

4

IN THE MATTER OF
GRANT PERMIT R. R.
HEASTON BUILD GARAGE
AND DWELLING

Whereas R. R. Heaston has petitioned the Council for permission to build a two story building in the rear of duplex dwelling at 1321-23 11th Street, and whereas the

Planning Commission have approved petition as provided by Zoning Ordinance No.655-N.S. Commissioner Bates introduced

RESOLUTION NO. 5499-N.S.

granting permission to build two story building at 1321-23 11th Street as approved by the Planning Commission, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent:Councilmen: None

5

IN THE MATTER OF
GRANT PERMIT STANDARD
OIL CO. ERECT SERVICE
STATION 9th & B Streets

Pursuant to request of Standard Oil Company for permit to construct and maintain a service station on the east corner of 9th & B Streets, Commissioner Bates introduced

RESOLUTION NO. 5500-N.S.

granting request as prayed for as provided by Ordinance No. 344-N.S. when all provisions of City ordinances relative to building permits and the regulations for storage and dispensing of gasoline and zoning have been complied with, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent:Councilmen: None

6

IN THE MATTER OF
FLOOD CONTROL

Commissioner Bates introduced

RESOLUTION NO. 5501-N.S.

authorizing the City Clerk to send two certified copies of this resolution to the Flood Control Association indicating our approval of its efforts in bringing to the attention of the Federal Government the flood control needs of the San Joaquin Valley and authorize them, when appearing in Washington D. C. or elsewhere, before a legislative committee or before a governmental agency, to express our approval of and our accord with its efforts to secure the authorization of the flood control project for the San Joaquin Valley as prepared and recommended by the Corps of Engineers of the United States Army, provided, however there is preserved to the several irrigation districts, respectively their present interest and right in existing irrigation and power facilities, including water rights and the right to specify operation for irrigation and power use and provided, also there is preserved to the State of California in perpetuity, its present interests and rights in and to the waters of the streams involved, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent:Councilmen: None

7

IN THE MATTER OF
MINENI BUILDING
CONDEMNATION

Attorney Lewis Hawkins appeared before the Council and advised them that the building on Seventh Street which was being condemned was unoccupied and would continue to be unoccupied, therefore no action was taken on the matter.

8

IN THE MATTER OF
ESTABLISHMENT OF
TAXICAB BUSINESS

No action was taken on request of Fred Seely to operate a taxicab business on corner of 10th and G Streets.

9 IN THE MATTER OF
APPOINTMENT OF
MARY E. SMITH
AS SPECIAL OFFICER

Commissioner Stanley introduced
RESOLUTION NO. 5502-N.S.

appointing Captain Mary E. Smith of the Salvation Army,
special officer of the Police Department for a period of six months from January 1,
1942 at a salary of \$50.00 per month, which resolution was regularly adopted by the
following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

10 IN THE MATTER OF
AUTHORIZE ENGINEER
APPLY FOR PD-1
PRIORITY RATING

Commissioner Bates introduced
RESOLUTION NO. 5503-N.S.

authorizing the City Engineer to apply for PD-1 priority
rating for the purchase of water pipe to be used in the new annexations to the City
of Modesto, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

11 IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced
RESOLUTION NO. 5504-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST

Charles J. Blum
CITY CLERK

Council Meeting

January 14, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of the Council of
December 24, 1941 and special meetings of December 26th
and January 7, 1942 having been heretofore read by each Councilman, were approved
as so read.

2 IN THE MATTER OF
ORAL COMMUNICATIONS

A delegation of citizens of the City of Modesto appear-
ed before the Council regarding the establishment of a
government base hospital near the City and discussed the question of whether the
city would let the United States Government use the city sewers for disposal of sewage
from the hospital, whereupon Commissioner Stanley introduced

RESOLUTION NO. 5505-N.S.

recommending that the City of Modesto grant permission to the United States Government to connect the sewers of proposed hospital with the sewer service of the city on condition that the Federal Government shall pay all connection costs, costs of enlarging said sewer plant, if the same shall be necessary by reason of connecting said hospital to said plant and any additional cost that results from the operation and maintenance of the connecting pipes, booster stations and that portion of the plant that shall be enlarged by reason of connecting said hospital to said sewer plant, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

City Engineer Frank J. Rossi was authorized to go to San Francisco with a committee of citizens of Modesto to discuss the proposition of the establishment of a base hospital near Modesto by the United States Federal Government.

3
4
IN THE MATTER OF
CLAIMS FOR MONTH
OF DECEMBER

Claims against the City of Modesto for the month of December, 1941 having been heretofore audited by the Council and found to be correct, Commissioner Burge introduced

RESOLUTION NO. 5506-N.S.

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

GENERAL FUND-----	\$26,818.35
WATER FUND-----	6,803.70
LIBRARY FUND-----	1,841.44
BOND RED. INT. FUND-----	3,062.50
SPECIAL GAS TAX-----	1,048.04
TOTAL	\$39,574.03

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
CLAIMS FOR DAMAGE
TO AIRPLANE PROPELLER

Pursuant to receipt of claim from the Modesto Flying Service for \$38.55 for repair to damaged airplane propeller, by order of the Council, same was turned over to the City Attorney for investigation.

6
IN THE MATTER OF
REQUEST JAMES H.
NELCH FOR REINSTATEMENT

Pursuant to communication from James H. Nelch requesting that the Council reinstate him in the employ of the City of Modesto, This matter was referred to the Personnel Board.

7
IN THE MATTER OF
STOP SIGNS AT VIRGINIA
AND COLDWELL AVENUES

Commissioner Stanley introduced
RESOLUTION NO. 5507-N.S.

establishing four stop signs at the intersection of Coldwell and Virginia Avenues, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
HEARING ON REQUEST
OPERATE RESIDENCE
ZONE-ELLA CASTEEL

8

Whereas, pursuant to the filing of petition with the Council by Mrs. Ella Casteel for permit to operate and maintain a Rest Home on property known as 310 Kimble Street, being lots 29 and 30 in Block 583 of the City of Modesto and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for and this being the time set forth and whereas the City Clerk reports that no protests either oral or written have been officially filed, by order of the Council request was referred to the Planning Commission for investigation.

IN THE MATTER OF
HEARING ON REQUEST
OPERATE BEAUTY PAR-
LOR IN RESIDENCE
DISTRICT

9

Whereas, pursuant to the filing of petition with the Council by Gertrude Knowles to operate a beauty parlor at 1929 Downey Avenue, being lots 10 and 11, Block 579 of the City of Modesto and it appearing from affidavits on file that a notice setting forth the time for hearing any and all protests to the granting of the petition as prayed for and this being the time set forth, and whereas the City Clerk reports that no protests either oral or written have been officially filed, and the Planning Commission has filed a report approving request, Commissioner Bates introduced

RESOLUTION NO. 5508-N.S.

granting permission with the understanding that all provisions relative to building permit fees will be complied with, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
REQUEST OF FOSTER &
KLEISER COMPANY
ERECT BILLBOARDS

10

Whereas, pursuant to request of the Foster and Kleiser Company to build and maintain two outdoor advertising structures, 12½' x 25' on Southern Pacific Company property on the east side of 8th Street between H and I Streets, Commissioner Neece introduced

RESOLUTION NO. 5509-N.S.

denying request as prayed for, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
REQUEST CHANGE OF
HIGHWAY ROUTE

11

Commissioner Bates introduced

RESOLUTION NO. 5510-N.S.

recommending that the City of Modesto request the Director of Public Works and the California Highway Commission to relinquish and does hereby agree to resume jurisdiction over the portion of State Highway Route 110 within the City, described as Fifth Street from the southeasterly property line of I Street to the northwesterly property line of H Street, and H Street from the southwesterly property line of Fifth Street to the southwesterly property line of Ninth Street

and to approve and designate as a portion of State Highway Route 110 the street described as

I Street from the northeasterly property line of Fifth Street to the southwesterly property line of Ninth Street

that upon the relinquishment of said streets, or any portion thereof to the City of Modesto, in the manner provided by law, the City agrees, and does hereby agree, to resume jurisdiction over said streets or portions thereof, so relinquished, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
RELINQUISH I STREET
AS STREET OF MAJOR
IMPORTANCE

Commissioner Bates introduced

RESOLUTION NO. 5511-N.S.

recommending that the City Council request the Director of Public Works and the California Highway Commission to relinquish as a Street of Major Importance, I Street from 5th to 9th Street, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
DESIGNATE PORTION
STREETS AS STREETS
OF MAJOR IMPORTANCE

Commissioner Bates introduced

RESOLUTION NO. 5512-N.S.

recommending that the following streets within the corporate city limits of the City of Modesto, between the termini indicated herein, be selected, approved and designated by the Council as "Streets of Major Importance", Fifth Street from I to H Street and H Street from 5th to 9th Street, and the Council recommend to the Department of Public Works of the State of California that the above listed streets be likewise approved and designated by the Director of said Department as Streets of Major Importance, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

14
IN THE MATTER OF
NAME LALOMA AS STREET
OF MAJOR IMPORTANCE

Commissioner Bates introduced

RESOLUTION NO. 5513-N.S.

recommending that La Loma Street from H Street easterly to Nineteenth and Burney Streets be designated by the Council as Streets of Major Importance and that the Council recommend to the Department of Public Works of the State of California that said portion of street be designated by the Director of said Department as a Street of Major Importance, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

15
IN THE MATTER OF
DEPARTMENTAL REPORTS
FOR MONTH OF DECEMBER

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

16
IN THE MATTER OF
LEAVE OF ABSENCE
W. E. RUSSELL

Commissioner Stanley introduced

RESOLUTION NO. 5514-N.S.

granting leave of absence to William Edward Russell from the Police Department of the City of Modesto for the duration of the present war and for ninety days after the severance of service with the armed forces of the United States of America during

any portion of which time the said William Edward Russell may return to his duties as a member of the Police Department of the City of Modesto, which resolution was regularly adopted by the following vote:

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

17 IN THE MATTER OF
ADJOURNMENT

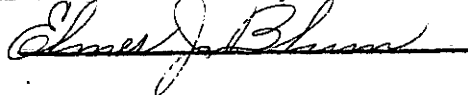
Commissioner Burge introduced

RESOLUTION NO. 5515-N.S.

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

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

ATTEST ELMER J. BLUM, CITY CLERK



Special Council Meeting

January 21, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Absent: Councilmen: None

1 IN THE MATTER OF
GRANT PERMIT OPERATE
SERVICE STATION
STANDARD MATERIALS CO.

Commissioner Bates introduced

RESOLUTION NO. 5516-N.S.

granting permit to the Standard Materials Company to erect and maintain a service station in Block 146 at 1411 9th Street, providing all provisions of Ordinance No. 344-N.S. regulating the storage of oil and gasoline and the construction of gasoline service stations are complied with, which resolution was regularly adopted by the following vote:

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

2 IN THE MATTER OF
EASEMENT-MODESTO
IRRIGATION DISTRICT

Commissioner Bates introduced

RESOLUTION NO. 5517-N.S.

accepting easement to construct and maintain a 12" vitrified sewer line in the right of way and along the left bank of Lateral No. 4 from Nellie Street to Virginia Avenue and thence across Lateral No. 4 on the east side of Virginia Avenue from the Modesto Irrigation District and the City Clerk was directed to record said document with the Stanislaus County Recorder, which resolution was regularly adopted by the following vote:

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

3 IN THE MATTER OF
REQUEST BUILD HOUSE-
FRITZ A RAUBE

Fritz A. Raube, owner of Block 5, lots 1 and 2 petitioned
the Council to be permitted to build one additional house
on his property. This matter was referred to the Planning Commission.

4 IN THE MATTER OF
UNITED STATES GOVERN-
MENT BASE HOSPITAL

Pursuant to the establishment of a United States Government
Hospital near the City of Modesto, a committee from the
Modesto Chamber of Commerce, composed of A. E. Puccinelli, R. Fair, E. V. Turner, E.L.
Sherman, Gordon A. Wight, C. C. Simmons, E. C. Evers, J. A. Roach, Robert G. Benson,
Jack E. Wherry and Harry E. Conway, appeared before the Council and requested that the
Council donate an additional \$5000.00 (making a total of \$20,000) to the fund for the
purchase of a site of the said hospital, whereupon Commissioner Stanley introduced

RESOLUTION NO. 5518-N.S.

recommending that Resolution No. 5494-N.S. entitled "A resolution authorizing Commissioners
Stanley and Burge to meet with committees on the establishment of a United States Govern-
ment Base Hospital near Modesto and empowering them to pledge the City of Modesto for
expenditure of money for the purchase of a site", adopted at the special meeting of
December 26, 1941, be amended to permit the pledging of \$20,000 instead of the \$15,000
allowed by said resolution and authorizing the City Auditor to draw warrant for \$20,000
and place it in escrow with the Modesto Title Company at the order of the City Attorney
and also authorizing the City Attorney to take necessary legal steps to consummate this
transaction, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 5519-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST 
CITY CLERK

Council Meeting

January 28, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF The minutes of the regular meeting of January 14th and of the
APPROVAL OF MINUTES special meeting of January 21, 1942, having been heretofore
read by each Councilman, were approved as so read.

2 IN THE MATTER OF Gayle Stowers and a group of operators of meat markets appeared
CLOSING TIME FOR before the Council and presented an ordinance which they request-
MEAT MARKETS ed be adopted by the Council providing a certain closing time for meat markets within
the City limits. This ordinance was turned over to the City Attorney for recommenda-
tions by the Council.

3 IN THE MATTER OF A communication from the Modesto Personnel Board setting forth
COMMUNICATIONS their inability to act on the request of J. H. Nelch for a
hearing on his discharge from the employ of the City, which was referred to them
by the Council, was read and ordered filed.

4 A communication from the Modesto Motorcycle Club, Inc. offering
the sum of \$200.00 for a tax deed free and clear of all liens and encumbrances re-
sulting from the City of Modesto, County of Stanislaus or Modesto Irrigation District
taxes for Block F, was read, whereupon Commissioner Burge introduced

RESOLUTION NO. 5520-N.S.

accepting offer of \$200 for said Block F providing deeds could be obtained from
Stanislaus County and the Modesto Irrigation District at a price of \$2.00 for each
deed as per contract entered into with the County and Irrigation District for pro-
perty now being cleared in the City, which resolution was regularly adopted by the
following vote:

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

5 IN THE MATTER OF Commissioner Bates introduced
GRANT PERMIT BUILD RESOLUTION NO. 5521-N.S.
DWELLINGS AND OPERATE granting petition to the First Baptist Church to establish
BUSINESS IN RESIDENCE ZONE a church in the residence district at the corner of 12th and M Streets, being lots
14, 15, 16, Block 88, subject to the approving of plans by the Planning Commission,
granting permit to Mrs. Ella Casteel to operate a rest home in the residential dis-
trict, at 310 Kimble Street, being lots 29 and 30 in Block 583, upon the recommenda-
tion of the Planning Commission and granting permit to Fritz A. Raube to build an
additional house on his property at 3rd and I Streets, being lots 1 and 2 in Block
5, providing the house be set longitudinally on the lot as recommended by the Plan-
ning Commission and granting permit to Alvin A. McCoy to extend a dwelling group
on lots 27, 28 and 29, Block 120, as recommended by the Planning Commission, which
resolution was regularly adopted by the following vote:

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

6 IN THE MATTER OF Commissioner Bates introduced
LEASE MUNICIPAL AIR- RESOLUTION NO. 5522-N.S.
PORT TO U. S. GOVERNMENT recommending that the City of Modesto declare its intention to lease the Municipal
Airport to the United States Government, subject to leases now in force, which re-
solution was regularly adopted by the following vote:

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

7
IN THE MATTER OF
AMEND ORD. 487-N.S.
(BUSINESS LICENSE)

Commissioner Stanley introduced an ordinance, being

ORDINANCE NO. 671-N.S.

entitled: "AN ORDINANCE AMENDING SECTION 101 OF ORDINANCE NO. 487-N.S. OF THE CITY OF MODESTO ENTITLED: "AN ORDINANCE PROVIDING FOR LICENSING AND REGULATING THE CARRYING ON OF CERTAIN PROFESSIONS, TRADES CALLINGS AND OCCUPATIONS IN THE CITY OF MODESTO, PROVIDING THE CALLINGS AND OCCUPATIONS IN THE CITY OF MODESTO, PROVING THE METHOD OF COLLECTING SAID LICENSES AND REPEALING CERTAIN ORDINANCES AS THEREAFTER AMENDED BY ORDINANCE NO. 541-N.S. OF THE CITY OF MODESTO AND moved its adoption and passage to print and publish, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
TRANSFER FUNDS FROM
WATER TO GENERAL
FUND

Commissioner Neece introduced

RESOLUTION NO. 5523-N.S.

authorizing the transfer of \$25,000 from the Water Fund to the General Fund and directing the City Auditor to make the proper entries on his records, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
CORRECT RES. NO.
5489-N.S. (FREE
WATER SERVICE)

Commissioner Burge introduced

RESOLUTION NO. 5524-N.S.

correcting Resolution No. 5489-N.S. entitled "A RESOLUTION GRANTING FREE WATER SERVICE TO BUILDING AT 127½ JEFFERSON STREET DURING THE TIME IT IS USED FOR THE ASSOCIATED PRE-SCHOOL PLAY CENTER, adopted at a regular meeting of December 24, 1941, to grant free water service to 127½ Maple Street instead of 127½ Jefferson Street, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
REPORT BY ATTORNEY
ON FRANCHISE OF

City Attorney Fowler made a report on the proposed franchise

PACIFIC GAS & ELECTRIC CO. of the Pacific Gas and Electric Company, stating that a few minor changes should be made before the franchise could be granted and he was directed by the Council to have the suggested changes made.

11
IN THE MATTER OF
GRANT LEAVE OF
ABSENCE TO JACK
HUGHES

Commissioner Stanley introduced

RESOLUTION NO. 5525-N.S.

granting a leave of absence to Jack Hughes patrolman in the Police Department of the City of Modesto during his term of service in the armed forces of the United States Government and for a period of 90 days after his discharge from service, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

12 IN THE MATTER OF
ACCEPT RESIGNATION
OF CHESTER WAYLAND
FROM EMPLOY OF CITY
OF MODESTO

Commissioner Stanley introduced
RESOLUTION NO. 5526-N.S.

accepting resignation of Chester Wayland as driver in the
Fire Department of the City of Modesto, effective January 29, 1942, who is entering
private employ, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

13 IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced
RESOLUTION NO. 5527-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

Elmer J. Blum
ATTEST ELMER J. BLUM, CITY CLERK

Special Council Meeting

February 4, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF
CLAIM ON BROKEN
AIRPLANE PROPELLER
ARTHUR BRINK

Pursuant to referring of claim for damages on airplane
propeller of Arthur Brink to the City Attorney for inves-
tigation and recommendation, Commissioner Stanley intro-

duced

RESOLUTION NO. 5528-N.S.

accepting report of City Attorney Fowler and recommending that claim be denied, and
directing the City Clerk to notify Mr. Brink of the action of the Council, which
resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2 IN THE MATTER OF
REPORT BY ATTORNEY
ON VALIDITY OF PRO-
POSED CLOSING HOUR
FOR BUTCHER SHOPS
ORDINANCE

Pursuant to referring of ordinance to City Attorney Fow-
ler for investigation and recommendation which had been
presented by operators of butcher shops in the City of
Modesto to the Council at their regular meeting of January
28, 1942 calling for a uniform closing hour for all shops in the City, Mr. Fowler
reported that after investigation he believed the ordinance would be in order except
for the sale on uncooked meats. No action was taken by the Council.

3 IN THE MATTER OF
AUTHORIZE PAYMENT
OF SALARIES TO CIVIL
SERVICE APPOINTEES

Commissioner Burge introduced
RESOLUTION NO. 5529-N.S.

authorizing payment of salary to the following employees
who have been appointed under Civil Service:

<u>NAME</u>	<u>DATE OF APPOINTMENT</u>	<u>SALARY</u>
Joe Woods	January 13, 1942	\$130.00
J. W. Smith	January 13, 1942	130.00
Durwood Taylor	January 26, 1942	130.00
Delbert M. Hodges	January 19, 1942	130.00

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF PROTEST CHANGE OF HIGHWAY FROM H STREET TO I STREET
 A group of property owners on H Street, namely Norman West, J. S. West, Harold Rogers and G. Goldberg, appeared before the Council and protested the change of the State Highway from H Street to I Street, as adopted by the Council in regular session, January 14, 1942. This matter was laid over to a future meeting.

5 IN THE MATTER OF ADJOURNMENT

Commissioner Neece introduced


RESOLUTION NO. 5530-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST  ELMER J. BLUM, CITY CLERK

Council Meeting

FEBRUARY 11, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF APPROVAL OF MINUTES

The minutes of the special meeting of February 4, 1942 and regular meeting of January 28, 1942 having been heretofore read by each Councilman, were approved as so read.

2 IN THE MATTER OF ORAL COMMUNICATIONS

Mr. H. J. Wellman representing the Modesto Board of Education, J. U. Gartin representing the Modesto Chamber of Commerce, J. Willinger and Wm. Stiver appeared before the Council requesting that the Council leave the Highway on I Street and not return it to H Street as had been requested by property owners on H Street, Harold Rogers requested that the highway be returned to H Street.

3 Frank Andrews recommended to the Council that the inside of the double electroliers on the streets be turned out during the emergency to conserve electricity. This matter was taken under advisement.

4 IN THE MATTER OF CLAIMS FOR MONTH OF JANUARY, 1942

Claims against the City of Modesto for the month of January 1942 having been heretofore audited by the Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 5531-N.S.

ordering that all of the said claims so audited and approved be and the same are hereby allowed, with reference being made to the Auditor's Cash Record for further

details relative to the amounts of withdrawals from the various funds as follows:

GENERAL FUND-----	\$44,966.03
WATER FUND-----	5,488.61
LIBRARY FUND-----	1,586.09
BOND RED. INT. FUND-----	21,793.75
ST. BOND RED. INT. FUND-----	170.27
PAYROLL FUND-----	<u>200.00</u> cr
TOTAL	\$73,804.75

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF COMMUNICATIONS A communication from the State of California Department of Public Works, Division of Highways advising that I Street, from Fifth to Ninth Street, had been deleted from the system of Streets of Major Importance and LaLoma Street, between H Street and Burney Street, Fifth Street, between I Street and H Street and H Street between Fifth Street and Ninth Street have been added to the existing system, was read and ordered filed.

6 A communication from the Modesto Junior Chamber of Commerce and a communication from the Modesto City Board of Education, approving action of the Council removing Highway from H Street to I Street from Fifth Street to Ninth Street were read and ordered filed.

7 IN THE MATTER OF MOVING HIGHWAY FROM H STREET TO I STREET Pursuant to petition of property owners requesting the Council to reroute the Highway on H Street instead of I Street, being laid over until this meeting, no action was taken by the Council on this matter and it was laid over until the next meeting.

8 IN THE MATTER OF RESIGNATION OF JESS AYERS Commissioner Stanley introduced RESOLUTION NO. 5532-N.S. accepting resignation of Jess Ayers from the Police Department to be effective immediately upon the appointment of a successor, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanby, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9 IN THE MATTER OF FINAL ADOPTION OF ORD. NO. 671-N.S. AMEND BUSINESS LICENSE ORDINANCE Ordinance No. 671-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of January 28th, 1942 and thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

10 IN THE MATTER OF CONVENTION OF MAYORS AND COUNCILMEN The annual convention of the Mayors and Councilman of the League of California Cities will be held in Fresno, on February 14th and 15th and Commissioner Neece and Mayor Shannon reported they were planning on attending.

11 IN THE MATTER OF DEPARTMENTAL REPORTS The departmental reports for the month of January, 1942 were read and ordered filed.

12 IN THE MATTER OF ADJOURNMENT Commissioner Burge introduced RESOLUTION NO. 5533-N.S. adjourning this council meeting now in session, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK
Elmer J. Blum

Special Council Meeting
February 18, 1942

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by Ordinance No. 2-N.S. section 2
Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Absent: Councilmen: None

1 IN THE MATTER OF REQUEST FOR RECONSIDERATION OF CHANGE OF HIGHWAY Pursuant to referring of request by certain citizens that the Council reconsider their action in moving Highway Route #110 from H Street to I Street; no further action was taken on the matter.

2 IN THE MATTER OF STOP SIGNS AT FIFTH AND H STREETS Commissioner Burge introduced RESOLUTION NO. 5534-N.S. recommending that stop signs be installed on the southeast corner of Fifth Street at H Street and on the northeast corner of H Street at Fifth Street, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

3 IN THE MATTER OF ATTORNEY FILE DEMURRER Pursuant to suit being filed against the City of Modesto by the California State Federation of Labor and the Stanislaus County Central Labor Council protesting the adoption of Ordinance No. 668-N.S. declaring Hot Cargo and Secondary Boycott unlawful, the City Attorney was ordered to file a demurrer in behalf of the City.

4 IN THE MATTER OF APPOINTMENT OF W. H. FIELD ON PERSONNEL BOARD Commissioner Stanley introduced RESOLUTION NO. 5535-N.S. appointing Walter H. Field a member of the Personnel Board of the City of Modesto for the unexpired term of E. T. Taylor from January 15, 1941 to January 14, 1947, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF
FIRE PROTECTION AGREEMENT
WITH THE TIDEWATER SOUTHERN
RAILWAY COMPANY

Pursuant to agreement between the Tidewater Southern Railway Company and the City of Modesto for fire protection on their warehouses located just outside the city limits on the Tully Road, request was made by Mr. George Boomer, Manager of the Ferro Enamel Company, lessee of warehouses 8 and 9, that that part of the agreement reading "the obligation of the City is subject to the express limitations and reservation that its fire fighting equipment and personnel is available for such use without hazard from fire to property within the corporate limits of the City" be deleted. The Council was notified by the City Attorney that this change could not be made legally.

6 IN THE MATTER OF
REQUEST FOR ADDITIONAL
FIREFMEN

Commissioner Stanley introduced
RESOLUTION NO. 5536-N.S.

authorizing the Fire Chief to hire two additional firemen as of March 1, 1942 from the eligible list, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7 IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced
RESOLUTION NO. 5537-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST 
EIMER J. BLUM, CITY CLERK

Council Meeting
February 25, 1942

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

Present: Councilmen: Bates, Burge, Stanley, Mayor Shannon

Absent: Councilmen: Neece

1 IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced
RESOLUTION NO. 5538-N.S.

adjourning this Council meeting until 4:00 P.M. February 26, 1942, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST


City Clerk

Adjourned Council Meeting

February 26, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF APPROVAL OF MINUTES

Minutes of the regular meeting of February 11th and special meeting of February 18th 1942 having been read by each Councilmen, were approved as so read.

2 ORAL COMMUNICATIONS, PETITIONS, ETC

Commissioner Stanley introduced

RESOLUTION NO. 5539-N.S.

authorizing the increase of salary of Betty Jane Long, Clerk in the Police Department from \$85.00 to \$100.00, effective March 1, 1942, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3 IN THE MATTER OF GRANT USE OF PORTION OF CITY BUILDING TO CALIFORNIA STATE GUARD

Whereas pursuant to request of G. Griffith representing the California State Guard for the use of a portion of the second story of the city owned property in Block 54, lots

8 and 9, Commissioner Burge introduced

RESOLUTION NO. 5540-N.S.

granting petition as prayed for beginning March 1, 1942, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF COMMUNICATION HIGHWAY ROUTE

Whereas the following copy of Resolution adopted by the California Highway Commission has been filed with the

City Clerk:

"Whereas, the California Highway Commission has heretofore designated certain streets in the City of Modesto as State Highway Route 110; and

Whereas, the City has requested as set forth in Resolution No. 5510-N.S. that a portion of State Highway Route 110 be rerouted and has agreed to resume jurisdiction over the portion of State Highway Route 110 within the City described as follows:

FIFTH STREET, from Eye Street to H Street

H Street, from Fifth Street to Ninth Street;

THEREFORE, IT IS VOTED, that the California Highway Commission does hereby relinquish as a State highway the streets described above and, pursuant to the provisions of Section 111 of the Streets and Highways Code, does hereby designate and determine as a portion of State Highway Route 110 the following described street within the City:

EYE STREET, from Fifth Street to Ninth Street.

The purpose of this resolution is to adopt as a State Highway route the above described street within the City of Modesto and to revert in the City as city streets the portion of the State highway route hereby relinquished".

whereupon Commissioner Bates introduced

RESOLUTION NO. 5541-N.S.

recommending that resolution be accepted as presented and the City Clerk be authorized to acknowledge receipt of same, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF
REQUEST OPERATE
APARTMENT HOUSE

Whereas pursuant to petition of J. M. Adams to operate an apartment house in Block 510 lots 21 and 22 and it appearing from affidavit on file that a notice setting forth the time for hearing any and all protests to the granting of the petition as prayed for, and this being the time set forth and whereas the City Clerk reports that no protests either oral or written have been officially filed said request was referred to the Planning Commission for investigation and recommendation.

6 IN THE MATTER OF
BIDS ON CITY PROPERTY
LOTS 1 to 6-BLOCK
127

Pursuant to advertising sale of city property, lots 1 to 6 inclusive in Block 127 by the City Clerk and whereas no bids were received on said property, sale of property was held open by order of the council.

7 IN THE MATTER OF
APPLICATION FOR
FRANCHISE OF PACIFIC
GAS & ELECTRIC COMPANY

Whereas Pacific Gas & Electric Company has filed an application requesting that a franchise be granted to it for the purposes of the use of streets in the City of Modesto, and whereas said application was accompanied by a certified check of \$500.00 as a guarantee of good faith of the applicant and whereas in the opinion of said Council the public good requires that said franchise be granted, Commissioner Bates introduced

RESOLUTION NO. 5542-N.S.

recommending that franchise be granted, that sealed bids therefore will be received up to the hour of 4:00 P.M. on the 8th day of April, 1942 and that said franchise will be sold to the firm offering the highest percentage of the gross annual receipts arising from the use of said franchise, notice of the filing of said application and of the time and place herein fixed for receiving bids shall be given as required by law and the clerk is hereby directed to publish in ten successive issues of the Modesto Bee a notice of the sale of the franchise, whereupon the resolution was adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8 IN THE MATTER OF
RENEWAL OF LEASE
TRAP & SKEET CLUB

The matter of the renewal of the lease with the Modesto Trap & Skeet Club at the airport was laid over to a later meeting.

9 IN THE MATTER OF
REQUEST FOR TUNNEL
UNDER STREET-MILK
PRODUCERS ASS'N

Whereas pursuant to request of the Milk Producers Association of Central California for permission to build a tunnel under E Street to convey the milk from the north side of E to the Southside of E Street, same was referred to the City Engineer and City Attorney for investigation and recommendation.

10 IN THE MATTER OF
ORD. OWNERS REPAIR
SIDEWALKS

Commissioner Bates introduced an ordinance being
ORDINANCE NO. 672-N.S.

entitled "AN ORDINANCE REQUIRING PROPERTY OWNERS TO MAINTAIN DRIVEWAYS, DRIVEWAY APPROACHES AND SIDEWALKS IN A STATE OF GOOD REPAIR IN THE CITY OF MODESTO: PROVIDING FOR SAID CITY TO REPAIR THE SAME AND CREATING A LIEN AGAINST CERTAIN PROPERTY IN SAID CITY FOR SAID REPAIR WORK BY SAID CITY," and moved its adoption and passage to print and publish, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

IN THE MATTER OF ADJOURNMENT Commissioner Neece introduced
RESOLUTION NO. 5543-N.S.

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

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

ATTEST *Elmer J. Blum*
CITY CLERK

Special Council meeting
March 2, 1942

The Council of the City of Modesto met in special session this date at 4:30 P.M. as provided by Ordinance No. 2-N.S.

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Absent: Councilmen: None

IN THE MATTER OF AMEND RESOLUTION NO. 5518-N.S. U.S. GOVERNMENT HOSPITAL Commissioner Bates introduced
RESOLUTION NO. 5544-N.S.

amending Resolution No. 5518-N.S. entitled " A RESOLUTION DECLARING THAT THE ESTABLISHMENT AND MAINTENANCE OF AN ARMY GENERAL HOSPITAL NEAR THE CITY OF MODESTO WILL BE OF PUBLIC BENEFIT TO THE PEOPLE OF SAID CITY AND TO THE UNITED STATES OF AMERICA, APPROPRIATING \$20,000 TO ASSIST IN PURCHASING LAND UPON WHICH SAID HOSPITAL IS TO BE BUILT, AUTHORIZING THE CITY CLERK AND CITY ATTORNEY TO PROCEED WITH ESCROWING SAID SUM OF \$20,000 TO PROCURE A PORTION OF THE LAND NEEDED, UPON CERTAIN CONDITIONS AND AMENDING RESOLUTION NO. 5494-N.S. OF THE CITY OF MODESTO." to provide for the elimination of the portion of the Ordinance restricting the use of the money donated by the city for a general Base Hospital, which resolution was regularly adopted by the following vote:

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

IN THE MATTER OF ADJOURNMENT Commissioner Bates introduced
RESOLUTION NO. 5545-N.S.

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

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

ATTEST *Elmer J. Blum*
CITY CLERK

2

Council Meeting

March 11, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF APPROVAL OF MINUTES

The minutes of the regular meeting of February 25th, the adjourned meeting of February 26th and special meeting of March 2, 1942 having been heretofore read by each Councilman, were approved as so read.

2 IN THE MATTER OF CLAIMS

The claims against the City of Modesto for the month of February, 1942 having been heretofore audited by the Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 5546-N.S.

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

GENERAL FUND-----	\$23,257.73
WATER FUND-----	5,143.27
LIBRARY FUND-----	1,556.65
BOND RED. INT. FUND-----	56.25
SPECIAL GAS TAX FUND-----	6.88
TOTAL	\$30,020 78

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3 IN THE MATTER OF CLAIM CHAMBER OF COMMERCE

Commissioner Neece introduced

RESOLUTION NO. 5547-N.S.

authorizing the Clerk and Auditor to draw warrant in amount \$400.00 from the Retail Bureau of the Chamber of Commerce as provided by Ordinance No. 665-N.S. which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF LEASE WITH MODESTO TRAP & SKEET CLUB

Commissioner Bates introduced

RESOLUTION NO. 5548-N.S.

authorizing the renewal of lease with the Modesto Trap & Skeet Club for a period of one year on the same basis as former leases have been granted, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF ESTABLISHMENT OF CONTROL CENTERS

A communication from the Stanislaus Defense Council regarding the establishment by the City of Control Centers was referred to the City Attorney to discuss with Leslie A. Cleary, Chairman of the Defense Council.

6 IN THE MATTER OF
COMMUNICATION

A communication from the Modesto Chamber of Commerce commending the City for their cooperation in obtaining the United States

Army General Hospital for this community was read and ordered filed.

7 IN THE MATTER OF
PLANNING COMMISSION
GRANTING PERMIT TO
J. M. ADAMS

Whereas, pursuant to referring of petition of J. M. Adams to construct and operate an apartment house on lots 21 and 22, Block 510 to the Planning Commission for recommendation and investigation, and whereas at this time a report has been filed with the Council from the said Planning Commission approving application, Commissioner Bates introduced

RESOLUTION NO. 5549-N.S.

recommending that request be granted and that J. M. Adams be permitted to construct and operate an apartment house at above location, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8 IN THE MATTER OF
PETITION OPERATE
DANCES AT THOMPSON'S
HALL

Pursuant to petition being filed with the Council and whereas a group of members of the "Youth of 95 Club" appearing in person and requesting that they be permitted to hold dances at the Thompson Hall located at Needham and N Streets, the Chief of Police was instructed to sign application for dance hall license and the "Youth of 95 Club" be permitted to hold dances as long as there were no complaints.

9 IN THE MATTER OF
APPROVE COMMITMENT
MADE BY MAYOR SHANNON
TO THE U. S. GOVERNMENT

Whereas on the 27th day of February, 1942, Mayor Shannon signed a commitment entitled "Consent to Use and Occupancy of land by the United States of America", which document was addressed to the District Engineer, U.S. Engineer office, Sacramento, California and whereas it appears to the Council that said commitment as executed is a proper one, Commissioner Bates introduced

RESOLUTION NO. 5550-N.S.

recommending that the Council ratify the commitment heretofore executed by said Mayor, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

10 IN THE MATTER OF
PROGRESSIVE PAYMENT
STANDARD MATERIALS
PAVING D. STREETS

Commissioner Bates introduced

RESOLUTION NO. 5551-N.S.

authorizing progressive payment on paving of D Street from Ninth Street to 14th Street to contractors, Standard Materials Company of \$1350.00 and authorizing the City Clerk and Auditor to draw warrant, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

11 IN THE MATTER OF
DESIGNATE L. L. BROOKS
EXPLOSIVE FOREMAN AND
AUTHORIZE HIM TO
SECURE PERMIT

Whereas the Department of Public Works in the City of Modesto uses dynamite fuses and volatile explosives and whereas certain new rules and regulations laid down by the government of the United States, special permits must be procured before said articles may be secured and used by any person, including municipalities and whereas L.L.

Brooks of the Department of Public Works in the said City of Modesto is competent

to procure, store, use and direct the use of explosives and whereas a permit must be secured from the local Explosive Licensing Agent for Stanislaus County to enable said City to secure said explosives and to store and use the same, Commissioner Bates introduced

RESOLUTION NO. 5552-N.S.

appointing L. L. Brooks as Explosive Foreman of the City of Modesto and he is by this resolution empowered to apply to the local Explosive Licensing Agent for Stanislaus County for a permit to procure explosives and he is further empowered to secure from said agency a permit to use said explosives in the City of Modesto in carrying on municipal work and to store the same in a safe place, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

12 IN THE MATTER OF
ORDINANCE-PROVIDE FOR
SALE OF USELESS
PERSONAL PROPERTY

Commissioner Bates introduced an ordinance being

ORDINANCE NO. 673-N.S

entitled: "AN ORDINANCE PROVIDING FOR THE SALE OF USELESS PERSONAL PROPERTY" AND moved its adoption and passage to print and publish, which Motion being duly seconded it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

13 IN THE MATTER OF
FINAL ADOPTION OF
ORDINANCE NO. 672-N.S.
SIDEWALKS & DRIVEWAYS

Ordinance No. 672-N.S., having been heretofore introduced and ordered printed and published at the regular meeting of February 26, 1942 and thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

14 IN THE MATTER OF
CONDEMN BUILDING
BLOCK 70-HENRY WINDT

Commissioner Bates introduced

RESOLUTION NO. 5553-N.S.

condemning the building located in Block 70, lots 1 to 4 inc. W 40 feet owned by Henry Windt and authorizing the City Attorney to proceed to abate said nuisance, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

15 IN THE MATTER OF
AUTHORIZE AUDITOR TO
PAY SALARIES

Commissioner Stanley introduced

RESOLUTION NO. 5554-N.S.

authorizing the Auditor and Clerk to pay salaries to civil service appointees of the City of Modesto, Benno Leroy Heune and Barlow McCleary who were employed on March 1, 1942 at a salary of \$130.00 per month in the Fire Department, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

16

IN THE MATTER OF
DEPARTMENTAL REPORTS
FOR MONTH OF FEBRUARY

Departmental reports for the month of February, 1942 having
been read were ordered filed.

17

IN THE MATTER OF
RESCIND RES. 5342-N.S.
EMPLOYEES LIVE IN
CITY LIMITS

Commissioner Stanley introduced
RESOLUTION NO. 5555-N.S.
rescinding Resolution No. 5342-N.S. entitled "A RESOLUTION
RECOMMENDING THAT ALL CITY EMPLOYEES, EXCEPT THOSE NOW LIVING OUTSIDE OF THE CITY LIMITS,
BE REQUIRED TO LIVE WITHIN THE CITY LIMITS", which resolution was regularly adopted by
the following vote:

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

Noes: Councilmen; None

Absent: Councilmen: None

18

IN THE MATTER OF
ORDINANCE-APPROPRIATE
MONEY PURCHASE OF
AUTO FOR POLICE DEPT
entitled: AN ORDINANCE APPROPRIATING MONEY FOR THE PURCHASE OF AN AUTOMOBILE FOR

Commissioner Stanley introduced an ordinance, being
ORDINANCE NO. 674-N.S.
THE POLICE DEPARTMENT OF THE CITY OF MODESTO", and moved its adoption and passage
to print and publish, which motion being duly seconded, it was upon roll call carried
and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

19

IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced
RESOLUTION NO. 5556-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

Elmer J. Blum
ATTEST ELMER J. BLUM, CITY CLERK

Special Council Meeting

March 18, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
AMEND ORD. 512-N.S.
REGULATION OF DOGS

Commissioner Stanley introduced an ordinance, being
ORDINANCE NO. 675-N.S.

entitled: "AN ORDINANCE AMENDING SECTION 10 OF ORDINANCE NO. 512-N.S. ENTITLED
"AN ORDINANCE PROVIDING FOR THE LICENSING, CARE AND MAINTENANCE OF DOGS AND DOG
KENNELS, AND PROVIDING A PENALTY FOR THE VIOLATION THEREOF", and moved its adoption
and passage to print and publish, which motion being duly seconded, it was upon
roll call carried and the ordinance ordered published as above by the following
vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2 IN THE MATTER OF
EMPLOYEES LIVING
IN CITY LIMITS

Commissioner Stanley introduced

RESOLUTION NO. 5557-N.S.

recommending that all employees of the City of Modesto be required to live within the corporate limits of Modesto, provided that this resolution shall not apply to city employees living outside Modesto at the time of the adoption on July 23, 1941 of a resolution entitled "A RESOLUTION RECOMMENDING THAT ALL CITY EMPLOYEES EXCEPT THOSE NOW LIVING OUTSIDE OF THE CITY LIMITS BE REQUIRED TO LIVE WITHIN THE CITY LIMITS", and which resolution was rescinded by the City Council on March 11, 1942 and be it further provided that during the probationary period of employment of those who fall within the provisions of the Civil Service Ordinance of the City, said probationary employee may live outside the said City of Modesto in the discretion of the head of his department, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3 IN THE MATTER OF
LEASE ON AIRPORT
WITH U. S. GOVERNMENT

Mr. Foote of the Army Engineering Department at Sacramento

appeared before the Council and discussed the matter of the lease of the Municipal Airport with the United States Government. No action was taken by the Council

4 IN THE MATTER OF
PROTEST WALTER FIELD
ON DANCES HELD AT
THOMPSON HALL

Walter Field appeared before the Council protesting to

the use of the Thompson Hall located at Needham and N Streets, as a dance hall, He was advised by the Council that at their regular meeting of March 11, 1942, the Chief of Police had been authorized to sign the application for a dance hall with the understanding that if there were any protests of disturbance or nuisance filed against the use of the hall for dances, the license would be revoked.

5 IN THE MATTER OF
AUTHORIZE PAYMENT
OF \$50 TO J. A.
JOHNSTON

Pursuant to report by Commissioner Bates that J. A.

Johnston had been retained to secure options on property adjacent to Beard Brook on Jennie Street to build bridge across Beard Brook and that he had been able to secure options to remain in effect to July 1942, Commissioner Bates introduced

RESOLUTION NO. 5558-N.S.

ratifying the retention of said J. A. Johnston to secure said options and authorizing the City Clerk and Auditor to draw warrant in amount \$50.00 as payment for services rendered, which resolution was regularly adopted by the following vote;

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

Noes: Councilmen: None

Absent: Councilmen: None

6 IN THE MATTER OF
LEAVE OF ABSENCE
GRANTED W. J. COULSON

Commissioner Stanley introduced

RESOLUTION NO. 5559-N.S.

granting leave of absence to Wm. J. Coulson from the Police Department of the City of Modesto, effective April 1, 1942 to enter the service of the United States Marines, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7 IN THE MATTER OF RENTING OF PISTOL RANGE NEAR BEARD BROOK PARK Commissioner Stanley recommended that the Council determine if the Pistol Range, located near Beard Brook Park and owned by the Modesto Terminal Company could be rented; whereupon Mayor Shannon appointed a committee of Attorney Fowler, Chief Arington and City Engineer Rossi to make an investigation and report back to the Council.

8 IN THE MATTER OF ADJOURNMENT Commissioner Burge introduced RESOLUTION NO.: 5560-N.S. adjourning this council meeting now in session, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Elmer J. Blum
ATTEST ELMER J. BLUM, CITY CLERK

Council Meeting
March 25, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF MINUTES The minutes of the regular meeting of March 11, 1942 and the special meeting of March 18, 1942, having been heretofore read by each Councilman, were approved as so read.

2 IN THE MATTER OF ORAL COMMUNICATIONS James R. Kenworthy appeared in favor of amending Blackbut Ordinance No. 669-N.S. allowing merchants to connect up to one control switch where someone would be in attendance to turn the lights out in case of a blackout.

3 IN THE MATTER OF CLAIMS Commissioner Neece introduced RESOLUTION NO. 5561-N.S. allowing claim of \$400.00 as allocated to the Stanislaus County Boy's Band by Ordinance No. 665-N.S. and authorizing the Auditor and City Clerk to draw warrant in payment, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF COMMUNICATIONS A communication from the office of Stanislaus County Defense Council regarding lighting devices was read and ordered filed. An anonymous communication regarding the extension of Morris Avenue to Scenic Drive was read and referred to the Planning Commission.

5 A communication from Ralph Sarager asking that the requirement of Business License Ordinance No. 487-N.S. for a deposit of \$50.00 for each person doing business be waived in his case as he was disabled, was referred to the City Attorney.

7 IN THE MATTER OF
REQUEST CHAS. & PAUL
WINDHAM OPERATE
BUSINESS IN RESIDENCE
DISTRICT

Whereas, pursuant to the filing of petition with the Council
by Chas. and Paul Windham for permit to operate and main-
tain a plumbing business on property known as 113 Elm
Street, being lots 7 and 8, Block 430 of the City of Modesto and it appearing from
affidavits on file that a notice setting forth a time for hearing any and all pro-
tests to the granting of the petition as prayed for, and this being the time set forth
and whereas, the City Clerk reports that no protests either oral or written have been
officially filed, by order of the Council the petition was turned over to the Plan-
ning Commission for investigation and report, as provided by Ordinance No. 655-N.S.

8 IN THE MATTER OF
CALL FOR BIDS ON
SALE OF USELESS
PROPERTY

Commissioner Bates introduced

RESOLUTION NO. 5562-N.S.

authorizing the City Clerk to advertise for bids on the
sale of Useless Property of the City of Modesto, which resolution was regularly
adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

9 IN THE MATTER OF
AIRPORT LEASE

Commissioner Bates introduced

RESOLUTION NO. 5563-N.S.

authorizing the Mayor on behalf of the City of Modesto to execute and deliver to
the Government of the United States, lease on the Municipal Airport, which resolution
was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

10 IN THE MATTER OF
FINAL ADOPTION OF
ORDINANCE NO. 673-N.S.
"SALE OF USELESS
PERSONAL PROPERTY"

Ordinance No. 673-N.S. having been heretofore introduced
and ordered printed and published at the regular meeting
of March 11, 1942, and thereupon printed and published as
required by the Charter of the City of Modesto, coming on for final adoption at this
time, it was upon roll call so finally adopted by the following vote:

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

Noes; Councilmen: None

Absent: Councilmen: None

11 IN THE MATTER OF
FINAL ADOPTION OF
ORD. No. 674-N.S.
PURCHASE OF POLICE
AUTOMOBILE

Ordinance No. 674-N.S. having been heretofore introduced
and ordered printed and published at the regular meeting
of March 11, 1942 and thereupon printed and published as
required by the Charter of the City of Modesto, coming on for final adoption at
this time, it was upon roll call so finally adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

12 IN THE MATTER OF
FINAL ADOPTION OF
ORD. NO. 675-N.S.
REGULATIONS OF DOGS
AND KENNELS

Ordinance No. 675-N.S. having been heretofore introduced
and ordered printed and published at the special meeting
of March 18, 1942 and thereupon printed and published as
required by the Charter of the City of Modesto, coming on for final adoption at
this time, it was upon roll call so finally adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

13 IN THE MATTER OF
CLAIM-ROBERT B.
FOWLER

Commissioner Stanley introduced

RESOLUTION NO. 5564-N.S.

allowing claim of \$9.15 of Robert B. Fowler for trip to San Francisco to attend League meeting to discuss the matter of franchise with the Pacific Telephone & Telegraph Company, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

14 IN THE MATTER OF
CLOSING ALLEY IN
BLOCKS 800 and 802

Commissioner Bates introduced

RESOLUTION OF INTENTION NO. 232
S.P. RESOLUTION NO. 799

recommending that a portion of the alley in Blocks 800 and 802, as shown upon the Recorded Maps of the Liberty Park Tract and the Campus Tract be closed and abandoned, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

15 IN THE MATTER OF
AMEND RES. 5197-N.S.
RULES & REGULATIONS
OF GOLF COURSE

Commissioner Neece introduced

RESOLUTION NO. 5565-N.S.

amending Resolution No. 5197-N.S. entitled "A RESOLUTION ADOPTING RULES AND REGULATIONS FOR THE USE OF THE MODESTO MUNICIPAL GOLF COURSE" as follows:

The Rates for players upon said Modesto Municipal Golf Course shall be as follows:

For one monthly family ticket \$5.00 per month;

For one individual ticket per month \$4.00

For one student ticket per month \$2.25

Per 9 holes of play for persons not holding monthly tickets, 40 cents;

For playing all day on said course for those not holding monthly tickets, 80 cents;

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

16 IN THE MATTER OF
REPORT BY CITY
ATTORNEY-CONTROL
CENTERS

Pursuant to referring of communication from the Stanislaus

Defense Council regarding the establishment by the City of

Control Centers to Attorney Fowler, he reported at this time

that the City would continue to operate under the Stanislaus Defense Council and that it was not necessary to set up a separate control center from the County.

17 IN THE MATTER OF
AMEND RESOLUTION
NO. 2335-N.S.
HEALTH OFFICE

Pursuant to the resignation of Dr. E. F. Reamer, ex-officio

City Health officer and the appointment of Dr. J. Lyle Spelmann

as County Health Officer, Commissioner Stanley introduced

RESOLUTION NO. 5566-N.S.

amending Resolution No. 2335-N.S. entitled "A RESOLUTION CONSOLIDATING THE CITY HEALTH OFFICE WITH THAT OF THE COUNTY OF STANISLAUS" changing the name of the ex-officio Health Officer of the City of Modesto to Dr. J. Lyle Spelmann, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

18 IN THE MATTER OF
LEAGUE MEETING

City Engineer Rossi gave a report on the meeting of the Central Division of the League of California Cities, to be held in Modesto on April 16, 1942.

19 IN THE MATTER OF
RECREATION PROJECTS

City Engineer Rossi submitted a project to carry on the Recreation work in and adjacent to the City of Modesto, whereupon the Council expressed their approval of continuing the W.P.A. Recreation program and affixed their signatures to a project proposal to be sent into the W.P.A. headquarters.

20 IN THE MATTER OF
PAYMENT FOR ADDI-
TIONAL WORK TO LINEMAN
AND FIRE ALARM
TECHNICIAN

Commissioner Bates introduced

RESOLUTION NO. 5567-N.S.

authorizing the payment of \$10.00 per month to the Lineman and Fire Alarm Technician of the City of Modesto additional for extra work done during the absence of the temporary electrician who was recently injured, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

21 IN THE MATTER OF
AUTHORIZE ATTENDANCE
OF FIRE CHIEF TO
MEETING

The Chief of the Fire Department was authorized to attend a meeting of the Fire Chiefs of Northern California in Watsonville on April 11th and 12th, 1942.

22 IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced

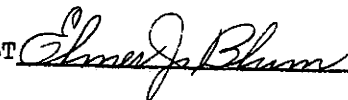
RESOLUTION NO. 5568-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST  CITY CLERK

Special Council Meeting

April 1, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
NOTICE TO BIDDERS
ON POLICE CAR

Commissioner Stanley introduced

RESOLUTION NO. 5569-N.S.

authorizing the City Clerk to advertise for bids on an automobile for the Police Department, said bids to be opened at City Council Chambers on April 8, 1942, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilman: None

2 IN THE MATTER OF
REPORT BY COMMITTEE
ON PISTOL RANGE

Pursuant to the appointment of a committee by the Council to investigate the possibility of leasing the Pistol Range owned by the Modesto Terminal Company near Beard Brook Park, at this time, City Attorney Fowler reported that George Beard of the Modesto Terminal Company gave permission to use the Pistol Range and Attorney Fowler was directed to confer with the attorney of the Modesto Terminal Company, L. L. Dennett regarding the legality of a lease agreement for the Pistol Range.

3 IN THE MATTER OF
RESIGNATION OF STOCK-
WELL AND GREEN FROM
FIRE DEPARTMENT

Commissioner Stanley introduced
RESOLUTION NO. 5570-N.S.
accepting resignations of E. H. Stockwell from the Modesto Fire Department, as of March 1, 1942 and of C. Y. Green from the Modesto Fire Department as of March 31, 1942, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF
AUTHORIZE PAYMENT
OF SALARIES TO CIVIL
SERVICE APPOINTEES

Commissioner Neece introduced
RESOLUTION NO. 5571-N.S.
authorizing payment of salary by the Auditor to the following civil service appointees of the City of Modesto

<u>NAME</u>	<u>EFFECTIVE DATE</u>	<u>SALARY</u>
Robert W. Jamison	April 1, 1942	\$130.00
Albert E. Oliveria	April 1, 1942	130.00
David A. Wilson	February 9, 1942	115 00
Kenneth A. Bauman	February 9, 1942	115 00
Albert R. Hawkins	March 30, 1942	115.00

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF
PROTEST TO ODOR FROM
CITY SEWER FARM

Io. McKibben appeared before the Council and protested to odors that came from the City Sewer Farm. He was informed by the Council that repairs were being made to the sewage system that would alleviate this condition.

6 IN THE MATTER OF
COMMITTEE ON METHOD
OF FIGURING SALARY
of city employees.

Frank Rossi, Elmer Blum and Robert B. Fowler were appointed a committee to investigate the method of figuring salary

7 IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced
RESOLUTION NO. 5572-N.S.
adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST Elmer J. Blum CITY CLERK

Special Council Meeting

April 8, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
AWARDING BID TO PACIFIC
GAS & ELECTRIC COMPANY
USE OF CITY STREETS

Commissioner Burge introduced

RESOLUTION NO. 5573-N.S.

entitled:

RESOLUTION STRIKING OFF, SELLING AND AWARDING TO PACIFIC GAS AND ELECTRIC COMPANY, ITS SUCCESSORS AND ASSIGNS, THE FRANCHISE (a) TO USE FOR TRANSMITTING AND DISTRIBUTING AS WITHIN THE CITY OF MODESTO FOR ANY AND ALL PURPOSES OTHER THAN THOSE AUTHORIZED UNDER SECTION 19 OF ARTICLE XI OF THE CONSTITUTION OF THE STATE OF CALIFORNIA SAID SECTION EXISTED PRIOR TO ITS AMENDMENT ON OCTOBER 10, 1911, ALL GAS PIPES AND APPURTENANCES WHICH ARE NOW OR MAY HEREAFTER BE LAWFULLY PLACED IN THE PUBLIC STREETS, WAYS AND PLACES WITHIN SAID CITY, AND (b) TO LAY AND USE IN SAID PUBLIC STREETS, WAYS AND PLACES ALL PIPES AND APPURTENANCES NECESSARY OR PROPER FOR SAID PURPOSES, AS SET FORTH IN A RESOLUTION ADOPTED BY THE CITY COUNCIL OF SAID CITY OF MODESTO ON THE 26th DAY OF FEBRUARY, 1942.

Whereas Pacific Gas & Electric Company filed in the office of this Council on the 16th day of January, 1942, its application for the franchise above mentioned and referred to; and

Whereas this Council, on the 26th day of February, 1942, adopted a resolution declaring its intention of granting said franchise upon the terms and conditions in said resolution set forth; and

Whereas due notice of the sale of said franchise has been published in the manner and for the time prescribed by law and by the aforesaid resolution; and

Whereas this Council, at the time specified in said resolution and in said notice, viz; at the hour of 4 P.M. on Wednesday, the 8th day of April, 1942 met in open session for the purpose of opening and acting upon any bids that might be filed pursuant to said notice; and

Whereas said Pacific Gas & Electric Company, before the time appointed for the opening of said bids, had filed herein its sealed bid for said franchise whereby it offered for said franchise to pay to said City of Modesto (a) two per cent (2%) of the gross annual receipts received from the use, operation or possession of said franchise for the first five years of the term of said franchise or during such portion of said five years as said franchise shall remain in full force and effect, provided, however, that such payment shall in no event be less than a sum which shall be equivalent to one per cent (1%) of the gross annual receipts derived by the grantee of said franchise, its successors or assigns, from the sale of gas within the limits of the City of Modesto under said franchise and said constitutional franchise, and (b) the sum of two thousand dollars (\$2,000) in lawful money of the United States of America, and setting forth the understanding and conditions upon which said bid was tendered, and said sealed bid was accompanied by the certified check of said company made payable to the Treasurer of the City of Modesto in said sum of \$2,000; and

WHEREAS no other or higher bid was filed or made for said

franchise:

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto, that the aforesaid franchise be and the same is hereby struck off, sold and awarded to said Pacific Gas & Electric Company, its successors and assigns, in consideration of said bid and upon the terms and conditions set forth therein and in said notice and said resolution, to all of which reference is hereby made for a more particular statement of said terms and conditions; and

BE IT FURTHER RESOLVED by said City Council that in the event the ordinance granting said franchise shall not become effective or certificate of convenience and necessity of the Railroad Commission of the State of California to exercise said franchise be not issued or if at any time after the passage of said ordinance it shall be adjudged that said franchise did not become effective or was or is invalid, or if the grantee thereof shall at any time be prevented by the city or by any judgment from exercising the same for any reason other than non-compliance with its terms by the grantee, then said sum of \$2,000 shall be refunded to Pacific Gas & Electric Company, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
APPROVE BOND OF
PACIFIC GAS &
ELECTRIC COMPANY

Commissioner Burge introduced

RESOLUTION NO. 5574-N.S.

entitled:

RESOLUTION APPROVING BOND OF PACIFIC GAS & ELECTRIC COMPANY EXECUTED IN CONSIDERATION OF THE GRANT BY THE CITY OF MODESTO OF THE FRANCHISE TO USE THE STREETS OF SAID CITY TO TRANSMIT AND DISTRIBUTE GAS FOR ALL PURPOSES OTHER THAN THOSE AUTHORIZED UNDER SECTION 19 OF ARTICLE XI OF THE CONSTITUTION OF THE STATE OF CALIFORNIA AS SAID SECTION EXISTED PRIOR TO ITS AMENDMENT ON OCTOBER 10, 1911.

WHEREAS on the 8th day of April, 1942, the City Council of the City of Modesto struck off, sold and awarded to Pacific Gas and Electric Company, a California corporation, the franchise to use the public streets, ways and places of said city to transmit and distribute gas for all purposes other than those authorized under Section 19 of Article XI of the Constitution of the State of California as said section existed prior to its amendment on October 10, 1911, upon the terms and conditions as set forth in that certain resolution passed by said City Council on February 26, 1942; and

WHEREAS said Pacific Gas & Electric Company, pursuant to the law and the provisions of the resolution which was adopted by said City Council on the 26th day of February 1942, was duly executed and filed with this Council a bond in the penal sum of one thousand dollars (\$1,000) bearing date the 8th day of April, 1942 and conditioned as prescribed by law and by the last mentioned resolution; and

WHEREBY upon due investigation and consideration, it appears to the satisfaction of this Council that said bond is in proper form and has been duly executed by said Pacific Gas and Electric Company and by two good and sufficient sureties;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto that said bond be, and it is hereby accepted and approved, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
ORD. RE: FRANCHISE
OF PACIFIC GAS &
ELECTRIC COMPANY

Commissioner Burge introduced an ordinance, being

ORDINANCE NO. 676-N.S.

entitled: "ORDINANCE GRANTING TO PACIFIC GAS AND ELECTRIC

COMPANY, IT SUCCESSORS AND ASSIGNS, THE FRANCHISE TO USE, FOR TRANSMITTING AND DIS-
TRIBUTING GAS WITHIN THE CITY OF MODESTO FOR ANY AND ALL PURPOSES OTHER THAN THOSE
AUTHORIZED UNDER SECTION 19 OF ARTICLE XI OF THE CONSTITUTION OF THE STATE OF CALIF-
ORNIA AS SAID SECTION EXISTED PRIOR TO ITS AMENDMENT ON OCTOBER 10, 1911, ALL GAS
PIPES AND APPURTENANCES WHICH ARE NOW OR MAY HEREAFTER BE LAWFULLY PLACED WITHIN SAID
CITY, AND TO LAY AND USE IN SAID PUBLIC STREETS, WAYS AND PLACES ALL PIPES AND APPUR-
TENANCES NECESSARY OR PROPER FOR SAID PURPOSES." and moved its adoption and passage
to print and publish, which motion being duly seconded, it was upon roll call carried
and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 5575-N.S

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST

Edward J. Blum
CITY CLERK

Council Meeting

April 8, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of March 25, 1942
having been heretofore read by each Councilman, they were

approved as so read.

IN THE MATTER OF
FOSTER & KLEISER
PETITION CHANGE
LANDSCAPE ON SIGN

Paul Russell, representing Foster & Kleiser appeared before
the Council and petitioned them to change the landscaping
at their sign installed on 9th Street between O and P Streets
from lawn to gravel or shrubs. They were granted permission providing the landscaping
be kept in good repair.

IN THE MATTER OF
PETITION OF AMENDMENT
OF PIN BALL ORDINANCE

J. J. Mehegan appeared before the Council and petitioned the
Council to amend the present Pin Ball Ordinance to increase
the number of machines permitted under one license, whereupon Attorney Fowler was
instructed to prepare an amendment to Ordinance No. 550-N.S. changing the number of
machines permitted and regulating the distance machines could be installed from the
schools. Said ordinance was to be brought up at the next meeting of the Council,
April 15, 1942.

4
IN THE MATTER OF
CLAIMS FOR MONTH
OF MARCH

Claims against the City of Modesto for the month of March,
1942 having been heretofore audited by the Council and

found to be correct, Commissioner Bates introduced

RESOLUTION NO. 5576-N.S.

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

GENERAL FUND-----	\$27,020.10
WATER FUND-----	5,218 12
LIBRARY FUND-----	1,791.15
BOND RED. INT. FUND-----	18.75
ST. BOND RED. INT. FUND-----	18.35
SPECIAL GAS TAX-----	<u>38.46</u>
TOTAL	\$34,104.93

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
SEWAGE LINE ON
TWELFTH STREET

Pursuant to petition of the Modesto Terminal Company for
installation of an adequate sewer line on 12th Street

between B and D Streets for the disposition of sewage from the Modesto Preserving
Company located on Block G, lots 22 to 32, and whereas the City Engineer reports that
the cost to the city to make the change from the six inch line now extending on
this street would be approximately \$3057.00, Commissioner Bates introduced

RESOLUTION NO. 5577-N.S.

authorizing the City Engineer to make the necessary changes in the sewage system to
comply with the petition of the Modesto Terminal Company, which resolution was regularly
adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
REQUEST M.P.A.
EXCAVATE UNDER
E STREET

Pursuant to the appointment of the City Engineer and City
Attorney to investigate the request of the Milk Producers

Association of Central California for permission to build
a tunnel under E Street to convey the milk from the north side of E to the South side
of E Street, at this time City Engineer Rossi reported that the structure of the
street had been checked and found to be satisfactory and City Attorney reported that it
would not be necessary for them to secure a franchise whereupon Commissioner Bates
introduced

RESOLUTION NO. 5578-N.S.

granting permit upon the condition they pay cost of making the change of sewer line
and all expenses and secure a liability policy protecting the city during the construction
of the tunnel, which resolution was regularly adopted by the following vote:

eyes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
REQUEST CHANGE OF BUS
ROUTE, MODESTO MOTOR BUS SERVICE

Commissioner Stanley introduced

RESOLUTION NO. 5579-N.S.

granting permit to W. Kleinbroich to make changes as outlined in plan on file with the City Clerk in the route of the Modesto Motor Bus Service, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
OPEN BIDS ON AUTO TO
POLICE DEPARTMENT

Pursuant to advertising for bids on automobile for the Police Department at this time all bids were opened and referred to the City Engineer and Commissioner of Public Supplies for tabulation and recommendation.

IN THE MATTER OF
PROGRESSIVE PAYMENT
ON PAVING OF D STREET

Commissioner Bates introduced
RESOLUTION NO. 5580-N.S.

authorizing progressive payment on paving of D Street from 9th to 14th Streets to the contractor, Standard Materials Company in amount \$6694.50, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ACCEPT DEED FROM
A. FIORI ET UX

Commissioner Bates introduced
RESOLUTION NO. 5581-N.S.

authorizing the acceptance by the Council of deed from Antonio Fiori and Katherine Fiori, his wife on portions of lots 43 and 44 of the Broughton Colony Tract and directed the Clerk to record said deed, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
LEAVE OF ABSENCE
JACK RAMEY

Commissioner Neece introduced
RESOLUTION NO. 5582-N.S.

granting leave of absence to Jack Ramey, Deputy License Collector of the City of Modesto, effective April 9, 1942 to enter the service of the United States Navy, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
REPORT FROM PLAN-
NING COMMISSION ON
C & P WINDHAM REQUEST

Pursuant to referring of request of Chas. and Paul Windham for permit to operate and maintain a plumbing business on property known as 113 Elm Street, being lots 7 and 8 in Block 430 to the Planning Commission for investigation and recommendation and whereas the Planning Commission have filed their report, Commissioner Bates introduced

RESOLUTION NO. 5583-N.S.

recommending that report be accepted and permit be granted said applicants providing they do not keep any tools or supplies on the property, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

13

IN THE MATTER OF
ATTORNEY PREPARE
ORD. PROHIBITING
FIREWORKS

Attorney Fowler was directed to draft an ordinance prohibiting fireworks in the City of Modesto.

14

IN THE MATTER OF
DEPARTMENTAL REPORTS

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

15

IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced
RESOLUTION NO. 5584-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST *Edward J. Blum* CITY CLERK

Special Council Meeting
April 15, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1

IN THE MATTER OF
ORD. PROHIBITING
FIREWORKS IN THE
CITY OF MODESTO

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 677-N.S.

entitled: "AN ORDINANCE PROHIBITING THE STORAGE, MANUFACTURE, SALE OR DISCHARGE OF FIRE WORKS OR FIRECRACKERS IN THE CITY OF MODESTO." and moved its adoption and passage to print and publish which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2

IN THE MATTER OF
PROPOSED AMENDMENT
TO PIN BALL ORD.

Whereas, pursuant to referring the matter of amending the Pin Ball Ordinance to Attorney Fowler, he reported that he had prepared two different ordinances for the approval of the Council J. J. Mehegan petitioned that the new amendment provide for the license to be on a yearly basis and Mr. Patton and Mr. Hines petitioned that it be written on the quarterly license basis. This matter was laid over to the next meeting.

3

IN THE MATTER OF
MEETING OF RAILROAD
COMMISSION

Attorney Fowler reported that the Railroad Commission was holding a meeting in his office to hear complaints on the changing of the route of the Airport Bus. The Council instructed Attorney Fowler to notify the Railroad Commission that they had no objections to any change in the route providing the bus continued to go out to the Airport District.

IN THE MATTER OF
USING SIDEWALKS FOR
PARKING BICYCLES

Attorney Fowler reported on the legality of installing parking racks on sidewalks for bicycles by merchants in the business section. He reported that Ordinance No. 232-N.S. did not prevent merchants from installing these racks providing they received permission from the Council to do so.

IN THE MATTER OF
REPORT BY ENGINEER
ON AUTO BIDS FOR
POLICE DEPARTMENT

Pursuant to referring of all bids to City Engineer and Commissioner of Public Supplies on an auto for the Police Department for tabulation, at this time City Engineer Ross filed with the Council a tabulated report on equipment offered for sale. This matter was laid over until the next meeting.

IN THE MATTER OF
ACCEPT DEED FROM
M. A. BEDOIAN

Commissioner Bates introduced
RESOLUTION NO. 5585-N.S.

accepting deed from Mancoog A. Bedoian and Veronica Bedoian, his wife on portion of Block 802 of the City of Modesto in the Campus Tract and authorized the City Clerk to record said deed with the Stanislaus County Recorder, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ABATE PUBLIC NUISANCE
WINDT BUILDING

Pursuant to authorizing the City Attorney to proceed to abate public nuisance and have the building located in Block 70, lots 1 to 4 inc. W 40 feet owned by Henry Windt condemned, C.W. Abernathy operator of the Square Deal Restaurant in the building appeared before the Council and protested to the building being condemned and asked that he be permitted to continue his business as it would cost him several hundred dollars to move his business and find a location. The Council notified him that he would be given a reasonable time to find a new location.

IN THE MATTER OF
REQUEST ERECT SIGNS
GIVING LOCATION OF
CHURCH OF CHRIST

Rev. J. Stevens of the Church of Christ appeared before the Council and requested permit to install various signs throughout the city giving the location of his church. This request was denied by the Council as this would be contrary to the Billboard Ordinance No. 302-N.S.

IN THE MATTER OF
CANCEL LEASE WITH
MODESTO TRAP &
SKEET CLUB

Commissioner Bates introduced
RESOLUTION NO. 5586-N.S.

cancelling lease with the Modesto Trap & Skeet Club for portion of airport dated March 1, 1937, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ORDER ENGINEER TO
DISMANTLE TRAPS
AT AIRPORT

Commissioner Bates introduced
RESOLUTION NO. 5587-N.S.

ordering the City Engineer to dismantle the traps out at the Modesto Trap & Skeet Club located at the airport and to salvage the material for the city use.

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

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
PETITION OF CITY
EMPLOYEES INCREASE
WAGES

A petition was presented to the Council signed by approximately 58 employees of the Public Works Department of the City of Modesto asking for an increase of salary due to the increased cost of living. No action was taken on the petition because of the fact that all departments were now working upon the next year's budgets.

12
IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced
RESOLUTION NO. 5588-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST *Charles J. Blum* CITY CLERK

Council Meeting

April 22, 1942

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

Present: Councilmen; Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the special meetings of April 1, 8, 15, and the regular meeting of April 8, 1942, having been heretofore previously read by each councilman were approved as so read.

2
IN THE MATTER OF
CHANGE OF ROUTE
FOR AIRPORT TRANSIT
BUS

Commissioner Burge introduced
RESOLUTION NO. 5589-N.S.

approving change of route for the Airport Transit Bus as placed on file in the City Clerk's office, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
ORDINANCE RE: AMEND
ORD. 550-N.S. PIN
BALL MACHINES

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 678-N.S.

entitled: AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE NO. 550-N.S. ENTITLED "AN ORDINANCE AMENDING SECTIONS 2, 3, and 5 OF ORDINANCE NO. 492-N.S. OF THE CITY OF MODESTO, ENTITLED "AN ORDINANCE REGULATING AND LICENSING CERTAIN AMUSEMENT DEVICES AND PROHIBITING SLOT MACHINES AND GAMBLING DEVICES," AS THEREAFTER AMENDED" and moved its adoption and passage to print and publish, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
COMMUNICATIONS

A letter from the Modesto Defense Savings Committee
regarding payroll deduction plan of purchasing War

Savings Bonds was read and the Mayor appointed a committee to investigate, of City
Treasurer, W. B. Devlin, President of the Municipal Employees, Clarence Baker,
Director of of the Municipal Employees Credit Union, Claude Waldo and City Auditor
Elmer J. Blum.

IN THE MATTER OF
AWARD BID ON AUTO
POLICE DEPARTMENT

Commissioner Burge introduced

RESOLUTION NO. 5590-N.S.

awarding bid on auto for the Police Department to Gilbert Hildebrand at a total cost
to the City of \$596.38 and authorizing the City Clerk and Auditor to draw warrant
in payment upon delivery of equipment, which resolution was regularly adopted by the
following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
FINAL ADOPTION
ORD. NO. 676-N.S.
PACIFIC GAS &
ELECTRIC FRANCHISE

Ordinance No. 676-N.S. having been heretofore introduced
and ordered printed and published at the regular meeting of
April 11, 1942 and thereupon printed and published as re-

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

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
CALLING SPECIAL
MUNICIPAL ELECTION
TO GRANT FRANCHISE
TO PACIFIC GAS &
ELECTRIC COMPANY

Commissioner Burge introduced

RESOLUTION NO. 5591-N.S.

calling special municipal election to vote on the question
of granting a franchise to the Pacific Gas & Electric
Company for the use of the streets, on May 19, 1942, which resolution was regularly
adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 677-N.S. PROHIBIT
FIREWORKS

Ordinance No. 677-N.S. having been heretofore introduced
and ordered printed and published at the special meeting
of April 11, 1942 and thereupon printed and published as

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

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
APPOINTMENT OF
ELIZABETH BENKENDORF
ON PARK COMMISSION

Commissioner Neece introduced

RESOLUTION NO. 5592-N.S.

reappointing Mrs. Elizabeth Benkendorf on the Park Com-
mission for a term of three years from May 10, 1942, which resolution was regularly
adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

10 IN THE MATTER OF COMMITTEE REPORT SALARIES OF CITY EMPLOYEES Pursuant to the appointment of City Attorney Fowler, City Engineer Rossi and City Auditor Blum as a committee to investigate the method of figuring the salaries of the employees of the City of Modesto, Attorney Fowler reported that no agreement has been reached by the Committee. The matter was further discussed by the Council but no action was taken.

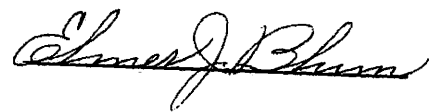
11 IN THE MATTER OF REPORT BY COMMISSIONER BATES ON SEWAGE DISPOSAL Commissioner Bates reported that the Assistant State Sanitary Inspector had made an investigation of the odors in the neighborhood of the Sewage Disposal plant and had determined that the odors were from the sewer farm and not from any other source and that he had recommended that another filter and chlorinator be used by the City.

12 IN THE MATTER OF PURCHASE OF TRACTOR Commissioner Bates introduced RESOLUTION NO. 5593-N.S. empowered the City Engineer to enter into a rental-purchase agreement for a used rubber tired tractor for the Public Works Department, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

13 IN THE MATTER OF COMMUNICATION FROM B. W. GEARHART A letter from Congressman B. W. Gearhart regarding the adoption of Bill H. R. 6750 was read and ordered filed.

14 IN THE MATTER OF ADJOURNMENT Commissioner Neece introduced RESOLUTION NO. 5594-N.S. adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK



Special Council Meeting
May 6, 1942

The Council of the City of Modesto met in special session this date at 3:30 P.M. as provided by section 2 of Ordinance No 2-N.S. as amended thereafter.

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Absent: Councilmen: None

1 IN THE MATTER OF RENEWAL OF LEASE WITH HAWKE CROP DUSTING COMPANY Commissioner Bates introduced RESOLUTION NO. 5595-N.S. authorizing renewal of lease on airport hangar for a period of one year as of June 2, 1942, on the same basis as former lease, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

IN THE MATTER OF
COMMUNICATIONS

A communication from the Pacific Coast Building Officials Conference regarding renewal of membership of the City of Modesto was read and referred to the City Engineer.

Two anonymous communications regarding the Japanese and the war were read and ordered filed.

IN THE MATTER OF
APPROVAL OF LEASE-
PURCHASE AGREEMENT
ON TRACTOR

Commissioner Bates introduced
RESOLUTION NO. 5596-N.S.

approving agreement between the City of Modesto and the Stanislaus Implement & Hardware Company for the lease-purchase of used model D. John Deere rubber tired tractor, together with a turning bar for a disc harrow and authorizing the Mayor and Auditor as signatory officials, which resolution was regularly adopted by the following vote:

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

Noes; Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
CONDEMNATION OF
BUILDINGS

Commissioner Stanley introduced
RESOLUTION NO. 5597-N.S.

authorizing the City Attorney to take such necessary steps as to declare the following buildings as public nuisance and to condemn and abate same:

<u>Number of buildings</u>	<u>Owned by</u>	<u>Description</u>
1	Rubert A Peter, Block 31, lots 15 and 16, 601 Seventh Street	
2	John Calaberesi, Block 9, lots 1 to 4 inc. 831 Fourth Street	
1	I. H. Redding, Block 506, lots 33 and 34, 131 College Avenue	

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
INCREASE SALARY OF
V. H. HANNER

Commissioner Bates introduced
RESOLUTION NO. 5598-N.S.

authorizing the increase of salary of V. H. Hanner, Equipment Operator #1, as of May 1, 1942, \$15.00 as he is being transferred to the Street Sweeper, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
CLAIMS-F. J. ROSSI

Commissioner Bates introduced
RESOLUTION NO. 5599-N.S.

allowing claim of \$12.69 of F. J. Rossi for money paid out on meeting of the Central Valley Division of the League of California Cities and authorized the Clerk and Auditor to draw warrant in payment.

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

Noes; Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
CANCEL CONTRACT WITH
STATE FOR CIVIL
SERVICE

A communication from the California State Personnel Board cancelling the contract with the City of Modesto for giving Civil Service Examinations was read and ordered filed.

9
IN THE MATTER OF
EMPLOY DON DAVIS
PUBLIC WORKS DEPART-
MENT PART TIME

Commissioner Bates introduced

RESOLUTION NO. 5600-N.S.

employing Don Davis, City Planning Engineer to assist in the Public Works Department when needed at a rate of \$1.44 per hour and authorizing him to sign requisitions for the purchase of materials for the City of Modesto, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
REQUEST HOLD PARADE
MODESTO RIDING AND
POLO CLUB

Mr. Avery Williams representing the Modesto Riding and Polo Club appeared before the Council and requested that they be permitted to hold a parade in the City of Modesto on the afternoon of May 23, 1942 to advertise Rodeo being held at the Shiloh Grange on May 24th. He was advised by the Council that the parade would have to be held at 10:30 A.M. Saturday morning instead of the afternoon, due to the traffic conditions.

11
IN THE MATTER OF
PROTEST TO LICENSE
ON TRUCKS HAULING
FARM PRODUCE INTO
CITY

J. G. Karsten of the Peach Growers Association and V. Parish J. T. Halford and Mr. Beard, operators of ranches near Modesto appeared before the Council protesting to the provisions of Ordinance No. 495-N.S. requiring that all farmers hauling produce to be processed for others than themselves to take out a license to permit them to load and/or unload in the City of Modesto. They were requested to meet with the City Attorney to see what could be done regarding this matter.

12
IN THE MATTER OF
LEASE WITH THE
MODESTO SOFTBALL
ASSOCIATION

Pursuant to agreement with the 20-30 Club dated March 28, 1939, at this time a letter was read as follows

"the 20-30 Club of Modesto hereby transfers and assigns to the City of Modesto all equipment owned by the 20-30 Club situated at the Modesto Soft Ball Park at Roosevelt Field. The equipment referred to includes lights, bleachers and any other equipment and improvements which have been installed at the Soft Ball Park by the 20-30 Club"

and whereas they have also signified their intention by letter to withdraw from the management of the softball Park and have suggested that the management be transferred to the Modesto Softball Association and the said Association has filed a letter with the Council requesting that they be permitted to lease the Softball Field for the period of one year beginning May 1, 1942 and ending April 30, 1943, Commissioner Neece introduced

RESOLUTION NO. 5601-N.S.

accepting the equipment installed by the 20-30 Club at the Modesto Municipal Baseball Field from them and authorizing the entering into a lease with the said Modesto Softball Association for the term of one year from May 1, 1942 for the use of the Softball Field which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
FIRE PROTECTION TO
FEDERAL HOSPITAL

W. J. Burnal, Safety Engineer, representing the Resident Engineer, C. L. Morgan in charge of the construction of the Federal Hospital, north of the City limits of Modesto appeared before the Council requesting that the City of Modesto furnish one piece of equipment and men necessary for fire protection of the Federal Hospital during the time of construction and until

such time as the government has made provisions for fire protection. Mr. Burnul was requested to notify Mr. C. L. Morgan Resident Engineer to meet with the City Attorney to discuss arrangements for this protection.

IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced

RESOLUTION NO. 5602-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST *Elmer J. Blum*
ELMER J. BLUM, CITY CLERK

Council Meeting

May 13, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of April 22nd and the special meeting of May 6, 1942, having been heretofore read by each Councilman were approved as so read.

IN THE MATTER OF
CONTRIBUTION TO
OFFICE OF CIVILIAN
DEFENSE

District Attorney Leslie Cleary appeared before the Council in behalf of the Stanislaus County Board of Supervisors and the Office of the Civilian Defense and requested that the City of Modesto contribute \$100.00 per month for the operation of the County Control Center starting June 1, 1942, whereupon Commissioner Stanley introduced

RESOLUTION NO. 5603-N.S.

recommending that the City of Modesto contribute \$100.00 per month starting June 1, 1942 toward the expense of the operation of the County Control Center, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
CLAIMS FOR THE
MONTH OF APRIL
1942

Claims against the City of Modesto for the month of April, 1942 having been heretofore audited by the Council and found to be correct, Commissioner Burge introduced

RESOLUTION NO. 5604-N.S.

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

GENERAL FUND-----	\$40,314.73
WATER FUND-----	4,278.93
LIBRARY FUND-----	1,689.41
SPECIAL GAS TAX FUND-----	102.05
	<u>\$46,385.12</u>

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF COMMUNICATIONS

A communication from the Empire Grange protesting to the provisions of Ordinance No. 495-N.S. requiring license on trucks hauling

produce into the City was read and ordered filed.

5 IN THE MATTER OF FINAL ADOPTION OF ORD. NO. 678-N.S. PIN BALL MACHINES

Ordinance No. 678-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of April 22nd, 1942 and thereupon printed and published as re-

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

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

Noes: Councilmen: None

Absent: Councilmen: None

6 IN THE MATTER OF REPORTS FOR THE MONTH OF APRIL

Reports for the month of April for the various departments were read and ordered filed.

7 IN THE MATTER OF ADJOURNMENT

Commissioner Neece introduced RESOLUTION NO 5605-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

Elmer J. Blum

Special Council Meeting

May 26, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF CANVASS BALLOTS ON FRANCHISE ELECTION

Whereas special municipal election was held in the City of Modesto on the 19th day of May, 1942 on the proposition of

granting a franchise to the Pacific Gas & Electric Company for the use of the streets and whereas returns of said election were canvassed by the City Council and the results ascertained, Commissioner Burge introduced

RESOLUTION NO. 5607-N.S.

declaring that all of the acts required by law and the ordinances of the said City relative to the calling, conducting and holding of said election to be done and performed have been done and performed and the votes cast thereat for the proposition submitted were as follows:

FOR THE FRANCHISE	Yes	527
FOR THE FRANCHISE	No	63

and that the franchise proposed to be granted to said Pacific Gas and Electric Company

by Ordinance No. 676-N.S. was granted, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
PAYMENT TO ELECTION
OFFICIALS

Commissioner Burge introduced

RESOLUTION NO. 5608-N.S.

authorizing payment to election officials who served at the election held for the granting of franchise to the Pacific Gas & Electric Company and for the rental of polling places, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
COMMUNICATION
STANISLAUS COUNTY
BOYS' BAND

A letter from the Stanislaus County Boys' Band requesting that the City include in their 1942-43 budget, an item for them to care for summer concerts to be given this

year. Same was read and ordered filed.

IN THE MATTER OF
PROPOSED ORDINANCES

A general discussion was held on the amending of section 16, of Ordinance No. 547-N.S. to change the residence

requirements of drivers of taxicabs. The City Attorney was ordered to prepare this ordinance for adoption.

A general discussion was held on rescinding Ordinance No. 54-N.S. and amending Ord. No. 322-N.S. to include Phrenology and Palmistry under Ord. No. 322-N.S. The City Attorney was ordered to prepare this ordinance for adoption.

IN THE MATTER OF
ATTENDANCE OF CITY
ATTORNEY TO ARMY
SCHOOL

The attendance of City Attorney Fowler to the Army School at Stanford University was authorized.

IN THE MATTER OF
APPROVE APPLICATION
OF J. J. MEHEGAN FOR
PIN BALL MACHINES
LICENSE

Pursuant to provisions of Ordinance No. 678-N.S. at this time application for license to operate pin ball machines by J. J. Mehegan was presented for approval

by the Commissioner of Health and Safety, whereupon Commissioner Stanley introduced

RESOLUTION NO. 5609-N.S.

granting request of said J. J. Mehegan to operate Pin Ball Machines in the City of Modesto, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
REQUEST J. LOOK
REMODEL DWELLING
INTO APARTMENT HOUSE

Jeong Look petitioned the Council to be permitted to remodel dwelling located at 602 6th Street, being Block 31, lots 17 to 20 inc. into apartments. This matter

was turned over to the Planning Commission.

IN THE MATTER OF
COMMITTEE REPORT
PAYROLL DEDUCTION
PURCHASE OF BONDS

Pursuant to the appointment of a committee by the Council to investigate payroll deduction for city employees for the purchase of war saving stamps and

bonds, W. B. Devlin reported that approximately 20% of the city employees were

opposed to this method of purchasing and the committee believed that the present campaign being conducted by the United States Government would take care of the employees purchasing bonds and stamps.

9
IN THE MATTER OF
COMMUNICATION FROM
PEACE OFFICERS
CIVIL SERVICE
ASSOCIATION

a communication from the Peace Officers Civil Service Association of California regarding rally and dinner to be held in Pittsburg on Friday night, May 29, 1942 was

read and ordered filed.

10
IN THE MATTER OF
COMMUNICATION FROM
RECREATION COMMISSION

A communication from Elizabeth Benkendorf, Chairman of the Modesto City Recreation Commission regarding the appointment of directors and Supervisor for the City Parks for the coming summer season was read

and ordered filed.

11
IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced

RESOLUTION NO. 5610-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

Elmer J. Blum

Council Meeting

May 27, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of May 13, 1942, having been heretofore read by each Councilman were

approved as so read.

2
IN THE MATTER OF
ORAL COMMUNICATIONS

Al Varney representing the various patriotic organization of the City who have charge of the Memorial Day Parade appeared before the Council and requested that the City obtain a public address system for them to use at the cemetery and at the courthouse on May 30th. He was advised that the loud speaker on the three wheel motorcycle of the Police Department would be available.

3
IN THE MATTER OF
DENY CLAIM OF ROBERT
J. R. CAGLE FOR
INJURIES

Whereas the father of Robert J. R. Cagle, a minor child has filed claim against the City of Modesto for injuries sustained by his son on the 18th day of January, 1942, said injury having occurred at an excavation between Canal Street and the City Airport, Commissioner Stanley introduced

RESOLUTION NO. 5611-N.S.

denying claim as presented, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
PETITION LOADING
ZONE ON G STREET

Pursuant to petition being filed with the Council by R. A. Cleaveland for a loading zone to be established on G Street between 10th and 11th Streets on the north side, by order of the Council this petition was referred to Chief Arington and City Engineer Rossi for investigation.

IN THE MATTER OF
RENEWAL OF LEASES
WITH DEPARTMENT OF
COMMERCE

Commissioner Bates introduced
RESOLUTION NO. 5612-N.S.

authorizing the renewal of lease agreements with the Civil Aeronautics Administration, Department of Commerce on the right to set six poles and to install and maintain lights thereon at the Airways Radio Range Station at Modesto, California and the remote control quarters site in Modesto, which Resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ADOPT BUDGET OF
EXPENDITURES UPON
STREETS OF MAJOR
IMPORTANCE

Commissioner Bates introduced
RESOLUTION NO. 5613-N.S.

adopting budget for the expenditure of $\frac{1}{4}$ gas tax fund upon the streets of major importance for the fiscal year ending June 30, 1943, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
EXTENSION OF COMPLETION
DATE ON IMPROVING D
STREET TO CONTRACTOR

Commissioner Bates introduced
RESOLUTION NO. 5614-N.S.

extending date of completion for improving of D Street to the Standard Materials Company for a period of thirty days, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ORDINANCE RE;
REGULATE PHRENOLOGY

Commissioner Burge introduced an ordinance being
ORDINANCE NO. 679-N.S.

entitled: "AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 322-N.S. ENTITLED: 'AN ORDINANCE REGULATING AND FIXING A LICENSE FEE FOR THE BUSINESS OF FORTUNE TELLING' BY INSERTING THE WORD "PHRENOLOGIST" IN SAID SECTION 1." and moved its adoption and passage to print and publish, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ORD. AMEND TAXICAB
ORDINANCE

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 680-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCES NO. 522-N.S. ENTITLED, " AN ORDINANCE AMENDING ORDINANCES NO. 205-N.S. AND NO. 146-N.S. BOTH BEING ORDINANCES RELATING TO AUTOMOBILE BUSES, JITNEYS AND TAXICABS IN THE CITY OF MODESTO, FIXING LICENSE FEE FOR THE OPERATION THEREOF, AND RELATING TO THE OPERATION OF THE SAME" BY ADDING

A NEW SECTION THERETO TO BE NUMBERED 2 3/4" and moved its adoption and passage to print and publish, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

10

IN THE MATTER OF
ORD. RE: REGULATE
TAXI DRIVERS
Commissioner Burge introduced an ordinance, being
ORDINANCE NO. 681-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCE 547-N.S. ENTITLED, "AN ORDINANCE AMENDING ORDINANCE 146-N.S. ENTITLED 'AN ORDINANCE RELATING TO AUTOMOBILE BUSES, JITNEYS AND TAXICABS IN THE CITY OF MODESTO FIXING A LICENSE FEE FOR THE OPERATION THEREOF, AND REGULATING THE OPERATION OF THE SAME' AS THEREAFTER AMENDED BY ADDING NEW SECTIONS THERETO." and moved its adoption and passage to print and publish, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

11

IN THE MATTER OF
APPROVE AGREEMENT
WITH U. S. GOVERNMENT
ON FIRE PROTECTION
OF HOSPITAL
Commissioner Stanley introduced
RESOLUTION NO. 5615-N.S.

approving agreement with the United States government for fire protection during the construction of the hospital located near the City limits, which resolution was regularly adopted by the following vote:

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

12

IN THE MATTER OF
ORD. REPEAL ORD.
NO. 668-N.S. HOT
CARGO
Commissioner Burge introduced an ordinance being
ORDINANCE NO. 682-N.S.

entitled: "AN ORDINANCE REPEALING ORDINANCE NO. 668-N.S. OF THE CITY OF MODESTO ENTITLED, 'AN ORDINANCE DECLARING 'HOT CARGO' AND SECONDARY BOYCOTT' UNLAWFUL, DEFINING CERTAIN WORDS AND TERMS OF THE ORDINANCE AND FIXING PENALTY FOR THE VIOLATION THEREOF'." and moved its adoption and passage to print and publish, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

13

IN THE MATTER OF
COMMUNICATION
A letter from the League of California Cities referring to collection of salvage material by the cities was read and turned over to the Stanislaus County Defense Council.

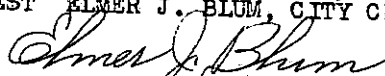
14

IN THE MATTER OF
ADJOURNMENT
Commissioner Stanley introduced
RESOLUTION NO. 5616-N.S.

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

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

ATTEST ELMER J. BLUM, CITY CLERK



Special Council Meeting

June 3, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
PARKING TEN MINUTE
ZONE ON G STREET

Pursuant to referring request of R. A. Cleaveland for the establishment of loading zone on the north side of G Street, between Tenth and Eleventh Streets to a committee appointed by the Council they reported after investigation they recommended that a ten minute parking space be established on the north side of G Street between Tenth and Eleventh Streets, west of the alley, whereupon Commissioner Stanley introduced

RESOLUTION NO. 5617-N.S.

authorizing the establishment of said 10 minute parking zone and directing the City Engineer to erect the proper signs, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
APPOINTMENT OF
ADDITIONAL PARK
DIRECTORS

Pursuant to the fact that the W.P.A. will not be hiring Park Directors for the coming summer season and whereas it will be necessary for the City of Modesto to hire two additional Directors, Commissioner Neece introduced

RESOLUTION NO. 5618-N.S.

authorizing the City Engineer to secure the services of two additional Park Directors starting June 15, 1942, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
REQUEST J. LOOK
REMODEL DWELLING

Pursuant to request of Jeong Look to remodel dwelling at 602 Sixth Street into an apartment house being referred to the Planning Commission for investigation and whereas said Planning Commission have filed letter with the Council recommending that request be granted, Commissioner Bates introduced

RESOLUTION NO. 5619-N.S.

granting request to said Jeong Look to remodel dwelling at 602 Sixth Street into an apartment house, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
TRANSFER OF FUNDS

Commissioner Neece introduced

RESOLUTION NO. 5620-N.S.

authorizing the Auditor to transfer \$25,000 from the Water Fund to the General Fund, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None
Absent: Councilmen: None

5
IN THE MATTER OF
CLARIFY RESOLUTIONS
#5481-N.S. AND
#5600-N.S.

Whereas Resolution No. 5481-N.S. adopted by the Council under date of December 10th, 1941, authorizes extra pay to certain individuals in the Public Works Department during the absence of the Assistant City Engineer and whereas it is impossible at this time of year to complete the necessary work in this department with the available personnel, and whereas Resolution No. 5600-N.S. was adopted on May 6, 1942, authorizing the employing of Don C. Davis as part time Assistant City Engineer and whereas the wording of these two resolutions are contradictory, Commissioner Bates introduced
RESOLUTION NO. 5621-N.S.

recommending that Resolution No. 5481-N.S. still remain in effect and that said Don C. Davis be hired as part time Assistant City Engineer, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
AUTHORIZE AUDITOR
PAY SALARY OF CIVIL
SERVICE APPOINTEE

Commissioner Stanley introduced
RESOLUTION NO. 5622-N.S.

authorizing the Auditor to pay salary to civil service appointee: Leon Livingston in the Police Department in the amount of \$130.00 per month as of May 1, 1942, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
REPORT OF RECREATION
COMMISSION

The annual report of the Modesto Recreation Commission for the year 1941-42 was read and ordered filed.

8
IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced
RESOLUTION NO. 5623-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST


CITY CLERK

Council Meeting

June 10, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF APPROVAL OF MINUTES Minutes of the special meetings of May 26 and June 3rd and of the regular meeting of May 27, 1942, having been heretofore read by each Councilman were approved as so read.

IN THE MATTER OF ORAL PETITIONS A committee from the A.F. of L. composed of Frank Dammrell, Attorney for the local union, Earl N. Flint, President of the Stanislaus Central Labor Council and W. J. Kiser, business representative of the Teamsters, Chauffeurs, Warehousemen and Helpers Union No. 386 appeared before the Council petitioning them to enter into an agreement to pay wages to employees of the Public Works Department of the City of Modesto, according to a schedule prepared by the A. F. of L. They were advised by the Council that the 1942-43 budget was being prepared and they were trying to adjust salaries of certain employees but that it would be impossible to pay the salary as prepared by the committee from the A. F. of L. without increasing the tax rate which they were opposed to do. After some discussion the committee asked the Council if they could come into the Council meeting and see the schedule they had prepared for the wages in the budget for the fiscal year 1942-43 and they were advised that this would be permissible.

IN THE MATTER OF CLAIMS FOR MONTH OF MAY, 1942 Claims against the City of Modesto for the month of May, 1942, having been heretofore audited by the Council and found to be correct, Commissioner Burge introduced

RESOLUTION NO. 5624-N.S.

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

GENERAL FUND-----	\$23,890.14
WATER FUND-----	4,314.70
LIBRARY FUND-----	1,625.34
ST. BOND RED. INT. FUND-----	11.58
UNAPPORTIONED FUND-----	<u>1 32</u>
TOTAL-----	\$29,843.08

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CLAIM CHAMBER OF COMMERCE Commissioner Neece introduced

RESOLUTION NO. 5625-N.S.

allowing claim of \$600.00 to the Chamber of Commerce from the promotion fund of the City of Modesto, as provided by Ordinance No. 665-N.S., which resolution was regularly adopted by the following vote;

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

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
ACCEPTANCE OF PROJECT
FROM CONTRACTOR

Commissioner Bates introduced

RESOLUTION NO. 5626-N.S.

accepting contract as completed for the improving of D Street from Ninth Street to Fourteenth Street from contractor Standard Materials Company and the progressive payment of \$1927.33 was authorized by the Auditor and the City Clerk was directed to file notice of completion with the County Recorder, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
FINAL ADOPTION OF
ORDINANCES FORTUNE
TELLING NO. 679-N.S.

Ordinance No. 679-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of May 27, 1942 and thereupon printed and published as

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

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

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 680-N.S. TAXI-
CAB DRIVERS LICENSE

Ordinance no. 680-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of May 27, 1942 and thereupon printed and published as

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

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

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
FINAL ADOPTION OF
ORD. 681-N.S. TAXI-
CAB DRIVERS REQUIRE-
MENTS

Ordinance No. 681-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of May 27, 1942, and thereupon printed and published as

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

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

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
FINAL ADOPTION OF
ORD. 682-N.S.
RESCIND "HOT CARGO"
ORDINANCE

Ordinance No. 682-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of May 27, 1942, and thereupon printed and published as

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

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
GRANT LEAVE OF
ABSENCE TO DARRELL
E. WHITE

Whereas Darrell E. White employed in the Police Department of the City of Modesto has joined the Coast Guard of the United States of America, Commissioner Stanley

introduced

RESOLUTION NO. 5627-N.S.

granting him leave of absence from the Police Department for the duration of the present war and for six months after the severance of service with the armed forces of the United States of America, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ATTORNEY AUTHORIZED
TO ABATE NUISANCE

Pursuant to complaints of residents near N 100 ft. of lots 8 and 9 in Block 319 belonging to Esse Robertson, that sewer was broken, causing a health menace and whereas owner of property refused to have the sewer repaired, Commissioner Stanley introduced

RESOLUTION NO. 5628-N.S.

authorizing the City Attorney to take such action as is necessary to abate this public nuisance at once, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
REPORTS FOR MONTH
OF MAY

Departmental reports for the month of May were ordered filed.

IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced

RESOLUTION NO. 5629-N.S.

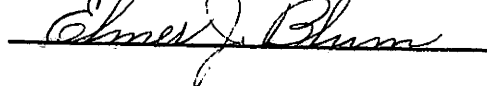
adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK



Special Council Meeting

June 17, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
CALL FOR BIDS ON
ADVERTISING FOR
FISCAL YEAR

Commissioner Burge introduced

RESOLUTION NO. 5630-N.S.

authorizing the City Clerk to call for bids on advertising and printing for fiscal year ending June 30, 1943, said bids to be opened at the regular meeting of the Council of June 24, 1942, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
CALL FOR BIDS ON
INCANDESCENT LAMPS

Commissioner Bates introduced

RESOLUTION NO. 5631-N.S.

authorizing the City Clerk to call for bids on incandescent lamps for the year ending June 30, 1943, in amount \$1100.00 said bids to be opened at the regular council meeting of June 24, 1942, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
REQUEST OF NAVY
MOTHER'S CLUB BUILD
SHELTERS

Pursuant to the request of the Navy Mother's Club to build shelters in and near the City of Modesto, and whereas they have obtained permission from the California Highway

Commission to build said shelters, Commissioner Burge introduced

RESOLUTION NO. 5632-N.S.

granting request to the Navy Mother's Club to build one shelter at the north entrance to the City on the 99 Highway and one at the south entrance to the City on the 99 Highway, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
ANONYMOUS LETTER
RE: WAGES PAID
EMPLOYEES OF CITY

An anonymous letter was received by the Council regarding wages paid city employees which was ordered filed.

5
IN THE MATTER OF
CARD OF APPRECIATION
FROM FAMILY
OF THE LATE L. L.
DENNETT

A card of appreciation from the family of the late L. L. Dennett, former Mayor of the City of Modesto, for the flowers sent to the funeral was read and ordered filed.

6
IN THE MATTER OF
PROTEST TO COST OF
CONNECTING SEPTIC
TANKS TO CITY SEWER

A group of property owners in the Northwood Tract appeared before the Council and protested that the property owners have to pay the cost of connecting the septic tanks in this district to the city sewer. This matter was taken under advisement.

7
IN THE MATTER OF
APPOINTMENT OF
MEMBER ON THE PARK
COMMISSION

Miss Corda Stone appeared before the Council in behalf of the Women's Improvement Club, requesting that the Council appoint either Mrs. Margaret Bacon or Mrs. W. C. Hauser on the Park Commission for the unexpired term of the late Howard Keeley, whereupon Commissioner Neece introduced

RESOLUTION NO. 5633-N.S.

appointing Mrs. Margaret Bacon to fill the unexpired term of Howard Keeley on the

Park Commission, ending May 10, 1943, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8 IN THE MATTER OF Commissioner Neece introduced
ADJURNMENT

RESOLUTION NO. 5634-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST EIMER J. BLUM, CITY CLERK

Elmer J. Blum

Council Meetings

June 24, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of June 10th and special meeting of June 17, 1942 having been heretofore read by each Councilman were approved as so read.

2 IN THE MATTER OF
COMMUNICATIONS

A card of appreciation from the family for flowers sent to the funeral of Howard Keeley former Park Commissioner, was read and ordered filed.

3 Copies of letters which had been received from Io McKibben and which had been sent to him by the State Department of Public Health regarding the odors from the City of Modesto sewer farm, were read and ordered filed.

4 IN THE MATTER OF
BIDS-ADVERTISING
AND PUBLICATIONS

Pursuant to advertising for bids on advertising and publications for the fiscal year ending June 30, 1943 and whereas one bid was received, Commissioner Burge introduced

RESOLUTION NO. 5635-N.S.

accepting bid of the The Modesto Bee and authorizing the entering into an agreement, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF
BIDS-INCANDESCENT
LAMPS

Pursuant to advertising for bids on incandescent lamps for the
City of Modesto for the
year ending June 30, 1943 and whereas the City Clerk reports

one bid having been received, and whereas said bid was made by a responsible bidder,
Commissioner Burge introduced

RESOLUTION NO. 5636-N.S.

recommending that bid for incandescent lamps made by the Wille Electric Company be
and it is hereby accepted and the city enter into an agreement with the successful
bidder for the supplying of incandescent lamps for the period named above, which reso-
lution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6 IN THE MATTER OF
APPROVING MEMO OF
AGREEMENT FOR 1/2
CENT GAS TAX

Whereas the State of California, through its Department of
Public Works, Division of Highways has presented a memorandum
of agreement in accordance with a project statement submitted

by the City for expenditure of the 1/2 cent gas tax for the fiscal year 1943 allocated
for streets of major importance and whereas the City Council has heard read said
agreement in full and is familiar with the contents thereof and desires to approve
the same, Commissioner Bates introduced

RESOLUTION NO. 5637-N.S.

approving said agreement for expenditure of 1/2 cent gas tax allocated for streets of
major importance other than State Highways and the Mayor and City Clerk are hereby
directed to sign the same, which resolution was regularly adopted by the following
vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7 IN THE MATTER OF
RENEWAL OF CONTRACT
WITH MODESTO GAR-
BAGE COMPANY

Commissioner Stanley introduced

RESOLUTION NO. 5638-N.S.

approving renewal of contract with the Modesto Garbage Company
for a period of three years for the care of the municipal dumping ground, which resolu-
tion was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8 IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced

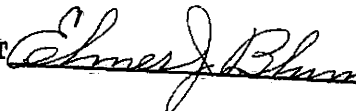
RESOLUTION NO. 5639-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST  CITY CLERK

Special Council Meeting

July 1, 1942

The Council of the City of Modesto met in special session

this date as provided by section 2 of Ordinance No. 2-N.S.,

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
PROTEST TO NOISE
OF SQUARE DEAL
RESTAURANT

Harry Crow, operator of the Hotel Modesto appeared before the Council regarding the abatement of the building now occupied by the Square Deal Restaurant. He was informed that the operators of the restaurant had been given notice to move to a new location and they were endeavoring to secure a new building.

IN THE MATTER OF
AMEND ORD. NO. 10,
SECTION 14, CLOSING
OF BOWLING ALLEYS

A discussion was held on the proposition of amending Section 14 of Ordinance No. 10-N.S. regulating the closing hour of Bowling alleys. This matter was laid over to the next meeting of the Council.

IN THE MATTER OF
GRANT PERMIT TO
JUNIOR CHAMBER OF
COMMERCE TO HOLD
TURTLE DERBY

A committee from the Junior Chamber of Commerce appeared before the Council requesting that they be permitted to hold a Turtle Derby on vacant property at 12th and I Streets and to operate 20 concessions with games of skill on July 17th and 18th, 1942. They advised that the profits would be used for charity. They were advised by the Council that if all proceeds went to charity it would not be necessary for any action of the Council. They were directed by the Council to sign the necessary form in the office of the Treasurer and Collector showing that the funds would be used for charity only.

IN THE MATTER OF
AUTHORIZE ENGINEER
COLLECT SCRAP
RUBBER OF THE
CITY OF MODESTO

Commissioner Burge introduced
RESOLUTION NO. 5640-N.S.
authorizing the City Engineer to collect scrap rubber not in use by the City of Modesto for the Rubber Salvage Committee, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced
RESOLUTION NO. 5641-N.S.
adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST *Charles J. Blum*
CITY CLERK

-----*

Council Meeting

July 8, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular session of the Council held on

June 24, 1942 having been heretofore read by each Councilman were approved as so read.

2

IN THE MATTER OF
ORAL PETITIONS

Frank Damrell, Attorney for the local A.F. of L. Union,
Earl N. Flint, President of the Stanislaus Central Labor
Council and W. J. Kiser, business representative of the Teamsters, Chauffeurs,
Warehousemen and Helpers Union No. 386, appeared before the Council and thanked
them for extending the privilege of examining the salary schedule for the 1942-1943
fiscal year of the City employees before the budget was adopted by the Council.

3

Mrs. D. F. Burke, representing the Red Cross, appeared before
the Council and asked them for the use of a room for the making of first aid bandages.
She was informed that the City did not have any location available for the use of
the Red Cross.

4

W. H. Westmoreland appeared before the Council, representing
the Modesto Insurance Agents' Association and discussed the possibility of placing
War Damage Insurance on the city property, whereupon Commissioner Bates introduced

RESOLUTION NO. 5642-N.S.

authorizing the City Clerk to contact the Modesto Insurance Agents' Association and
request that they issue a binder for war damage insurance on the city property and
they secure a policy as soon as survey has been made, which resolution was regularly
adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5

IN THE MATTER OF
CLAIMS FOR THE
MONTH OF JUNE
1942

Claims against the City of Modesto for the month of June, 1942
having been heretofore audited by the Council and found to be
correct, Commissioner Neece introduced

RESOLUTION NO. 5643-N.S.

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

GENERAL FUND-----	\$28,305.91
WATER FUND-----	5,229.60
LIBRARY FUND-----	1,981.94
BOND RED. INT. FUND-----	500.00
	<u>\$36,017 45</u>

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6

IN THE MATTER OF
ENGINEER APPLY
WAR PRICE AND
RATIONING BOARD

Commissioner Bates introduced

RESOLUTION NO. 5644-N.S.

authorizing the City Engineer to apply to the War Price and
Rationing Board for permit to purchase a new automobile to be used in the Public
Works Department, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
COMMUNICATIONS

A communication from J. W. Hawkins enclosing a signed agreement that all buildings built in the Hawkins Tract on the Maze Road will be set back 10 feet from the Highway clearance line was turned over to the Planning Commission.

3
A communication from the Pack Family expressing their appreciation for flowers sent to the Roy Pack funeral was read and ordered filed.

7
A communication from the City Clerk of Newman, H. C. Kingsbury regarding the meeting in Newman of the Central Valley Division of the League of California Cities on July 16, 1942 was read and the Clerk was instructed to contact the various officials and determine if they would attend the meeting.

0
IN THE MATTER OF
ACCEPTANCE OF FRANCHISE
BY THE PACIFIC GAS
AND ELECTRIC COMPANY

A formal acceptance of the Franchise for the use of the city streets by the Pacific Gas and Electric Company was read and ordered filed.

1
IN THE MATTER OF
ORDINANCE RE: AMEND
ORD. #10 SEC. 17-PENALTY

Commissioner Stanley introduced an ordinance, being
ORDINANCE NO. 683-N.S.

entitled: AMENDING SECTION 17 OF ORDINANCE NO. 10-N.S. ENTITLED " AN ORDINANCE RELATING TO THE OFFENSE OF MISDEMEANDR , SPECIFYING ACTS AND OMISSIONS, WHICH WITHIN THE CITY OF MODESTO CONSTITUTE THE SAME AND FIXING THE PENALTIES THEREOF", and moved its adoption and passage to print and publish, which motion being duly seconded it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
ATTORNEY WRITE
ORD. CLOSING HOUR
BOWLING ALLEYS

City Attorney was instructed to draw up an ordinance amending section 14 of Ordinance No. 10-N.S. governing closing hour of bowling alleys.

3
IN THE MATTER OF
RES. FIXING WAGE
SCALE FOR COMMON
LABOR

Commissioner Bates introduced
RESOLUTION NO. 5645-N.S.

rescinding Resolution No. 5347-N.S. and fixing the wage scale for common labor to be paid by the City of Modesto, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

1
IN THE MATTER OF
ADOPT CIVIL SERVICE
SALARY SCHEDULE

Commissioner Neece introduced
RESOLUTION NO. 5646-N.S.

rescinding Resolution No. 5346-N.S. entitled "A RESOLUTION ADOPTING CIVIL SERVICE SALARY SCHEDULE FOR THE CITY OF MODESTO" and adopting new wage schedule for civil service employees as set forth in resolution, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

15
IN THE MATTER OF
ADOPTING BUDGET
FOR FISCAL YEAR
1942-1943

Pursuant to provisions of Section 48 of the Charter, budget of estimated expenditures of the various departments of the City of Modesto for the fiscal year beginning July 1, 1942 and ending June 30, 1943, having been submitted to the Council for approval and adoption and whereas the Council has heretofore audited the said proposed budgets and made such corrections and revisions as were deemed advisable, Commissioner Neece introduced

RESOLUTION NO. 5647-N.S.

adopting budgets of the various departments as so corrected and revised, said revision to be effective as of July 1, 1942, reference being made to the original copies now on file in the City Clerk's office for greater detail, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

16
IN THE MATTER OF
ORD. FIX TAX RATE

Commissioner Neece introduced an ordinance being

ORDINANCE NO. 684-N.S.

entitled: "AN ORDINANCE FIXING THE RATE OF TAXATION IN AND FOR THE CITY OF MODESTO FOR THE FISCAL YEAR 1942-1943", and moved its adoption and passage to print and publish, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

17
IN THE MATTER OF
ORD. RE: SALARY
OF CHIEF OFFICIALS

Commissioner Neece introduced an ordinance being

ORDINANCE NO. 685-N.S.

entitled: "AN ORDINANCE FIXING THE COMPENSATION OF THE CITY OFFICIALS OF THE CITY OF MODESTO" and moved its adoption and passage to print and publish, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

18
IN THE MATTER OF
ORD. RE: APPROPRIATE
MONEY PURCHASE AUTO

Commissioner Bates introduced an ordinance being

ORDINANCE NO. 686-N.S.

entitled: "AN ORDINANCE APPROPRIATING MONEY FOR THE PURCHASE OF AN AUTOMOBILE FOR THE PUBLIC WORKS DEPARTMENT OF THE CITY OF MODESTO," and moved its adoption and passage to print and publish, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

19
IN THE MATTER OF
REPORTS FOR MONTH
OF JUNE

Departmental reports for the month of June were ordered filed.

20
IN THE MATTER OF
REPORT BY CITY
ENGINEER ON RUBBER
SALVAGE

City Engineer Rossi reported that 700 pounds of scrap rubber had been turned into the Rubber Salvage Committee by the City of Modesto.

IN THE MATTER OF
CLERK ORDERED
COMMUNICATE WITH
STATE RETIREMENT
BOARD

Commissioner Bates introduced

RESOLUTION NO. 5648-N.S.

authorizing the City Clerk to write to the State Employee's Retirement System and obtain the cost to the City for an actuarial survey, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced

RESOLUTION NO. 5649-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST

Edmund J. Blum
CITY CLERK

Special Council Meeting

July 15, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
FINAL PAYMENT TO
STANDARD MATERIALS
COMPANY

Pursuant to report on file with the City Clerk by City

Engineer that 35 days had elapsed since acceptance by the

Council of the contract for paving of D Street from Ninth to Fourteenth Streets from the Standard Materials Company and whereas no liens have been filed, Commissioner Bates introduced

RESOLUTION NO. 5650-N.S.

authorizing final payment on contract to the Standard Materials Company on paving of D Street and directing the City Auditor to draw warrant in amount \$3423.94 in payment which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
AUTHORIZE CLERK TO
ADVERTISE FOR BIDS
ON AUTO

Commissioner Bates introduced

RESOLUTION NO. 5651-N.S.

authorizing the City Clerk to advertise for bids on auto for the Public Works Department, said bids to be opened on Wednesday, July 22, 1942, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

- 3 IN THE MATTER OF COMMUNICATIONS EDWARD ARPS A communication from Edward Arps was read and ordered filed.
- 4 IN THE MATTER OF COMMUNICATIONS PEACE OFFICER'S CIVIL SERVICE ASS'N A communication from the Peace Officer's Civil Service Association regarding meeting to be held in Los Angeles was read and ordered filed.
- 5 IN THE MATTER OF GOLF COURSE AGREEMENT The City Attorney was authorized to confer with Golf Professional Ian Macdonald with reference to drawing up new agreement for his services at the Municipal Golf Course.
- 6 IN THE MATTER OF LOADING ZONE FOR MILK PRODUCERS Pursuant to request of the Milk Producer's Association, Commissioner Stanley introduced

RESOLUTION NO. 5652-N.S.

establishing loading zones at the corner of Tenth and E Streets, being 86 feet on the west side of Tenth Street and 45 feet on north side of E Street and directing the City Engineer to establish the necessary signs, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon.

Noes: Councilmen: None

Absent: Councilmen: None
- 7 IN THE MATTER OF APPROPRIATION OF CHAMBER OF COMMERCE AND MERCHANTS ASSOCIATION A committee from the Retail Merchants Association appeared before the Council protesting to the reducing of promotion fund from \$2400 to \$1200 per year. They were advised the Council would take this matter under consideration.
- 8 IN THE MATTER OF PAYROLL DEDUCTIONS FOR PURCHASE OF WAR SAVINGS BOND Charles Simmons, Chairman of War Savings Committee, together with representative Samuel J. Hume of the Treasury Department of United States Government discussed the matter of purchasing savings stamps by payroll deductions and requested that the Council take the necessary steps to provide for a payroll deduction plan for purchase of bonds and stamps by the employees of the City of Modesto. The Council advised them that this would be done.
- 9 IN THE MATTER OF OPTIONS ON JENNIE STREET PROPERTY Commissioner Bates introduced

RESOLUTION NO. 5653-N.S.

authorizing the City Engineer to endeavor to secure a lower price on options for purchase of property for the widening of Jennie Streets, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None
- 10 IN THE MATTER OF GRANT USE OF PARK TO STATE GUARDS Commissioner Neece introduced

RESOLUTION NO. 5654-n.s.

granting permit to the State Guards to use the Baseball Park for drilling if it does not conflict with the games held by the Softball Association and also providing the permit would be revoked if any damage is done to the Baseball Field, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced

RESOLUTION NO. 5655-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST *Charles J. Blum*
CITY CLERK

Council Meeting

July 22, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF
MINUTES

Minutes of the special meetings of July 1 and 15th, 1942 and regular meeting of July 8, 1942 of the Council having been heretofore read by each Councilman were approved as so read.

IN THE MATTER OF
ORAL COMMUNICATIONS

Mrs. George Zmutt appeared before the Council and petitioned that she be permitted to operate a business in her home located in the residence district at 103 Calaveras Street, without securing the necessary signatures required by Zoning Ordinance No. 364-N.S. She was informed by the Council that it would be impossible to grant her permit to operate a business in the residence district without the applicant securing permit from the property owners adjacent to property.

IN THE MATTER OF
COMMUNICATIONS

A communication from the Pacific Coast Plumbing Inspectors Association was read and ordered referred to the City Engineer. A communication from the State Employee's Retirement system regarding the actuarial survey was read and referred to the City Engineer.

IN THE MATTER OF
AGREEMENT FOR CIVIL
SERVICE EXAMINATIONS

Commissioner Neece introduced

RESOLUTION NO. 5656-N.S.

authorizing the entering into an agreement with the State Personnel Board for the giving of civil service examinations for the City of Modesto and appointing the Mayor as signatorial official, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
OPEN BIDS ON AUTO
FOR PUBLIC WORKS
DEPARTMENT

Bids for auto to be used by the Public Works Department of the City of Modesto were received by the Council and referred to the Commissioner of Public Supplies and City Engineer for tabulation and recommendation.

IN THE MATTER OF
SALARIES PAID CER
TAIN EMPLOYEES IN
PUBLIC WORKS DEPART.

Whereas by the regular schedule of raises instituted by the Council applicable to practically all employees of the City

the salaries of A. O. Carley, F. L. Olcott, Marian Zumwalt and Thelma Erickson of the Department of Public Works have been increased; and whereas some conflict might arise by reason of the fact that said employees had increased wages granted to them by Resolution No. 5481-N.S. referred to thereafter in an amendment to Resolution No. 5600-N.S. Commissioner Bates introduced

RESOLUTION NO 5657-N.S.

recommending that Resolution No. 5481-N.S. and that portion of Resolution No. 5600-N.S. referring to increase in salaries of the said employees be rescinded to clarify said situation, which resolution was regularly adopted by the following vote:

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

8
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 683-N.S. AMEND
ORD NO. 10 SECTION
17

Ordinance No. 683-N.S., having been heretofore introduced and ordered printed and published at the regular meeting of July 8, 1942 and thereupon printed and published as required by the

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

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

9
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 684-N.S. TAX RATE

Ordinance No. 684-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of July 8, 1942 and thereupon printed and published as required by the Charter of the City

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

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

10
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 685-N.S. SALARIES
OFFICIALS

Ordinance No. 685-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of July 8, 1942 and thereupon printed and published as required by

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

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

11
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 686-N.S. APPROPRIATE FUND PURCHASE
AUTO

Ordinance No. 686-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of July 8, 1942 and thereupon printed and published as required by the

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

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

IN THE MATTER OF
ORD. AMEND ORD.
NO. 639-N.S. CIVIL
SERVICE

Commissioner Neece introduced an ordinance being
ORDINANCE NO. 687-N.S.

12 entitled: AN ORDINANCE AMENDING ORDINANCE NO. 602-N.S. AS AMENDED BY ORDINANCE NO. 639-N.S. OF THE CITY OF MODESTO (CIVIL SERVICE ORDINANCE), and moved its adoption and passage to print and publish which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:
Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

13 IN THE MATTER OF
CLERK TO WITHHOLD
PORTION CITY EMPLOYEES
SALARIES-BONDS

Commissioner Neece introduced

RESOLUTION NO. 5658-N.S.

authorizing the Clerk to withhold such amount each pay day of the salary owed by the City of Modesto to City employees as set forth in said authorization by said employee and to turn said moneys over to the City Treasurer, who will then open an account in the bank and buy United States War Bonds and then deliver said bonds to the rightful owner thereof, which resolution was regularly adopted by the following vote:

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

14 IN THE MATTER OF
ADDITIONAL EMPLOYEES
IN FIRE DEPARTMENT

Fire Chief Wallace reported that the employees of the Fire Department were requesting 24 hours time off per week. He reported that he had sent inquiries to the City of Palo Alto and Santa Rosa, who have this system in effect and learned that they had more firemen than the City of Modesto and if the City were to put it into effect, it would take two additional firemen. This matter was laid over until the next meeting.

15 IN THE MATTER OF
ADJOURNMENT

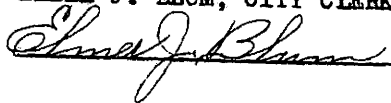
Commissioner Bates introduced

RESOLUTION NO. 5659-N.S.

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

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

ATTEST ELMER J. BLUM, CITY CLERK



BOARD OF EQUALIZATION

August 3, 1942

The Council of the City of Modesto met this 3rd day of August, 1942 at 10:00 A.M. in the Council Chambers of the City Hall to sit as a Board of Equalization for the purpose of hearing complaints and to correct, modify strike out or raise any assessment on the Assessment Roll of the City Assessor, pursuant to Section 49, Article IX of the City Charter
Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Absent: Councilmen: None

There being no complaints filed for the consideration of the Board, upon motion duly made, seconded and unanimously carried, the meeting was adjourned to Tuesday, August 4, 1942 at the appointed time and place.

August 4, 1942

Pursuant to adjournment of August 3rd, 1942 the Board of Equalization of the City of Modesto convened in regular session this date and there were

Present: Councilmen: Bates, Burge, Neece, Stanley

Absent: Mayor Shannon

There being no complaints filed for the consideration of the Board, upon motion duly made, seconded and unanimously carried, the meeting was adjourned to Wednesday, August 5, 1942 at the appointed time and place.

August 5, 1942

Pursuant to adjournment of August 4th, 1942 the Board of Equalization of the City of Modesto convened in regular session this date and there were

Present: Councilmen: Bates, Burge, Neece, Stanley

Absent: Mayor Shannon

There being no complaints filed for the consideration of the Board, upon motion duly made, seconded and unanimously carried, the meeting was adjourned to Thursday, August 6, 1942 at the appointed time and place.

August 6, 1942

Pursuant to adjournment of August 5, 1942 the Board of Equalization of the City of Modesto convened in regular session this date and there were

Present: Councilmen: Bates, Burge, Neece, Stanley,

Absent: Mayor Shannon

A communication from Ida Blacknell which was referred to the Board of Equalization by the Council regarding taxation and city government was read and ordered filed.

There being no further complaints filed for the consideration of the Board, upon motion duly made, seconded and unanimously carried, the meeting was adjourned to Friday, August 7, 1942 at the appointed time and place.

August 7, 1942

Pursuant to adjournment of August 6th, 1942 the Board of Equalization of the City of Modesto convened in regular session this date and there were

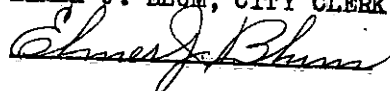
Present: Councilmen: Bates, Burge, Neece, Stanley

Absent: Mayor Shannon

There being no further business to come before the Board and it having met and conducted its meetings as required by State Statues and the City Charter, upon motion, which was duly seconded, the meeting was adjourned sine die.

APPROVED CARL W. SHANNON, MAYOR

ATTEST ELMER J. BLUM, CITY CLERK



Special Council Meeting

August 5, 1942

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

Present: Councilmen: Bates, Burge, Neece, Mayor pro tem Stanley

Absent: Mayor Shannon

IN THE MATTER OF
COMMUNICATION FROM
H. H. HERRON

Pursuant to communication from H. H. Herron offering to deed lot 626 of the LeslieHugh Tract to the City for use as a park with the stipulation that it should be planted not later than two years after the cessation of hostilities and that no building should exceed 10 feet in height, by order of the Council, City Clerk was directed to notify Mr. Herron that the city appreciated the offer and would accept a deed for the property when presented.

IN THE MATTER OF
COMMUNICATION STATE
EMPLOYEES' RETIRE-
MENT SYSTEM

Pursuant to communication from the State of California, State Employees' Retirement system advising the Council that an actuarial survey could be made for the City at a cost of \$225.00, Commissioner Bates, introduced

RESOLUTION NO. 5660-N.S.

recommending that the City of Modesto enter into a contract with the State Employees' Retirement System for the services of a consulting actuary, at a cost of \$225.00, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley,

Noes: Councilmen: None

Absent: Mayor Shannon

IN THE MATTER OF
LETTER FROM WAR
DEPARTMENT RE:
AIRPORT

A letter from the War Department, office of the Division Engineer regarding the leasing of the municipal airport was read and ordered laid over to a future meeting.

IN THE MATTER OF
LETTER FROM CIVIL
AERONAUTICS ADMIN-
ISTRATION

A communication from the Department of Commerce, Civil Aeronautics Administration requesting that the contract for electric energy at the Remote Control Quarters at Modesto Municipal Airport be cancelled as of July 10, 1942, whereupon Commissioner Bates introduced

RESOLUTION NO. 5661-N.S.

cancelling contract CAA6-200 as of July 10, 1942 and authorizing Acting Mayor as signatory official for cancellation endorsement, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Shannon

Noes: Councilmen: None

Absent: Mayor Shannon

IN THE MATTER OF
LETTER FROM AGNES
J. RAU RE: PONY
RIDE CONCESSION

A communication from Agnes J. Rau protesting to the granting of license to the operator of pony ride concession at 18th and H Streets was received. The letter was ordered filed and the City License Collector was instructed to have the operator of the pony ride concession, make application to the City Council for permit to operate before a new license was issued.

6
IN THE MATTER OF
LETTER FROM IDA
BLACKNELL RE:
TAXATION

A communication from Ida Blacknell regarding the taxation in the City of Modesto was referred to the Board of Equalization.

7
IN THE MATTER OF
LETTER FROM STANISLAUS COUNTY FIRE WARDEN

A communication from the Stanislaus County Fire Warden's office regarding the entering into a contract with the Hammond General Hospital for mutual aid fire protection was referred to the City Attorney and he was authorized to contact the United States Engineering Department office in Sacramento and to draw up a contract for mutual aid fire protection.

8
IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced
RESOLUTION NO. 5662-N.S.

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

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

ATTEST *Charles J. Blum* CITY CLERK

Special Council Meeting
August 6, 1942

The Council of the City of Modesto met in special session this date at 10:15 A.M. as provided by section 2 of Ordinance No. 2-N.S.

Present: Councilmen: Bates, Burge, Neece, Mayor pro tem Stanley
Absent: Mayor Shannon

1
IN THE MATTER OF
AWARD BID ON AUTO
FOR PUBLIC WORKS
DEPARTMENT

Pursuant to referring of bids on automobile for the Public Works Department to committee for tabulation and recommendation, Commissioner Burge introduced

RESOLUTION NO. 5663-N.S.

recommending that the bid of H. S. France on 1942 Hudson 6-four door sedan, less trade in on 1936 Hudson Sedan, making a total due of \$1000.00, be and it is hereby accepted, as being the lowest and best bid and the Clerk is authorized to return bidding checks to unsuccessful bidder and to draw warrant upon delivery of automobile, which resolution was regularly adopted by the following vote:

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

2
IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced
RESOLUTION NO. 5664-N.S.

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

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

ATTEST *Charles J. Blum* CITY CLERK

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF APPROVAL OF MINUTES The minutes of the regular meeting of July 22, 1942 and the special meetings of August 5th and 6th having been heretofore read by each Councilman were approved as so read.

IN THE MATTER OF HOSPITAL INSURANCE Charles Blaine appeared before the Council requesting permit to solicit the city employees for Hospital Insurance and asking the approval of payroll deduction. This matter was laid over.

IN THE MATTER OF RECREATION COMMISSION AUTHORIZED HANDLE DEFENSE RECREATION Pursuant to communication from the Modesto City Recreation Commission requesting that the Council designate the Recreation Commission as the official agency to handle defense recreation and to appoint sub-committees to carry out the details in the City of Modesto to coordinate the recreational activities for the Army Base Hospital and its personnel, Commissioner Burge introduced

RESOLUTION NO. 5665-N.S.

authorizing the Recreation Commission to handle defense recreation and to appoint sub-committees to carry out the details for the City of Modesto, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF CHANGE OF NAME OF I STREET Supervisor of Stanislaus County, Leo Hammett suggested that the name of I Street be changed to Arch Way sometime in the future.

IN THE MATTER OF CLAIMS FOR MONTH OF JULY Claims against the City of Modesto for the month of July, 1942 having been heretofore audited by the Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 5666-N.S.

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

GENERAL FUND-----	\$36,609.20
WATER FUND-----	6,088.93
LIBRARY FUND-----	1,615.78
BOND REDEMPTION INT. FUND-----	4,150.00
ST. BOND RED. INT. FUND-----	3,383.92
SPECIAL GAS TAX FUND-----	<u>245.81</u>
	\$52,093.64

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF
CHANGE OF NAME OF
I STREET

Supervisor of Stanislaus County, Leo Hammett, suggested that
the name of I Street be changed to Arch Way sometime in the

future.

IN THE MATTER OF
CLAIMS FOR MONTH
OF JULY

Claims against the City of Modesto for the month of July, 1942
having been heretofore audited by the Council and found to be

correct, Commissioner Neece introduced

RESOLUTION NO. 5666-N.S.

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

GENERAL FUND-----	\$36,609.20
WATER FUND-----	6,088.93
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BOND REDEMPTION INT. FUND-----	4,150.00
ST. BOND RED. INT. FUND-----	3,383.92
SPECIAL GAS TAX FUND-----	<u>245.81</u>
	\$52,093.64

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
COMMUNICATIONS
IDA BLACKNELL

A letter from Ida Blacknell regarding the city government
was read and ordered filed.

7
IN THE MATTER OF
REQUEST S. MCGLOTHEN
ADDITIONAL BUILDING

Pursuant to communication from the Planning Commission
advising the City Council that Sylvester McGlothen had
requested permission to construct an additional building in the rear of 402 5th
Street and whereas they have approved request with the provisions that the plans,
when completed be approved by the City Engineer's office on behalf of the Com-
mission as to exterior appearances whereupon Commissioner Bates introduced

RESOLUTION NO. 5667-N.S.

granting permit to said Sylvester McGlothen under the above provisions which reso-
lution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
HEARING PROTEST TO
ESTABLISHMENT OF
BUSINESS IN RESIDENCE
ZONE-B. SHULMAN

Whereas, pursuant to the filing of petition with the Council
by B. Shulman to conduct second hand furniture and tool
business at 117 Maze Boulevard, being Block 418, lots 5 and 6
and it appearing from affidavits on file that a notice setting forth a time for hear-
ing any and all protests to the granting of the petition as prayed for, and this being
the time set forth and whereas the City Clerk reports that no protests either oral or
written have been officially filed, and whereas the Planning Commission have notified
the Council they approved of granting this request with the following provisions;

- 1-That any building which may be constructed in the future shall set
back from the front property line in accordance with the request of the
California State Highway Department, this distance being approximately
21.35 feet.

2-That no merchandise be kept, stored or displayed outside of any building
3-That no sign or signs be erected or constructed on the lot or placed upon
or attached to any building larger than that signnow existing on the front
of Mr. Shulman's present place of business at Tenth and E Streets.

whereupon Commissioner Bates introduced

RESOLUTION NO. 5668-N.S.

granting request of B. Shulman providing he complied with the provisions as set
forth above by the Planning Commission, which resolution was regularly adopted by
the following vote:

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

Noes: Councilmen: None

Absent:Councilmen: None

IN THE MATTER OF
PETITION TO INSTALL
LIGHT AT MCHENRY AND
MODESTO AVENUES

A petition requesting the installation of light at
the intersection of Modesto and McHenry Avenues was
filed with the Council by residents of this district.

The Clerk was instructed to notify them that some action would be taken as soon as
the City was able to secure material but due to the difficulty in securing material
at this time nothing could be done at the present time.

IN THE MATTER OF
AUTHORIZE ENGINEER
SIGN FORMS REQUIRED
BY FEDERAL GOVERNMENT

Whereas the City Engineer must sign certain forms re-
quired by the Federal government before certain supplies
needed by the City of Modesto may be purchased and

whereas said engineer has been authorized by the Council to sign certain forms
designated in said resolution so empowering him and whereas said forms from time to
time are changed to the end that the resolution designating the forms to be signed
by said engineer is no longer effective, Commissioner Bates introduced

RESOLUTION NO. 5669-N.S.

empowering the Engineer to sign such forms as may be necessary to enable his depart-
ment or the City as a whole to make such purchases as may be necessary for the wel-
fare of the said City of Modesto and its citizens, which resolution was regularly
adopted by the following vote:

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

Noes: Councilmen: None

Absent:Councilmen: None

IN THE MATTER OF
APPROVAL AGREEMENT
WITH IAN MACDONALD

Commissioner Neece introduced

RESOLUTION NO. 5670-N.S.

approving agreement with Ian Macdonald for supervision of the Golf Course, which
resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent:Councilmen: None

IN THE MATTER OF
ANNUAL REPORTS

The annual reports of the Fire Department and the
Library and the semi-annual report of the Health
Department were read and ordered filed.

IN THE MATTER OF
AMEND ORD. #10-N.S.
CLOSING OF BOWLING
ALLEYS

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 688-N.S.

entitled: "AN ORDINANCE ADDING FOUR NEW SECTIONS TO BE NUMBERED 14A, 14B, 14C and

14D AND AMENDING SECTION 14 OF ORDINANCE NO. 10-N.S. OF THE CITY OF MODESTO ENTITLED:
"AN ORDINANCE RELATING TO THE OFFICE OF MISDEMEANOR: SPECIFYING ACTS AND OMISSIONS,
WHICH WITHIN THE CITY OF MODESTO, CONSTITUTE THE SAME, AND FIXING THE PENALTIES
THEREOF, "AS THEREAFTER AMENDED BY ORDINANCE NO. 542-N.S." and moved its adoption and
passage to print and publish, which motion being duly seconded, it was upon roll call
carried and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

14 IN THE MATTER OF
ORD. APPROPRIATE
MONEY

Commissioner Bates introduced an ordinance, being

ORDINANCE NO. 689-N.S.

entitled: "AN ORDINANCE APPROPRIATING MONEY AND PROVIDING FOR THE PURCHASE OF MATERIALS
AND EQUIPMENT AND THE CONSTRUCTION OF A WELL IN THE CITY OF MODESTO" and moved its
adoption and passage to print and publish, which motion being duly seconded, it was upon
roll call carried and the ordinance ordered published as above by the following vote;

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

Noes: Councilmen: None

Absent: Councilmen: None

15 IN THE MATTER OF
FINAL ADOPTION OF
ORD. #687-N.S.
CIVIL SERVICE
AMENDMENT

Ordinance No. 687-N.S. having been heretofore introduced
and ordered printed and published at the regular meeting
of July 22nd, 1942 and thereupon printed and published as

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

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

Noes: Councilmen: None

Absent: Councilmen: None

16 IN THE MATTER OF
PUBLIC PROCLAMATION
#10-REGARDING DIMOUT

Public Proclamation #10 regarding Dimout from the Headquart-
ers Western Defense Command and Fourth Army Office of the Com-
manding General at the Presidio of San Francisco, California was read and laid over.

17 IN THE MATTER OF
REPORTS FOR THE
MONTH OF JULY

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

18 IN THE MATTER OF
ABATE BUILDING
706-7th STREET

Commissioner Stanley introduced

RESOLUTION NO. 5671-N.S.

declaring building at 706 7th Street a public nuisance and ordering the City Attorney
to institute abatement procedures, which resolution was regularly adopted by the
following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

19 IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced


RESOLUTION NO. 5672-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST  CITY CLERK

August 19, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF HOSPITAL INSURANCE FOR CITY EMPLOYEES CHARLES BLAINE PRESENTED Charles Blaine, representative of the Connecticut General Life Insurance Company appeared before the Council and thanked the Council for privilege of presenting the plan of hospital insurance to the City employees.

IN THE MATTER OF CANCEL CONTRACT FOR WATER AT THE MUNICIPAL AIRPORT Pursuant to communication from the Department of Commerce, Civil Aeronautics Administration asking that contract No. C6ca-273 for water furnished to United States Airways Communication Station at Modesto Municipal Airport be cancelled, Commissioner Bates introduced

RESOLUTION NO. 5673-N.S.

cancelling contract as requested and appointing the City Clerk as signatory official which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF RENEWAL OF LEASE WITH R. M. FRANCE Commissioner Bates introduced

RESOLUTION NO. 5674-N.S.

renewing lease with R. M. France, et ux for rental of dwelling owned by the City of Modesto at 1500 I Street for a period of one year from September 4, 1942 at a monthly rate of \$35.00 which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF LEASE WITH UNITED STATES GOVERNMENT ON AIRPORT A communication from the United States War Department regarding the lease of the Municipal Airport for \$1.00 per year was read. The City Attorney was authorized to communicate with them and notify them that the City would lease the airport under the conditions set forth in our lease sent into the Sacramento office.

IN THE MATTER OF COMMUNICATION MODES- TO INTERURBAN RAILWAY A communication from the Modesto Interurban Railway offering to rent to the City of Modesto the pistol range adjoining Beard Brook Park for \$15.00 per month providing this rent be applied to unpaid taxes on property owned by them in blocks 79 and 80. This matter was laid over to a future meeting.

IN THE MATTER OF COMMUNICATION FROM WAR DEPARTMENT RE: FIRE PROTECTION HAMMOND HOSPITAL Pursuant to authorizing the City Attorney to contact the War Department in regard to mutual aid fire protection for the Hammond General Hospital, a communication received by Attorney Fowler from the United States Engineer Office of the War Department, was read in which they advised that they did not desire the fire protection agreement which the city now had, renewed on October 1, 1942 because of the fact that the

government would have their own fire fighting equipment stationed at the Hospital at that time.

7

IN THE MATTER OF
COMPLAINT ON DOG
LOCATED AT 1213
COLDWELL AVENUE

A complaint was filed by D. S. Olson, 615 Hackberry that a dog owned by persons living at 1213 Coldwell Avenue was a public nuisance. A report was also filed by the Modesto Police Department signed by residents near house at 1213 Coldwell Avenue that the said dog was not disturbing them. No action was taken by the Council.

8

IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced
RESOLUTION NO. 5675-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST Elmer J. Blum CITY CLERK

Council Meeting
August 26, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1

IN THE MATTER OF
MINUTES

The minutes of the special meeting of August 19th and regular meeting of August 12th and the Board of Equalization meetings of August 3, 4, 5, 6, and 7th, having been heretofore read by each Councilman were approved as so read.

2

IN THE MATTER OF
COMMUNICATION FROM
MARION RUSCOE

A communication from Marion Ruscoe offering to sell property adjacent to the Fire Department station #1 at 608 Eleventh Street to the City of Modesto was read and ordered filed.

3

IN THE MATTER OF
PETITION FOR
SPUR TRACK

Pursuant to petition from the Tidewater Southern Railroad Company and the Modesto and Empire Traction Company to construct a spur track across D Street between 9th and 10th Streets and along the alley running northerly and southerly through Block 51 to service the Milk Producers Association of Central California, Clifford Shobe representing the Milk Producers Association, appeared before the Council urging that this petition be granted and Vic Ramos, owner of property on the northwest corner of 10th and D Streets in block 51 appeared before the Council protesting to granting of petition due to the fact that his trucks used the alley to drive into his place of business. The Council took no action but notified them they would investigate the situation and take action at a later date.

4

IN THE MATTER OF
FIRE PROTECTION
PACIFIC COAST
PRODUCTS COMPANY

Whereas a representative of the Pacific Coast Products Company who operate a dehydrator plant on the Hatch Road adjacent to the southern city limits of Modesto appeared before the Council and requested that the city enter an agreement with them for fire protection

similar to the ones now existing on plants outside of the city. Whereupon the Council appointed Fire Chief Wallace to investigate and report back to the Council.

5
IN THE MATTER OF
APPOINTMENT OF
PROPERTY OFFICER
FOR C.C.D. EQUIP-
MENT

The matter of appointing a Property Officer to be in charge of the Office of Civilian Defense equipment, such as masks, fire fighting equipment, etc. was referred to Fire Chief Wallace and Co-ordinator of Civilian Defense Council, W. W. Hopkins.

6
IN THE MATTER OF
CANCEL S.P. RES.
NO. 792 AND R.I.
NO. 222-CLOSE
PORTION ALLEY BLOCK
129

Whereas two resolutions number 792-S.P. and number 222 R.I. have heretofore been passed by the City Council of the City of Modesto, which resolutions pertain to the closing up of northwesterly 17.48 feet of alley in Block 129 of the City of Modesto, and whereas verbal protest were made to the closing of a portion of said alley and whereas the purpose it was intended to be closed for no longer exists Commissioner Bates introduced

RESOLUTION NO. 5676-N.S.

declaring said resolution of the City of Modesto, and each of them be, and the same to be hereby rescinded and null and void, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
FINAL ADOPTION
ORD. NO. 688-N.S.
CLOSING OF BOWLING
ALLEYS

Ordinance No. 688-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of August 12, 1942 and thereupon printed and published as required by the Charter of the City of Modesto, coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 689-N.S. APPROPRI-
ATING MONEY, MATERIALS
AND PROMOTION FUND,
BOY'S BAND

Ordinance No. 689-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of August 12th, 1942 and thereupon printed and published as required by the Charter of the City of Modesto, Coming on for final adoption at this time, it was upon roll call so finally adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
TAX DEED TO PROPERTY
OF MODESTO INTERURBAN
COMPANY

City Attorney Fowler was instructed to confer with the Modesto Interurban Company and advise them that the city intended to proceed with filing of suit on their property in blocks 78 and 79, which is held by city tax deed.

10
IN THE MATTER OF
ACTUARIAL CONTRACT
EMPLOYEES RETIRE-
MENT SYSTEM SURVEY

Commissioner Bates introduced

RESOLUTION NO. 5677-N.S.

naming the City Clerk as signatory official on contract with the City of Modesto and the firm of Coates and Herfurth, Consulting Actuaries

for determining approximate contribution which would be required of the city by its participation in State Employees' Retirement system, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
COMMUNICATION FROM
COLONEL L. R. POUST
ON MUTUAL AID FIRE
PROTECTION ON HAMMOND
HOSPITAL

The City Attorney reported having received a letter from Colonel L. R. Poust, Commanding Officer of the Hammond General Hospital regarding the proposition of Mutual Aid Fire Protection on the Hammond General Hospital. Same was placed on file with the City Clerk.

12
IN THE MATTER OF
COMMENDING TURLOCK
CHEMURGIC CORPORATION
PLANT

Whereas, the Turlock Chemurgic Corporation plant has been selected to receive the Army-Navy award for its efficiency in producing for the present war effort and whereas, production by the citizenry is essential to a successful prosecution of the present war, and without such production the United States and its allies cannot win said war, and whereas the Turlock Chemurgic Corporation plant has by its loyal cooperation with the United States Government contributed to ultimate victory for the Allied Nations, and whereas, many of the employees of said plant are residents of Modesto, and for that reason and the further reason that the City of Turlock is a sister City of City of Modesto, and the relations between the two are most friendly and cordial, Commissioner Bates introduced

RESOLUTION NO. 5678-N.S.

commending the said Chemurgic Corporation Plant of Turlock and its loyal employees and does hereby congratulate said plant and its employees in achieving the high honors to be bestowed upon it by the Army and Navy of the United States, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
APPOINT DELEGATES
TO CONVENTIONS

Commissioner Bates introduced

RESOLUTION NO. 5679-N.S.

appointing Harry Moore, Assistant Electrical Inspector, as delegate to convention of the International Electrical Inspectors Convention which is being held in Fresno, September 21, 22, 23, 1942 and authorizing the City Clerk and Auditor to draw warrant payable to said Harry Moore for \$25.00 to be used by him as expenses and appointing C. L. Baker as delegate to the convention of the Pacific Coast Building Official Conference which is being held in Reno, October 6, 7 and 8th, 1942 and authorizing the City Clerk and Auditor to draw warrant payable to said C. L. Baker in the amount of \$50.00 to be used by him as expenses, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

14 IN THE MATTER OF RESIGNATION OF ELMER HORAN FROM POLICE DEPARTMENT
Commissioner Stanley introduced
RESOLUTION NO. 5680-N.S.
accepting resignation of Elmer Horan from the Police Department of the City of Modesto, effective as of August 23, 1942, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

15 IN THE MATTER OF DELEGATES TO CIVILIAN DEFENSE MEETING
City Attorney Fowler, Fire Chief Wallace, Chief of Police Arington were authorized to attend the meeting of the Civilian Defense in Fresno on September 2, 1942.

15A IN THE MATTER OF REPORT OF PLANNING COMMISSION
The annual report of the Planning Commission was accepted by the Council and ordered filed.

16 IN THE MATTER OF DON DAVIS EXPLAIN PROPOSED ZONING ORDINANCE
Don Davis, City Planning Engineer explained in brief the proposed zoning ordinance to be adopted by the City of Modesto.

17 IN THE MATTER OF DELEGATES TO CONVENTION OF LEAGUE OF CALIFORNIA CITIES
Commissioner Bates introduced
RESOLUTION NO. 5681-N.S.
appointing City Attorney Robert B. Fowler, City Engineer Frank J. Rossi, Sanitary Inspector, Mark Landquist, City Clerk Elmer J. Blum, Treasurer & Collector W. B. Devlin and Don Davis, Planning Engineer, as delegates to the League of California Cities convention to be held in Los Angeles on September 21 to 24 inc. 1942 and authorizing the City Clerk and Auditor to draw warrants payable to individuals listed above for the sum of \$50.00 with the exception of Don Davis, which will be for \$25.00 to be advance on expenses, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: none
Absent: Councilmen: None

18 IN THE MATTER OF ADJOURNMENT
Commissioner Bates introduced
RESOLUTION NO. 5682-N.S.
adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST Elmer J. Blum, CITY CLERK

Special Council Meeting
September 2, 1942

The Council of the City of Modesto met in Special session this date at 4:00 P.M. as provided by section 2 of Ordinance No. 2-N.S.
Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Absent: Councilmen: None

1 IN THE MATTER OF COMMUNICATIONS

A communication from the International Association of Chiefs of Police regarding convention in New York City was read and ordered filed.

2 IN THE MATTER OF REPORT ON SPUR TRACK REQUEST BLOCK 51

Representative from the Milk Producers Association, George Beard of the Modesto Interurban and Rex Kearney of the Tidewater Railway Company, appeared before the Council regarding the spur track to be installed in Block 51 and they were instructed by the Council to take the matter up with the Modesto Irrigation District of moving their poles next to the building on the west side so that the alley would not be blocked for traffic.

3 IN THE MATTER OF ACCEPTANCE OF ANNUAL REPORT OF POLICE DEPARTMENT

The acceptance of the annual report of the Police Department was laid over to a future meeting.

4 IN THE MATTER OF FIRE PROTECTION PACIFIC COAST PRODUCTS COMPANY

Pursuant to referring of request of the Pacific Coast Products Company for fire protection on buildings located near the southern city limits, Chief Wallace reported that he had made an investigation and they claimed that due to the high cost of this protection they would not be interested.

5 IN THE MATTER OF REPORT BY CHIEF WALLACE ON APPOINTMENT OF O. C. D. PROPERTY OFFICER

Pursuant to the referring of the appointment of property officer for equipment of the Office of Civilian Defense to W. W. Hopkins and Chief Wallace, Chief Wallace reported that no action had been taken as yet and the matter was laid over to a future meeting.

6 IN THE MATTER OF BID OF MODESTO MOTORCYCLE CLUB

A communication from the Modesto Motorcycle Club, Inc., offering to pay the sum of \$100.00 for a City tax deed on Block F was read and laid over to a future meeting.

7 IN THE MATTER OF CLAIM STANISLAUS ABSTRACT AND ESCROW CO.

Commissioner Neece introduced RESOLUTION NO. 5683-N.S.

allowing claim of the Stanislaus Abstract and Escrow Company for \$612.61 for title work on tax deed lands in the City of Modesto, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8 IN THE MATTER OF AIRPORT LEASE

Mr. Bert Metz, War Department, United States Division, Engineer Office, appeared before the Council regarding the leasing of the airport to the United States Government for \$1.00 per year. The Council advised him that when a new lease had been drawn up with certain changes in it as discussed at the meeting and presented to them, they would take action.

9 IN THE MATTER OF ADJOURNMENT

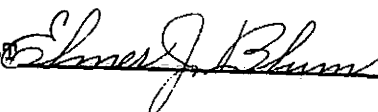
Commissioner Burge introduced RESOLUTION NO. 5684-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST  CITY CLERK

September 10, 1942

The Council of the City of Modesto met in regular session this date at 7:30 P.M. as provided by section 1 of Ordinance No. 2-N.S.
Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon
Absent: Councilmen: None

1 IN THE MATTER OF APPROVAL OF MINUTES The minutes of the special meeting of September 2, and regular meeting of August 26, 1942 having been heretofore read by each Councilman were approved as so read.

2 IN THE MATTER OF CLAIMS FOR MONTH OF AUGUST Claims against the City of Modesto for the month of August 1942 having been heretofore audited by the Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 5685-N.S.

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

GENERAL FUND-----	\$26,685.29
WATER FUND-----	5,402.93
LIBRARY FUND-----	1,340.77
BOND RED. & INT. FUND-----	18.75
ST. BOND RED. INT. FUND-----	1,091.86
SPECIAL GAS TAX-----	220.69
	<u>\$34,760.29</u>

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3 IN THE MATTER OF CLAIM-H.M. LOVELESS DAMAGE TO PROPERTY

Commissioner Burge introduced

RESOLUTION NO. 5686-N.S.

allowing claim of \$23.52 to H. M. Loveless for damage to furniture caused by placing of water sprinkler by city employee on Golf Course too close to premises at 815 Tuolumne Boulevard, and authorizing the Auditor and City Clerk to draw warrant in payment, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF COMMUNICATIONS

Communication from Ida Blacknell regarding traffic on Morris Avenue near Sycamore was read and ordered filed.

5 A communication from the City of Los Angeles regarding state sales tax was read and ordered filed.

6 IN THE MATTER OF STOP SIGNS AT CORNER MORRIS AVENUE AND SYCAMORE AVENUE

Commissioner Stanley introduced

RESOLUTION NO. 5687-N.S.

recommending that four stop signs be installed at the

corners of Sycamore and Morris Avenues and the City Engineer was directed to install the necessary signs which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
PETITION ESTABLISH
BUSINESS IN RESIDENCE
ZONE-HOWARD SMITH

Whereas, pursuant to the filing of petition with the Council by Howard Smith for permit to operate and maintain a drapery and interior decoration business on property known as 440 Hackberry Avenue, being lot 1, Block 523 of the City of Modesto and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for, and this being the time set forth, and whereas the City Clerk reports that no protests either oral or written have been officially filed, and the Planning Commission have filed approval with the Council under certain provisions, Commissioner Bates introduced

RESOLUTION NO. 5688-N.S.

granting permission to said applicant with the understanding that all provisions relative to building permit fees will be complied with and that no signs be erected larger than one foot square, which sign shall be attached to the building, as recommended by the Planning Commission, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
COMMUNICATION FROM
WAR PRODUCTION
BOARDS

A communication from the War Production Board office at San Francisco denying request of the City of Modesto for priority rating for the purchase of water pipe for extension of water service in the Northwood Tract was read and referred to the City Engineer.

9
IN THE MATTER OF
AIRPORT LEASE

The City attorney presented lease from the United States government for the airport which he had received, he was instructed by the Council to insert clauses in lease providing for the payment of electrical energy and taxes by the government.

10
IN THE MATTER OF
GIVE TAX DEED ON
BLOCK F TO MODESTO
MOTORCYCLE CLUB

Pursuant to offer of the Modesto Motorcycle Club of \$100.00 for tax deed on Block F, less 17 feet deeded, Commissioner Neece introduced

RESOLUTION NO. 5689-N.S.

recommending that offer be accepted and Tax Collector be authorized to prepare a deed for delivery and the Mayor and the Tax Collector be authorized to execute deeds and the Auditor be authorized to cancel all taxes assessed prior to March 2, 1942 against this property, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
BOND DEDUCTION

Commissioner Burge introduced

RESOLUTION NO. 5690-N.S.

authorizing the City Treasurer to return monies on deposit for purchase of United States War Bonds to employees leaving service with the City of Modesto who do not have enough deposit for the purchase of a bond, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

12 IN THE MATTER OF
ANNUAL REPORT OF
POLICE DEPARTMENT

The annual report of the Police Department of the City of Modesto was read and ordered filed.

13 IN THE MATTER OF
DEPARTMENTAL REPORTS
FOR MONTH OF AUGUST

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

14 IN THE MATTER OF
GRANT LEAVE OF
ABSENCE TO ROBERT
B. FOWLER

Commissioner Neece introduced
RESOLUTION NO. 5691-N.S.

granting Robert B. Fowler, leave of absence for the period commencing with his report for duty in the United States Naval Reserve until 60 days after his discharge from said United States Naval Reserve, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

15 IN THE MATTER OF
APPOINT R. R. FOWLER
CITY ATTORNEY

Commissioner Neece introduced
RESOLUTION NO. 5692-N.S.

appointing Robert R. Fowler, City Attorney, during the absence of Robert B. Fowler, in the armed forces of the United States government, which appointment shall continue in no event longer than 60 days after the said Robert B. Fowler is discharged from the United States Naval Reserve, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

16 IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced
RESOLUTION NO. 5693-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

Elmer J. Blum

Special Council Meeting

September 16, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
ACCEPT DEED FROM
HAROLD H. HERRON

Commissioner Neece introduced

RESOLUTION NO. 5694-N.S.

accepting deed from Harold H. Herron and Delma G. Herron on lot 1 in Block 626 of the Leslie Hugh Tract to the City of Modesto and authorizing the City Clerk to record same with the County Recorder, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
ENGINEER REPORT ON
SPUR TRACK IN
BLOCK 51

City Engineer Rossi gave a progress report on the request of the Tidewater Railway Company for spur track in Block 51,

advising that the Modesto Irrigation District had agreed to move their poles on Ninth Street side of alley and the Pacific Telephone and Telegraph Company would use the Modesto Irrigation District poles for their lines.

3
IN THE MATTER OF
CONDEMNED BUILDING
OF JOE MINENI

Victor and Joe Mineni, owners of property in Block 31, lots 4 and 5 appeared before the Council and requested a temporary

release on abatement of building at this location for permit to occupy. By order of the Council, they were informed that this could not be done.

4
IN THE MATTER OF
REPORT OF PUBLIC
WORKS DEPARTMENT
FOR MONTH OF AUGUST

The Public Works Department for the month of September was read and ordered filed.

5
IN THE MATTER OF
PETITION GEORGE
DENISON CHANGE IN
PENSION ORDINANCE

George Denison appeared before the Council and asked that the Pension Ordinance No. 559-N.S. be amended so that a person disabled for life while working for the City of Modesto would

receive compensation of one-half his salary as set forth in ordinance, the same as a retired person, disregardless of amount paid to him by the Compensation Insurance Company. This matter was referred to the City Attorney and the Pension Board.

6
IN THE MATTER OF
GUARDS ON BRIDGES
STATE GUARD

City Engineer Rossi reported that he had been notified that Joe Hart had been appointed Lieutenant in the State Militia

and that he would have charge of guards to be placed on the bridges in the City.

7
IN THE MATTER OF
TREATMENT OF SOL-
DIERS IN CITY

City Police Chief Arington reported that Colonel Steele, Provost Marshall of the Presidio had called at his office to

express the appreciation of the United States Army for the fine treatment of the soldiers by the City of Modesto.

8
IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced

RESOLUTION NO. 5695-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST *Edward J. Blum* CITY CLERK

Council Meeting

September 23, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF APPROVAL OF MINUTES OF COUNCIL MEETINGS The minutes of the regular meeting of September 10th and special meeting of September 16, 1942 having been previously read by each councilmen, were approved as so read.

2 IN THE MATTER OF ORAL COMMUNICATIONS Virgil Medlin, 417 Semple Street appeared before the Council protesting to the operation of a convalescent home next to his property, at 1824 Morris Avenue by Mrs. A. Anderson, as she had not secured permission from the property owners to operate a business in a residence zone. He was advised by the Council that this matter would be referred to the Attorney for prompt action.

3 IN THE MATTER OF WAR RISK INSURANCE Pursuant to authorizing the City Clerk to contact the Modesto Insurance Agents' Association and request that they issue a binder for war risk insurance on the city property and that they secure a policy as soon as survey had been made, at this time statement in the amount of \$618.75 was presented for payment for War Risk policy. After discussion by the Council, it was decided not to authorize payment of premium until the chairman of the Modesto Insurance Agents' Association came before the Council and explained the coverage afforded by the policy and the rate charged for same.

4 IN THE MATTER OF AUTHORIZE PAYMENT OF FIRE INSURANCE POLICY Commissioner Neece introduced RESOLUTION NO. 5696-N.S. allowing claim of \$967.38 to the Modesto Insurance Agents' Association for fire insurance on city property and authorizing the Clerk and Auditor to draw warrant in payment, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF APPOINT SIGNATORY OFFICIAL ON U. S. LEASE ON AIRPORT Commissioner Bates introduced RESOLUTION NO. 5697-N.S. accepting lease on the municipal airport with the United States Government and appointing Mayor Shannon as signatory official, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
REPORT BY CITY
ATTORNEY ON AMEND-
ING PENSION ORDINANCE

Pursuant to referring of request of George Dennison that pension ordinance be amended so that a person disabled for life while working for the City of Modesto would receive compensation of one-half his salary as set forth in ordinance, the same as a retired person regardless of amount paid to him by the compensation insurance company, to attorney Fowler and the Pension Board, he reported at this time that the Pension Board had held a meeting and Chief Wallace and Chief Arington reported that a meeting had been held by the personnel of the Fire and Police Department and a vote had been taken by them on the proposition of amending the ordinance as requested and they had expressed themselves as being opposed to the proposed amendment. This matter was laid over to a future meeting.

7
IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced

RESOLUTION NO. 5698-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

By Anna W. Collins
Acting Assistant City Clerk

Special Council Meeting

October 7, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
COMMUNICATIONS

A communication from the Modesto Church Federation regarding unauthorized solicitation on the city streets by those who claim to be soliciting for outside religious groups was read and the matter was referred to the City Attorney.

2
IN THE MATTER OF
WAR RISK INSURANCE

Commissioner Neece introduced

RESOLUTION NO. 5699-N.S.

authorizing payment of premium on war risk insurance policy in amount \$618.75 to the Modesto Insurance Agents' Association pending investigation of coverage and approval by the City Engineer and Commissioner of Public Works, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
REPORT BY CITY
ENGINEER ON SPUR
TRACK APPLICATION
BLOCK 51

Pursuant to referring of joint application of the Tidewater Southern Railway Company and the Modesto & Empire Traction Company to the City Engineer for investigation, at this time he reported that the track would be placed on private property except small portion

at D Street and that he would notify them to make new application showing the new location.

4
IN THE MATTER OF
FIRE PROTECTION
AGREEMENT WITH
HAMMOND GENERAL
HOSPITAL

Commissioner Stanley introduced

RESOLUTION NO. 5700-N.S.

authorizing and approving the renewal of contract with the United States of America for fire protection for Hammond General Hospital as of October 1, 1942 for a period of one year at an annual fee of \$1.00 and appointing the Mayor and Auditor as signatory officials, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
CANCEL TAXI STAND
AT TENTH AND J
STREETS

Commissioner Stanley introduced

RESOLUTION NO. 5701-N.S.

abandoning the taxi stand and authorizing the City Engineer to mark off space allowed Edward Hawkins to operate taxi at Tenth and J Streets, as it was not being used for a taxi stand any longer, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
REPORT BY CITY
ATTORNEY ON BOARD-
ING HOME OPERATED BY
MRS. A. ANDERSON

Pursuant to referring of operation of convalescent home by Mrs. A. Anderson at 1824 Morris Avenue to the City Attorney for investigation, Mrs. Anderson appeared before the Council

and informed them that she did not operate a convalescent home but a boarding house and only had five boarders. She was advised by the Council that in accordance with section 1 of Ordinance No. 364-N.S. of the City of Modesto that due to the fact she was operating a boarding house instead of a convalescent home and that she did not have more than five boarders, it would not be necessary for her to circulate a petition to operate a business in a residence zone, but she would have to obtain a license from the City License Department.

7
IN THE MATTER OF
COMMUNICATIONS

A communication from the City of Tracy regarding the meeting of the Central Valley Division of the League of California Cities to be held on October 15, 1942 was read and ordered filed.

8
IN THE MATTER OF
REQUEST OF FLOPILL
CANNERY FOR USE OF
CITY EQUIPMENT FOR
TRANSPORTATION OF
EMPLOYEES

F. Goodban of the California State Employment office appeared before the Council and requested that the City of Modesto motor equipment be used to transport employees from Turlock to Modesto for canning of tomatoes at the Flopill Cannery. He was advised by the Council that the City did not have any suitable equipment for transportation of employees.

9
IN THE MATTER OF
DAY NURSERY FOR
CHILDREN

Mark Landquist was appointed by the Council to attend the meeting of the Stanislaus County Welfare Department regarding the establishment of a day nursery for children, October 7, 1942.

10 IN THE MATTER OF
RESIGNATION OF
MARGARET HALL FROM
RECREATION COMMISSION

Commissioner Neece introduced
RESOLUTION NO. 5702-N.S.

accepting resignation of Margaret Gettys Hall from the Modesto
City Recreation Commission as of October 1, 1942, which resolution was regularly adopted
by the following vote:

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

11 IN THE MATTER OF
APPOINTMENT OF JACK
WHERRY ON MODESTO
CITY RECREATION
COMMISSION

Commissioner Neece introduced
RESOLUTION NO. 5703-N.S.

appointing Jack Wherry on the Modesto City Recreation Commission
as of October 1, 1942 for the unexpired term of Margaret Gettys Hall, which resolution was
regularly adopted by the following vote:

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

12 IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced
RESOLUTION NO. 5704-N.S.

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

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

ATTEST ELMER J. BLUM, CITY CLERK

Elmer J. Blum

Council Meeting
October 14, 1942

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

Present: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley
Absent: Councilmen: Mayor Shannon

1 IN THE MATTER OF
CLAIMS FOR MONTH
OF SEPTEMBER

Claims against the City of Modesto for the month of
September, 1942, having been heretofore audited by the
Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 5705-N.S.

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

GENERAL FUND-----	\$25,549.43
WATER FUND-----	5,098.91
LIBRARY FUND-----	1,227.99
ST. BOND RED. INT. FUND-----	108.62
TOTAL	\$31,984.95

which resolution was regularly adopted by the following vote:

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

2
IN THE MATTER OF
CLAIMS OF DELEGATES
TO LEAGUE CONVENTION

Pursuant to Resolution No. 5681-N.S. allowing \$50.00 advance
to each delegate to the League of California Convention held

in Los Angeles for expenses, at this time reports of expenses incurred were filed
by Elmer J. Blum of \$53.50, W. B. Devlin, Treasurer of \$53.50, Frank J. Rossi of
\$56.25 and Mark Landquist of \$53.36, whereupon Commissioner Neece introduced

RESOLUTION NO. 5706-N.S.

authorizing the City Clerk and Auditor to draw warrants to said delegates for the
amounts paid out by them over the amount of advance allowed, which resolution was
regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

3
IN THE MATTER OF
COMMUNICATION FROM
WAR MANPOWER
COMMISSION

Pursuant to communication from the War Manpower Commission
requesting that the City officials refuse to employ anyone
who was employed on or after September 7, 1942 in a critical

occupation in an essential war production activity unless said person has in his
possession certificate of separation from the United States Employment service, Com-
missioner Neece introduced

RESOLUTION NO. 5707-N.S.

directing the city officials to abide by these instructions, which resolution was
regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

4
IN THE MATTER OF
COMMUNICATION PEACE
OFFICER'S ASS'N

Commissioner Burge introduced

RESOLUTION NO. 5708-N.S.

authorizing Chief of the Police Department or someone appointed by him to attend the
meeting of the Peace Officers' Association to be held in Los Angeles, October 22 to
24th and directing the City Clerk and Auditor to draw warrant in amount \$50.00 as
advance expenses, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

5
IN THE MATTER OF
PETITION OPERATE
BUSINESS IN RESIDENCE
ZONE-RUTH WEBER

Whereas, pursuant to petition by Ruth Weber to operate a
real estate office in residence zone at 1115 13th Street,
being lots 8 to 10 inc. in Block 91 of the City of Modesto

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

6
IN THE MATTER OF
PETITION OPERATE PONY
RIDE CONCESSION
C. W. DANIELS

Pursuant to petition of C. W. Daniels to operate a pony
ride concession at 18th and H Street, he was informed that
petition had been filed protesting the dust caused by the
ponies, but as this location was in the regular business zone, he would be granted a
license to operate and the City License Collector, was directed to issue license.

7
IN THE MATTER OF
MODEL ORDINANCE ON
DIM-OUT REGULATION
FROM LEAGUE

Pursuant to receipt of model ordinance to be adopted by the various cities governing the new regulations on dim-out by the Clerk, he was ordered to turn same over to a committee composed of the City Attorney, City Engineer and Chief of Police and they were to report back at a later meeting.

8
IN THE MATTER OF
REPORT BY ENGINEER
ON HAWKINS TRACT
RESTRICTION

Pursuant to referring of restriction agreement on Hawkins Tract to the City Planning Commission for investigation and recommendation, at this time a report was filed by them approving agreement as presented and recommending it be accepted and recorded with the Stanislaus County Recorder, whereupon Commissioner Bates introduced

RESOLUTION NO. 5709-N.S.

accepting agreement and directing the City Clerk to record said document with the Stanislaus County Recorder, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

9
IN THE MATTER OF
REPORT BY ATTORNEY
ON SOLICITING FUNDS
FOR RELIGIOUS ORGANI-
ZATIONS

Pursuant to referring of communication from the Federated Church Association recommending that a committee from this organization pass on the credentials of the solicitors to the City Attorney for investigation and recommendation, this matter was laid over until the next meeting.

10
IN THE MATTER OF
ANNUAL AUDIT FROM
C. D. NATTINGER

Commissioner Neece introduced

RESOLUTION NO. 5710-N.S.

accepting audit on accounts of the City of Modesto for year ending June 30, 1942 from C. D. Nattinger, certified Public Accountant and authorizing the City Clerk and Auditor to draw warrant in amount of \$350.00 in payment, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

11
IN THE MATTER OF
PARKING SPACE
RESERVED FOR THE
U. S. MARINE CORPS
AT 1009 I STREET

Pursuant to request from the United States Marine Corps for reserved parking space in front of their office at 1009 I Street, Commissioner Burge introduced

RESOLUTION NO. 5711-N.S.

granting request and directed them to place removable traffic sign at parking space marked "Reserved for United States Marine Corp", which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

12
IN THE MATTER OF
GRANT LEAVE OF ABSENCE
TO HARRY FLEMING

Commissioner Burge introduced

RESOLUTION NO. 5712-N.S.

granting leave of absence to Harry C. Fleming, member of the Police Department, beginning October 15th, to enter the service of the United States Navy, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

13

IN THE MATTER OF
DEPARTMENTAL REPORTS
FOR THE MONTH OF
SEPTEMBER

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

14

IN THE MATTER OF
SCHOOL FOR HANDLERS
OF FOODSTUFF

Commissioner Burge introduced
RESOLUTION NO. 5713-N.S.

endorsing the plan of the Stanislaus County Health Department for the conducting of
a school for food handlers in the City of Modesto and urged that all individuals
handling food stuff attend the school , which resolution was regularly adopted by
the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

15

IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced
RESOLUTION NO. 5714-N.S.

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

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST *Edward J. Blum*
CITY CLERK

Special Council Meeting

October 21, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
CHANGE IN FIRE PRO-
TECTION AGREEMENT
FOR HAMMOND HOSPITAL

Whereas the City Attorney has prepared a contract agreement
and presented it to the United States of America for com-
pletion for fire protection to be furnished by the City of

Modesto to the Hammond Hospital outside the city limits, and whereas this contract
agreement has been returned to the City Attorney for various changes, he was direct-
ed to make the requested changes with the exception of deleting the following clause
from the contract:

"---and expressly exempts itself from any liability for
loss or damage to the party of the second part resulting
from any claim that may be made by reason of any alleged
or proven breach of its covenants herein contained, and
this agreement is accepted and entered into by the party
of the second part upon such express limitation and
understanding."

and the city Attorney was further directed to communicate with Lt. Col. Clark, Corps
of Engineers Division, Real Estate Director and notify him of the action taken by
the Council.

2

IN THE MATTER OF
DIM OUT ORDINANCE

Commissioner Burge introduced an ordinance, being
ORDINANCE NO. 690-N.S.

entitled: "AN ORDINANCE OF THE CITY OF MODESTO RELATING TO RESTRICTED LIGHTING", and moved its adoption and passage to print and publish, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
LEAVE OF ABSENCE FROM
MEETING-C. J. STANLEY

At this time Councilman Stanley was granted leave of absence from the meeting.

4
IN THE MATTER OF
REQUEST BY POSTAL
TELEGRAPH COMPANY
FOR PARKING SPACE

A representative from the Postal Telegraph Company appeared before the Council and requested that they be granted a reserved parking space in front of their business location, 831 10th Street. This request was denied by the Council.

5
IN THE MATTER OF
PROTEST TO OPERATIONS
OF PONY RIDE CONCESSION
18th & H STREETS
C. W. DANIELS

Mrs. Agnes Rau, owner of property at 716 18th Street appeared before the Council protesting to the dust caused by the operation of a pony ride concession at the corner of 18th and H Streets by C. W. Daniels. By order of the Council, Chief of Police Arington was instructed to contact Mr. Daniels and require him to place sawdust or something else to keep down the dust.

6
IN THE MATTER OF
REPORT BY ATTORNEY
ON SOLICITING BY
RELIGIOUS ORGANIZATIONS

Attorney Fowler reported on the matter referred to him of various religious organizations soliciting funds in the City of Modesto and advised the Council that an ordinance was being drafted by him for the regulation of this and that it would be presented for adoption at an early date.

7
IN THE MATTER OF
COMMUNICATIONS

A communication from D. H. Bredie protesting being served with a warrant which necessitated his posting bail for traffic violation was read and the council authorized the City Attorney to write to him with regard to this matter.

8
A communication from Lady Marie L. Davis, Secretary Department Association, Ladies Auxillaries Patriarch Militant of the I.O.O.F. expressing the appreciation of this organization for courtesies shown while convening in Modesto was read and ordered filed.

9
A communication from L. R. Poust, Colonel Medical Corps, Commanding, of the Hammond General Hospital expressing appreciation for cooperation of the City Fire Department for loaning several hundred feet of fire hose until they had secured their own hose was read and ordered filed.

10
IN THE MATTER OF
AUTHORIZE CITY
ENGINEER ATTEND
MEETINGS IN S. F.

Commissioner Bates introduced
RESOLUTION NO. 5715-N.S.

authorizing the attendance of the City Engineer, with expenses paid by the City to the meeting of the War Production Board in San Francisco, Thursday, October 22, 1942 the meeting of the sub-committee on Water Supply of the California State Council of Defense in San Francisco on October 27, 1942, and of the meeting of the Water Works Association in Oakland beginning October 28, 1942, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

11 IN THE MATTER OF
PROTEST TO DWELLING
AT 1741 LEE STREET
MRS. JOE CODIGA

Pursuant to protest filed by Mrs. Joe Codiga with the Public Works Department on dwelling located at 1741 Lee Street, adjacent to her property which had been condemned by the State Department of Public Health, approximately one year ago, the City Engineer reported that Mark Landquist, Sanitary Inspector and he had contacted the owner of the property, Mrs. Hannah Green and she had agreed to dispose of the building.

12 IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced
RESOLUTION NO. 5716-N.S.

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

Ayes: Councilmen: Bates, Burge, Neece, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

ATTEST *Charles J. Blum*
CITY CLERK

Council Meeting
October 28, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the special council meetings of October 7th and 21st and the regular meeting of October 14, 1942, having been heretofore read by each Councilman, were approved as so read.

2 IN THE MATTER OF
PETITION TO OBTAIN
TAXICAB OPERATOR'S
LICENSE

Virgil Root made application for permit to obtain a taxicab operator's license. No action was taken at this time by the Council.

3 IN THE MATTER OF
REQUEST TO USE CITY
PRISONERS BY SALVAGE
COMMITTEE

R. L. Kimmel, Chairman of the Salvage Committee appeared before the Council and requested the use of city prisoners for loading cars with salvage. He was instructed to confer with Chief of Police Arlington and City Engineer Rossi.

4 IN THE MATTER OF
REQUEST FOR INCREASE
DONATION TO CIVILIAN
DEFENSE

Stanislaus County Supervisors Leo Hammett and Jack Veneman appeared before the Council and requested that the City of Modesto increase their donation to the Stanislaus County Defense Council. No action was taken by the Council.

5 IN THE MATTER OF
LETTER CALIFORNIA
STATE COUNCIL OF
DEFENSE

A communication from the California State Council of Defense was read and ordered filed.

6 IN THE MATTER OF
W. F. RITZ PETITION
USE CITY PROPERTY
FOR GARDENING

A communication from W. F. Ritz requesting that he be permitted to use vacant lots on the corner of High and Downey Streets, Block 588 to which the city is taking deed to, for gardening this winter and spring. By order of the council, the City Clerk was authorized to notify him it would be in order for him to use this property.

7
IN THE MATTER OF
USED CAR LOT
SHADDEN & NEWSON

Commissioner Burge introduced

RESOLUTION NO. 5717-N.S.

granting petition of Shadden & Newson to operate used car lot at 911 G Street and approving bond as provided by Ordinance No. 514-N.S. which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
PETITION OPERATE
BUSINESS IN RESI-
DENCE ZONE-ELMER
A. MOWREY

Whereas, pursuant to the filing of petition with the Council by Elmer A. Mowrey for permit to operate and maintain a grocery store on property known as corner 14th and F Streets,

being lots 31 and 32 in Block 116 and it appearing from affidavits on file that a notice setting forth a time for hearing any and all protests to the granting of the petition as prayed for, and this being the time set forth and whereas the City Clerk reports that no protests either oral or written have been officially filed, by order of the Council, this was turned over to the Planning Commission for investigation and recommendation.

9
IN THE MATTER OF
FINAL ADOPTION
ORD. 690--N.S.
DIM-OUT REGULATION

The final adoption of Ordinance No. 690-N.S. entitled: "AN ORDINANCE OF THE CITY OF MODESTO RELATING TO RESTRICTED LIGHTING", was laid over to the next regular meeting.

10
IN THE MATTER OF
COMMUNICATIONS

A communication was turned over to the Council by Mayor Shannon from the office of the Stanislaus County Defense Council regarding boarding houses in the City. The clerk was directed to file same.

11
A communication from C. R. Walton regarding zoning of city was read and ordered filed.

12
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 5718-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST

Elmer J. Blum
City Clerk

Special Council Meeting

November 4, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
REQUEST FOR TWO
HOUR PARKING ON
9TH STREET BETWEEN
N AND O STREETS

Pursuant to request from Modesto Veterinary Hospital for two hour parking regulation on Ninth Street, between N and O Streets same was turned over to the Chief of Police and City Engineer for investigation and recommendation.

~~IN THE MATTER OF
REQUEST FOR TWO
HOUR PARKING ON
9TH STREET BETWEEN
N AND O STREETS~~

~~City Engineer for investigation and recommendation.~~

~~Pursuant to request from Modeste Veterinary Hospital for
two hour parking regulation on Ninth Street, between N and
O Streets, same was turned over to the Chief of Police and~~

2
IN THE MATTER OF
RENEWAL OF LEASE
FOR OLD TIMERS
CLUB

Commissioner Neece introduced

RESOLUTION NO. 5719-N.S.

recommending that lease with F. W. Parker for Old Timer's
Clubroom at 715½ Tenth Street be and it is hereby ordered renewed for a term of one
year from November 18, 1942, which resolution was regularly adopted by the following
vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
REPORT OF PLANNING
COMMISSION ON ELMER
A. MOWRY PETITION

Pursuant to referring of request of Elmer A. Mowry to
operate a grocery store in the residence district at 14th
and F Streets to the Planning Commission for investigation
and recommendation, and whereas they have filed report approving the granting of
petition with the Council, Commissioner Bates introduced

RESOLUTION NO. 5720-N.S.

recommending that permit be granted as prayed for, which resolution was regularly
adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
REPORT OF PLANNING
COMMISSION ON RUTH
WEBER PETITION

Pursuant to referring of request of Ruth Weber to operate
a real estate office at 1115 13th Street to the Planning
Commission for investigation and recommendation, and
whereas they have filed report approving the granting of petition with the Council,
Commission Bates introduced

RESOLUTION NO. 5721-N.S.

recommending that permit be granted as prayed for, which resolution was regularly
adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
PETITION OF TAXI
OPERATORS FOR
ADDITIONAL AUTOMOBILES

Ed Osthues and Joe Sequeira appeared before the Council
on behalf of the taxicab operators and requested that they
be permitted to operate additional taxicabs in the City,
whereupon the Chief of Police reported that no additional taxicabs could be added
without the consent of the City Council since September 1, 1942, due to regulations
of the Office of Defense Transportation. They were instructed to meet with the
City Attorney to draw up the necessary resolution which would be passed by the
Council at their next meeting.

6
IN THE MATTER OF
COMPLAINTS BY
SCHOOLS ON PUSH CARTS

The Chief of Police reported to the Council that he had received several complaints on the operations of the White Castle push carts at the High School and Roosevelt School. Mr. M. Kahn, operator of the White Castle push carts, who was present at the meeting, was advised by the Council to correct these conditions and if complaints continued to come in, the Council would have to take some action.

7
IN THE MATTER OF
REQUEST FOR CONDEMNATION OF BUILDING
AT 2114 H STREET

A communication from C. L. Baker, Assistant Building Inspector requesting that condemnation proceedings be started against a garage at 2114 H Street, owned by Samuel Thomas as this building was in a dangerous condition structurally, was read and referred to the City Engineer and Fire Chief for investigation and recommendation.

8
IN THE MATTER OF
REQUEST FOR CANCELLATION OF TAXES ON AIRPORT PROPERTY

Commissioner Bates introduced

RESOLUTION NO. 5722-N.S.

authorizing the City Attorney to confer with the Board of Supervisors of Stanislaus County and Board of Directors of the Modesto Irrigation District and their respective attorneys for the purpose of having taxes cancelled for the fiscal year 1942-43 on the Modesto Municipal Airport and during the time that the United States Government shall have its present leasehold with the exception of hangar located thereon leased to Hawke Crop Dusting Company, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 5723-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST


ELMER J. BLUM, CITY CLERK

Council Meeting

November 12, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of the Council held on October 28, 1942 and special meeting of November 4, 1942 having been previously read by each Councilman were approved as so read.

2
IN THE MATTER OF
ORAL COMMUNICATIONS

Mrs. J. Ryan Jr. appeared before the Council and stated that she was having difficulty in securing the necessary signatures of property owners granting permit to operate a rooming house at 1019 16th Street.

She was informed that she could not get a permit to operate a business in a residential district without the necessary signatures to the petition. Several neighbors appeared before the Council protesting to the condition of the premises at 1019 16th Street, where chickens were being kept. Mrs. Ryan stated that she would dispose of the chickens.

3
IN THE MATTER OF
PETITION BY CALIF-
ORNIA HIGHWAY PATROL
ERECT SIGN

Captain A. A. Morrison of the California State Highway Patrol appeared before the Council and requested that they be permitted to install a sign between the sidewalk and curb in front of their office at 1431 Tenth Street, whereupon Commissioner Bates introduced

RESOLUTION NO. 5724-N.S.

granting permit to the California State Highway Patrol to erect sign as requested which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
REQUEST FOR FUNDS
FOR RECREATIONAL
ACTIVITIES UNDER
LANHAM ACT

Whereas there exists in the City of Modesto an acute shortage of public service necessary to the health, safety, of welfare of persons engaged in national defense activities, which cannot be provided when needed without the imposition of an increased excessive tax burden or an unusual increase in the debt limit of the City of Modesto and whereas federal funds have been set apart for such purposes under the provisions of the Lanham Act, Commissioner Burge introduced

RESOLUTION NO. 5725-N.S.

making application for an allotment of federal funds in the amount of \$19,560.00 and for a contribution for the maintenance or operation of recreation facilities in the City of Modesto and recommended that the present Recreation Commission have power to supervise defense recreational projects and that the City of Modesto shall have the power to receive and administer and expend any federal funds received under the provisions of said Lanham Act and that the Mayor and Chairman of Recreation Commission be appointed signatory officials on all applications and documents necessary for the procurement of an allotment of federal funds under the provisions of this act, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
CLAIMS FOR MONTH OF
OCTOBER, 1942

Claims against the City of Modesto for the month of October, 1942 having been heretofore audited by the Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 5726-N.S.

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

GENERAL FUND-----\$24,069.34
WATER FUND----- 3,879.61

LIBRARY FUND-----\$1,142.02
BOND RED. INT. FUND----- .42
ST. BOND RED. INT. FUND SPECIAL 16.77

TOTAL \$29,108.16

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
REQUEST FOR LARGER
LOADING ZONES AT
HOTEL COVELL

George Covell, operator of Hotel Covell, appeared before the Council requesting that the loading zones on J Street and Eleventh Street in front of the Hotel be enlarged. The City Engineer and Chief of Police were ordered to investigate and report back to the Council.

7
IN THE MATTER OF
COMMUNICATIONS

A communication from the office of the Post Engineer Air Force advanced Flying School at Stockton, regarding used heavy duty four wheel drive trucks was read and the City Clerk was authorized to communicate with them and advise them that the City did not have any equipment of this kind.

8
IN THE MATTER OF
CANCELLATIONS OF
TAXES

Commissioner Neece introduced
RESOLUTION NO. 5727-N.S.

requesting the cancellation of taxes, on lot 64 of Sunset Acres, which has been annexed to the City, from the Board of Supervisors of Stanislaus County, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
CANCEL TAXES ON
BLOCK 626

Commissioner Neece introduced
RESOLUTION NO. 5728-N.S.

cancelling city taxes on block 626 in amount \$4.75, assessed to Harold Herron, which has been deeded to the City of Modesto for park purposes, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Neece introduced

RESOLUTION NO. 5729-N.S.

10
requesting the cancellation of taxes on block 626 assessed to Harold Herron for the year 1942-43 from the Board of Supervisors of Stanislaus County and the Modesto Irrigation District, which had been deeded to the City of Modesto for park purposes, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
COMMUNICATION RE:
APPOINTMENT OF JACK
E. WHERRY ON BOARD
OF EDUCATION

A communication from the Modesto City Board of Education notifying the Council of the appointment of J. E. Wherry to the unexpired term of H. J. Wellman who had resigned as of October 22, 1942, was read and ordered filed.

11
IN THE MATTER OF
ACCEPT DEED FROM
OMER REES

Commissioner Bates introduced

RESOLUTION NO. 5730-N.S.

recommending that deed on portion of Block 800 from Omer R. Rees and Sara A. Rees, his wife be and it is hereby accepted and the City Clerk be authorized to record deed with the Recorder of Stanislaus County, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
FINAL ADOPTION
ORD. NO. 690-N.S.
DIM-OUT REGULATIONS

Ordinance No. 690-N.S. having been heretofore introduced and ordered printed and published at the special meeting of October 21, 1942 and thereupon printed and published

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

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

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
CLOSING PORTION OF
ALLEY BLOCK 800-802

Whereas the City Council has previously adopted a resolution declaring that it is the intention of the Council

to order portion of alley in Blocks 800 and 802 closed and the City Superintendent has caused to be posted notices of the passage of said resolution and no objections have been made to the improvement, Commissioner Bates introduced

RESOLUTION NO. 800-S.P.

ordering that said work and improvement be done and authorizing the Mayor and City Clerk to execute and deliver to the owners of the adjacent property deeds of conveyance of the property, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

14
IN THE MATTER OF
REPORT BY ATTORNEY
ON TAXICAB OPERATOR'S
PETITION

At this time the City Attorney made a report on the request of the taxicab operators to place additional taxicabs in operation and advised that the only way this could be handled would be for the Council to request the Office of Defense Transportation to change their regulations which would be inadvisable.

15
IN THE MATTER OF
REPORT BY ENGINEER
ON TWO HOUR PARKING
ON NINTH STREET BE-
TWEEN N AND O STREETS

Pursuant to referring of request of the Modesto Veterinary Hospital for two hour parking on Ninth Street between N and O Streets to the City Engineer and Police Chief for investigation, the City Engineer reported that it would not be necessary to establish two hour parking to remedy the difficulty but he recommended that the driveway into this place of business be marked as a loading zone to keep it clear, whereupon Commissioner Stanley introduced

RESOLUTION NO. 5731-N.S.

directing the City Engineer to mark the entrance to the Modesto Veterinary Hospital

as a loading zone, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

16
IN THE MATTER OF
REPORT BY ATTORNEY
ON CANCELLATION OF
TAXES ON AIRPORT

Pursuant to referring of the matter of cancellation of taxes for year 1942-43 on the Modesto Municipal Airport of the Stanislaus County and the Modesto Irrigation District to the Attorney for investigation, he reported at this time that the attorneys of the County and District has informed him that it would be illegal for them to cancel these taxes since the airport had been leased to the Federal government, and he agreed with their opinion.

17
IN THE MATTER OF
REPORT BY ENGINEER
ON GARAGE AT 2114
H STREET

Pursuant to referring of request of the Assistant Building Inspector, C. E. Baker that condemnation proceedings be started on building located at 2114 H Street, owned by S. H. Thomas to the City Engineer and Fire Chief for investigation the City Engineer reported at this time that the owner had agreed to repair the building.

18
IN THE MATTER OF
COMMUNICATION FROM
NAVY DEPARTMENT

A communication from the office of Inspector of Naval Material of the Navy Department requesting permission to take the lathe and plain milling machine belonging to the city machine shop was read, whereupon Commissioner Bates introduced

RESOLUTION NO. 5732-N.S.

recommending that the City of Modesto enter into negotiations to sell this property to the United States Navy, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

19
IN THE MATTER OF
REPORT BY U. H.
PICKERING ON PEACE
OFFICER'S ASS'N
MEETING

Commissioner Stanley introduced

RESOLUTION NO. 5733-N.S.

allowing claim of \$7.45 to Captain U. H. Pickering, being additional expenses over amount advanced by the Council under resolution No. 5708-N.S. for attending meeting of the Peace Officer's Association in Los Angeles, October 22nd to 24th, 1942, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

20
IN THE MATTER OF
CHANGES OF STREETS
FOR CITY MAP

Pursuant to the acceptance of map prepared by the City Engineer of the City of Modesto, he reported that certain changes should be made in the names of streets before the map would be published as follows:

Ash Street be changed to Rue De Yoe

Arch Street be changed to Kansas Avenue

California Street be changed to California Avenue

Johnson Street to stop at Canal, Ila Way north

El Vecino extended to city limits.

21
IN THE MATTER OF
USING SIGN FOR
SCRAP

A discussion was held on taking down the sign located on I Street near Ninth Street, reading "MODESTO, WATER, WEALTH, CONTENTMENT HEALTH" and turning it into the Scrap metal drive. No action

was taken by the Council.

IN THE MATTER OF
MEETING IN SAN JOSE

Commissioner Stanley introduced

RESOLUTION NO. 5734-N.S.

22 authorizing the attendance of Mark Landquist and L. P. Nielsen to the "In Service Training for Sanitarrians" meeting to be held in San Jose, November 13-14, 1942 with expenses paid, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

23 IN THE MATTER OF
FIRE CONFERENCE
MEETING

Commissioner Stanley introduced

RESOLUTION NO. 5735-N.S.

authorizing the attendance of Fire Chief Wallace to the Northern Fire Chief Conference being held in Sacramento on November 21 to 22, 1942 with all expenses paid, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

24 IN THE MATTER OF
REPORTS

Reports for the month of October were ordered filed.

25 IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced

RESOLUTION NO. 5736-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST Elmer J. Blum
ELMER J. BLUM, CITY CLERK

Special Council Meeting

November 18, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
RESIGNATION OF
ARTHUR VAN FLEET JR.
FROM FIRE DEPARTMENT

Pursuant to communication from Chief Wallace of the Fire Department asking that Arthur Van Fleet Jr. be granted leave of absence to enter the armed forces of

the United States, Commissioner Stanley introduced

RESOLUTION NO. 5737-N.S.

granting leave of absence to Arthur Van Fleet Jr., as of November 24, 1942 for the duration of the present war and for sixty days after his discharge from the United States Armed forces, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
COMMUNICATION FROM
I.O.O.F. RE: CON-
VENTION IN MODESTO

A communication from the office of the Grand Scribe of the Grand Encampment I.O.O.F. of the State of California, was received, expressing appreciation for the reception extended to them by the City during their convention in Modesto. Same was read and ordered filed.

3
IN THE MATTER OF
CITATION TO EUGENE
M. LESTER FOR TRAFFIC
VIOLATION

Pursuant to serving of citation on Eugene M. Lester, taxicab driver, by the Chief of Police for traffic violation as provided by Ordinance No. 522-N.S. Commissioner Stanley

introduced

RESOLUTION NO. 5738-N.S.

cancelling taxicab Operator's License No. 470, issued to said Eugene M. Lester, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
CANCEL OUT CONTRACT
BLOCK 558, LOTS
10 and 11

Commissioner Neece introduced

RESOLUTION NO. 5739-N.S.

requesting the Board of Supervisors of Stanislaus County to cancel out of contract for sale of tax deed land with the City of Modesto, the property belonging to Mrs. Mary C. Harrington, being Block 558, lots 10 and 11, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
REQUEST OF JUNIOR
CHAMBER OF COMMERCE
BLOCK I STREET

Pursuant to request of the Junior Chamber of Commerce to block I Street from Tenth Street north to alley,

Monday, November 23rd from 9:00 A.M. to noon, to exhibit the Jap two man submarine for the purpose of selling war stamps and bonds, whereupon Commissioner Burge introduced

RESOLUTION NO. 5740-N.S.

granting request and directing the Chief of Police to take the necessary steps to block off the street on that date, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
AUTHORIZE FILING OF
DEEDS OF OMER R. REES
AND MARY A. SANDERS

Commissioner Bates introduced

RESOLUTION NO. 5741-N.S.

recommending that the City of Modesto pay recording fee on deed given to Omer R. Rees et ux and Mary A Sanders on portion of Blocks 800 and 802, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced

RESOLUTION NO. 5742-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST *Elmer J. Blum*
ELMER J. BLUM, CITY CLERK

Council Meeting

November 25, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF APPROVAL OF MINUTES The minutes of the special meeting of November 18, 1942 and regular meeting of November 12th, 1942 having heretofore been read by each Councilman, were approved as so read.

2 IN THE MATTER OF REMOVING ARCH SIGN ON NINTH AND I STREETS Corda Stone, representing the Modesto Improvement Club appeared before the Council and protested to the taking down of the Arch Sign at Ninth Street over I Street.

A communication from Margaret C. Palmer recommending that the Arch sign be removed and turned over to the State Salvage Committee to be used in the war production, same was read and ordered filed.

3 IN THE MATTER OF CANCEL RESOLUTION RE: CONTRACT WITH COUNTY Commissioner Neece introduced RESOLUTION NO. 5743-N.S. recommending that Resolution No. 5739-N.S. adopted at special meeting of November 18, 1942, entitled "A RESOLUTION REQUESTING THE BOARD OF SUPERVISORS OF STANISLAUS COUNTY TO CANCEL OUT OF CONTRACT FOR SALE OF TAX DEED LAND WITH THE CITY OF MODESTO CERTAIN PROPERTY," be cancelled, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF ACCEPT MAP OF CITY Whereas, pursuant to presentation of official map of the City of Modesto by the City Engineer for approval, Commission Bates introduced

RESOLUTION NO. 5744-N.S.

adopting said map so made and compiled by said City Engineer as the official map of the City of Modesto, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF RECORDING CITY MAP Commissioner Bates introduced

RESOLUTION NO. 5745-N.S.

authorizing the City Clerk to record the new city map in block book form with the

Recorder of Stanislaus County, which resolution was regularly adopted by

the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6 IN THE MATTER OF
LEAVE OF ABSENCE
GEO. F. NEECE

A leave of absence was granted Commissioner Geo. F. Neece
from the Council meeting.

7 IN THE MATTER OF
CLAIM CHAMBER OF
COMMERCE

Commissioner Burge introduced
RESOLUTION NO. 5746-N.S.

allowing claim of \$600.00 to the Retail Merchants Bureau of the Modesto Chamber of
Commerce as provided by Ordinance No. 689-N.S., which resolution was regularly
adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Neece

8 IN THE MATTER OF
CLAIMS-COATES AND
HERFURTH

Commissioner Bates introduced
RESOLUTION NO. 5747-N.S.

allowing claim of Coates and Herfurth in amount \$225.00 for actuarial survey, as pro-
vided by Resolution No. 5677-N.S. which resolution was regularly adopted by the
following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Neece

9 IN THE MATTER OF
ACCEPT DEED FROM
CARL L. ROHLWING

Commissioner Bates introduced
RESOLUTION NO. 5748-N.S.

accepting deed from Carl L. Rohlwing et ux on the east 5 feet of the south 180
feet of lot 58 of Coldwell-Olivewood Tract and authorized the City Clerk and
Auditor to draw warrant payable to said Carl L. Rohlwing for \$127.73 and the City
Clerk is ordered to record deed with the Recorder of Stanislaus County, which
resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Neece

10 IN THE MATTER OF
PETITION FROM GEORGE
ZMUTT OPERATE BEAUTY
PARLOR

Pursuant to petition being filed with the Council by George
Zmutt for permit to conduct a beauty parlor on property known
as 103 Calaveras Avenue, being lots 10-11 in Block 305 of the
City of Modesto and it appearing from affidavits on file that a notice setting forth
the time for hearing any and all protests to the granting of the petition as prayed
for, and this being the time set forth and the City Clerk reports that no protests
either oral or written have been officially filed, said petition was referred to the
Planning Commission for investigation and recommendation as provided by Ordinance No.
655-N.S.

11 IN THE MATTER OF
PETITION OF WILLIS
M. KLEINENBROICH
EXTENSION OF PERMIT
FOR BUS

Whereas pursuant to petition of Willis M. Kleinenbroich ~~for~~
for extension of bus permit as granted by Resolution No.
5118-N.S. as adopted on the 27th day of December, 1940,
Commissioner Stanley introduced

RESOLUTION NO. 5749-N.S.

recommending that permit be extended for a period of two years from the original expiration date of former permit, namely December 27, 1943, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Neece

12
IN THE MATTER OF
PETITION FOR SPUR
TRACK IN BLOCK 51

Whereas, pursuant to application of Tidewater Southern Railway and Modesto and Empire Traction Company for permit to construct spur track across D Street between 9th and 10th Streets and adjacent to the alley running northerly and southerly through Block 51, bounded by 9th, 10th D and E Streets to serve the Milk Producers Association of Central California, Commissioner Bates introduced

RESOLUTION NO. 5750-N.S.

granting permit as requested, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Neece

13
IN THE MATTER OF
REPORT BY CITY ENGI-
NEER ON ACTUARIAL
SURVEY

City Engineer Rossi gave a report of the actuarial survey filed by Coates and Herfurth, whereupon Commissioner Bates introduced

RESOLUTION NO. 5751-N.S.

recommending that City Clerk be directed to send to the State office for forms as set forth in the report furnished the City by said Coates and Herfurth, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilman: Neece

14
IN THE MATTER OF
PROPOSED AMENDMENT
TO CURFEW ORDINANCE

A general discussion was held on amending Ordinances No. 10-0.S. and 154 N.S. regulating minors on public streets at night. No action was taken.

15
IN THE MATTER OF
ADJOURNMENT

Commissioner Stanley introduced

RESOLUTION NO. 5752-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: Neece

ATTEST

Charles J. Blum
CITY CLERK

Special Council Meeting
December 2, 1942

The Council of the City of Modesto met in special session this date at 4:00 P.M. as provided by section 2 of Ordinance No. 2-N.S.
Present: Councilmen: Burge, Neece, Acting Mayor Stanley

Absent: Councilmen: Bates and Mayor Shannon

IN THE MATTER OF
COMMUNICATIONS

A communication from Mary McLaughlin regarding radio interference and various complaints was read and the City Engineer was directed to check upon the radio interference.

A communication from Mrs. H. W. Kingery and Mrs. J. A. Johnson protesting to the demolition of the Arch sign on I Street for the scrap drive for war production was read and ordered filed.

IN THE MATTER OF
REQUEST CANCELLATION
OF TAXES BY SCHOOL
BOARD

A communication from the Modesto Public Schools was received requesting cancellation of taxes on lot 1 in Block 447 of the City of Modesto as this had been purchased by the School Board. This was referred to the City Attorney for investigation.

IN THE MATTER OF
CANCEL TAXES FOR
SALVATION ARMY

Pursuant to request of the Salvation Army to cancel taxes on Block 31, lots 21 and 22 as they had purchased this property and were using it for religious services, Commissioner Neece introduced

RESOLUTION NO. 5753-N.S.

recommending that request be granted and the City Assessor change the necessary records, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Bates and Mayor Shannon

IN THE MATTER OF
PETITION OPERATE
BUSINESS IN RESIDENCE
ZONE-GEORGE ZMUTT

Pursuant to referring of petition of George Zmutt to operate a beauty parlor at 103 Calaveras Avenue to the Planning Commission for investigation and recommendation, at this time the City Clerk reported that the said Planning Commission had recommended that permit be denied because

1. Although the petition was signed by the required number of owners, the Commission felt that certain tract restrictions in the district are recorded and, therefore, it should be the duty of the subdividor and all the other owners of property in the district to amend said restrictions if it is their desire to permit business in the area.
2. That the proposed Zoning Ordinance as written would not permit a business establishment in the location mentioned.

This matter was laid over until the next meeting so the City Attorney could investigate and report.

IN THE MATTER OF
PERMIT TO OPERATE
BUS-ED OSTHUES

Whereas, pursuant to petition of E. B. Osthues to operate a bus route to Hammond General Hospital to be know as the Acme Cab & Bus Company, Commissioner Burge introduced

RESOLUTION NO. 5754-N.S.

granting permit for bus route shown as Route "1" on map presented to the Council, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Bates and Mayor Shannon

7 IN THE MATTER OF
CLAIM REFUND OF
JOE GARIBALDI

Whereas, pursuant to claim of Joe Garibaldi for refund of wholesale produce license as he has been drafted and his license does not run out until June 6, 1942, Commissioner Neece introduced

RESOLUTION NO. 5755-N.S.

allowing claim and directing the City Clerk and Auditor to draw warrant in amount \$37.50 to said Joe Garibaldi as refund of six month's license, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Neece, Acting Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Bates and Mayor Shannon

8 IN THE MATTER OF
REVOKING LICENSE
OF MRS. A. ANDERSON

Mrs. A. Anderson of 1824 Morris Avenue, who is licensed to operate a boarding home appeared before the Council to show cause why her license should not be revoked due to the fact that she has been boarding more than five persons, as provided by the State Health and Safety Code and she informed the Council that she would not have more than five persons at any one time in the future. Whereupon she was informed by the Council that as long as she did not violate the provisions of the State Code she would be allowed to continue operations under her present license without circulating petition to permit her to operate a business in the residence zone as provided by Ordinance No. 364-N.S.

9 IN THE MATTER OF
REQUEST BY SCHOOL
BOARD OF MODESTO
FOR FOOT BRIDGE
AT LAUREL STREET

Jack Wherry, representing the Modesto City School Board, appeared before the Council, and requested that the Council install a foot bridge over Modesto Irrigation District canal at Laurel Street because of the fact that the traffic on the bridge was dangerous to school children. The City Engineer was ordered to confer with Claude Shackelford and Jack Wherry of the School Board.

10 IN THE MATTER OF
JUNIOR CHAMBER OF
COMMERCE RALLY FOR
WAR BONDS SALE

Jack Wherry representing the Junior Chamber of Commerce notified the Council that a rally for the sale of War bonds was to be held on December 11, 1942 between the hours of 11:30 A.M. to 9 P.M. and he asked that the Council close I Street, north to alley for this rally, whereupon Commissioner Burge introduced

RESOLUTION NO. 5756-N.S.

granting request of the Junior Chamber of Commerce to block I Street north to alley and directing the Chief of Police to take the necessary action to block off the street during the hours mentioned above for the War Bonds Rally, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilman Bates and Mayor Shannon

11 IN THE MATTER OF
CURFEW LAW

The Chief of Police filed a report regarding the advisability of amending the present curfew ordinances, whereupon the Council appointed a committee of the City Attorney, Chief of Police and Probation Officer to draw up curfew ordinance to be presented at next meeting.

12 IN THE MATTER OF
REQUEST TO USE
TAX DEED LAND

The City Engineer reported that Issic Berg had requested permission to plant grain on tax deed lands located within the City. No action was taken by the Council as the State of California also owns tax deeds on this land.

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

Ayes: Councilmen: Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Bates and Mayor Shannon

ATTEST *Elmer J. Blum*
CITY CLERK

Council Meeting

December 9, 1942

The Council of the City of Modesto met in regular session this date at 7:30 P.M. on December 9, 1942 as provided by section 1 of Ordinance No. 2-N.S.

Present: Councilmen: Bates, Burge, Neece, Mayor Shannon

Absent: Councilmen: Stanley

IN THE MATTER OF APPROVAL OF MINUTES The minutes of the special meeting of December 2nd and regular meeting of November 25th, 1942 having been previously read by each Councilmen were approved as so read.

IN THE MATTER OF ORAL COMMUNICATIONS Pursuant to request of Richard Ustick representing the Club Committee of the Modesto Recreation Commission for donation to the Service Men's Club to be established at 904 I Street, Commissioner Neece introduced

RESOLUTION NO. 5758-N.S.

recommending that the City of Modesto donate \$500.00 to the Service Men's Club and the City Clerk and Auditor was authorized to draw warrant for this amount payable to Service Men's Club, which resolution was regularly adopted by the following vote:

Ayes: Councilmen; Bates, Burge, Neece, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

IN THE MATTER OF CLAIM FOR MONTH OF NOVEMBER Claims against the City of Modesto for the month of November, 1942, having been heretofore audited by the Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 5759-N.S.

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

GENERAL FUND-----	\$28,053.39
WATER FUND-----	3,498.97
LIBRARY FUND-----	1,358.39
BOND RED. INT. FUND-----	562.50
TOTAL-----	33,473.25

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

4
IN THE MATTER OF
COMMUNICATIONS

were read and ordered filed.

Various communications were received regarding the demolition of the Arch sign for the scrap drive which

5
IN THE MATTER OF
REFUND OF LICENSE
TO POSTAL-TELEGRAPH
CABLE CO.

and they have filed a petition for refund of unearned portion of license, Commissioner Neece introduced

Whereas the Postal Telegraph Cable Company have been ordered by the Board of War Communications to discontinue their messenger delivery service, effective December 15th

RESOLUTION NO. 5760-N.S.

authorizing the refund of license and directing the City Clerk and Auditor to draw warrant in amount \$10.00 to the said Postal Telegraph Cable Company, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

6
IN THE MATTER OF
REPORT BY ATTORNEY
ON CANCELLATION OF
TAXES FOR SCHOOL
BOARD

investigation, at this time he reported that School Districts in the State of California were exempt from the payment of city taxes and recommended that their request be granted, whereupon Commissioner Neece introduced

Pursuant to referring of request of Modesto Public School for cancellation of taxes on lot 1, Block 447 in the City of Modesto to the City Attorney for in-

RESOLUTION NO. 5761-N.S.

cancellings taxes on lot 1, Block 447 for the Modesto Public School and authorized the Tax Collector to make the necessary entries on his records, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley,

7
IN THE MATTER OF
PERMIT TO OPERATE
BUSINESS IN RES. ZONE
GEORGE ZMUTT

according to restrictions on file they were limited to single family dwellings in this subdivision but there was no forfeiture clause that the property would revert to the original owner for violation of restriction, whereupon Commissioner Burge introduced

Pursuant to referring of petition of George Zmutt to operate a beauty parlor at 103 Calaveras Avenue to the City Attorney for investigation, he reported that

RESOLUTION NO. 5762-N.S.

granting petition as requested, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

8
IN THE MATTER OF
ZONING ORDINANCE

Zoning Ordinance, no action was taken at this time.

Pursuant to receipt of resolution from the Planning Commission recommending that the Council adopt

9
IN THE MATTER OF
LETTER FROM NAVY
RE: MILLING MACHINE

Pursuant to communication from the Navy Department regarding the sale of the Cincinnati Milling machine #3 owned by the City of Modesto to the Kinnear Manufacturing Company, Commissioner Bates introduced

RESOLUTION NO. 5763-N.S.

recommending that the City of Modesto enter into contract with the Kinnear Manufacturing Company for the sale of the Milling machine with option to repurchase after the completion of their contract with the Federal government at a purchase price of \$1750.00 and that this fund be set aside to replace the machine when the war is over, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

10
IN THE MATTER OF
REPORT BY ATTORNEY
ON CURFEW ORDINANCE

Pursuant to referring of amending curfew ordinances to the City Attorney, he reported that the committee had secured curfew ordinances from various cities and asked for more time. He was directed to report at next meeting.

11
IN THE MATTER OF
PERMIT FOR BUS
ACME CAB & BUS CO.

Commission Burge introduced

RESOLUTION NO. 5764-N.S.

cancelling Resolution No. 5754-N.S. entitled "A RESOLUTION GRANTING PERMIT TO E. B. OSTHUES TO OPERATE BUS ROUTE" and granting permit to E. B. Osthues and Mary S. Maritzen, doing business as Acme Cab and Bus Company to operate a bus service to the Hammond Hospital for a period of five years from this date as per application and in conformance to regulations of Ordinance No. 306-N.S., which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

12
IN THE MATTER OF
GRANT LEAVE OF
ABSENCE TO EMPLOYEES
IN ARMED FORCES

Commissioner Bates introduced

RESOLUTION NO. 5765-N.S.

granting leave of absence to V. Manning as of May 26, 1942, R. Pifferini, as of February 27, 1941 and A. J. Scott, as of December 7, 1942 for the duration of the war and 60 days thereafter, as they had left the employ of the City of Modesto to enter the armed forces of the United States, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

13
IN THE MATTER OF
REPORTS

Departmental reports for the month of November were ordered filed.

14
IN THE MATTER OF
REPORT ON FOOT BRIDGE
BY CITY ENGINEER

Pursuant to referring request of the Modesto City School Board for a foot bridge across the Modesto Irrigation District Lateral at Laurel Street for the use of school children, due to the traffic conditions to the City Engineer for investigation and report, he reported at this time that a four foot bridge for the use of bicycles would cost \$350.00 and he was authorized by the Council to report to the said School Board that due to present conditions and priorities it would not be feasible at the present time to build the bridge.

15
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 5766-N.S.

adjourning this council meeting at the present time, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

ATTEST ELMER J. BLUM, CITY CLERK

Elmer J. Blum

Special Council Meeting

December 16, 1942

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

Present: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Absent: Mayor Shannon

1
IN THE MATTER OF
REPORT ON CURFEW
ORDINANCE

The City Attorney read a proposed curfew ordinance, no action was taken by the Council until the committee could check on certain points of the ordinance.

2
IN THE MATTER OF
ACCEPT REPORTS ON
IN LIEU EXPENDITURE
AND TRAFFIC CONTROL
FUNDS

Commissioner Neece introduced

RESOLUTION NO. 5767-N.S.

accepting annual reports from the Police and Public Works Departments on expenditures under the In Lieu Tax Fund and Liquor Control Fund, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

3
IN THE MATTER OF
REQUEST FOR BENCHES
ON AIRPORT BUS ROUTE

Herbert Norvell, operator of the Airport Bus appeared before the Council and requested that he be permitted to install benches with trade name on them for the use of the bus passengers. He was informed by the Council to definitely decide the location he would locate the benches and then confer with the City Attorney.

4
IN THE MATTER OF
REQUEST ADDITIONAL
PARKING SPACE FOR
AIRPORT BUS

Commissioner Bates introduced

RESOLUTION NO. 5768-N.S.

granting additional parking space for parking of airport bus on 11th Street near I Street and the City Engineer was instructed to make the necessary change which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

5
IN THE MATTER OF
BOARD OF FIRE UNDER-
WRITERS MAKING
SURVEY

Commissioner Bates reported that the Board of Fire Under-
writers were making a survey of pipes and pumps of the
City of Modesto

6
IN THE MATTER OF
DRAFTING ORDINANCE
PROHIBIT KEEPING OF
COWS IN CITY

The City Attorney, Health Officer and Sanitary Inspector
were directed to draft an ordinance prohibiting the keeping
of cows within the city limits

7
IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced

RESOLUTION NO. 5769-N.S.

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

Ayes: Councilmen: Bates, Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST: ELMER J. BLUM, CITY CLERK

Elmer J. Blum

Council Meeting

December 23, 1942

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

Present: Councilmen: Bates, Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
APPROVAL OF MINUTES

Minutes of the regular meeting of the Council of December
9, 1942 and of the special meeting of December 16, 1942,
having been heretofore read by each Councilman were approved as so read.

2
IN THE MATTER OF
CLAIMS

Commissioner Neece introduced

RESOLUTION NO. 5770-N.S.

authorizing the City Clerk and Auditor to draw warrant in amount \$392.15 to cover
payment of funds due from the City of Modesto to the Modesto Fire & Police Department
Pension Fund account of Emil Schmit and Elmer Horan, pursuant to section 17 of Ordinance
No. 559-N.S. which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Burge

3
IN THE MATTER OF
AGREEMENT ON RENTAL
OF AIRPORT TO THE
U. S. GOVERNMENT

Pursuant to receipt of corrected leased from the United
States of America War Department on the Modesto Municipal
Airport, same were turned over to the City Engineer and
City Attorney to report on at the next meeting.

At this time Commissioner Burge came into the Council Meeting

4
IN THE MATTER OF
ORD. PROHIBIT KEEP-
ING OF COWS

Pursuant to referring the matter of prohibiting the keeping
of cows in the City of Modesto to the City Attorney, City
Health Officer and Health Inspector for investigation and recommendation, they report-
ed that they had drawn up an ordinance but it was insufficient to prohibit cows in the

city and the matter was laid over.

5 IN THE MATTER OF
CURFEW ORDINANCE

Commissioner Stanley introduced an ordinance, being
ORDINANCE NO. 691-N.S.

entitled: "AN ORDINANCE MAKING IT UNLAWFUL FOR MINORS UNDER THE AGE OF 16 YEARS, NOT ACCOMPANIED BY PARENT, GUARDIAN OR ADULT PERSON HAVING LEGAL CUSTODY OF SAID MINOR, TO WANDER OR BE UPON THE STREETS, ALLEYS AND PUBLIC PLACES IN THE CITY OF MODESTO BETWEEN THE HOURS OF 10 O'CLOCK P. M. AND 5 O'CLOCK A. M. OF THE DAY IMMEDIATELY FOLLOWING: MAKING IT A MISDEMEANOR FOR ANY SUCH PARENT GUARDIAN OR ADULT PERSON TO ALLOW SUCH MINOR SO UNACCOMPANIED TO BE UPON SAID STREETS, ALLEYS AND PUBLIC PLACES, AND ALSO MAKING IT A MISDEMEANOR FOR ANY PERSON TO ASSIST, AID AND/OR ABET AND/OR ENCOURAGE ANY SUCH MINOR TO VIOLATE THE TERMS OF THIS ORDINANCE, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH" and moved its adoption and passage to print and publish, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6 IN THE MATTER OF
APPROVAL OF USED
CAR LOT-SASO & CLARK

Commissioner Burge introduced
RESOLUTION NO. 5771-N.S.

approving bond and application for permit to operate a used car lot at 601 10th Street, by Joseph Saso and Harry Clark, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7 IN THE MATTER OF
ADDITIONAL SALARIES
FOR CITY EMPLOYEES

Whereas there are certain conditions now existing as a result of the national military operations, the City Council of the City of Modesto declares that an emergency has developed and now exists in respect to the salaries now received by certain employees of said City being inadequate and insufficient to meet the increased costs of living, Commissioner Neece introduced

RESOLUTION NO. 5772-N.S.

recommending that the salaries now paid all employees except the City Clerk, Assessor, Auditor, Treasurer and Collector, Attorney, Engineer and Health Officer and all Library employees, Chief of Police, Fire Chief and Police Judge are inadequate and insufficient to meet the increased cost of living and be it resolved that in addition to the salaries now being paid by said City to said employees not hereinabove excepted shall until and including June 30, 1943 respectively receive the amount set forth in the following schedule, to-wit:

Employees receiving salaries ranging from \$1.00 to \$140.00 inclusive, per month, shall receive an additional amount of \$12.00 per month.

Employees receiving salaries ranging from \$141.00 to \$170.00 inclusive per month shall receive an additional amount of \$8.00 per month

Employees receiving over \$171.00 per month shall receive an additional amount of \$4.00 per month.

All City employees on a per diem salary shall be paid in addition to their present salaries the sum of \$.0628 per hour

And be it further resolved that Resolution No. 5645-N.S. and Resolution No. 5646-N.S. passed by said City Council on July 8, 1942, establishing minimum and maximum salaries for various city positions and employees are, for the reasons above set forth, temporarily modified to conform herewith until June 30, 1943, which resolution was regularly adopted by the following vote:

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

8

IN THE MATTER OF HEARING ON ZONING ORDINANCE

Commissioner Bates introduced
RESOLUTION NO. 5773-N.S.

recommending that a public hearing on the zoning ordinance to be adopted by the Council be held January 27, 1943, at 8:00 P.M. in the Council Chambers, which resolution was regularly adopted by the following vote:

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

9

IN THE MATTER OF RETIREMENT SYSTEM SPEAKER

Commissioner Bates introduced
RESOLUTION NO. 5774-N.S.

recommending that the City of Modesto pay the expenses of a speaker from the State Retirement System to speak before the Council and City Employees and explain the State Retirement System, which resolution was regularly adopted by the following vote:

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

10

IN THE MATTER OF REQUEST FOR ADDITIONAL PERSONNEL IN THE FIRE DEPARTMENT

Fire Chief Wallace requested two additional men for the Fire Department. No action was taken on this matter and it was laid over to a later meeting.

11

IN THE MATTER OF ADJOURNMENT

Commissioner Bates introduced
RESOLUTION NO. 5775-N.S.

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

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

ATTEST ELMER J. BLUM, CITY CLERK

Elmer J. Blum

Special Council Meeting
December 31, 1942

The Council of the City of Modesto met in special session this date at 1:00 P.M. as provided by section 2 of Ordinance No. 2-N.S.

Present: Bates, Stanley, Mayor Shannon

Absent: Commissioner Burge and Neece

IN THE MATTER OF
DATES OF PAYMENT
OF WAGES TO CITY
EMPLOYEES

Whereas employees of the City of Modesto have been paid for services rendered on the 5th and 20th of each month for the semi-monthly period beginning on the first day of each month to and including the 15th day and the sixteenth day of each month to and including the last day thereof and whereas the income tax period commences on the first day of January of each calendar year, Commissioner Bates introduced

RESOLUTION NO. 5776-N.S.

resolving that commencing on the 1st day of January, 1943, the employees shall be paid on the 20th and 5th day of each and every month and that all salaries due and to become due city employees on December 31st of each calendar year shall be paid to such employees on that date and in the event either the 20th or 5th day shall fall upon a holiday or Sunday, said employees shall be paid the day prior thereto and that Resolutions No. 2654-N.S. and No. 4833-N.S. of the City of Modesto be and they are hereby rescinded, which resolution was adopted by the following vote:

Ayes: Councilmen: Bates, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burge and Neece

IN THE MATTER OF
ADJOURNMENT

Commissioner Stanley introduced

RESOLUTION NO. 5777-N.S.

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

Ayes: Councilmen: Bates, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Neece and Burge

ATTEST

Elmer J. Blum
ELMER J. BLUM, CITY CLERK
