbing in the City of Modesto. The same being in the form provided for in Ordinance No. 276, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2427-N.S.

approving the application and bond submitted by C.O. Spence for carrying on the trade of plumbing in the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Rogers

IN THE MATTER OF RE-APPOINTMENT OF MEMBER OF THE PARK COMMISSION:

11 The term of J.A. Davis, member of the Park Commission of the City of Modesto, having expired on June 30, 1932, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2428-N.S.

re-appointing J.A. Davis a member of the Park Commission of the City of Modesto for a term of two years as provided by Ordinance No. 377-N.S., which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Rogers

IN THE MATTER OF HALVORSON CLAIM FOR DAMAGES:

12 Pursuant to Resolution No. 2423-N.S. adopted on July 13th, 1932, authorizing and instructing that a warrant be draw in amount of \$ 17,50 for medical services rendered Arlene Halvorson for injuries received as a result of a fall through the guard over a sump hole at the corner of 13th and F Streets on May 21, 1932, at this time the City Attorney filed an acknowledgement with the Council, signed by Mr. Halvorson for the said warrant, and a release of any further claims that might arise out of said injury for the payment of the above amount. Same was reviewed by the Council and ordered filed.

IN THE MATTER OF ADJOURNMENT:

Commissioner Boundey introduced a resolution, being

13  
RESOLUTION NO.2429-N.S.

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

Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Rogers

Attest: \_\_\_\_\_

H.E. GRAGG  
CITY CLERK

Board of Equalization  
City of Modesto  
Monday, August 1st, 1932

Pursuant to provisions of the Charter of the City of Modesto, and to the Statutes of the State of California, the Council of the City of Modesto convened in the Council Chambers of the City Hall at 10:00 o'clock A.M. on the 1st day of August, 1932, to meet as a Board of Equalization to hear complaints upon, and to correct, modify, strike out, or to raise any assessment which may appear erroneous upon the Tax Roll. There were present Councilmen: Boundey, Brown, Falger, and Mayor Dennett.

Absent: Councilmen: Rogers

No business appearing before the meeting, the Board upon motion adjourned until Tuesday, August 2nd, 1932, at 10:00 o'clock A.M.

Attest: \_\_\_\_\_

H. E. GRAGG  
CITY CLERK

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Board of Equalization  
City of Modesto  
Tuesday, August 2nd, 1932

The Board of Equalization met pursuant to its adjournment of August 1st, 1932, and there were present Councilmen: Boundey, Brown, Falger, and Rogers

Absent: Mayor Dennett

The meeting was called to order by Commissioner Falger, vice-president of the Council, in the absence of Mayor Dennett.

There were certain applications for reductions of assessments filed with the Council, and by motion duly made, seconded, and unanimously approved by the Board, action thereon was laid over to the meeting to be held Friday, August 5th, 1932.

No further business appearing before the meeting, the Board upon motion adjourned until Tuesday, August 3rd, 1932, at 10:00 A.M.

Attest: \_\_\_\_\_

H. E. GRAGG  
CITY CLERK

\*\*\* \*\*

Board of Equalization  
City of Modesto  
Wednesday, August 3, 1932

The Board of Equalization met pursuant to its adjournment of August 2nd, 1932, and there were present Councilmen: Boundey, Brown, Falger, and Rogers

Absent: Mayor Dennett

The meeting was called to order by Commissioner Falger, vice-president of the Council in the absence of Mayor Dennett.

/ There were certain applications for reductions of assessments made to the Board, whereupon by motion duly made, seconded, and unanimously approved, action thereon was laid over to the meeting to be held Friday, August 5th, 1932.

No further business appearing before the meeting, the Board upon motion adjourned until Thursday, August 4th, 1932, at 10:00 o'clock A.M.

Attest: \_\_\_\_\_

H. E. GRAGG  
CITY CLERK

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Board of Equalization  
City of Modesto  
Thursday, August 4th, 1932

The Board of Equalization met pursuant to its adjournment of August 3rd, 1932, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Absent: Councilmen: None

/ There were certain applications for reduction of assessments made to the Board, whereupon by motion duly made, seconded, and unanimously approved, action thereon was laid over to the meeting to be held Friday, August 5th, 1932.

No further business appearing before the meeting, the Board upon motion adjourned until Friday, August 5th, 1932, at 10:00 A.M.

Attest: \_\_\_\_\_

H. E. GRAGG  
CITY CLERK

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Board of Equalization  
City of Modesto  
Friday, August 5th, 1932

The Board of Equalization met pursuant to its adjournment of August 4th, 1932, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Absent: Councilmen: None

All applications for reductions in assessments were given due consideration by the Board, and by motion duly made, seconded, and unanimously approved all such applications were denied.

No further business appearing before the Board, and said Board having met and conducted its meetings according to Section 49 of Article 9 of the Charter of the City of Modesto, Mayor Dennett introduced a resolution, being

RESOLUTION NO. 2450-N.S.

/ adjourning this Board of Equalization now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: \_\_\_\_\_

H. E. GRAGG  
CITY CLERK

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August 10th, 1932

The Council of the City of Modesto met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Absent: Councilmen: None

IN THE MATTER OF MINUTES:

The minutes of the regular session of July 27th, 1932, and of the Board of Equalization, having been heretofore read by each Councilman, were declared approved as so read, and ordered filed in the office of the City Clerk.

IN THE MATTER OF PETITION FOR ORDINANCE PROHIBITING ELECTRICAL INTERFERENCE WITH RADIO RECEPTION:

Mr. M. E. Stone presented to the Council a petition signed by approximately 50 residents of the City of Modesto asking that an ordinance be enacted declaring electrical interference with radio reception to be illegal. Mr. Jack Warren appeared before the Council in support of the above petition. Thereupon, after due consideration of the matter, the Council instructed the City Clerk to write to the Survey Department of the Tobey Deutschmann Company of Canton, Mass asking for all available data and information on laws pertaining to radio interference.

IN THE MATTER OF ACQUISITION OF THE MODESTO GAS PLANT:

Mr. L. C. Nevrumont appeared before the Council relative to the proposed acquisition of the Modesto Gas Plant by the City of Modesto, reciving the method of procedure necessary for such acquisition, and asking that the Council take into consideration all aspects of the proposal before acting thereon.

IN THE MATTER OF PETITION FOR REMOVAL OF TREES:

A petition for removal of certain trees in front of property located at 1030 13th Street was filed with the Council by Mrs. C. H. Ordway. The same was referred to the City Engineer, F. J. Rossi, with instructions to remove two of the trees complained of.

IN THE MATTER OF LICENSE FOR CITY SERVICE LAUNDRY:

Pursuant to Ordinance No. 421-N.S., and to complaint having been made to the Council relative to the City Service Laundry operating in the City of Modesto without complying with the license provisions of said Ordinance, there was filed with the Council a letter from J. Lee Robertson, attorney for L. G. Price, the manager of the City Service Laundry. Same was read by the Council and referred to the City Attorney, A. J. Carlson.

IN THE MATTER OF TRANSFER OF CITY TRANSIT COMPANY FRANCHISE TO WILLIS KLEINERBROICH:

By unanimous consent of the Council, further action in this matter was laid over to the next regular meeting of the Council.

IN THE MATTER OF EXPIRATION OF CITY TRANSIT COMPANY INSURANCE:

7 By unanimous consent of the Council, further action in this matter was laid over to the next regular meeting.

IN THE MATTER OF PETITION FOR INSTALLATION OF A GASOLINE STORAGE TANK AT TENTH AND K STREETS:

8 Geo. H. and Frances R. Sawyer filed with the Council a petition for the installation of a gasoline storage tank of 28 1/2 gallon capacity on property known as Lots 17 to 19 in Block 66 at the corner of 10th and K streets in the City of Modesto. After due consideration of the application by the Council, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2431-N.S.

granting permission to Geo. H. and Frances R. Sawyer to install a gasoline storage tank as prayed for, providing that the installation be made under the direction and supervision of the City Engineer and Fire Chief, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Ma or Dennett

Noes: Councilmen: None

Assent: Councilmen: None

IN THE MATTER OF PETITION FOR THE LIGHTING OF I STREET FROM 12TH TO 17TH STREETS AND A PORTION OF 12TH STREET BETWEEN I AND J STREETS:

9 Pursuant to postponement of action on the petition heretofore filed with the Council for the lighting of I Street from 12th to 17th Streets, and 12th Street between I and J Streets, on February 24th, 1932, until this time, by unanimous consent of the Council action on the same was laid over indefinitely.

IN THE MATTER OF PETITION FOR LIFTING OF ZONING RESTRICTIONS ON I STREET BETWEEN 12TH AND 17TH STREETS:

10 By unanimous consent of the Council the above petition was laid over to the next regular meeting.

IN THE MATTER OF CLAIMS:

11 The claims against the City of Modesto for the month of July, 1932, having been duly audited and found to be correct, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2432-N.S.

allowing the various claims in the amounts presented with the exception of Warrant No. 8407 in the amount of \$ 52.50 drawn in favor of A. Prouty for one battery for the Fire Department; and Warrant No. 8412 in the amount of \$ 10.00 drawn in favor of F. J. Rossi for monthly salary as Secretary of the Planning Commission. Reference being hereby made to the Auditor's Cash Book for further details regarding the amounts of the withdrawals from the various funds as follows:

Fund - General . . . . .	\$ 17,999.21
- Water . . . . .	4,763.35
- Library . . . . .	1,460.99
- Bond Red.Int. . . . .	10,093.75
- St. Bond Red.Int. . . . .	57,610.37
- Unapportioned . . . . .	5.46
- St. Bond Red.Int.(Special)	811.84
- Beard Park Imp. . . . .	382.57
Total . . . . .	\$ 93,127.54

Which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIM FOR RENEWAL PREMIUMS OF VARIOUS INSURANCE POLICIES:

12

Commissioner Falger introduced a resolution, being

RESOLUTION NO.2433-N.S.

authorizing and instructing the City Clerk and Auditor to draw warrants for the renewal premiums of insurance policies covering municipal buildings and contents as follows:

J. F. Campbell . . . . .	\$ 98.00
Paul Cooper . . . . .	156.80
Grange Co. . . . .	98.00
R.H.Holmes . . . . .	49.00
King & Giddings . . . . .	68.60
Jas. E. McCormick . . . . .	313.60
H.R.Windus . . . . .	49.00

Which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIM OF SECURITY TITLE INSURANCE GUARANTY COMPANY:

13

Commissioner Boundey introduced a resolution, being

RESOLUTION NO.2434-N.S.

allowing the claim of the Security Title & Insurance Guarantee Company in the amount of \$100.00 for preparing a report on a portion of 8th Street from point between F and G Streets northerly to Arch Street in conjunction with the re-routing of the State Highway through the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF COMMUNICATIONS:

14

A Communication from the League of California Municipalities relative to reorganization of the League, which was read to the Council on July 27th, 1932, and which was laid over until this time, was discussed by the Council, and by unanimous consent action thereon postponed until the next regular meeting.

15

A Communication was received from the League of California Municipalities relative to the State Gasoline Tax Funds being expended within incorporated cities. After discussion of the matter, Mayor Dennett appointed a committee consisting of Commissioner Boundey, City Attorney Carlson, and City Engineer

Rossi to investigate the merits of the matter, and report to the Council at the next regular meeting.

IN THE MATTER OF ORDINANCES:

16 By unanimous consent of the Council, action on a proposed garbage ordinance was laid over to the next regular meeting of the Council.

17 Commissioner Boundey introduced an ordinance, being  
ORDINANCE NO.422-N.S.  
appropriating the sum of \$ 5,350.00 for two motor trucks, one Bitumuls Patcher, and for the drilling of a well, which ordinance was passed to print and publish by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF REPORTS:

18 Commissioner of Finance and Revenue, William Falger, filed with the Council an account of payments made from Geo. Keeley's salary on his various personal debts.

19 The annual reports of the Fire Department and of the Police Court were reviewed by the Council and ordered filed.

The monthly reports of the various departments were reviewed by the Council and ordered filed.

21 The Secretary of the Planning Commission, F.J. Rossi, filed with the Council a copy of the minutes of the City Planning Commission of their meeting of January 28th, 1932, and also a copy of Resolution adopted by that body providing for payment of a salary of \$ 10.00 per month to the Secretary of the Commission.

IN THE MATTER OF ADJOURNMENT:

22 Commissioner Brown introduced a resolution, being  
RESOLUTION NO.2435-N.S.  
adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: \_\_\_\_\_

H. E. GRAGG  
CITY CLERK

August 24th, 1932

The Council of the City of Modesto met in regular session this date and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Absent: Councilmen: None

IN THE MATTER OF MINUTES:

The minutes of the regular session of August 10th, 1932, having been previously read by each Councilman, were corrected in certain particulars and as so corrected approved as read.

IN THE MATTER OF PETITION FOR BANNER ACROSS I STREET:

Mr. C. C. Nunally, Secretary of the Central Labor Council of Stanislaus County, appeared before the Council and asked permission to stretch a banner across 'I' street advertising the state-wide convention of the California Federation of Labor to be held in this City during the week September 19th to 24th, 1932. Thereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2436-N.S.

granting permission to the Central Labor Council of the County of Stanislaus to stretch a banner across 'I' Street as prayed for, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: none

Absent: Councilmen: None

IN THE MATTER OF SUBSIDY FOR THE SALVATION ARMY:

Pursuant to the exclusion of a \$ 50.00 per month subsidy for the Salvation Army from the budget of the City of Modesto for the fiscal year 1931-32, Mr. J. M. Juul, Captain of the Salvation Army, appeared before the Council and asked that the City of Modesto continue the subsidy throughout the coming fiscal year. The Council informed Mr. Juul that the matter would be taken up with the City Welfare Committee and some means provided for extending some support to the local organization of the Salvation Army.

IN THE MATTER OF PURCHASE OF A TREE SPRAYING MACHINE:

Mr. E. T. Hamlin, County Horticultural Commissioner, appeared before the Council and discussed the proposition of the purchase of a machine for spraying trees to be used jointly by the City of Modesto and the County of Stanislaus. After considerable discussion of the matter by the Council, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2437-N.S.

expressing the opinion that in as much as the City of Modesto has much more use for a spraying outfit for the treatment of trees than the County of Stanislaus would have, the City of Modesto would prefer to purchase the machine independently; and providing for the purchase of a tree spraying outfit by the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PETITION FOR TRANSFER OF FRANCHISE OF THE CITY TRANSIT COMPANY TO WILLIS KLEINENBROICH:

5 By unanimous consent of the Council, action on the above mentioned matter was laid over to the next regular meeting.

IN THE MATTER OF EXPIRATION OF CITY TRANSIT COMPANY'S INSURANCE:

6 By unanimous consent of the Council, action on the above mentioned matter was laid over to the next regular meeting.

IN THE MATTER OF PETITION FOR LIFTING OF ZONING ON I STREET BETWEEN 12TH AND 17TH ST:

7 By unanimous consent of the Council, action on the above mentioned matter was laid over to the next regular meeting.

IN THE MATTER OF PETITION FOR REMOVAL OF TREES:

8 J. J. Bowser made application to the Council for permission to remove two trees at 229 Castle Street. By unanimous consent of the Council, the same was referred to the City Engineer.

IN THE MATTER OF COMMUNICATIONS:

9 By unanimous consent of the Council action on a communication heretofore filed with the Council from the League of California Municipalities in regard to reorganization of the League was laid over to the next regular meeting.

10 A Communication from the Tobe Deutschmann Company of Canton, Mass. relative to control of electrical interference with radio reception together with a model ordinance regulating such interference. Same was laid over to the next regular meeting.

IN THE MATTER OF PROPOSED GARBAGE ORDINANCE:

11 By unanimous consent of the Council, the City Attorney was instructed to prepare an ordinance relative to licensing of garbage collectors and present the same at the next regular meeting.

IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO. 422-N.S.

12 Ordinance No. 422-N.S. appropriating money for the purchase of certain equipment and for drilling a well, having been introduced and ordered printed and published at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1932, and having been published as required by the Charter of the City of Modesto, coming on for final adoption this 24th day of August, 1932, it was finally adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ORDINANCE FIXING THE RATE OF TAXATION FOR 1932-1933:

13 Commissioner Falger introduced an ordinance, being

ORDINANCE NO. 423-N.S.

fixing the rate of taxation in and for the City of Modesto for the fiscal year beginning July 1, 1932, and ending June 30th, 1933, at \$ 1.30 per hundred dollars valuation, which ordinance was passed to print and publish by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

14  
IN THE MATTER OF REPORT OF COMMITTEE ON STATE GASOLINE TAX:

The report of the Committee appointed by Mayor Dennett on August 10th, 1932, to investigate the State Gasoline Tax matter as presented by a communication from the League of California Municipalities was laid over to the next regular meeting of the Council.

15  
IN THE MATTER OF OBTAINING RIGHTS OF WAY TO A LOWER PORTION OF NINTH STREET FOR THE PURPOSE OF CONSTRUCTING APPROACH TO PROPOSED STATE BRIDGE ACROSS THE TUOLUMNE RIVER:

Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2438-N.3.

authorizing that condemnation proceedings be commenced for the purpose of obtaining rights of way to a lower portion of Ninth Street which are necessary for the construction of an approach to the new bridge across the Tuolumne River at Ninth St., which bridge is proposed to be erected by the State of California, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

16  
IN THE MATTER OF CLAIM OF W. H. ELIZZARD:

There was filed with the Council a claim by W. H. Elizzard in the amount of \$ 87.85 for a new roof on the City Engineer's office and on Pump House No. 7. Thereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2439-N.S.

allowing the claim as presented and authorizing and instructing the City Auditor and Clerk to draw a warrant therefor in the amount stated, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

17  
IN THE MATTER OF BIDS FOR FLEET AUTOMOBILE INSURANCE:

Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2440-N.S.

authorizing and instructing the City Clerk to advertise for bids for the furnishing of fleet automobile insurance to the City of Modesto, the bids to be received and opened at the next regular meeting, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

18  
IN THE MATTER OF FIXING SALARY OF JOE MITCHELL:

Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2441-N.S.

fixing the salary of Joe Mitchell, master mechanic of the Fire Department, at \$150.00 per month, the same to be effective commencing September 1st, 1932, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ADJOURNMENT:

Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2442-N.S.

19  
adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: \_\_\_\_\_

H.E. GRAGG  
CITY CLERK

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Council, City of Modesto

September 14th, 1932

The Council of the City of Modesto met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Major, Dennett  
Absent: Councilmen: None

IN THE MATTER OF MINUTES:

The minutes of the regular meeting of August 24th, 1932, having been heretofore read by each Councilman were unanimesuly approved as so read.

IN THE MATTER OF ENFORCEMENT OF PEDDLERS ORDINANCE:

R. E. Kimmel, Secretary of the Chamber of Commerce, and Chas. Wherry representing the Modesto Merchants Exchange, appeared before the Council and asked that the peddlers ordinance recently enacted by the Council be strictly enforced. After discussion of the matter wherein the question of the legality of all of the provisions of Ordinance No. 421-S.S. were considered, the Council did by unanimous consent order the City Clerk to fully enforce all of the provisions of said Ordinance, and to have the necessary forms printed therefor.

IN THE MATTER OF ESTABLISHMENT OF A MISSION:

Mr. L. Shields appeared before the Council and outlined his plans for starting a mission in the City of Modesto for feeding the unemployed of the community. By unanimous consent of the Council, the plan was referred to Mr. L. J. Nevrumont chairman of the Citizen's Welfare Committee.

IN THE MATTER OF BIDS FOR FLEET AUTOMOBILE INSURANCE:

Pursuant to advertising for bids for insurance covering the City's fleet of automobiles and motor equipment, there were on file four bids, which when opened read as follows:

THE GRANGE COMPANY:

Representing the Bankers Indemnity  
Insurance Company . . . Premium . . . \$ 1042.00

THE L.T. MOSS AGENCY:

Representing the Pacific Indemnity  
Company . . . . . Premium . . . . . \$ 1254.53

L. Z. ROBBINS:

Representing American Employers  
Insurance Co. . . . . Premium . . . . . \$ 1127.29

JAS. McCORMICK COMPANY:

Representing Fidelity Casualty Co..  
. . . . . Premium . . . . . \$ 1250.65

Upon opening of the bid of the Grange Company it was found that there was no certified check enclosed as called for in the Notice to Bidders. Thereupon, Mr. E. W. Andrews, representing the Grange Company, deposited with the City Clerk \$ 125.00 in cash in lieu of certified check. After due consideration of the various bids by the Council, in view of the fact that the present policy carried by the City expires on September 15th, 1932, it was ordered unanimously by the Council that the above bids be referred to the City Attorney, A. J. Carlson, and Commissioner of Finance and Revenue, Wm. Falger, with wuthority to accept the lowest and best bid.

IN THE MATTER OF CLAIMS:

5

The claims against the City of Modesto for the month of August, 1932, having been duly audited and found to be correct, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2443-N.S.

ordering that all of the claims so audited and approved be and they are hereby allowed. Reference being hereby made to the Auditor's Cash Book for further details regarding the amounts of the withdrawals from the various funds as follows:

General Fund . . . . .	\$ 15,461.04
Water Fund . . . . .	4,294.49
Library Fund . . . . .	1,861.92
Bond Red.Int. Fund . . . . .	100.00
St. Bond Red. Int. Fund . . . . .	1,415.18
Beard Improvement Fund . . . . .	62.77
TOTAL . . . . .	\$ 23,196.00

Which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIM OF THE J. S. WEST & COMPANY FOR ROAD OIL:

6

Pursuant to the acceptance of a bid of the J. S. West & Company for approximately 5,000 barrels of road oil on July 8th, 1931, by Resolution No. 2177-N.S., and subsequently thereafter purchased but 1,350 barrels, the J. S. West & Company at this time did, through its Attorney, V. F. Gant, file a claim with the Council for the balance of 3,500 barrels of road oil, setting forth the conditions upon which the <sup>claim</sup> was based. After due and careful consideration of the matter by the Council, Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2444-N.S.

rejecting the claim of the J. S. West & Company for 3,500 barrels of road oil, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF COMMUNICATIONS:

7

A Communication from the League of Municipalities relative to reorganization of the League, which had been laid over from August 24th, 1932, was read by the Council and ordered filed.

A Communication from the Tobe Deutschmann Co. relative to legislation controlling radio interference, which had been laid over from August 24th, 1932, was by unanimous consent of the Council laid over to the next regular meeting.

8

Communications from the League of California Municipalities relative to dues for annual membership in the League and to the convention of the League at San-Diego; and a divisional convention at Sacramento, were read by the Council and ordered filed.

9

Communications from William J. Locke, former secretary of the League of California Municipalities, relative to a hearing of specific charges against him by the Board of Directors, was received by the Council and ordered filed.

10

11 A Communication from the State Department of Public Works acknowledging receipt of City of Modesto's Resolution No. 2438-N.S. relative to condemnation proceedings for constructing approach to the proposed state bridge over the Tuolumne River at 9th Street, and official notification that the California Highway Commission had appropriated \$ 350,000 for the project in its budget was read to the Council and ordered filed.

12 A Communication from the Bureau of Public Health Service at Washington, D. C. relative to a national convention of the American Public Health Assn. was read to the Council and ordered filed.

13 A Communication was received from the Portland Cement Association enclosing a resume and explanation of the Emergency Relief and Construction Act for 1932. Same was read to the Council and ordered filed.

14 A letter was received from the Chamber of Commerce of Santa Cruz urging that the City of Santa Cruz be selected as the next convention City of the League of California Municipalities.

15 A letter was received by Mayor Dennett from C.H. Ramont, Executive secretary of the Stanislaus County Welfare Department, setting forth the number of unemployed in Modesto and community at the present time as 900, and in the remainder of the County as 1100, stating further that these figures would be increased approximately 50 to 75 per cent after the grape picking and bean harvests are completed. Same was read to the Council and ordered filed.

16 IN THE MATTER OF ORDINANCE LICENSING GARBAGE COLLECTORS:

Pursuant to consideration of the licensing and regulating of the collection of garbage in the City of Modesto, Commissioner Rogers introduced an ordinance, being

ORDINANCE NO. 424-N.S.

regulating the collection and disposal of garbage, refuse, etc. and providing a license fee for garbage collectors, which ordinance was passed to print and publish by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Bennett

Noes: Councilmen: None

Absent: Councilmen: None

17 IN THE MATTER OF ORDINANCE REGULATING DANCE HALLS IN THE CITY OF MODESTO:

Pursuant to the proposed passage of an ordinance regulating dance halls in the City of Modesto, E.H. Zion and J. M. Walthall, as supporters of, and Nathan McVey, as opponent to, adoption of such an ordinance, appeared before the Council and set forth their various reasons for favoring or opposing the ordinance. After considerable discussion of the matter, by unanimous consent of the Council the same was laid over to the next regular meeting.

18 IN THE MATTER OF PROPOSED ORDINANCE LIFTING ZONING RESTRICTIONS IN CERTAIN AREA:

Pursuant to petition heretofore filed with the Council asking that zoning restrictions on I Street between 12th and 17th Streets be lifted, by unanimous consent of the Council further consideration of the matter was laid over to the next regular meeting.

IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO. 423-N.S.

19 Ordinance No. 423-N.S. fixing the rate of taxation for the year beginning July 1, 1932, and ending June 30th, 1933, having been ordered printed and published at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1932, and having been published as required by the Charter of the City of Modesto, coming on for final adoption this 14th day of September, 1932, it was finally adopted by the following vote:  
Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Noes: Councilmen: None  
Absent: Councilmen: None

20 IN THE MATTER OF TRANSFER OF FRANCHISE OF THE CITY TRANSIT COMPANY TO WILLIS KLEINENBROICH;

Pursuant to the filing of a petition with the City Council by Willis Kleinenbroich for transfer of the City Transit Company's franchise to him, and pursuant to action on the same having been laid over from time to time at this time there was filed with the Council an agreement of stockholders in the City Transit Company consenting to such transfer; whereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2445-N.S.

accepting the above agreement and transferring the franchise issued to the City Transit Company to Willis Kleinenbroich contingent upon the filing of a public liability insurance policy that is acceptable to the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Noes: Councilmen: None  
Absent: Councilmen: None

21 IN THE MATTER OF COMMITTEE ON UNEMPLOYMENT:

By unanimous consent of the Council, W. J. Silva was appointed Chairman of the Committee on Unemployment in the City of Modesto, with power to select and appoint his own committee.

22 IN THE MATTER OF COMMITTEE ON CITY WELFARE:

By unanimous consent of the Council, Mr. L. J. Nevrumont, was re-appointed Chairman of the City Welfare Committee and members of the Committee named as: Mrs. A. J. Carlson, Dr. J. B. Simms, Geo. Beard, and W. F. Hopkins.

23 IN THE MATTER OF APPROPRIATION FOR THE BOYS' BAND ASSOCIATION:

Pursuant to the appropriation of \$ 500.00 in the Annual Budget of the Park Department for the current fiscal year for defraying expenses of band concerts given in the various City parks during the summer, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2446-N.S.

authorizing and instructing the City Clerk and Auditor to draw a warrant in the amount of \$ 250.00 in favor of the Stanislaus County Boys' Band Association to defray the expenses of band concerts held in the various city parks during the summer,

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF BOND OF THE CITY ASSESSOR:

24 Mayor Dennett called to the attention of the Council the fact that the bond of the City Assessor is an unnecessary expense and recommended that it be cancelled, whereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2447-N.S.

providing that when the present bond of the City Assessor, issued by the L. T. Moss Agency in the amount of \$ 2,500.00 expires, it be not renewed, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF AGREEMENT WITH STATE RELATIVE TO BRIDGE TO BE CONSTRUCTED OVER TUOLUMNE RIVER AT NINTH STREET:

25 The State Department of Public Works presented to the Council a co-operative agreement relative to the construction of a proposed bridge over the Tuolumne River, asking that the Council take formal action thereon; whereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2448-N.S.

formally accepting the above agreement, and instructing the City Clerk to forward a duly certified copy of the Resolution to the State Department of Public Works preparatory to the drawing up of contract for the work, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF REDUCTION IN AMOUNT OF BILL POSTER'S LICENSE:

26 Frank Vaccaro of the Valley Advertising Service made formal application to the Council, through the City Attorney for reduction of the license fee per quarter levied under Ordinance No. 302-N.S. After considerable discussion of the matter by the Council, action thereon was laid over to the next regular meeting.

IN THE MATTER OF FIRE HAZARD AT THE COUNTY HOSPITAL:

27 Geo. E. Wallace, Fire Chief, filed with the Council a written recommendation that a City water main and fire hydrants be installed at the County Hospital, stating that at the present time the Fire Hydrants that could be used in case of fire at the hospital are located on Bodem Street at H Street and on H Street between High and Melrose, both of which are a considerable distance from the hospital and entirely inadequate. After discussion of the matter, by unanimous consent of the Council, Commissioner Falger and City Engineer Rossi were appointed to take up the matter of installing water main and hydrants to the County Hospital, with the Board of Supervisors with a view of having the County of Stanislaus defray a part of the expenses of

installation, and report to the Council at the next regular meeting.

28 ✓  
IN THE MATTER OF ACQUISITION OF GAS PLANT OF THE P.G. & E. BY THE CITY OF MODESTO:

Condemnation proceedings for acquiring the P. G. & E. Co. Gas Plant in the City of Modesto were discussed by the Council, and action thereon laid over to the next regular meeting.

29  
IN THE MATTER OF COMPLAINT OF W. H. MURRAY REGARDING DELINQUENT PENALTY EXACTED FOR WATER BILLS:

W. H. Murray appeared before the Council protesting against the payment of a 10% delinquent penalty for water bills which he had neglected to pay before the 10th of the month. The Council informed Mr. Murray that the provisions of the City Ordinance relative to penalties for payment of delinquent water accounts would have to be adhered to.

30  
IN THE MATTER OF SUBSIDY FOR THE SALVATION ARMY:-

Mr. L. J. Nevrumont filed with the Council reports of the expenditures of the Salvation Army during the months of July and August, and stated that upon investigation by the City Welfare Committee it was found that the Salvation Army needs the aid of the City which was eliminated from the budget for 1932-1933. After considerable discussion of the matter, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2449-N.S.

authorizing and instructing the City Clerk and Auditor to draw a warrant in favor of the Salvation Army in the amount of \$100.00 the same being subsidy for the months of July and August, 1932, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

31  
IN THE MATTER OF ADVERTISING NOTICE TO BIDDERS FOR TWO TRUCKS FOR THE DEPARTMENT OF PUBLIC WORKS:

Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2450-N.S.

authorizing and instructing the City Clerk to advertise for bids for two automobile trucks as per the specifications filed by the Department of Public Works, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

32  
IN THE MATTER OF REPORTS:

The report of the Committee appointed to investigate the State Gasoline Tax Funds was laid over to the next regular meeting.

33  
A report of payments made on the personal accounts of Geo. M. Keeley, City Employee, was filed with the Council by Commissioner of Finance and Revenue, Wm. Falger.

34  
The reports of the various departments for the month of August, 1932, were reviewed by the Council and ordered filed.

IN THE MATTER OF ADJOURNMENT:

35  
Commissioner Brown introduced a resolution, being  
RESOLUTION NO. 2451-N.S.  
adjourning this Council meeting now in session which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Demmett

Noes: Councilmen: None

Absent: Councilmen: None.

Attest: \_\_\_\_\_

H. B. GRAGG  
CLERK

September 28th, 1932

The Council met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Absent: Councilmen: None

IN THE MATTER OF MINUTES:

1 The minutes of the regular session of August 28th, 1932, were read by the Council and ordered filed.

IN THE MATTER OF SUBSIDY FOR THE CHAMBER OF COMMERCE:

2 Mr. R. K. Whitmore, president of the local Chamber of Commerce; Harry Crow, representing hotel owners, and L. C. Nevraumont of the Citizens' Welfare Committee, appeared before the Council in support of a written communication from the Chamber of Commerce asking for a \$ 250.00 donation from the City of Modesto to complete their budget for bringing conventions to Modesto throughout the current year. After considerable discussion of the matter by the Council, it was by unanimous consent laid over to the adjourned meeting to be held October 4th, 1932.

IN THE MATTER OF BANNERS ACROSS THE STREETS:

3 Gratton Hogin, Jr., president of the Modesto High School Student Body, and Vernon O'Meara, president of the Modesto Junior College Student Body, appeared before the Council and asked permission to stretch banners across the streets of the City of Modesto advertising the various activities of their organizations during the coming school year. Thereupon Commissioner Boundey introduced a resolution being

RESOLUTION NO. 2452-W.S.

granting permission to the Modesto High School Student Body and the Modesto Junior College Student Body to stretch banners across the streets of the City of Modesto advertising school activities during the coming school year, provided that such banners be located and placed under the direction and supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PERMIT FOR A SOFT DRINK AND HOT DOG STAND:

4 The California Nursery Company made application to the Council for a permit to install a soft drink and hot-dog stand at the southeast corner of First and H Streets on the property known as Lots 31 and 32 in Block 2 of the City of Modesto. Whereupon Commissioner Rogers introduced a resolution, being

RESOLUTION NO. 2453-N.S.

granting a temporary permit to the California Nursery Company to install a soft drink and hot-dog stand on the above property, providing that such permit be revocable at the will and pleasure of the City Council, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF BIDS FOR TWO AUTOMOBILE TRUCKS:

Pursuant to the publishing of a notice to bidders calling for:

ITEM NO.1 - One Chassis with closed cab, safety glass, heavy duty springs, dual rear wheels, four-wheel brakes, long wheel base, heavy duty tires, and a power take-off for a Wood Hydraulic Hoist;

ITEM NO.2 - Truck complete with enclosed cab with safety glass and flat body without stakes and slats, dual rear wheels, long wheel base, and heavy duty tires.

and this being the time set out in said notice for the opening of all bids, there were on file seven bids, which were publicly opened and declared as follows:

R.B.MACERIDE:

- Item No.1-A. Chassis and Cab, 1 1/2 Ton, 4 cylinder motor, 4 speed transmission, complete with safety glass, dual wheels, and tires; and equipped with power take-off.....\$ 980.00
- B. Chassis and Cab, 2 3/4 Ton Pay load, rating 5 speed transmission, 32x6 dual truck tires, 165" wheelbase complete with safety glass and power take-off....\$ 1260.00

Item No.2./

Chassis and Cab, 1 1/2 Ton 4 cylinder motor, 4-speed transmission; 157" wheelbase equipped with closed cab, safety glass, flat body, dual rear wheels and truck tires.....\$ 1015.00

We will duplicate the above job with a six-cylinder motor for \$ 25.00 additional.

The following allowance for cars traded in:

- 1924 Dodge Delivery ..... \$ 35.00
- 1925 Ford Touring . . . . . 35.00
- Sterling Truck - Flat Body .. 35.00

We will trade all three of these cars on two trucks or will trade the Dodge and the Ford on an order for one truck.

FRANK PARADIS COMPANY:

- Item No. 1 - Ford Truck Chassis with closed Cab, safety glass all around, heavy duty tires, overload springs, dual rear tires, 4-wheel brakes, 157" long wheel base, heavy duty high pressure tires, power take-off for wood hydraulic hoist, at a net price of..\$ 858.89
- Item No. 2 - Ford Truck complete with closed cab, safety glass all around, platform body, dual rear wheels, 157" long wheel base and heavy duty tires of regular balloon type at a net price of .....\$ 863.99

(For heavy duty high pressure 8 ply tires all around add \$ 37.50)

Allowance on cars traded in:

- Dodge Express . . . . . \$ 10.00
- Ford Touring . . . . . 20.00
- Sterling Truck . . . . . 15.00

SERVICE & SUMMERS:

Two Gasoline Motor Trucks for the total amount of.....\$2946.00

Item No.1 - Chassis with closed cab and safety glass and with power take-off for Wood Hydraulic Hoist. We recommend that this truck for a payload of 4 1/2 Tons. Price for this unit delivered.....\$1910.00

Item No. 2- Truck complete with enclosed cab and safety glass and flat body. 157" wheel base. Two ton rating. Price complete . . . . . \$ 1036.00

Trade In Allowances:

- 1924 Dodge . . . . . \$ 173.00
- 1925 Model T Ford . . . . . 173.00
- Sterling Flat Body . . . . . 400.00
- Total.....\$ 746.00

BALANCE TO BE PAID BY CITY OF MOBESTO.....\$2200.00

Delivery in ten days.

WILLIAM J. SILVA:

Item No.1 - Studebaker 1½ Ton Truck Chassis-Cab ...\$1050.00  
 Item No.1 - Studebaker 2 Ton Truck " " 1330.00  
 Item No.1 - Studebaker 3 Ton Truck-Chassis-Cab 1850.00  
 (Anthony Power take-off for Hoist is \$85 addn.)  
 Item No. 2- One 1½ Ton Trk. complete with enclosed  
 Cab and safety glass.....1125.00  
 One 2-Ton trk. complete with enclosed  
 Cab and safety glass . . . . . 1385.00  
 One 3 Ton Truck complete with enclosed  
 cab and safety glass . . . . . 1900.00  
 Allowance:  
 On 1924 Dodge 4 cylinder..... \$ 50.00  
 On 1925 Ford 4 cylinder . . . . . 30.00  
 On Sterling, Flat Body . . . . . 50.00

SMITH-EVENS CHEVROLET COMPANY:

Item No.1 - Chevrolet 157" Wheelbase; Truck Chassis  
 with closed cab and with Heavy Duty rear  
 end (Maximum Pay Load 5 Ton) FOB Modesto..\$907.50  
 Item No.2 - Chevrolet 157" Wheelbase Trk. Chassis, with  
 Closed Cab and with Chevrolet Body Works,  
 Flat Rack Body FOB Modesto.....\$948.60  
 Allowance on Cars traded in:  
 Car #17 Dodge Express .....\$ 15.00  
 Car #25 Sterling Trk..... 20.00  
 Car #30 Ford Touring ..... 25.00

TURNER HARDWARE COMPANY:

Item No. 1 as specified .....\$ 1110.00  
 Item No.2 " " ..... 1130.00  
 Allowance on used equipment as follows with a  
 limit of two pieces to be turned in on purchase  
 of only one item:  
 Sterling Truck ..... \$ 35.00  
 Dodge Truck ..... 40.00  
 Ford Touring ..... 35.00

Delivery within five days of the receipt of order.

Supplementary Bid:

1-Model International A-3 as specified in  
 Notice to Bidders.....\$ 1350.00

FRED F. WEBBER:

Item No.1 -Fageol Truck Modesto 105 32x6  
 H.D. Tires single front and dual rear  
 Wheel base 161" Fish Plated  
 List Price.....\$ 1762.50  
 Sterling & Dodge, Discount and Trade-in.... 352.50  
 Net....\$ 1410.00  
 Item No. 2 Fageol Truck Model 101; Long  
 Wheel Base.....List.....\$ 1015.00  
 Ford Touring Disct.& Trade-in..... 230.00  
 Net....\$ 785.00

After examination of the merits of all bids submitted, by unanimous consent of the Council, they were ordered referred to a committee designated by Mayor Dennett as Commissioners Rogers, Boundey, and the City Engineer, with instructions to report their findings and recommendations to the Council at its adjourned meeting of October 4th, 1932.

IN THE MATTER OF CLAIMS:

Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2454-N.

rescinding that portion of Resolution No. 2452-N. which rejected the claim of A. Prouty for one battery furnished to the Fire Department in the amount of \$ 52.50 and

6 ordering that Warrant No. 8407 originally drawn in payment of said Claim be issued to Mr. Prouty, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIM OF STATE COMPENSATION INSURANCE FUND:

7 There was filed with the Council a claim of the State Compensation Insurance Fund for the balance of premium for compensation insurance policy carried by the City of Modesto accruing as a result of the difference between the estimated and earned premiums in amount of \$ 3,014.41. Thereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2455-N.S.

allowing the claim for balance of \$ 3,014.41, and instructing the City Clerk and Auditor to draw a warrant therefor, after the moneys in the City Treasury have been increased by collection of the first instalment of the 1932-33 taxes, and instructing the City Clerk to notify the State Compensation Insurance Fund that City of Modesto's check will be forwarded in the near future after such time as the City Treasury is repleted with collection of taxes, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF COMMUNICATIONS:

8 A Communication from the Tope Deutschmann Company relative to regulating radio interference, which was laid over from a previous meeting, was again considered by the Council and by unanimous consent, further action thereon laid over to the next regular meeting.

9 A Communication was received from Wm. J. Locke relative to dues in the League of Municipalities and to reorganization of the League. Same was read to the Council and ordered filed.

10 A Communication was received from the City of Monterey enclosing a resolution adopted by that City relative to allocation of the Gasoline Tax Funds by Boards of Supervisors of Counties throughout the State. Same was read to the Council and ordered filed.

11 A Communication was received from the Mayor of Santa Cruz, asking that that City be selected for the 1933 Convention of the League of Municipalities. Same was read to the Council and ordered filed.

12 A Communication was received from the Council of Social and Health Agencies of Modesto relative to unemployment in the City of Modesto. Same was read to the Council and ordered filed.

13 A Communication was received from the California State Automobile Association relative to the proposed plan of having the State take over certain through routes in various cities in the State and the allocation of state monies for their maintenance and improvement. Same was read to the Council and ordered filed.

IN THE MATTER OF PETITIONS FOR THE REMOVAL OF TREES:

14 Petitions were received asking the removal of certain trees in front of property as follows:

1030 13th St. - Mrs. C.H. Ordway  
227 California - G. M. Edison

14 After consideration of the above petitions by the Council, Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2456-N.S.

referring the petitions to the City Engineer with authorization to cause the trees to be removed if in his opinion it is necessary, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF FRANCHISE OF THE MODESTO GAS COMPANY:

15 Mayor Dennett filed a written report with the Council relative to the operation of the Modesto Gas Company in the City of Modesto without a payment of franchise tax, and asking that the Council authorize the City Attorney to bring such action as seems advisable to determine whether or not the use of the City Streets by the Modesto Gas Company, now operating under the old franchise of the Modesto Gas Light Coal & Coke Company, is subject to charter provisions relative to franchise taxes. By unanimous consent of the Council, the City Attorney was so instructed.

IN THE MATTER OF INSURANCE OF BUSES OPERATING IN THE CITY:

16 By unanimous consent of the Council, the matter of public liability insurance covering the busses operated in the City of Modesto by Willis Kleinenbroich was laid over to the next regular meeting.

IN THE MATTER OF ORDINANCES:

17 Ordinance No. 424-N.S., regulating the collection and disposal of garbage, etc. in the City of Modesto, having been introduced and ordered printed and published at the regular meeting of September 14th, 1932, and having been printed and published as required by the Charter of the City of Modesto, coming on for final adoption this 28th day of September, 1932, it was finally adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ADOPTION OF ORDINANCE REGULATING DANCE HALLS:

18 Pursuant to the continuation of the discussion of the adoption of an ordinance regulating the conducting of dance halls in the City of Modesto from the regular meeting of Sept. 14th, 1932, at this time discussion of the matter was resumed by the Council.

19 A petition signed by members of the Christian Young People's Societies of Modesto was presented to the Council by Emerson Bain, supporting the provisions of the proposed ordinance restricting dance halls in the City.

20 Mr. Wm. C. Nestler filed a written communication with the Council opposing the ordinance, in as much as it would work a hardship on the owner of Marshall Hall.

2 E. H. Zion and J. M. Walthall addressed the Council in support of the ordinance, while Nathan McVey and F. E. Alford entered a vigorous protest to its adoption.

After discussion of the matter, it was by unanimous consent laid over to the next regular meeting.

IN THE MATTER OF LIFTING ZONING IN CERTAIN DISTRICTS OF THE CITY:

22 By unanimous consent of the Council, further action in this matter was laid over to the next regular meeting.

IN THE MATTER OF AMENDING BILLPOSTERS ORDINANCE:

23 A proposed ordinance amending Section 4 of Ordinance No. 302-N.S. reducing the license fee imposed for billboards, was submitted to the Council, and by unanimous consent of the Council the same was ordered laid over to the next regular meeting.

IN THE MATTER OF ASSESSMENT, COLLECTION AND LEVY OF TAXES:

24 Mayor Dennett filed with the Council a written report recommending that the Council consider the contracting with the County of Stanislaus for the assessment and collection of the City taxes. Commissioner Falger and City Attorney Carlson were appointed a committee to investigate all aspects of the matter and report to the Council.

IN THE MATTER OF RECONSTRUCTION OF SAND BUNKERS:

25 Commissioner Boundey introduced a resolution, being  
RESOLUTION NO. 2457-N.S.  
authorizing and instructing the City Engineer to install a new sand bunker to replace the existing one which, owing to its condition presents a dangerous hazard to workmen, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Noes: Councilmen: None  
Absent: Councilmen: None

IN THE MATTER OF RECONSTRUCTION OF SEWER ON NINTH STREET:

26 Commissioner Boundey introduced a resolution, being  
RESOLUTION NO. 2458-N.S.  
authorizing and instructing the City Engineer to install additional sewage facilities near the Modesto Milk Producers Plant on Ninth Street, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Noes: Councilmen: None  
Absent: Councilmen: None

IN THE MATTER OF CONVEYANCE OF PORTIONS OF NINTH STREET TO THE STATE HIGHWAY COMMISSION FOR THE PURPOSE OF MAKING CERTAIN IMPROVEMENTS:

27 Pursuant to intention of the State Highway Commission to relocate a certain portion of the Golden State Highway within the City of Modesto so as to make 9th Street a portion of said highway, and such relocation making it necessary to improve Ninth Street from the northerly end of the proposed bridge across the Tuolumne River in a northerly direction to the end of the present pavement on Ninth Street at E Street

27  
by grading and paving the same for a width of 40 feet; and also that portion of Ninth Street running northerly from the bridge over the Modesto Irrigation District Lateral No. 4 to the westerly corporate limits by widening and resurfacing the same, at this time the Highway Commissioner asked the City of Modesto to grant to them right in and to the above mentioned portions of Ninth Street and to grant them control and jurisdiction thereover until such time as the improvement is completed when right, title, control, and possession of such portion of the said street would again be assumed by the City. Thereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO.2459-N.S.

conveying temporarily the above named portions of Ninth Street to the State Highway Commission for the purposes above specified, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF REPORT OF COMMITTEE ON FLEET AUTOMOBILE INSURANCE:

28  
Pursuant to the referring of bids for fleet automobile insurance to the City Attorney and Commissioner Falger for the acceptance of the lowest and best bid, the committee filed a written report of their findings and stated that the bid had been awarded to the L. T. Moss Agency. Objections were thereupon entered by L. Z. Robbins and the Grange Company both of whom had entered lower bids than the accepted bid. In view of that fact, Commissioner Boundey introduced a resolution, being

RESOLUTION NO.-----N.S.

awarding the bid for fleet automobile insurance to the Grange Company whose premium was the lowest of all bids submitted which covered all endorsements in the specifications, but which was not accompanied by the required certified check in view of the fact that a cash deposit in the required amount had been made after the bids were opened, which resolution was regularly defeated by the following vote:

Ayes: Councilmen: Boundey,

Noes: Councilmen: Brown, Falger, and Rogers

Absent: Councilmen: None

Mayor Dennett present but not voting.

Thereupon, inasmuch as the specifications were not entirely clear as to endorsements required, Commissioner Falger introduced a resolution, being

RESOLUTION NO.2460-N.S.

28  
authorizing and instructing the City Clerk to readvertise for bids for fleet automobile insurance to be opened at the adjourned meeting to be held on Tuesday, October 4th, 1932, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Brown, Falger, Rogers

Noes: Councilmen: Boundey

Absent: Councilmen: None

Mayor Dennett present but not voting.

IN THE MATTER OF REPORTS OF COMMITTEES:

29 The report of the committee appointed to investigate the matter of state gasoline tax funds was indefinitely postponed.

30 The report of the committee on the installation of fire hydrants and water mains at the County Hospital was made to the Council at this time, stating that the matter had been taken up with the County Board of Supervisors, but that they had not been willing to aid in financing the project. Thereupon the report was unanimously accepted and action on the matter postponed indefinitely.

IN THE MATTER OF REPORT OF THE CITY ENGINEER ON STORM SEWERS FOR CAPITOL HEIGHTS DISTRICT:

31 City Engineer, F. J. Rossi, filed with the Council a recommendation and report setting forth data on a proposed storm sewer for that portion of the City west of McHenry Avenue between Downey Avenue and Lucern Avenue. Same was reviewed by the Council and ordered filed.

IN THE MATTER OF ADJOURNMENT:

32 Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2461-N.S.

adjourning this Council meeting now in session to meet again on October 4th, 1932, at the regular time and place, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: \_\_\_\_\_

H. E. GRAGG  
CITY CLERK

Pursuant to adjournment of the meeting held on the 28th day of September, 1932, the Council met in adjourned session in the Council Chambers of the City Hall and there were present Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Absent: Councilmen: Rogers

In the absence of H. E. Gragg, City Clerk, A. J. Carlson was appointed Clerk pro-tem.

IN THE MATTER OF BIDS FOR FLEET AUTOMOBILE INSURANCE:

Pursuant to the advertising for the receiving of bids for fleet automobile insurance covering public liability, and property damage, as well as contingent liability of the motor cars owned and used by the City of Modesto. The hour for opening the bids having arrived, there were on file four bids which were opened and publicly declared as follows:

KING & GIDDINGS .....	\$ 1075.00
L. Z. ROBBINS .....	1031.10
THE GRANGE COMPANY.....	1014.00
THE L. T. MOSS AGENCY.....	1086.93

Thereupon by unanimous consent of the Council, the further consideration of these bids was referred to a committee designated by the Mayor as Commissioner Falger and Boundey with instructions to report their conclusions at the next regular meeting of the Council.

IN THE MATTER OF AWARD OF CONTRACT FOR THE PURCHASE OF TRUCKS:

2 Commissioner Boundey reported on behalf of the Committee appointed to investigate and make findings in the matter of bids submitted for the purchase of two automobile trucks as follows:

With reference to Item No. 1, the bid of Smith-Evens Chevrolet Co. for a Chevrolet Truck at a price of \$ 872.50 net (taking in trade the Dodge and Sterling Trucks mentioned in the specifications); and

With reference to Item No. 2, the bid of Frank Paradis Company for a Ford Truck at a price of \$ 843.39 net (taking in trade the Ford Truck now owned by the City); as being the lowest and best bids and recommended acceptance of the same. Whereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2462-N.S.

accepting the bid of the Smith-Evens Chevrolet Co. for Item No. 1 - a Chevrolet Truck for the sum of \$ 872.50 net, and the accepting of the bid of the Frank Paradis Co. for Item No. 2 - a Ford Truck for the sum of \$ 843.39 net; and authorizing the payment of said sums for said trucks; and the delivery of the Dodge and Sterling Trucks to the Smith-Evens Chevrolet Company and of the Ford Truck to the Frank Paradis Company as above mentioned; and the issuance of City of Modesto warrants in payment of trucks for the amounts specified, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett  
Noes: Councilmen: None  
Absent: Councilmen: Rogers

IN THE MATTER OF PERMISSION TO CLARENCE GREEN, ASS'T FIRE CHIEF, TO TRAIN WITH THE SAN FRANCISCO FIRE DEPARTMENT:

Commissioner Brown introduced a resolution, being  
RESOLUTION NO. 2463-N.S.

authorizing the Mayor and City Clerk to sign a waiver in favor of the City and County of San Francisco of any claim for any accident, damage or liability which might be incurred by Clarence Green, assistant Fire Chief of the City of Modesto, in training with the Fire Department of the City and County of San Francisco, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Rogers

IN THE MATTER OF BANNERS ACROSS THE STREETS:

Mr. J. R. Kenworthy appeared before the Council on behalf of the I.O.O.F. Lodge and asked permission to stretch banners across and over the streets and public ways in connection with the congregation of the I.O.O.F. Lodge the following week, the locations of such banners to be as follows: one on Seventh Street, one at the Convention Hall, and one at the entrance to Enslin Park. Thereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2464-N.S.

authorizing the I.O.O.F. Lodge to place their banners across and over the streets at the points indicated, with the understanding that they shall be erected and maintained under the direction and supervision of the City Engineer, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Rogers

IN THE MATTER OF DEPOSIT OF FUNDS IN THE SUPERIOR COURT:

In connection with the acquisition of the right of way across the Podesto and Arata property in conjunction with the re-routing of the State Highway through the City, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2465-N.S.

entitled: "A Resolution authorizing the City Treasurer to deposit certain fund in the Superior Court of Stanislaus County" in connection with the right of way proceedings against Podesto and Arata in conjunction with the relocation of the State Highway through the City of Modesto, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Reference is hereby made to the said resolution now on file in the office of the Clerk for further particulars.

IN THE MATTER OF RESOLUTION OF CONDOLENCE TO COUNCILMAN ROGERS UPON THE DEATH OF HIS MOTHER:

Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2466-N.S.

6 expressing the sympathy of the Council and the City of Modesto for Councilman Rogers and his family upon his bereavement occasioned by the death of his mother, and moved its adoption, which motion being duly seconded, the resolution was upon roll call adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Rogers

IN THE MATTER OF CLOSING OF CITY OFFICES DURING THE FUNERAL OF MRS. ANNA ROGERS:

7 Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2407-N.S.

providing that during the period of the funeral services for Mrs. Anna Rogers, the mother of Councilman Rogers, on Thursday, October 6th, 1932, the City Offices be closed between the hours of 2:00 P.M. and 3:00 P.M., which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Rogers

IN THE MATTER OF ADJOURNMENT:

8 Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2408-N.S.

adjourning this Council meeting now in session to meet again in regular session at the usual time and place, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: \_\_\_\_\_

H. E. GRAGG  
CITY CLERK

Pursuant to Resolution No. 2476-N.S., the Council of the City of Modesto met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Absent: Councilmen: Rogers

IN THE MATTER OF AGREEMENT WITH THE STATE HIGHWAY COMMISSION:

Commissioner Boundey introduced a resolution, being  
RESOLUTION NO. 2477-N.S.

providing for cooperation between the State of California, through its Department of Public Works, Division of Highways, and the City of Modesto in the matter of improving Ninth Street as a part of the State Highway system, and instructing the City Clerk to mail a duly certified copy of the same to the Highway Commission, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Rogers

IN THE MATTER OF INSURANCE ON BUSES OPERATED IN THE CITY OF MODESTO BY WILLIS KLEINENBROICH:

Commissioner Falger introduced a resolution being  
RESOLUTION NO. 2478-N.S.

accepting an insurance policy submitted by Willis Kleinbroich for busses operating in the City of Modesto under franchise recently transferred to him from the City Transit Co., which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Rogers

IN THE MATTER OF ADJOURNMENT:

Commissioner Brown introduced a resolution, being  
RESOLUTION NO. 2479-N.S.

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

Ayes: Councilmen: Boundey, Brown, Falger and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Rogers

ATTEST H. E. GRAGG, City Clerk

Council, City of Modesto

October 13th, 1932

Pursuant to Wednesday, October 12th, 1932, being a legal holiday, and there being no quorum present, the City Clerk did adjourn the regular meeting of the Council to this 13th day of October, 1932, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Absent: Councilmen: None

IN THE MATTER OF MINUTES:

1 The minutes of the regular session of September 28th, 1932, and of the adjourned session of October 4th, 1932, having been heretofore read by each Councilman, the same were approved as so read.

IN THE MATTER OF ENFORCEMENT OF PEDDLERS ORDINANCE NO. 421-N.S.:

2 Miss Ida Hill appeared before the Council and censured the administration for not enforcing Ordinance No. 421-N.S. regulating peddling and soliciting in the City. Mayor Dennett informed Miss Hill that all possible means were being pursued to enforce this ordinance, but that naturally it will require some time before the desired results can be obtained.

IN THE MATTER OF PETITION FOR LIGHTING OF I STREET AND A PORTION OF 12TH STREET:

3 A petition heretofore filed with the Council for the lighting of I Street between 12th and 17th streets and of 12th Street between I and J Streets was brought to the attention of the Council, and by unanimous consent, the same was laid over indefinitely.

IN THE MATTER OF PERMIT FOR APPLICATION TO OPERATE JUNK YARD:

4 B. Geller filed with the Council an application to operate a junk yard at 529 Seventh Street in the City of Modesto. After consideration of the same by the Council, Commissioner Rogers introduced a resolution, being

RESOLUTION NO. 2469-N.S.

granting permission to B. Geller to operate a junk yard as prayed for, providing that all provisions of city ordinances relative thereto are complied with, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PETITION FOR REMOVAL OF TREES:

5 Mrs. Frances Watts made application to the City Council for a permit to remove two trees at the premises located at 334 Rosedale Avenue. By order of the Council the same was referred to the City Engineer with instructions to investigate the matter and report his findings at the next meeting of the Council.

IN THE MATTER OF PETITION FOR CANCELLATION OF TAXES BY VIRTUE OF VETERAN'S EXEMPTION:

6 Mr. W. R. Fisher addressed a petition to the Council through the City Tax Collector for the cancellation of municipal taxes in the amount of \$ 2.34 on Lots 4/ and 48 in Block 357, stating that he had filed his affidavit for veteran's exemption in the time specified by law, and it appearing that this affidavit had not

6 been taken into consideration by the City Assessor in making the Assessment, Commissioner Falger introduced a resolution, being

RESOLUTION NO.2470-N.S.

cancelling municipal taxes in the amount of \$ 2.34 levied on Lots 47 and 48 in Block 357 assessed in the name of E.R.Fisher, and authorizing and instructing the the City Tax Collector and Auditor to make the proper entries on the Tax Records therefor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PETITION OF TIDEWATER RAILWAY FOR CANCELLATION OF CERTAIN TAXES ON THE NON-OPERATIVE ROLL:

7 The Tidewater Southern Railway Company filed with the Council through the City Assessor a petition for the cancellation of assessment on Lots 25 to 28 inclusive in Block 51 which appears on the Non-Operative Tax Roll as well as on the Operative Tax Roll. Thereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO.2471-N.S.

cancelling the above assessment on the Non-Operative Tax Roll, and instructing the City Tax Collector and Auditor to make the proper notation thereof on the Tax Records, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF BIDS FOR FLEET AUTOMOBILE INSURANCE:

8 Pursuant to the receiving and opening of bids for fleet automobile insurance at the adjourned meeting of October 4th, 1932, and to the subsequent referring of the same to a committee composed of Commissioners Falger and Boundey and the City Attorney, at this time the Committee reported that the bid of L. Z. Robbins appears to be the lowest and best bid, since a legal opinion rendered by the City Attorney rules out the bid of the Grange Company in view of the fact that Mayor Dennett is a stockholder and director of that organization. Thereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO.2472-N.S.

accepting the bid of L. Z. Robbins for fleet automobile insurance and instructing the City Clerk and Auditor to draw a warrant for the premium in amount of \$1031.10, and to return to the unsuccessful bidders their certified checks, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF SUBSIDY TO THE CHAMBER OF COMMERCE:

9 Pursuant to petition having been made to the Council by the Chamber of Commerce for a subsidy of \$ 250.00 to be used in obtaining conventions for the City of Modest, at this time there were letters filed from the

Modesto Trust & Savings Bank, Modesto News-Herald, S. H. Kress & Co., J. C. Penney Company, Hotel Modesto, Hotel Hughson, Hotel Covell, in support of the petition. By unanimous consent of the Council action on the matter was laid over to the next regular meeting.

IN THE MATTER OF CLAIMS:

10 The claims against the City of Modesto for month of September, 1932, having been fully audited and found to be correct Commissioner Falger introduced a resolution, being

RESOLUTION NO. 24/3-N.S.

ordering that all of the said claims so audited and approved be and they are hereby allowed, reference being made to the Auditor's Cash Book for further details relating to the withdrawal of the various amounts from funds as follows:

General Fund.....	\$ 15,093.33
Water Fund.....	3,679.28
Library Fund.....	1,560.44
St. Bond Red. Int.....	54.74
Total .....	\$ 20,367.79

Which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ALLOWING CLAIMS FOR EXPENSES INCURRED BY THE CITY WELFARE COMMITTEE:

11 Mr. W. W. Hopkins, Secretary of the Council of Social and Health Agencies of Modesto, filed with the Council claims of the Union Shoe Shop in amount of \$ 34.09 and of the J. C. Penney Co. in amount of \$ 4.83 for supplies furnished to the Bundle Center in conjunction with welfare relief work being carried on by that organization. Thereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO. 24/4-N.S.

allowing the above mentioned claims and authorizing the City Clerk and Auditor to draw warrants therefor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF COMMUNICATIONS:

12 A Communication was received from the League of California Municipalities relative to Proposition No. 11 on the November ballot having to do with the lease of certain tide lands by the State. Same was read to the Council and ordered filed.

A Communication was received from the League of California Municipalities enclosing copy of Constitution and By-Laws of that organization. Same was read to the Council and ordered filed.

IN THE MATTER OF COMMUNICATION FROM THE STATE HIGHWAY COMMISSION RELATIVE TO AGREEMENT FOR PROPOSED RE-ROUTING OF HIGHWAY THROUGH CITY:

13 By unanimous consent of the Council, action on this matter was laid over to the adjourned meeting of October 18, 1932.

14 IN THE MATTER OF INSURANCE ON BUSES OPERATED IN THE CITY BY WILLIS KLEINBERG:

By unanimous consent of the Council action in this matter was laid over to the adjourned meeting of October 18, 1932.

15 IN THE MATTER OF PROPOSED ORDINANCE REGULATING DANCE HALLS:

By unanimous consent of the Council action in this matter was laid over to the next regular meeting.

16 IN THE MATTER OF ORDINANCE REGULATING RADIO INTERFERENCE:

By unanimous consent of the Council action in this matter was laid over to the next regular meeting.

17 IN THE MATTER OF LIFTING ZONING OF CERTAIN PORTIONS OF THE CITY:

By unanimous consent of the Council, action in this matter was laid over to the next regular meeting.

18 IN THE MATTER OF ORDINANCE AMENDING ORDINANCE NO. 424-N.S. REGULATING THE COLLECTION TRANSPORTATION AND DISPOSAL OF GARB AGE:

Commissioner Rogers introduced an ordinance, being  
ORDINANCE NO. 425-N.S.

amending Ordinance No. 424-N.S. regulating the collection, transportation and disposal of garbage in the City of Modesto, which ordinance was duly passed to print and publish by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Noes: Councilmen: None  
Absent: Councilmen: None

19 IN THE MATTER OF RENTAL OF HANGAR AT AIRPORT:

Commissioner Rogers introduced a resolution, being  
RESOLUTION NO. 2475-N.S.

providing that when the present rental leases for use of the hangar at the municipal aviation field expire that they be not renewed and that the building be locked in the future, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Noes: Councilmen: None  
n Absent: Councilmen: None

20 IN THE MATTER OF RENTAL OF HANGAR AT AIRPORT:

Commissioner Rogers introduced a resolution, being  
RESOLUTION NO. 2475-N.S.

providing that when the present rental leases for use of the hangar at the municipal aviation field expire that they be not renewed and that the building be locked in the future, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Noes: Councilmen: None  
Absent: Councilmen: None

IN THE MATTER OF EXTENSION OF WATER MAINS TO COUNTY HOSPITAL:

21 Pursuant to the appointment of a committee to take up with the County Board of Supervisors the matter of extending and improving the water mains and fire hydrants at the County Hospital, at this time the committee further reported that the matter had again been taken up with the Supervisors and that the approximate estimate of cost would be \$ 2700.00 of which the County agreed to pay \$1700.00 providing the City paid the remaining \$1000.00 and started such improvement in the immediate future. By unanimous consent of the Council further action in the matter was laid over to the next regular meeting.

IN THE MATTER OF REPORTS:

22 Commissioner Falger filed a report of expenditures made from the salary of Geo. Keeley on various debts owed by Mr. Keeley to various Modesto merchants.

23 The various monthly reports of the Departments were reviewed by the Council and ordered filed.

IN THE MATTER OF ADJOURNMENT:

24 Commissioner Brown introduced a resolution, being  
RESOLUTION NO.2470-N.S.  
adjourning this Council meeting now in session to meet again on Tuesday, October 18, 1932, which resolution was regularly adopted by the following vote:  
Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Noes: Councilmen: None  
Absent: Councilmen: None

Attest: \_\_\_\_\_  
E.E. GRAGG  
CITY CLERK

October 26th, 1932

The Council met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Absent: Councilmen: None

IN THE MATTER OF MINUTES:

1 The minutes of the adjourned session of October 18, 1932, and of the regular session of October 12th, 1932, were approved as heretofore read.

IN THE MATTER OF REPORT OF THE CITIZEN'S RELIEF COMMITTEE:

2 Mr. L. C. Nevrumont, Chairman of the Citizen's Relief Committee, made an oral report to the Council outlining the activities of the Committee in attempting to bring about the co-ordination of the approximately 36 organizations in the City that are working toward affording relief in various ways to indigent residents of Modesto in order that efficient handling of this work may result. He also stated that a joint meeting of the Committee will be held with the Salvation Army on October 27th, 1932, and invited members of the Council to be present.

IN THE MATTER OF REPORT OF THE UNEMPLOYMENT COMMITTEE:

3 W. J. Silva, Chairman of the Unemployment Committee, filed a written report with the Council setting forth the unemployment situation in Modesto and vicinity, and recommending that the City of Modesto endeavor to afford some relief by developing small projects and improvements to provide employment for heads of families that are now destitute, until such time as the work is started on the relocation of the State Highway through Modesto and the construction of a new bridge over the Tuolumne River at 9th Street. This report was reviewed by the Council and ordered filed.

IN THE MATTER OF PETITION FOR USE OF AIRPORT:

4 Pursuant to Resolution No. 2475-N.S. of the City Council adopted on October 13th, 1932, discontinuing all rental leases for the municipal airport hangar, at this time Mr. R. L. Ustick presented to the Council a petition signed by approximately twenty residents on Tuolumne Boulevard and Roselawn Avenue stating that they had no objection to Aviator G. G. Wright using the Municipal Airport as long as it remains in use as an airport. Mr. Ustick and Norman West addressed the Council in support of the petition, and Geo. F. Neece and G. E. Gabrielson spoke in opposition thereto. After considerable discussion of the matter, by unanimous consent of the Council, the petition was tabled and no action taken.

IN THE MATTER OF INVESTMENT OF CITY FUNDS IN MODESTO STREET IMPROVEMENT BONDS:

5 Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2480-N.S.

authorizing and instructing the Commissioner of Finance and Revenue, William Falger, to invest \$10,000.00 of the Beard Park Improvement Fund in City of Modesto Street Improvement Bonds bearing interest at six or seven per cent per annum as a means of supplying additional revenue to the City, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ACQUISITION OF THE MODESTO GAS PLANT:

6 Pursuant to the discussion heretofore had relative to the acquisition of the Modesto Gas Plant, at this time Commissioner Falger introduced a resolution, being ✓

RESOLUTION NO. 2481-N.S.

instructing the City Attorney to take the necessary action to start proceedings to have an engineering survey made by the State Railroad Commission to determine the valuation of the Modesto Gas Company's holdings in this City, with a view toward the purchasing of the same by condemnation proceedings, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ACCEPTING AGREEMENT WITH THE SOUTHERN PACIFIC CO. FOR CERTAIN RIGHTS OF WAY:

7 Pursuant to the tendering of an agreement by and between the Southern Pacific Company, a corporation, together with its Lessor, Central Pacific Railway Company, a corporation, and the City of Modesto relative to construction and maintenance of a highway upon and across certain portions of the Railroad property in this City in connection with the re-routing of the State Highway through the City of Modesto, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2482-N.S.

accepting the above mentioned agreement and authorizing the Mayor and City Clerk to execute the same on behalf of the City of Modesto which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF APPROPRIATION FOR STORM SEWERS IN CAPITOL HEIGHTS:

8 Pursuant to recommendation and report of the City Engineer heretofore filed with the Council on September 28th, 1952, on the construction of a trunk line storm sewer in the Capitol Heights Addition to the City of Modesto, at this time Commissioner Boundey introduced an ordinance, being

ORDINANCE NO. 426-N.S.

appropriating the sum of \$ 5,200.00 out of the General Fund of the City of Modesto as the City's portion of expense toward the construction of a trunk line storm sewer in that portion of the City known as Capitol Heights District, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ACQUIRING RIGHTS OF WAY FOR NINTH STREET HIGHWAY:

9

Commissioner Boundey introduced an ordinance, being  
ORDINANCE NO.42/-N.S.

appropriating the sum of \$ 21,000.00 out of the General Fund of the City of Modesto for the purpose of acquiring rights of way for the relocation of the State Highway through the City of Modesto in conjunction with the State's project of constructing a new bridge over the Tuolumne River, which ordinance was passed to print and publish by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Noes: Councilmen: None  
Absent: Councilmen: None

IN THE MATTER OF CLAIM OF DAVID SCHWARTZ:

10

A Claim was filed with the Council by David Schwartz of Stockton, California, in the amount of \$ 23.75 for leather and shoe repair supplies furnished to the Citizen's Relief Committee; whereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO.2483-N.S.

allowing the above mentioned claim and instructing the City Clerk and Auditor to draw a warrant therefor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Noes: Councilmen: None  
Absent: Councilmen: None

IN THE MATTER OF CLAIM FILED BY IDA HILL:

11

A claim was filed with the Council by Ida Hill in the amount of \$ 135.00 for profits lost because of the operation during the summer months of a soft drink stand on the canal bank near her store at 1501 Morris Avenue, which she contends to be illegally located under the terms of zoning ordinance No. 364-N.S. After consideration of the matter by the Council, it was the unanimous opinion that the above mentioned stand was not being operated contrary to City Ordinance, and the claim of Miss Hill was thereupon rejected.

IN THE MATTER OF COMMUNICATIONS:

12

A communication was received from the City of Stockton relative to the apportionment of a per cent of the State Gasoline Tax to incorporated cities to be expended for highways, streets, etc. within city limits, and submitting a resolution approving of the endorsement of a program suggested by the League of Municipalities. Whereupon Commissioner Boundey introduced a resolution, being

RESOLUTION No. 2484-N.S.

instructing the City Clerk to advise the City of Stockton that the City of Modesto concurs in the sentiments expressed in their communication, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Noes: Councilmen: None  
Absent: Councilmen: None

Councilmen Brown and Rogers present but not voting.

13  
Communications were received from the Grand Scribe and the local secretary of the I.O.O.F. Encampment thanking the City of Modesto for the courtesies and considerations extended to delegates of the Order at their recent convention in this City. Same was read to the Council and ordered filed.

14  
IN THE MATTER OF SUBSIDY TO THE CHAMBER OF COMMERCE:

Pursuant to the postponement of action on a request of the Chamber of Commerce for a \$ 250.00 donation for bringing conventions to the City of Modesto, at this time Commissioner Falger introduced a resolution, being

RESOLUTION NO.2485-N.S.

granting a \$ 250.00 donation to the Chamber of Commerce and instructing the City Clerk and Auditor to draw a warrant therefor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Falger, and Mayor Dennett

Noes: Councilmen: Brown and Rogers

Absent: Councilmen: None

15  
IN THE MATTER OF PETITIONS FOR REMOVALS OF TREES:

Petitions for removals of trees were made to the Council as follows:

Mrs. F. Watts - 334 Rosedale  
Latter Day Church - 4th & F St.  
C.B. Carroll - 430 Melrose  
Herbert Johnson - 342 Melrose

By order of the Council the same were referred to the City Engineer with instructions to investigate and report to the Council at its next regular meeting.

16  
IN THE MATTER OF ORDINANCE REGULATING DANCE HALLS IN THE CITY:

By unanimous consent of the Council, the above mentioned ordinance was laid over to the next regular meeting.

17  
IN THE MATTER OF ORDINANCE REGULATING RADIO INTERFERENCE:

By unanimous consent of the Council action on the above mentioned ordinance was laid over to the next regular meeting of the Council.

18  
IN THE MATTER OF ORDINANCE LIFTING ZONING ORDINANCE RESTRICTIONS ON 'I' STREET:

By unanimous consent of the Council action on the above mentioned ordinance was laid over to the next regular meeting of the Council.

19  
IN THE MATTER OF AMENDING ORDINANCE NO.302-N.S. REDUCING LICENSE FOR BILL POSTING:

By unanimous consent of the Council action on the above mentioned ordinance was tabled indefinitely.

20  
IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO.425-N.S.:

Ordinance No. 425-N.S., amending Ordinance No. 424-N.S. relative to collection and disposal of garbage in the City of Modesto, having been introduced and ordered printed and published at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1932, and having been published as required by the Charter of the City of Modesto, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

21  
IN THE MATTER OF EXTENSION OF CITY WATER MAINS AND FIRE HYDRANTS TO THE COUNTY HOSPITAL:

By unanimous consent of the Council, action on this matter was laid over to the next regular meeting.

22  
IN THE MATTER OF ADJOURNMENT:

Commissioner Brown introduced a resolution, being

RESOLUTION NO. 2486-N.S.

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

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: \_\_\_\_\_

H. E. GRAGG  
CITY CLERK

Council, City of Modesto

November 9th, 1932

The Council of the City of Modesto met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett.  
Absent: Councilmen: None

1  
IN THE MATTER OF MINUTES:

The minutes of the regular session of October 26th, 1932, having been heretofore read by each Councilman were unanimously approved as so read.

2  
IN THE MATTER OF GARBAGE LICENSE:

Mr. F. Coffee appeared before the Council in regard to a license for transporting of ashes, rubbish, grass, etc. on the streets of the City, stating that he was undetermined as to whether or not he would be compelled to pay a license fee under the provisions of Ordinance No. 424-N.S., and that if that were the case, he could not pay such license as the remuneration from his business would not enable him to do so. By unanimous consent of the Council, the matter was taken under consideration.

3  
IN THE MATTER OF REDUCTION IN WATER RATE:

Mr. H. Mumfrey appeared before the Council and asked that the water rate be reduced at his restaurant and store building at the corner of Ninth and I Sts. The Council informed Mr. Mumfrey that it would be impossible to reduce his water rate as it is regulated by City Ordinance and no exceptions could be made thereto.

4  
IN THE MATTER OF STORM SEWER IN CAPITOL HEIGHTS DISTRICT:

A number of residents of the Capitol Heights District appeared before the Council in regard to the final adoption of Ordinance No. 426-N.S., which appropriated funds for the construction of a storm sewer in Capitol Heights District. The City Engineer, upon instruction from the Council, addressed the delegation and outlined the proposed construction as contemplated by the City. The Council informed the residents that they would not commence any action until petitions were presented, signed by at least 51% of the property owners favoring such construction.

5  
IN THE MATTER OF REMOVAL OF TREES:

Pursuant to petitions for removals of trees filed with the Council on October 26th, 1932, and the subsequent referring of the same to the City Engineer, at this time Mr. Rossi reported to the Council that after investigation of the matter, it was his recommendation that the trees located near the Church of the Latter Day Saints at 4th and F Streets and at the residence of C. B. Carroll, 430 Melrose, should not be removed. Thereupon by unanimous consent of the Council, the above named petitions for removals of trees were denied.

6  
IN THE MATTER OF DEEDS TO OPEN AND EXTEND MORRIS AVENUE:

There was presented to the Council deeds from B. L. Price and Lucille Price; and from Fred S. and Kathleen Mary Price, conveying certain property for road purposes in Block 605 for the purpose of extending and opening Morris Avenue easterly to the City limits; whereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO.2487-N.S.

6 accepting the deed executed and tendered to the City of Modesto by Fred S. and Kathleen Mary Price for a right of way through a portion of Block 605 for road purposes and instructing the City Clerk to cause the same to be placed on record in the office of the Recorder of Stanislaus County, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

There was also introduced by Commissioner Boundey a resolution, being

RESOLUTION NO. 2488-N.S.

7 accepting the deed tendered and executed by B. L. and Lucille Price for a right of way through a portion of Block 605 for road purposes, and instructing the City Clerk to cause the same to be placed on record in the office of the County Recorder, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIMS:

The Claims for the month of October, 1932, having been audited and approved by the Council, Commissioner Falger introduced a resolution, being

RESOLUTION NO.2489-N.S.

8 ordering that all of the said claims so audited and approved be allowed. Reference being hereby made to the Auditor's Cash Book for further details regarding the amount of the withdrawals from the various funds as follows:

GENERAL FUND . . . . .	\$ 27,146.29
WATER FUND . . . . .	4,463.57
LIBRARY FUND . . . . .	1,451.23
BOND RED. INTEREST FUND. . . . .	.45
BEARD PARK . . . . .	3.80
TOTAL . . . . .	\$ 33,065.34

Which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF COMMUNICATIONS:

9 A Communication was received from the California Highway Commission enclosing a certified copy of vote passed by the California Highway Commission in regard to co-operative improvement in the City of Modesto on State Highway Route No. 4. which was read to the Council and ordered filed.

10 A Communication was received from Burns-McDonneell-Smith soliciting the City of Modesto's business in appraising the holdings of the P. G. & E. Company in this City. Same was read to the Council and ordered filed.

IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO. 426-N.S.:

11 Ordinance No. 426-N.S., appropriating funds for the construction of a storm sewer in Capitol Heights District, having been introduced and

ordered printed and published at a regular meeting of the Council of the City of Modesto held on the 26th day of October, 1932, and having been published as required by the Charter of the City of Modesto, it was by unanimous consent laid over to the next regular meeting.

12 IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO. 427-N.S.:

Ordinance No. 427-N.S., appropriating funds for the acquisition of rights of way in connection with the routing of the State Highway over 9th Street in this City, having been introduced and ordered printed and published at a regular meeting of the Council held on October 26th, 1932, coming on for final adoption, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

13 IN THE MATTER OF PROPOSED ORDINANCE REGULATING DANCE HALLS:

By unanimous consent of the Council further action in this matter was laid over to the next regular meeting.

14 IN THE MATTER OF PROPOSED ORDINANCE REGULATING RADIO INTERFERENCE:

By unanimous consent of the Council action in this matter was laid over to the next regular meeting.

15 IN THE MATTER OF PROPOSED ORDINANCE TO LIFT ZONING RESTRICTIONS IN A CERTAIN PORTION OF THE CITY OF MODESTO:

By unanimous consent of the Council, further action in this matter was laid over to the next regular meeting.

16 IN THE MATTER OF EXTENSION OF WATER MAIN AND FIRE HYDRANTS TO THE COUNTY HOSPITAL:

By unanimous consent of the Council, further action in this matter was laid over to the next regular meeting.

17 IN THE MATTER OF SPECIAL POLICE ON DUTY AT THE JUNIOR COLLEGE:

Commissioner Brown introduced a resolution, being  
RESOLUTION NO. 2490-N.S.

providing that the Junior College Student Body pay the sum of \$ 3.00 each for special policemen attending various athletic games sponsored by that organization at which it is necessary to provide for police protection, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

18 IN THE MATTER OF ABANDONING THE EXISTING AIRPORT:

Commissioner Rogers introduced a resolution, being  
RESOLUTION NO. 2491-N.S.

appointing the City Attorney and City Engineer a committee to investigate such action as would be necessary to abandon the existing municipal airport in the City of Modesto, and report their findings to the Council, which resolution was regularly adopted by the following vote:

IN THE MATTER OF ADJUSTING SALARIES:

Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2492-N.S.

19 fixing the salaries of A. Monges and W. S. McCabe, caretakers of the City Dumps at \$ 35.00 per month each, the same to be effective from and after December 1st, 1932, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF REPORTS:

20 The reports of the various departments for the month of October, 1932, were revised by the Council and ordered filed.

21 The City Engineer filed a written report with the Council setting forth his findings in regard to the various methods employed by other municipalities for levying assessments for expense of installing street lighting systems.

IN THE MATTER OF ADJOURNMENT:

Commissioner Brown introduced a resolution being

RESOLUTION NO. 2493-N.S.

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

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: \_\_\_\_\_

H. E. GRAGG  
CITY CLERK

Council, City of Modesto

November 23rd, 1932

The Council of the City of Modesto met in regular session this date and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
Absent: Councilmen: None

IN THE MATTER OF MINUTES:

The minutes of the regular session of November 9th, 1932, having been heretofore read by each Councilman, were corrected in certain particulars, and as so corrected, approved.

IN THE MATTER OF ELECTRICAL ENERGY FOR CHRISTMAS LIGHTS ON STREETS:

2 Robert Hansen, representing the Modesto Merchants Association, appeared before the Council and asked that the City pay for the electrical energy for lights used in decorating the City streets during the holiday season. It was the unanimous opinion of the Council that this expense should not be borne by the City and recommended to Mr. Hansen that he ask the Modesto Irrigation District to donate such electrical energy.

IN THE MATTER OF COMMUNICATIONS:

3 A Communication was received from the Women's Improvement Club stating that they were presenting to the Council an American Flag and also a facsimile of the Oath of Office, the same to be hung in the Council Chambers. Whereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2494-N.S.

accepting the gift of the Women's Improvement Club with much appreciation, and instructing the City Clerk to write to the Women's Improvement Club expressing the thanks of the Council for same, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

4 A Communication was received from the Women's Improvement Club advising the Council that that organization is unalterably opposed to any resolution which might repeal the City's liquor enforcement ordinance. Same was read to the Council and ordered filed.

5 A Communication in the form of a petition was received from the Women's Society of the First Presbyterian Church of Modesto opposing any legislation which would repeal or nullify the City's liquor enforcement ordinance. Same was read to the Council and ordered filed.

6 A Communication was received from Mrs. James S. Beard, 217 Semple Street, complaining about the garbage and rubbish on a vacant lot adjacent to her property. The matter was by order of the Council referred to F. E. Holtham, Sanitary Inspector.

7 A Communication was received from Frank Andrews submitting to the Council a proposal to reduce the annual cost of power for pumping water and for street lighting in the City. Same was reviewed by the Council and ordered filed.

IN THE MATTER OF CLAIM OF THE UNION SHOE SHOP:

8 A Claim was received from the Union Shoe Shop in the amount of \$ 44.65 for shoe repair materials furnished to the Bundle Store, subsidiary to the City Welfare Committee; whereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO.2495-N.S.

allowing the above mentioned claim, and instructing the City Clerk and Auditor to draw a warrant therefor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PROPOSED ORDINANCE REGULATING DANCE HALLS:

9 By unanimous consent of the Council, action on the above mentioned ordinance was laid over to be definitely acted upon at the next regular meeting; the City Clerk was instructed to notify all parties interested in said ordinance to be present at that time.

IN THE MATTER OF PROPOSED ORDINANCE REGULATING RADIO INTERFERENCE:

10 By unanimous consent of the Council the above mentioned ordinance was laid over indefinitely.

IN THE MATTER OF PROPOSED ORDINANCE LIFTING ZONING IN CERTAIN PORTION OF THE CITY:

11 By unanimous consent of the Council action on the above mentioned ordinance was laid over to the next regular meeting.

IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO. 426-N.S.:

12 By unanimous consent of the Council the final adoption of Ordinance No. 426-N.S., which ordinance appropriates funds for the construction of a storm sewer in Capitol Heights District, was laid over to the next regular meeting.

IN THE MATTER OF EXTENSION OF CITY WATER MAINS TO COUNTY HOSPITAL:

13 By unanimous consent of the Council action on the above mentioned matter was laid over to the next regular meeting of the Council.

IN THE MATTER OF REPORT OF CITY ENGINEER ON REMOVAL OF TREES:

14 Pursuant to the filing of petitions for the removal of trees as follows:

Mrs. F. Watts - 334 Rosedale  
H. Johnson - 342 Melrose  
R. Selb - 1220 13th St.  
Mr. Carson - 303 Poplar St.

at this time Commissioner Boundey introduced a resolution, being

RESOLUTION NO.2496-N.S.

instructing the City Engineer to take such action as in his judgment would be necessary in each instance, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ORDINANCES PRESENTED FOR CONSIDERATION:

15 Commissioner Rogers presented for consideration by the Council an ordinance repealing Ordinance No. 197-N.S. entitled: "An Ordinance enforcing the provisions of Article 18 of the Constitution of the United States; prohibiting the manufacture, sale, storage, service, gift, transportation, importation, or exportation of intoxicating liquor for beverage purposes; regulating all other traffic in such liquor and providing penalties for violation thereof"; which ordinance was laid over to the next regular meeting.

Commissioner Rogers also present for consideration an ordinance to abolish the existing airport in the City of Modesto, which ordinance was also laid over to the next regular meeting.

IN THE MATTER OF PURCHASE OF TREE SPRAYING MACHINE:

16 Commissioner Boundey introduced an ordinance, being  
ORDINANCE NO. 428-N.S.

appropriating the sum of \$ 1800.00, or so much thereof as may be necessary for the purchase of a tree spraying machine to be used by the Department of Public Works, which ordinance was passed to print and publish by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF APPLICATION FOR PERMIT TO ERECT BUILDING:

17 J. E. Kershaw filed with the Council an application for permit to erect a store building in a residence zone, nameiy: on Lot 4 in Block 341. The City Clerk was instructed to post and publish notices for a hearing as required by Ordinance No. 364-N.S.

IN THE MATTER OF ADJOURNMENT:

18 Commissioner Brown introduced a resolution being  
RESOLUTION NO. 2497-N.S.

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

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: \_\_\_\_\_

H. E. GRAGG  
CITY CLERK

Council, City of Modesto

December 14th, 1932

The Council of the City of Modesto met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Absent: Councilmen: None

1  
IN THE MATTER OF MINUTES:

The minutes of the regular session of November 23rd, 1932, having been heretofore read by each Councilman were approved as read.

IN THE MATTER OF PETITIONS FOR RETENTION OF CITY'S LIQUOR ENFORCEMENT ORD. 197-N.S.

2  
Mr. J. H. Bachmann presented to the Council a petition signed by approximately 800 residents of the City of Modesto asking that the ordinance of the City of Modesto enforcing the Volstead Act of the United States be preserved. Said petition was reviewed by the Council and ordered filed.

IN THE MATTER OF DAM IN THE TUOLUMNE RIVER:

3  
Pursuant to the intention of various civic organizations to launch a project for the building of a dam for recreational purposes in the Tuolumne River, it now appearing that the Knapp Construction Co, in charge of the erection of a new bridge over the Tuolumne River at 9th Street has driven some temporary piles which would adequately serve for use in the proposed dam at a great savings to the City, which they would be willing to sell at a reasonable figure, at this time Mayor Dennett called upon the City Engineer, F. J. Rossi, to outline the plan in detail to the Council. Thereupon J. S. West, E. J. Mitchell, H. W. Ramont and J. R. Kenworthy representing various civic organizations addressed the Council, urging that the necessary steps be taken to accept the proposal presented by the Knapp Construction Co. for the purchase of the temporary piles for use in constructing the dam. Mr. E. J. Mitchell, representing the American Legion Post No. 74, tendered a deed to the Council for a strip of land bordering upon the River, consisting of approximately five or six acres that could be used for a beach approach to the constructed lake.

The Council after discussion of the matter, was of the unanimous opinion that due investigation should be made of the proposal, and Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2498-N.S.

3  
instructing and authorizing the Mayor to appoint a committee of three members to confer with the Knapp Construction Co. in regard to their proposal to sell temporary piles in the River used in connection with the construction of a new bridge at 9th Street to be used for a dam project in the River creating a recreational lake and beach, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

3 Thereupon Mayor Dennett appointed Commissioner Boundey, Falger, and Brown a committee to act together with the City Engineer in investigating the feasibility of the above project.

IN THE MATTER OF PETITION OF SALVATION ARMY FOR AID:

4 Captain M. Juul of the Salvation Army appeared before the Council and filed a written report of the activities of that organization, showing that it is a dire necessity that they have additional funds in order to efficiently meet the demands made upon them for the relief of those in need, and requested a subsidy of \$ 50.00 per month from the City Treasury. The matter was taken under advisement by the Council.

IN THE MATTER OF AID TO THE UNEMPLOYED:

5 Mr. W. C. LeHane appeared before the Council relative to the unemployment situation in Modesto and urged that the Council proceed to definitely take action to relieve the suffering and need existing in the City because of unemployment.

IN THE MATTER OF COMMUNICATIONS:

6 A Communication was received from the Prescott Women's Christian Temperance Union urging that the Council uphold and enforce the dry laws now existing in the City. Same was read to the Council and ordered filed.

7 A Communication was received from the League of California Municipalities relative to State Gasoline Tax Moneys. Same was read to the Council and ordered filed.

IN THE MATTER OF CLAIMS FORMONTH OF NOVEMBER, 1932:

8 The Claims against the City of Modesto for the month of November, 1932, having been audited and found to be correct, Commissioner Falger introduced a resolution, being

RESOLUTION NO.2499-N.S.

ordering that all of the claims so audited and approved be and they are hereby allowed. Reference is hereby made to the Auditor's Cash Book for further details regarding the amounts of withdrawals from the various funds as follows:

General Fund . . . . .	\$ 17,134.18
Water Fund . . . . .	3,063.22
Library Fund . . . . .	1,295.57
Bond Red. Interst Fund . . . . .	1.10
TOTAL . . . . .	\$ 21,494.07

Which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIM FOR PREMIUM ON INSURANCE POLICY:

9 Pursuant to the filing of a claim with the Council by L. T. Moss Insurance Agency for \$ 101.70 for premium on a Fire and Theft Policy for the City automobiles, deposited with the Council through the Commissioner of Finance, William Falger, at this time it was the unanimous opinion of the Council that the said claim should be rejected; whereupon Commissioner Rogers introduced a resolution, being

RESOLUTION NO.2500-N.S.

9 ordering that the claim and policy be rejected and that the City adhere to their former decision and not carry fire and theft on City automobiles, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PETITION FOR REMOVAL OF TREES:

10 Edw. C. Davis filed with the Council petitions asking for removal of certain trees at 909 14th Street and at 827 13th Street. Same was referred to the City Engineer with instructions to report his findings to the Council at the next regular meeting.

IN THE MATTER OF PETITION FOR REMOVAL OF TRAFFIC HAZARD:

11 A petition was filed with the Council by the Centenary Methodist Church asking that the traffic hazard created by the triangular projection of Lot 26 in Block 124 at the corner of 16th and Needham Streets be eliminated. By order of the Council the matter was referred to the City Engineer for his recommendation.

IN THE MATTER OF PERMIT TO ERECT BUILDING ON LEON AVENUE:

12 Pursuant to the filing of an application by J. E. Kershaw to erect a store building on Lot 4 Block 341, 208 Leon Avenue, and to the subsequent posting and publishing of notices as required by Ordinance No. 354-N.S., this being the time set out for hearing of protests, there being no protests either oral or written made to the Council, Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2501-N.S.

granting a permit to J. S. Kershaw to erect a store building on the above mentioned location, when all the provisions of ordinances relating thereto shall have been complied with, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PROPOSED ORDINANCE REGULATING DANCE HALLS:

13 By unanimous consent of the Council, action on the above proposed ordinance was laid over to the next regular meeting.

IN THE MATTER OF PROPOSED ORDINANCE LIFTING ZONING IN CERTAIN AREA:

14 By unanimous consent of the Council action on the above proposed ordinance was laid over to the next regular meeting.

IN THE MATTER OF PROPOSED ORDINANCE TO ABOLISH EXISTING AIRPORT:

15 Pursuant to a proposed ordinance to abolish the existing airport in the City of Modesto, at this time the Council postponed action on the said ordinance and instructed the City Attorney A. J. Carlson, to render an opinion as to whether or not such action would be legal under the provisions of the

City Charter for selling the existing airport when such funds derived therefrom should be used for obtaining another site therefore.

IN THE MATTER OF REPEALING OF ORDINANCE NO. 197-N.S.:

Commissioner Rogers introduced an ordinance, being

ORDINANCE NO. \*\*\*\*N.S.

16  
repealing Ordinance No. 197-N.S., liquor enforcement ordinance, instructing the City Clerk to cause the same to be printed and published in the usual manner, which ordinance was DEFEATED by the following vote:

Ayes: Councilmen: Brown and Rogers

NOES: Councilmen: Boundey, Falger, and Mayor Dennett

Absent: Councilmen: None

Thereupon Commissioner Falger introduced an ordinance being

ORDINANCE NO. 429-N.S.

17  
amending Section 15 of Ordinance No. 197-N.S. relative to fines imposed for violation of the provisions of the liquor enforcement act, which ordinance was adopted and ordered printed and published by the following vote:

Ayes: Councilmen: Boundey, Falger, and Mayor Dennett

Noes: Councilmen: Brown and Rogers

Absent: Councilmen: None

IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO. 426-N.S.: APPROPRIATING FUNDS FOR STORM SEWERS IN CAPITOL HEIGHTS ADDITION:

18  
By unanimous consent of the Council, action on the above mentioned ordinance was laid over to the next regular meeting.

18A  
IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO. 428-N.S. APPROPRIATING FUNDS FOR A TREE SPRAYING MACHINE: The foregoing ordinance, having been introduced and ordered printed and published at a regular meeting of the Council of the City of Modesto held on the 28th day of November, 1932, and having been published as required by the Charter of the City of Modesto, it was upon roll call finally adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ACCEPTING AGREEMENT WITH THE SOUTHERN PACIFIC CO. FOR CERTAIN RIGHTS OF WAY:

19  
Pursuant to Resolution No. 2482-N.S. adopted on the 28th day of October, 1932, instructing the Mayor and City Clerk to enter into an agreement with the Southern Pacific Co. on behalf of the City of Modesto for certain rights of way on 9th Street in conjunction with the rerouting of the State Highway through the City, at this time the agreement was presented to the Council duly executed, whereupon Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2502-N.S.

accepting the above mentioned agreement and ordering that the same be filed for record in the Recorder's Office of Stanislaus County, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF EXTENSION OF WATER MAINS TO THE COUNTY HOSPITAL:

20

By unanimous consent of the Council, action on the above mentioned matter was laid over to the next regular meeting.

IN THE MATTER OF CORRECTING DESCRIPTION OF PROPERTY IN CERTAIN TAX SALES:

21

The City Auditor reported to the Council that there appears to be an error upon the Delinquent Tax Roll wherein Tax Sales Nos. 3108 and 3357 cover property described as Lots 1 and 2 in Block 32, and the correct description of the property covered should be the Northeast 70' of Block 32; whereupon Commissioner Falger introduced a resolution, being

RESOLUTION NO. 2503-N.S.

authorizing the City Auditor and Tax Collector to correct the above mentioned error so that Tax Sales No. 3108 and 3357 appear as a lien against the Northeast 70' of Lots 1 and 2 in Block 32, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLOSING EIGHTH STREET:

22

In conjunction with the rerouting of the State Highway through the City of Modesto, Commissioner Boundey introduced a resolution, being

RESOLUTION OF INTENTION NO. 218  
RESOLUTION NO. 772-B.P.

expressing the intention of the City Council to close a portion of Eighth Street, a complete description of which is set forth in said Resolution now on file in the office of the City Clerk, by which reference the said Resolution is incorporated into and made a part hereof, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ACQUIRING RIGHTS OF WAY ON NINTH STREET:

23

Commissioner Boundey introduced a resolution, being

RESOLUTION NO. 2504-N.S.

instructing the City Attorney to institute such proceedings as are necessary in the acquisition of highway rights of way on 9th Street at the north end of 9th Street from the Beard Land & Investment Co., and at the south end of 9th Street from the Modesto Empire & Traction Company, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF AMENDMENT TO GARBAGE ORDINANCE:

24

Commissioner Boundey introduced an ordinance being

ORDINANCE NO.430-N.S.

amending certain sections to Ordinance No. 424-N.S., one of which amendments provides for the use of the dumping grounds by those residing outside the corporate City limits, which ordinance was passed to print and publish by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ADVERTISING FOR BIDS FOR THE DRILLING OF A WELL:

25

Commissioner Boundey introduced a resolution, being

RESOLUTION NO.2505-N.S.

authorizing and instructing the City Clerk to call for bids for the drilling of a well at Pump Station No. 4 as per the plans and specifications filed, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF INSTALLATION OF LIGHTS ON FRANKLIN AVENUE:

26

Commissioner Boundey introduced a resolution, being

RESOLUTION NO.2506-N.S.

instructing the City Engineer to install street lights at the intersection of Franklin Avenue with Locust, Maple and Oak Streets, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF BUILDING CITY JAIL:

27

Mayor Dennett appointed a committee consisting of Commissioners Brown, Boundey, and Rogers to investigate the advisability of building a City Jail.

IN THE MATTER OF REPORTS:

28

Commissioner Falger filed a report of payments made from Geo. Keeley's salary on his various personal debts.

29

The regular monthly reports of the departments were reviewed by the Council and ordered filed.

IN THE MATTER OF ADJOURNMENT:

30

Commissioner Brown introduced a resolution, being

RESOLUTION NO.2507-N.S.

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

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG  
CITY CLERK

Council, City of Modesto

December 28th, 1932

The Council met in regular session this date, and there were present Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Absent: Councilmen: None

1  
IN THE MATTER OF MINUTES:

The minutes of the regular session of December 14th, 1932, having been heretofore read by each Councilman, were corrected in certain particulars, and as so corrected approved as read.

2  
IN THE MATTER OF AID TO UNEMPLOYED:

Mr. W. C. LeHane appeared before the Council and strenuously urged the Council to take some action for relief of unemployment in the City of Modesto. He suggested that the Council take immediate action on the Capitol Heights Storm Sewer project as a means of helping the unemployed, and also suggested other methods which might afford some relief.

3  
IN THE MATTER OF PETITION TO MOVE LUNCH WAGON:

Joe Smith appeared before the Council and asked permission to move his lunch wagon across H Street from Block 142 to Block 141 between the curb and property line. By unanimous consent of the Council permission so to do was granted by the Council.

4  
IN THE MATTER OF COMMUNICATIONS:

A Communication was received from T. E. Edwards relative to traffic in liquor within the City. Same was read to the Council and ordered filed.

4  
A Communication was received from the East Bay Municipal Utility District relative to a proposed convention of all public utilities to be held in San Francisco, December 28th, 1932, to protest the proposed action of the Federal Government to levy taxes on utilities of States or State Agencies.

5  
IN THE MATTER OF REPORT OF COMMITTEE ON PURCHASE OF PILING FOR LOW WEIR DAM IN THE TUOLUMNE RIVER:

The Committee consisting of Commissioner Boundey, Falger, Brown and City Engineer F. J. Rossi, appointed by Mayor Dennett on December 14th, 1932, to investigate the feasibility and advisability of the City of Modesto purchasing piling used by the Knapp Construction Company in the construction of a new state Bridge at 9th Street for the proposed low weir dam for creating a recreational lake, reported to the Council that they had investigated the matter and arrived at the unanimous decision that inasmuch as the City contemplates the construction of a dam in the future, the piling aforementioned could be utilized at a great saving to the City, and can be purchased for a price of approximately \$ 300.00. The report of the Committee was accepted by the Council, and no further action taken.

6  
IN THE MATTER OF CLAIM FOR INJURIES:

A Claim for damages in the amount of \$ 2,637.00 was filed with the Council by Martha Lantz of Ceres, California, through her attorney, J. M. Cross for

injuries received because of a fall over a tree root between the sidewalk and curb in front of a store at 1122 6th Street. Same was reviewed by the Council and referred to the City Attorney.

IN THE MATTER OF APPLICATION FOR PLUMBER'S LICENSE:

D. R. Howell filed with the Council an application and bond as provided in Ordinance No. 276 to carry on the business of plumbing in the City of Modesto. Upon consideration of the same by the Council, Commissioner Boundey introduced a resolution, being

RESOLUTION NO.2508-N.S.

approving the above mentioned application, and instructing the City Clerk to issue a license therefor, pending the approval of the bond, submitted by the applicant, by the City Attorney, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ORDINANCE REGULATING DANCE HALLS IN MODESTO:

By unanimous consent of the Council the above proposed ordinance was laid over to the next regular meeting.

IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO.426-N.S.:

Ordinance No. 426-N.S., appropriating funds for a storm sewer trunk line in Capitol Heights Addition, having been introduced and ordered printed and published at a regular meeting of the Council of the City of Modesto held on the 26th day of October, 1932, and having been published as required by the Charter of the City of Modesto, coming on for final adoption this 28th day of December, 1932, it was upon roll call finally adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF ORDINANCE ABANDONING MUNICIPAL AIRPORT:

By unanimous consent of the Council action on the above proposed ordinance was laid over to the next regular meeting of the Council.

IN THE MATTER OF BIDS FOR DRILLING OF A WELL:

Pursuant to the advertising for bids for the drilling of a well at Pump Station No. 4, this being the time set out in notice to bidders for the opening of all bids, there were on file two proposals, which when opened read as follows:

OSTERSBURG BROTHERS:

Drilling 14" Well for first 50'	\$. 1.00 per ft.
" " " " 2nd "	1.50 "
" " " " 3rd "	2.00 "
" " " " 4th "	2.50 "
" " " " next 25' or fraction thereof	3.00 "
Furnishing and Driving 14" 14-Gauge 24.1# dbl. Casing	1.94 "
" " " special 12" perforated Casing	4.57 "
1-14" x 6" x 3/4" steel driving shoe	18.00 ea.
Sand Pumping and Developing Well	2.50 pr. hr.

(City will furnish two men)

O.K. PEMBERTON:

Drilling 14" Well for first 50'	.....	\$1.50	Per Ft.
" " " " 2nd "	.....	1.50	"
" " " " 3rd "	.....	1.50	"
" " " " 4th "	.....	1.50	"
" " " " next 25' or fraction thereof.	.....	1.50	"
Furnishing & Driving double 14" 14-guage 24.1# dbl. Cas.	.....	1.69	"
" " " " Special 12" perforated Casing	.....	4.95	"
1-14" x 6" x 3/4" Steel driving shoe	.....	20.70	ea.
Send Pumping & Developing Well	\$ 135.00 Plus.....	2.50	Hour
(City will furnish two men)			

After having opened, publicly declared, and examined the above mentioned bids, they were, by unanimous consent of the Council referred to the City Engineer for tabulation with instructions to report his findings at the next regular meeting of the Council.

IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO. 430-N.S.:

Ordinance No. 430-N.S., amending Ordinance No. 424-N.S., which is an ordinance regulating the collection and disposal of garbage, having been introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1932, and having been published as required by the Charter of the City of Modesto, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
 Noes: Councilmen: None  
 Absent: Councilmen: None

IN THE MATTER OF ORDINANCE LIFTING ZONING IN CERTAIN AREA OF CITY:

By unanimous consent of the Council the above proposed ordinance was laid over to the next regular meeting.

IN THE MATTER OF ORDINANCE CREATING AND ESTABLISHING FIRE ZONES:

Commissioner Falger introduced an ordinance, being  
 ORDINANCE NO. 431-N.S.  
 creating and establishing fire zones in the City of Modesto, which ordinance was ordered printed and published by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett  
 Noes: Councilmen: None  
 Absent: Councilmen: None

IN THE MATTER OF COMMITTEE ON TRAFFIC HAZARD:

Pursuant to petition of the Centenary Church to the Council to cause the traffic hazard created by a triangular projection of Lots 26 in Block 124 to be removed, at this time the Committee appointed to investigate the matter filed a written report stating that this property had been deeded to the City upon the express condition that it be used only for park purposes, and that upon violation of such condition, the property would revert to the grantors, and that it would therefore be necessary to obtain a quit claim deed from the grantors to the property before steps could be taken to abolish the same. The report of the Committee was unanimously accepted by the Council, and no further action taken thereon.

IN THE MATTER OF COMMITTEE ON BUILDING JAIL:

The Committee appointed to investigate the advisability

16  
of building an addition to the existing building occupied by the Police Department to house a City Jail and Police Court, at this time reported to the Council that after investigating the matter it was their opinion that owing to the strained finances of the City, it was not advisable to proceed to carry out this plan at the present time.

IN THE MATTER OF PROPOSED ORDINANCES:

17  
An ordinance providing for the administration of the Water Department of the City of Modesto, establishing rules and regulations, and fixing the rates to be charged for water services was submitted to the Council for consideration. Upon recommendation of Commissioner Falger, action upon the same was postponed until the next regular meeting of the Council.

18  
An ordinance appropriating funds for labor and material for the construction of a foundation for a weir dam across the Tuolumne River was proposed, and definite action thereon laid over to the next regular meeting.

IN THE MATTER OF ADJOURNMENT;

Commissioner Brown introduced a resolution, being

19  
RESOLUTION NO. 2509-N.S.

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

Ayes: Councilmen: Boundey, Brown, Falger, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: \_\_\_\_\_

H. E. GRAGG  
CITY CLERK