

Special Council Meeting

January 6, 1943

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
DEDUCTION OF VICTORY
TAX FROM SALARIES
OF CITY EMPLOYEES

Commissioner Neece introduced

RESOLUTION NO. 5778-N.S.

authorizing the deduction of Victory Tax from wages paid the employees of the City of Modesto and providing for the disposition thereof of such funds, 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 ON AIRPORT
LEASE

Whereas, pursuant to referring of lease with the United States of America War Department and the City of Modesto on the Municipal Airport to the City Attorney and the City Engineer for investiga-

tion and recommendation, the City Attorney reported that the description of the property was correct and suggested that a rider be added to the lease granting privilege to the Hawke Crop Dusting Company to use the runway for their planes, whereupon Commissioner Bates introduced

RESOLUTION NO. 5779-N.S.

recommending that the City of Modesto add rider giving the privilege to the Hawke Crop Dusting Company of using the runways for their planes to the lease and enter into the lease for the rental of the airport to the United States of America War Department and that the Mayor and Auditor be designated 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

3
IN THE MATTER OF
GRANT REQUEST PLACE
BANNER ACROSS STREET

Commissioner Bates introduced

RESOLUTION NO. 5780-N.S.

granting permit to the Junior College to place banner across I Street between Ninth and Tenth Street, 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
ORD. PROHIBIT COWS
IN CITY OF MODESTO

Commissioner Stanley introduced an ordinance, being

ORDINANCE NO. 692-N.S.

entitled: "AN ORDINANCE PROHIBITING THE KEEPING OF ANY COW OR COWS WITHIN THE CITY OF MODESTO FOR ANY PURPOSE WHATSOEVER: REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND MAKING IT A MISDEMEANOR TO VIOLATE ANY OF THE PROVISIONS OF THIS ORDINANCE 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

5
IN THE MATTER OF
APPOINTMENT OF
HERBERT RAMONT ON
PLANNING COMMISSION

Commissioner Bates introduced

RESOLUTION NO. 5781-N.S.

reappointing Herbert Ramont on the Planning Commission for a term of four years from January 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

6
IN THE MATTER OF
COMMUNICATIONS

A communication from the Purp&be Heart Tobacco Fund requesting funds to be used for the men in the service was read and the Clerk was instructed to notify them that the City did not have any funds available.

7
IN THE MATTER OF
ACCEPT RESIGNATION
OF FRED HAWKINS
FROM POLICE DEPT.

Commissioner Stanley introduced

RESOLUTION NO. 5782-N.S.

accepting the resignation of Fred Hawkins, effective

January 15, 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
LOADING ZONES FOR
MILK PRODUCERS
ASSOCIATION

Commissioner Burge introduced

RESOLUTION NO. 5783-N.S.

granting request of the Milk Producers Association of
Central California for two loading zones on F Street between Ninth and Tenth Streets
in front of their Feed warehouse, and the City Engineer was directed to install the
necessary sign, 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
PAY FOR VOLUNTEER
FIREMEN

Commissioner Stanley introduced

RESOLUTION NO. 5784-N.S.

recommending that the following rate of pay to Volunteer Firemen be adopted:

For all fires at night, under \$100, be increased from \$1.00 to \$2.50

For all fires over \$100.00 be increased from \$2.50 to \$5.00

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
REINSTATEMENT OF
TAXICAB DRIVER'S
LICENSE-EUGENE M.
LESTER

Eugene M. Lester appeared before the Council and re-

quested that his Taxicab Driver's license, which had been
cancelled by the Council, be reinstated and he was ad-

vised that it would be necessary for him to obtain a letter from his former employ-
er, The Brockett Taxicab Company, and present it to the Chief of Police and he would
notify the License Collector to reinstate the taxicab driver's license.

11
IN THE MATTER OF
TAXI STAND ON
TENTH AND G STREETS

Commissioner Stanley introduced

RESOLUTION NO. 5785-N.S.

recommending that the Taxi stand now located on Tenth Street, at G Street, be
moved to the north side of G Street at Tenth Street and that the three spaces
on the west side of Tenth Street, at the intersection of G Street, in front of the
Pacific Greyhound Company be made ten minute loading zones, and the City Engineer
was instructed to erect the necessary signs, which resolution was regularly adopt-
ed 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. 5786-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
January 13, 1943

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 meetings of December 31, 1942 and January 6, 1943 and the regular meeting of December 23, 1942, having been heretofore read by each Councilman were approved as so read.

2
IN THE MATTER OF
REQUEST FOR RETURN
OF TAXI STAND BY
JOE SEQUIRA

Whereas, pursuant to request of Joe Sequeira, operator of the Joe's Taxi Service at Tenth and G Streets that his taxi stand be returned to the former location, Tenth Street near G Street, Commissioner Stanley introduced

RESOLUTION NO. 5787-N.S.

rescinding Resolution No. 5785-N.S. adopted at the special meeting of the Council on January 6, 1943 and directed the City Engineer to mark the first space on the west side of Tenth Street at G Street for the use of Joe's Taxi Service, 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
ESTABLISH TEN MINUTE
PARKING ZONES ON
TENTH STREET AND
G STREET

Commissioner Stanley introduced

RESOLUTION NO. 5788-N.S.

establishing 24 hour ten minute parking zones at the second and third parking spaces on west side of Tenth Street, north from G Street and first and second parking spaces on north side of G Street, west of Tenth Street, 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
CLAIMS FOR MONTH
OF DECEMBER, 1942

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

RESOLUTION NO. 5789-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-----	\$24,374.33
WATER FUND-----	2,948.76
LIBRARY FUND-----	1,286.37
BOND RED. INT. FUND-----	3,000.00
TOTAL-----	\$21,609.46

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 letter from the Modesto Volunteer Fire Department expressing their appreciation for the increase of wages allowed by the Council was read and ordered filed.

6
IN THE MATTER OF
HEARING PROTEST ON
BUSINESS IN RESIDENCE
ZONE-V. COLE

Whereas, pursuant to the filing of petition with the Council to operate a body culture studio on property known as 216 Hackberry being lots 8, 9, 10 in Block 526 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 have filed a letter approving application, by order of the Council the City Clerk was directed to write to Mrs. V. Cole and ask her to come before the Council at their special meeting to be held at 4:00 P.M. on Wednesday, January 20, 1943.

7
IN THE MATTER OF
FIRE PROTECTION
AGREEMENT ON HAMMOND
HOSPITAL

A revised copy of the agreement for fire protection for the Hammond Hospital between the City of Modesto and the United States Government was reviewed by the Council and the City Attorney was ordered to confer with the Compensation and Automobile fleet insurance carriers to determine if certain clauses were satisfactory to them.

8
IN THE MATTER OF
FINAL ADOPTION ORD.
691-N.S. CURFEW
REGULATION

Ordinance No. 691-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of December 23, 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. 692-N.S. PRO -
HIBIT COWS IN CITY

Ordinance No. 692-N.S. having been heretofore introduced and ordered printed and published at the special meeting of January 6, 1943 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
ORDINANCE RE: AMENDING
BLACK OUT ORDINANCE

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 693-N.S.
entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 669-N.S. OF THE CITY OF MODESTO ENTITLED: "AN ORDINANCE PROVIDING FOR 'BLACKOUTS' DEFINING SAID TERM, AND PROVIDING A PENALTY FOR THE VIOLATION THEREOF," BY ADDING A NEW SECTION THERETO TO BE NUMBERED 4½", 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
REAPPOINTMENT OF
JOE PEARSON ON
PERSONNEL BOARD

Commissioner Stanley introduced
RESOLUTION NO. 5790-N.S.

reappointing Joe Pearson on the Personnel Board as of January 15, 1943 for a six year term as provided by section 2 of Ordinance No. 602-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

12
IN THE MATTER OF
ADOPT NEW WAGE SCALE
FOR CONTRACTS ON
PUBLIC WORKS

Commissioner Bates introduced

RESOLUTION NO. 5791-N.S.

amending Resolution No. 4295-N.S. and rescinding Resolution No. 5368-N.S. determining prevailing rate of per diem wages for certain classifications on public works performed under contract 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

13
IN THE MATTER OF
MONTHLY REPORT
OF DEPARTMENTS

Departmental reports for the month of December, 1942 were ordered filed.

14
IN THE MATTER OF
REQUEST FOR USE OF
ELK PARK FOR VICTORY
GARDENS

Earl Holtham, residing at 1240 Morris Avenue asked the Council, on behalf of residents living near Elk Park, that they be permitted to use Elk Park to raise Victory Gardens, whereupon the Council granted permit for use of this Park for the planting of Victory Gardens.

15
IN THE MATTER OF
ZONING ORDINANCES

Don Davis, City Planning Engineer appeared before the Council and explained the proposed zoning ordinance.

16
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 5792-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 20, 1943

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, Stanley, Mayor Shannon

Absent: Councilmen: Bates

1
IN THE MATTER OF
REQUEST OPERATE
BUSINESS IN RESI-
DENCE DISTRICT
VALENTINE COLE

Whereas pursuant to request Mrs. Valentine Cole to appear before the Council and explain nature of proposed business, and whereas there have been no protests to the operation of this type of business in the residential district and the Planning Commission have recommended the granting of permit, Commissioner Neece introduced

RESOLUTION NO. 5793-N.S.

granting permit to Valentine Colento operate a body culture studio at 216 Hackberry Avenue, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Bates

2
IN THE MATTER OF
AUTHORIZE ELECTION
ON RETIREMENT
SYSTEM

Commissioner Burge introduced

RESOLUTION NO. 5794-N.S.

expressing the intent of the Council to place on the ballot at the General Municipal Election to be held in the City of Modesto on April 13, 1943, an ordinance to determine whether city employees should be placed on the State Retirement system and providing for the financing by the City; the holding of an election by the employees of the City of Modesto at the City Hall on January 26, 1943 between the hours of 8:00 A.M. and 5:00 P.M., which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Bates

3
IN THE MATTER OF
SALE OF LATHE TO
PACIFIC SAFE CO

Commissioner Burge introduced

RESOLUTION NO. 5795-N.S.

directing the City Attorney and City Engineer to draw up agreement for the sale of the lathe belonging to the City of Modesto to the Pacific Safe Company of Redwood City, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Bates

4
IN THE MATTER OF
REQUEST FOR FUNDS
STANISLAUS COUNTY
BOYS' BAND

Commissioner Neece introduced

RESOLUTION NO. 5796-N.S.

authorizing the City Clerk and Auditor to draw warrant in amount \$400.00, as provided by Ordinance No. 665-N.S. to the Stanislaus County Boys' Band, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Bates

5
IN THE MATTER OF
HEARING ON REVOKING
TAXICAB DRIVERS
LICENSE

Pursuant to section 3 of Ordinance No. 522-N.S., Ben O.

Brouse and Walter DeShane, who had been given citations

to show cause why their taxicab driver's licenses should

not be revoked, appeared before the Council and after hearing evidence, Commissioner Stanley introduced

RESOLUTION NO. 5797-N.S.

recommending that the taxicab driver's license of said Ben O. Brouse and Walter DeShane be cancelled as of this date, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Bates

6
IN THE MATTER OF
COMMUNICATION FROM
CENTRAL VALLEY LEAGUE
RE: MEETING

A communication from the Treasurer of Stockton, M. E. Page regarding the meeting of the Central Valley Division of the League of California Cities at 7:00 o'clock P.M., Hotel Clark was read and all members of the Council and City officials were urged to attend.

7
IN THE MATTER OF
COMMUNICATION FROM
K. HILL, M. C.

A communication from Knute Hill, Member of the House of Representative at Washington D. C. regarding "War Crisis Screens Plot to Liquidate Small Business", was read and ordered filed.

8
IN THE MATTER OF
REPORT BY ATTORNEY
ON FIRE PROTECTION
AGREEMENT ON HAMMOND
HOSPITAL

A report by the City Attorney on clause added by the United States Government War Department to the fire protection agreement on the Hammond Hospital was made. He informed the Council that he would receive letters by the next meeting from the Compensation and Automobile Fleet insurance carriers, of the City of Modesto.

9
IN THE MATTER OF
RENTAL OF FLOOD
LIGHTS TO ARMY BASE
AT STOCKTON

Commissioner Neece introduced
RESOLUTION NO. 5798-N.S.

recommending that the City Attorney and City Engineer prepare an agreement for the renting of flood lights belonging to the City of Modesto at the Soft Ball Field to the Army Base of the United States War Department at Stockton, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Bates

10
IN THE MATTER OF
GAS HEATERS INSTALLED
IN CITY WITHOUT VENTS

Commissioner Stanley informed the Council that it had been reported to him that gas heaters were being installed in the City of Modesto without vents. After discussion, the Council was informed by the City Engineer that this practice was contrary to the Building Code and that it may be necessary to adopt an ordinance requiring inspection to be made. No action was taken by the Council.

11
IN THE MATTER OF
REPORT BY ENGINEER
ON HAZARD OF EMPTY
GASOLINE TANKS IN
CITY

City Engineer Rossi reported that a hazard existed in the City from the empty gasoline tanks at service stations and the Fire Chief was appointed by the Council to investigate and report to the Council.

12
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced
RESOLUTION NO. 5799-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: Bates

ATTEST *James J. Blum* CITY CLERK

January 27, 1943

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 January 13th, 1943 and special meeting of January 20, 1943

having been heretofore read by each Councilman were approved as so read.

2 IN THE MATTER OF COMMUNICATIONS

A communication from the 1943 Victory Book Campaign was read and ordered filed.

3 IN THE MATTER OF PETITION TO KEEP RABBITS IN CITY

A petition to keep rabbits was filed with the Council by M. B. Stowers, 219 High Street, the City Clerk was instructed to send a copy of Ordinance No. 416-N.S. which provides for the keeping of rabbits in the City to Mr. Stowers and advise him it would be necessary for him to meet the requirements of the ordinance before permit could be granted by the Council.

4 IN THE MATTER OF PETITION TO OPERATE BUSINESS IN RESIDENTIAL DISTRICT-C. M. ALDRICH

A petition was filed with the Council by C. M. Aldrich to conduct a horseradish plant at 619 Virginia Avenue, being lot 9 in Block 800 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; same was turned over to the Planning Commission for investigation and recommendation as provided by Ordinance No. 655-N.S.

5 IN THE MATTER OF REPORT BY ATTORNEY ON FIRE PROTECTION AGREEMENT WITH HAMMOND HOSPITAL

Pursuant to referring agreement for fire protection to Hammond Hospital to the City Attorney for investigation as to rights of insurance carriers on certain clauses added to it by the United States Government, he reported at this time that he had received a communication from the State Compensation Insurance Company that this clause would have no effect on personnel of the Modesto Fire Department and that the agent for the Public Liability and Property damage insurance carrier, informed him that the policy as written would be in force regardless of changes in agreement.

6 IN THE MATTER OF CANVASS VOTE ON EMPLOYEES ELECTION

Whereas, an election of the employees of the City of Modesto was held on the 26th day of January, 1943 at the City Hall, pursuant to Resolution No. 5894-N.S., adopted at the Special Council meeting held on January 20, 1943, and whereas at the said election a certain proposition was proposed to the qualified employees of the City of Modesto, and whereas the City Council of the City of Modesto is now sitting as a canvassing board to canvass the results of said election and has received all of the returns from said election and finds that the same are in proper form, and have opened and canvassed the same and ascertained the results of said election, whereupon Commissioner Burge introduced

RESOLUTION NO. 5800-N.E.

resolving that the election was regularly called and conducted and that the proper and complete returns have been made to the Council and that the same have been properly canvassed and the Council sitting as a canvassing board finds and declares that at said election the following proposition, to-wit:

Shall the City Employees of the City of Modesto be included in the State Employees' Retirement system?

received 81 votes, 53 for the proposition and 28 were cast against the proposition, 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
FINAL ADOPTION OF
ORD. NO. 693-N.S.
AMENDMENT BLACKOUT
ORDINANCE

Ordinance No. 693-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of January 13, 1943 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
PROPOSED CHARTER
AMENDMENTS

A discussion was held on the proposed Charter amendments to come up for adoption at the General Municipal Election

to be held on April 13, 1943. No action was taken by the Council.

9
IN THE MATTER OF
PUBLIC HEARING ON
PROPOSED ZONING
ORDINANCE

Pursuant to Notice of Public hearing by the Council of the City of Modesto on proposed land use districting ordinance for the purpose of adopting a land use plan,

whereby various districts are established within said city, specifying the use of lands, and type and use of buildings in said districts to be held this date, a group of property owners appeared before the Council and discussed the proposed zoning ordinance, J. W. Hawkins, representing the Chamber of Commerce informed the Council that they were in favor of the adoption. Members of the City Planning Commission were also present.

10
IN THE MATTER OF
ADJOURNMENT

Commissioner Stanley introduced

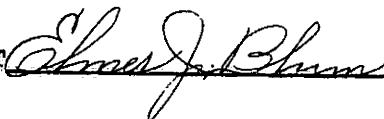
RESOLUTION NO. 5801-N.S.

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

February, 3, 1943

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
CHARTER AMENDMENTS

Whereas, it appears to the Council that it would be to the advantage of the citizens of the City of Modesto that the provisions of subdivision 25 of Section 6 of Article IV of the Charter of the City of Modesto in relation to general election regulations be amended; and

WHEREAS, it further appears to said Council that under the provisions of Ordinance No. 676-N.S. Section 67 of Article XI of the Charter of the City of Modesto in relation to the granting of franchises by said City, should be amended;

WHEREAS, it further appears that under provisions of said Ordinance No. 676-N.S. the Charter should be amended by adding a new section thereto to be numbered 87½, to immediately follow Section 87 of said Article XI of said Charter, whereupon Commissioner Burge introduced

RESOLUTION NO. 5802-N.S.

recommending that at the next regular municipal election in and for the City of Modesto, to be held on April 13, 1943, there be presented to the people of the City of Modesto for their approval or disapproval, as they may see fit, three proposed amendments to the Charter of the City of Modesto, to read as follows, to-wit: Proposed Charter Amendment No. 1, Amend Subdivision 25 of Section 6 of Article IV of the Charter of the City of Modesto to read as follows:

Subdivision 25. The provisions of the State law relating to the qualifications of electors, the manner of voting, the duties of election officers, the canvassing of returns, and all other particulars in respect to the management of elections, so far as they may be applicable, shall govern all municipal elections, provided that the Council shall meet as a canvassing board and duly canvass the election returns within eight days after any municipal election, except as otherwise in this Charter provided.

PROPOSED CHARTER AMENDMENT NO. 2. Amend Section 67 of Article XI of said Charter of the City of Modesto to read as follows:

Section 67. Every franchise or privilege for the use of any streets, ways, alleys, or other public places in the City of Modesto, for any purpose other than transmission of gas and/or electricity, shall be granted upon the conditions set forth in sections 68 to 87, inclusive, of this Article and not otherwise, and every franchise for the transmission and distribution of gas and/or electricity shall be granted exclusively pursuant to the provisions of Section 87½ of this Article.

PROPOSED CHARTER AMENDMENT NO. 3 Amend Article XI of said Charter of the City of Modesto by adding thereto and incorporating therein a new section to be numbered 87½ immediately following Section 87 of said Article XI and to read as follows, to-wit:

Section 87½ Every franchise to use, or to construct and use, poles

wires, conduits and appurtenances for transmitting and distributing electricity for any and all purposes, or to use, or to lay and use, pipes and appurtenances for transmitting and distributing gas for any and all purposes, under along, across or upon any streets, ways, alleys, or other public places, as the same now or may hereafter exist within the City of Modesto, shall be granted under and pursuant to the "Franchise Act of 1937" as approved by the Governor of the State of California on June 29, 1937, and any amendments thereto, and the life of any such franchise may, as provided in said Act, be indeterminate.

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 PLANNING
COMMISSION ON C. M.
ALDRICH APPLICATION

A report was filed by the Planning Commission on the petition of C. M. Aldrich to operate a horse radish business at 619 Virginia Avenue, recommending that petition be denied, whereupon Commissioner Bates introduced

RESOLUTION NO. 5803-N.S.

denying petition of C. M. Aldrich to operate a business at 619 Virginia Avenue as requested due to the fact that the property is situated in potentially one of the best residential districts in the City Limits and that the subdivision is adjacent to a subdivision which has restrictions providing for a single family residential use only and specifically prohibits business and industrial use which resolution was 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 ON RECREATION
COMMISSION

A report of activities for period August 1942 to January 1943, inclusive, was read and filed by the Chairman of the Modesto Recreation Commission, Mrs. G. H. Benkendorf. Request was made by the Commission for free water service to the Service Men's Club but no action was taken by the Council.

The Recreation Commission were authorized to purchase a public address system for \$100.00 and the City Engineer was directed to sign requisition for same.

4
IN THE MATTER OF
CLEANING OF WATER
MAINS IN CITY

The City Engineer reported that an estimate of cleaning approximately 12,000 feet of water main in the City of Modesto of 10¢ per foot had been given by the Flexible Sewer Rod Equipment Company and that he wished to be authorized to purchase cloroben for the purpose of controlling the odors at the sewage treatment plant, whereupon, Commissioner Bates introduced

RESOLUTION NO. 5804-N.S.

authorizing the City Engineer to hire the Flexible Sewer Rod Equipment Company to clean out approximately 12,000 feet of water main and that he be authorized to purchase the necessary Cloroben to control the odors at the sewage treatment plant, 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
RABBIT APPLICATIONS

Commissioner Neece introduced

RESOLUTION NO. 5805-N.S.

granting permit to Mrs. H. Cooper to keep rabbits at 223 Roselawn Avenue as provided by Ordinance No. 416-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

6
IN THE MATTER OF
FIRE TRUCK

A. M. Morrow, Secretary of the Stanislaus County Mutual Fire Insurance Company advised the Council that six fire

engines, purchased by them had been placed in various districts in the county and the only territory not protected by these trucks was the property outside the City, located south and west of Modesto and that they had one truck which could be placed at the Modesto #1 firehouse for the use of the City Fire Department, providing the City firemen would answer calls outside the city, south and west of Modesto not already protected by rural fire trucks. The Council appointed the Commissioner of Public Health and Safety and Fire Chief Wallace to investigate and report back to the Council.

7
IN THE MATTER OF
CONVENTION-APPOINT
FIRE CHIEF ATTEND

Commissioner Stanley introduced

RESOLUTION NO. 5806-N.S.

authorizing the Fire Chief to attend the Southern Fire Chiefs Convention to be held in Los Angeles with expenses paid by the City of Modesto to be held on February 10th and 11th, 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
AMENDING ORDINANCE

W. B. Devlin, City Treasurer and Collector notified the Council that the ordinance of the city did not set forth the number of roomers and boarders a person could have before they would be required to take out a city license. He was instructed to get in touch with the City Attorney and work out something to be presented at the next meeting.

9
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 5807-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
February 10, 1943

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 January 27, 1943 and special meeting of February 3, 1943, having been heretofore read by each Councilman, were approved as so read.

2
IN THE MATTER OF ORAL COMMUNICATIONS Leo Hammett and Hubert Wellman, representing the Modesto Recreation Commission appeared before the Council and requested that the City enter into a lease agreement with the Estate of Mary A. Munfrey for the rental of the Service Men's Club, 904 I Street, for a period of one year from February 1, 1943 with the option to renew for duration of war and for six months thereafter, City Attorney was ordered to prepare a lease.

3
The matter of insurance on the Service Men's Club being operated by the Modesto Recreation Commission was referred to the City Attorney for further investigation.

4
IN THE MATTER OF REINSTATEMENT OF TAXICAB DRIVER'S LICENSE-E.M. LESTER Whereas, pursuant to Eugene M. Lester appearing before the Council and informing them that W. E. Brockett of the Brockett Taxicab Company had refused to write a letter to the Chief of Police asking for his reinstatement as a taxicab driver as ordered by the Council at their special meeting of January 6, 1943, whereupon Commissioner Stanley introduced

RESOLUTION NO. 5808-N.S.

recommending that the taxicab driver's license of said Eugene M. Lester be reinstated and that he be required to obey all traffic regulations, 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 JANUARY, 1943 Claims against the City of Modesto for the month of January, 1943, having been heretofore audited by the Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 5809-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-----	\$26,716.04
WATER FUND-----	3,346.15
LIBRARY FUND-----	1,313.37
BOND RED. INT. FUND-----	21,925.00
ST. BOND RED. INT. FUND-----	68.90
TOTAL-----	\$53,369.46

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

A communication from the California Senate regarding the war program was referred to the City Attorney.

7 IN THE MATTER OF GRANTING PERMIT TO APPLICANTS TO KEEP RABBITS

Commissioner Burge introduced

RESOLUTION NO. 5810-N.S.

granting permit to the following to keep rabbits in the City of Modesto as provided by Ordinance No. 416-N.S.:

V. W. FERNOW, 602 Virginia

M. Silva, 438 Rosedale

Max R. Stowers, 219 High Street

Charles Costley, 413 Colorado

F. L. Thomas, 619 Virginia

Thomas Reed, 514 5th Street,

Frank Leo, 602 4th Street

A. Ruiz, 501 6th Street

John Panetto, 505 6th Street

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 WATER FOR SERVICE MEN'S CLUB

Commissioner Bates introduced

RESOLUTION NO. 5811-N.S.

granting free water service to the Service Men's Club at 904 I Street, 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 ENCROACHMENT PERMIT STATE HIGHWAY DEPARTMENT ACROSS D STREET

Commissioner Bates introduced

RESOLUTION NO. 5812-N.S.

authorizing the Engineer of the City of Modesto to approve the encroachment permit from the State Highway Department granting permit to the Tidewater Southern Railway Company and the Modesto and Empire Traction Company to cross D Street with a spur track, 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 ORD. RE: SALE OF USELESS PERSONAL PROPERTY OF CITY

Commissioner Bates introduced an ordinance being

ORDINANCE NO. 694-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

11 IN THE MATTER OF AUTHORIZE CLERK TO CALL FOR BIDS ON USELESS PERSONAL PROPERTY

Commissioner Bates introduced

RESOLUTION NO. 5813-N.S.

authorizing the City Clerk to advertise for sale of useless personal property of the City of Modesto, said sale to be held on March 15, 1943, at the office of the 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

12
IN THE MATTER OF
SETTING PRICE FOR
SALE OF CITY MAPS

Commissioner Bates introduced

RESOLUTION NO. 5814-N.S.

setting price of \$12.00 on a 200 scale map with cloth backing of the City of Modesto and rescinding Resolution No. 1789-N.S. adopted, January 22, 1930, entitled "A RESOLUTION FIXING THE PRICE OF MAP OF 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

13
IN THE MATTER OF
ORD. DEFINE ROOMING
AND BOARDING HOUSES

Commissioner Neece introduced an ordinance being

ORDINANCE NO. 695-N.S.

entitled "AN ORDINANCE AMENDING ORDINANCE NO. 487-N.S. OF THE CITY OF MODESTO (LICENSE ORDINANCE) AS THEREAFTER AMENDED, BY ADDING A NEW SECTION 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

14
IN THE MATTER OF
PLACE INITIATIVE
ORDINANCE ON BALLOT
RETIREMENT SYSTEM

Whereas, it appears to the Council that it would be to the advantage of the citizens of the City that the Council be authorized to enter into a contract with the Board of Administration of the State

Employees Retirement System for the purpose of placing the employees of said City, with the exception of members of the Modesto Police Department, the members of the Modesto Fire Department, and the Library Employees of said City of Modesto under the State Employees' Retirement System of the State of California: said contract to be subject to and in accordance with the provisions of the State Employees Retirement Act of said State of California, and

WHEREAS, it further appears to said City Council that the Mayor and City Auditor of said City should be authorized and directed for and on behalf of said City, and as its corporate act and deed, and under its corporate name and seal, to deliver an agreement, in writing, to said Board of Administration California State Employees' Retirement System, said contract to be subject to and in conformity with said "State Employees' Retirement Act;" and

WHEREAS, in order to finance the participation of said employees in said Retirement System, it is necessary that a special tax be levied upon the taxable real and personal property within the said City of Modesto;

WHEREAS, under and by virtue of the provisions of Subdivision 17 of Section 4, Article III of the Charter of the City of Modesto, in order to authorize such special tax it is necessary that the provisions of Section 89 of Article XIII of said Charter relating to the initiative shall be followed and the levy of such tax must be approved by at least 2/3rd of the qualified electors who vote thereon; Commissioner Neece introduced

RESOLUTION NO. 5815-N.S.

ordering the City Clerk to place upon the ballot at the forthcoming municipal

election for April 13, 1943, the following initiative ordinance:

"INITIATIVE ORDINANCE NO. 696-N.S.

AN ORDINANCE AUTHORIZING A CONTRACT BETWEEN THE CITY OF MODESTO AND THE BOARD OF ADMINISTRATION, CALIFORNIA STATE EMPLOYEES' RETIREMENT SYSTEM, PROVIDING FOR THE PARTICIPATION OF SAID CITY OF MODESTO IN SAID STATE EMPLOYEES' RETIREMENT SYSTEM, MAKING THE EMPLOYEES OF SAID CITY OF MODESTO, WITH CERTAIN EXCEPTIONS, MEMBERS OF SAID SYSTEM, AND PROVIDING A MEANS FOR FINANCING PARTICIPATION IN SAID SYSTEM

---oOo---

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

SECTION 1. The Council of the City of Modesto on behalf of said City is hereby authorized and empowered to enter into a contract with the Board of Administration of the "State Employees' Retirement System" for the purpose of placing the employees of said City, with the exception of the employees mentioned and set forth in Section 2 of this Ordinance, under the "State Employees' Retirement System" of the State of California. Said contract shall be subject to and in accordance with the provisions of the "State Employees' Retirement Act" of the State of California.

SECTION 2. There are hereby expressly excepted from the operation of the provisions of this Ordinance the members of the Modesto Fire Department, and the Library Employees of said City of Modesto and the members of the Modesto Police Department.

SECTION 3. The Mayor and City Auditor are hereby authorized and directed for and on behalf of the City of Modesto and as its corporate act and deed, and under its corporate name and seal, to make, execute and deliver an agreement, in writing, to said Board of Administration, California State Employees' Retirement System, which agreement shall be subject to and in conformity with the provisions of said "State Employees' Retirement Act".

SECTION 4. For the purpose of financing the participation of said employees of the City of Modesto in said Retirement System there shall be and is hereby levied upon all of the taxable real and personal property within the City of Modesto a special tax, pursuant to Subdivision 17 of Section 4, Article III of the Charter of the City of Modesto, said special tax to be collected in the same manner and at the same time as the other taxes of the said City of Modesto are collected, pursuant to said Charter and the ordinances of the City of Modesto relating to the levy and collection of taxes.

SECTION 5. This ordinance shall take effect when it has been approved by at least two-thirds of the qualified electors who vote thereon."

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
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 5816-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

February 17, 1943

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
PROTEST TO DANCES
HELD AT THOMPSON
HALL

Walter H. Field, owner of apartment house on N Street near Needham appeared before the Council and protested to dances being held at Thompson Hall, as his tenants were largely composed of defense workers and they objected to the noise. He was informed by the Council that dance hall license had not been issued on this hall and evidently the dances held there had been private dances. He was informed that the Council would investigate the matter.

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

Commissioner Bates introduced
RESOLUTION NO. 5817-N.S.

granting request of the Airport Transit Bus Company to change schedule as placed on file with the City Clerk, 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
HEARING ON ZONING
ORDINANCE

Commissioner Bates introduced
RESOLUTION NO. 5818-N.S.

referring the zoning ordinance back to the Planning Commission to make various suggested changes and ordering another public hearing for March 10, 1943 at 8:00 P.M. in the Council Chambers and the Clerk was directed to advertise in the official newspaper the date of such public hearing, 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
TRANSFER OF PARKING
SPACE FOR TAXI TO
RAY BURGE

Pursuant to application of Ray Burge, for transfer of parking space assigned to Slim's Taxicab Company at 11th and I Streets, and whereas he has filed written consent of the owner of the adjacent property with the council, Commissioner Bates introduced

RESOLUTION NO. 5819-N.S.

authorizing the transfer of parking space from Slim's Taxicab Co. to Ray Burge, new owner, as provided by Resolution No. 3529-N.S., 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
SERVICE MEN'S CLUB

City Attorney Fowler read a letter which had been received from the State Compensation Insurance Company regarding the compensation coverage on employees of the Service Men's Club. He also made a report on the liability insurance coverage, which is taken care of by the policy the city now holds.

Commissioner Neece introduced

RESOLUTION NO. 5820-N.S.

6 authorizing the operation of the Service Men's Club by the Modesto Recreation Commission, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Mayor Shannon

7 IN THE MATTER OF Pursuant to referring the offer of the Stanislaus County
USE MUTUAL INSURANCE COMPANY TRUCK BY CITY Mutual Fire Insurance Company to the City of the use of
fire engine for property located inside the City would answer calls outside the
City on property located south and west of Modesto to Commissioner Stanley and
Fire Chief Wallace for investigation, they reported that they believed the City
should contact L. S. Bush, Engineer of the Board of Fire Underwriters and get his
opinion on the City furnishing this fire protection to property outside the city
limits. Whereupon the Council instructed the City Clerk to communicate with Mr.
Bush.

8 IN THE MATTER OF Pursuant to referring communication from the California
REPORT BY ATTORNEY Senate regarding the curbing of expenditures by the Cities
ON COMMUNICATION FROM CALIFORNIA SENATE during the war to the City Attorney for investigation, the
Council appointed a committee of City Attorney and all department heads of the
City to draw up reports and file them with the proper state authorities.

9 IN THE MATTER OF This matter was laid over for further investigation.
APPROVE LEASE ON SERVICE MEN'S CLUB

10 IN THE MATTER OF Commissioner Neece introduced
RESCIND RESOLUTION NO. 5820-N.S. RE: RESOLUTION NO. 5821-N.S.

rescinding Resolution No. 5820-N.S. providing for the approval
of the operation of the Service Men's Club by the Modesto Recreation Commission,
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 Commissioner Bates introduced
APPLICATION TO KEEP RABBITS-R. E. REED RESOLUTION NO. 5823-N.S.

granting application of R. E. Reed to keep rabbits at 331 Franklin Street was provided by Ordinance No. 416-N.S. 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 Pursuant to receipt of communication from the American
SALE OF LATHE TO Trust Company of Redwood City, advising that the Pacific
PACIFIC SAFE COMPANY Safe Company refused to sign agreements as prepared by the City of Modesto for the
sale of the lathe at a cost of \$1500.00 because they had purchased the lathe
through Fontes Machinery Company for a purchase price of \$2500.00 and the Bank was
financing it, whereupon Acting Mayor Stanley appointed a committee of City Attorney
Fowler, Chief of Police Arington and City Engineer Rossi to take this matter up

with the Federal Board of Investigation.

13
IN THE MATTER OF
LEAVE OF ABSENCE
TO JOE WOODS

Commissioner Bates introduced
RESOLUTION NO. 5824-N.S.

granting leave of absence to Joe Woods from the Police Department of the City of Modesto to enter the armed forces, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Mayor Shannon

14
IN THE MATTER OF
OVERTIME FOR POLICE
DEPARTMENT

Chief Arington reported to the Council that there was a shortage of personnel in the Police Department due to the fact so many of this department had entered the armed forces. He requested the Council's permission to change the working day of the Police force from 8 hour shifts and to work the men overtime until such a time as he is able to build up his department. The Council granted him permission.

15
IN THE MATTER OF
ADJOURNMENT


Commissioner Neece introduced
RESOLUTION NO. 5825-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 
CITY CLERK

Council Meeting
February 24, 1943

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 February 10th and special meeting of February 17th, 1943 having been heretofore read by each Councilman were approved as so read.

2
IN THE MATTER OF
ORAL PETITION

Mr. Jack Lockridge and Mr. Farlin appeared before the Council and petitioned that Mr. Farlin be permitted to live and cook in trailer house at 114 College Avenue, as Mr. Farlin's wife was isolated by the County Health Department as a tubercular case and he presented petition signed by the neighbors giving their approval. He was informed by the Council that as this was a case for the Health Department they could not grant permit as this would be contrary to Ordinance No. 621-N.S.

3
IN THE MATTER OF
APPLICATION FOR
PENNY ARCADE LICENSE

A petition was filed by the Churchill Advertising Service for a Penny Arcade license. No action was taken on the petition by the Council.

4
IN THE MATTER OF
FINAL ADOPTION OF
ORDINANCE NO. 694-N.S.
SALE USELESS PERSONAL
PROPERTY

Ordinance No. 694-N.S., having been heretofore introduced and ordered printed and published at the regular meeting of

February 10, 1943 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

5
IN THE MATTER OF
FINAL ADOPTION ORD.
695-N.S. AMEND
BUSINESS ORDINANCE

Ordinance No. 695-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of February 10, 1943 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

6
IN THE MATTER OF
PETITION KEEP
RABBITS

Commissioner Burge introduced
RESOLUTION NO. 5826-N.S.

granting permit to keep rabbits in the City of Modesto as provided by Ordinance No. 416-N.S. to the following:

MRS. P.T. Bielke 331 Franklin St.
J. M. Groves 1111 Coldwell Avenue

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
SALE OF LATHE TO
BE TURNED OVER TO
F. B. I.

Whereas, pursuant to receipt of communication from the American Trust Company of Redwood City, advising that the Pacific Safe Company refused to sign agreements as prepared by the City of Modesto for the resale of the lathe to the City of Modesto after the war for \$1500.00 the selling price of the lathe by the City of Modesto, because they had purchased the lathe through Fontes Machinery Company for a purchase price of \$2500.00 and the Bank was financing it, whereupon Commissioner Stanley introduced

RESOLUTION NO. 5827-N.S.

ordering the transaction to be turned over to the Federal Board of Investigation for investigation, which resolution was regularly adopted by the following vote:

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

8
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced
RESOLUTION NO. 5828-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

March 3, 1943

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
CONTRACT WITH COUNTY
ON TAX DEED PROPERTY

Commissioner Neece introduced

RESOLUTION NO. 5829-N.S.

deleting Block 558, lots 10 and 11 from the contract with the County of Stanislaus for the purchase of tax deed lands located 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

2
IN THE MATTER OF
ORAL PETITIONS

Attorney Art Friedman appeared before the Council on behalf of

Mr. Farlin who requested that he be permitted to live in his house trailer at 114 College Avenue. Mr. Friedman was advised that Mr. Farlin would have to live up to the terms of the Ordinance governing trailers in the City of Modesto.

3
IN THE MATTER OF
PETITION KEEP RABBITS

Commissioner Stanley introduced

RESOLUTION NO. 5830-N.S.

granting permit to keep rabbits in the City of Modesto in accordance with Ordinance No. 416-N.S. to Harold A. Bain at 543 Orange Avenue and Mrs. Rosie Migliore, 1129 7th Street, 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
RESIGNATION OF
W. F. WOOLEY

Commissioner Stanley introduced

RESOLUTION NO. 5831-N.S.

accepting resignation of W. F. Wooley, as of February 15, 1943, from 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

5
IN THE MATTER OF
LETTER FROM DR.
R. E. MAXWELL

A communication from Dr. Ralph E. Maxwell, examining physician of the Police and Fire Department personnel, reporting on the annual physical examinations given was read and ordered filed.

6
IN THE MATTER OF
COMMUNICATION FROM
ENGINEER OF BOARD
OF FIRE UNDERWRITERS

A communication from L. S. Bush, Engineer of the Board of Fire Underwriters relative to effect on the fire rate of the City of Modesto if they would accept fire truck from the Stanislaus County Farm Mutual Insurance Company and answer fire calls outside of City, was read and the Fire Chief was authorized to show letter to E. M. Morrow, manager of the Insurance Company.

7
IN THE MATTER OF
COMMUNICATION RE:
STOP SIGN AT VIRGINIA
AND STODDARD AVENUES

A communication from residents near Stoddard Avenue and Virginia Avenues requesting a stop sign at this corner was read and re-

ferred to the Chief of Police to investigate.

8
IN THE MATTER OF
LEASE ON SERVICE
MEN'S CLUB

Attorney Fowler reported that the City of Modesto could not enter into a lease with Leslie Swan for the rental of club rooms for the Service Men's Club as he was an employee of the City of Modesto.

9
IN THE MATTER OF
REPORT BY ATTORNEY
ON SALE OF LATHE
TO PACIFIC SAFE CO.

Attorney Fowler reported that he had communicated with Nat Pieper of the Federal Board of Investigation regarding the sale of the lathe to the Pacific Safe Company but he had not

received a reply.

10
IN THE MATTER OF
WATER RATES FOR
VICTORY GARDEN

Commissioner Bates introduced
RESOLUTION NO. 5832-N.S.

setting forth rules and rates for the operation of a Victory Garden 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

11
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced
RESOLUTION NO. 5833-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

March 10, 1943

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 24, 1943 and special meeting of March 3, 1943 having been heretofore read by each Councilman were approved as so read.

2
IN THE MATTER OF
ORAL COMMUNICATIONS

Pursuant to advertising public hearing on proposed Land Use Ordinance, a group of property owners appeared before the Council and discussed the proposed Ordinance. Representatives from the Planning Commission were also present. Nathan McVay recommended that the provision in the original draft of the proposed ordinance providing for the Use Permits granted, to be issued by the Planning Commission be reinstated in the ordinance.

3
IN THE MATTER OF
CLAIMS FOR MONTH OF
FEBRUARY

Claims against the City of Modesto for the month of February 1943, having been heretofore audited by the Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 5834-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-----	\$23,983.23
Water Fund-----	3,696.81
LIBRARY FUND-----	1,220.81
BOND RED. INT. FUND-----	18.75
ST. BOND RED. INT. FUND-----	30.90
TOTAL-----	\$28,950.50

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 Modesto Real Estate Board voicing their approval of the proposed Land Use Ordinance as prepared by the Planning Commission was read and ordered filed.

5

IN THE MATTER OF GRANT PERMIT TO KEEP RABBITS

Commissioner Stanley introduced RESOLUTION NO. 5835-N.S.

granting permit to A. L. Burris, 1901 H Street and Leo Sudo, 112 Vine Street to keep rabbits in the City of Modesto as provided by Ordinance No. 416-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

6

IN THE MATTER OF CALLING GENERAL ELECTION

Commissioner Stanley introduced RESOLUTION NO. 5836-N.S.

calling General Municipal Election in and for the City of Modesto and the Modesto City School District for April 13, 1943, 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 OFFER REDEM TAXES PROPERTY MODESTO INTERURBAN RAILWAY

Attorney Fowler reported to the Council that Mr. Hoover Attorney for the Modesto Interurban Railway informed him that they were willing to pay a certain amount for redemption of tax deed on their property situated in Block 79, lots 17 to 32 and Block 80, lots 17 to 32 inc., whereupon the City Attorney was authorized by the Council to obtain the amount that the Modesto Interurban Railway Company were willing to pay and also ask that Mr. Hoover appear before the Council regarding this matter.

8

IN THE MATTER OF STOP SIGNS AT VIRGINIA & STODDARD AVENUES

Pursuant to referring of request for installation of stop signs at Stoddard and Virginia Avenues to the Chief of Police for investigation and whereas he reports that the residents near this location signified their desire for the installation of the stop signs by signing a petition which was presented to the Council, Commissioner Stanley introduced

RESOLUTION NO. 5837-N.S.

recommending that four way stop signs be installed on Virginia and Stoddard Avenues and the City Engineer be 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

9
IN THE MATTER OF
AUTHORIZE CLERK TO
ADVERTISE FOR BIDS
FOR PAVING PORTION
LALOMA STREET

Commissioner Bates introduced

RESOLUTION NO. 5838-N.S.

authorizing the City Clerk to advertise for bids for paving portion of LaLoma Street, said bids to be opened at 7:30 o'clock, P.M. on March 24, 1943, 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
RETIREMENT SYSTEM
FOR CITY EMPLOYEES

City Engineer Rossi presented to the Council certain literature

which was proposed to be used in advertising the adoption of the State Retirement System for city employees by the City employees at the coming General Election on April 13, 1943, and explained with the City employees had already done towards the election for the retirement system.

11
IN THE MATTER OF
PISTOL RANGE

Supervisor Leo Hammett of the County Board of Supervisors

appeared before the Council and discussed the matter of the City taking over the Pistol Range, if and when they leased it from the Modesto Interurban Railway Company to be used as a park by the City. No action was taken but the Council expressed themselves as being favorable on this matter.

12
IN THE MATTER OF
CONTINUING CLEANING
OUT WATER PIPES

Commissioner Bates introduced

RESOLUTION NO. 5839-N.S.

authorizing the City Engineer to continue hiring the Flexible Sewer Rod Equipment Company to clean out the water pipes, as they had had such success with the 12,000 feet already cleaned, 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
REPORTS FOR MONTH
OF FEBRUARY

Departmental reports for the month of February, 1943 were ordered laid over until the next meeting.

14
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 5840-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

Special Council Meeting

March 17, 1943

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
SALE OF LATHE TO
SMITH MANUFACTURING
COMPANY

Attorney Fowler reported that he had received a letter from the Smith Manufacturing Company of San Jose and they had agreed to take over the lathe which had been sold to the Pacific Safe Company of Redwood City, through the Fontes Machinery Company, whereupon Commissioner Bates introduced

RESOLUTION NO. 5841-N.S.

recommending that upon approval of the Navy Department, the City of Modesto enter into an agreement with the Smith Manufacturing Company for the sale of the McCabe lathe at a sale price of \$1500 with option to repurchase upon the completion of their war contract, and rescinding Resolution No. 5795-N.S. entitled "A RESOLUTION AUTHORIZING THE SALE OF MCCABE LATHE OF THE CITY OF MODESTO TO THE PACIFIC SAFE COMPANY OF REDWOOD CITY", 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
ACCEPT OFFER OF
MODESTO INTERURBAN
COMPANY ON TAX SALES

Whereas Attorney F. O. Hoover and Walter Beard representing the Modesto Interurban Company appeared before the Council and offered to redeem taxes on Block 79, lots 17 to 32 inc. and Block 80, lots 17 to 32 inc. by paying the original assessment plus 6% interest to date, Commissioner Neece introduced

RESOLUTION NO. 5842-N.S.

accepting offer of said Modesto Interurban Company to redeem taxes on said property, 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
APPOINTMENT BY RECREA-
TION COMMISSION OF
DIRECTOR

Mrs. Elizabeth Benkendorf, Chairman of the Recreation Commission asked for the approval of the Council for the appointment of Serina Costa as Director of Recreation at a salary of \$225.00 per month when the City received the funds from the Lanham Act. No action was taken by the Council.

4
IN THE MATTER OF
APPOINT CAPTAIN SMITH
AS SPECIAL OFFICER

Commissioner Stanley introduced

RESOLUTION NO. 5843-N.S.

recommending the appointment of Mary Smith, Captain of the Salvation Army as special officer of the Police Department from March 1, 1943 for a period of four months at \$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

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

6 IN THE MATTER OF ADJOURNMENT Commissioner Neece introduced RESOLUTION NO. 5844-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

March 24, 1943

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: Mayor Shannon

1 IN THE MATTER OF APPROVAL OF MINUTES Minutes of the regular meeting of the Council of March 10th and special meeting of March 17, 1943 having been heretofore read by each Councilman were approved as so read.

2 IN THE MATTER OF ORAL COMMUNICATIONS Richard Dunn appeared before the Council for permission to obtain a taxicab driver's license but as he had been convicted of a felony and as Ordinance No. 681-N.S. provides that anyone convicted of a felony could not obtain a license, no action was taken by the Council.

3 IN THE MATTER OF COMMUNICATIONS Attorney Fowler reported receiving a letter from Attorney Norman S. Menifee representing the Pacific Safe Manufacturing Company requesting that the City of Modesto delay any action on cancelling sale of lathe until further investigations can be made.

4 IN THE MATTER OF GRANT PERMIT TO KEEP RABBITS Commissioner Bates introduced RESOLUTION NO. 5845-N.S. granting permit to B. L. Woodmansee, 819 Second Street, J. W. Adams, 321 Sixth Street and J. D. Ginotti, 629 5th Street, to keep rabbits in the City of Modesto in accordance with provisions of Ordinance No. 416-N.S. 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 AWARD BID ON IMPROVEMENT OF LA LOMA STREET Pursuant to advertising for bid on improving La Loma Street from Eighteenth to Rue De Yoe and from alley in Block 235 to Bonita, and whereas there was received only one bid from the Standard Material Company for a total amount of \$5606.40, and whereas the Standard Material Company is a reliable company, Commissioner Bates introduced

RESOLUTION NO. 5846-N.S.

accepting bid of the Standard Material Company for \$5606.40 for the proposed improvements and authorizing the Mayor and Auditor as signatory officials for contract, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Mayor Shannon

6
IN THE MATTER OF
CERTIFICATION OF
CANDIDATES

Whereas, the City Clerk has certified to the Council that the following individuals have properly qualified to be placed on the ballot at the forthcoming April 13th municipal election for the year 1943 for the offices of Mayor and Council and for members of the Board of Education, and

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

RESOLUTION NO. 5847-N.S.

resolving that at the election to be held in Modesto and in the Modesto City School District on April 13, 1943, there shall appear upon the ballot as candidate for the office of Mayor in the City of Modesto the following person:

CARL W. SHANNON

and for the office of Councilman in the City of Modesto the following persons:

ALFRED E. CARLSON

S. GEORGE DARBY

FRANK B. LATTIMER

L. M. MORRIS

CARL J. STANLEY

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

D. POWER BOOTHE

CATHERINE EVERETT

DUKE V. LAYTON

JACK E. WHERRY

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

"Shall an amendment to Subd. 25, Section 6, Article IV of the Charter to provide for canvassing election returns by Council within eight days after election be adopted?"

Shall an amendment to Section 67, Article XI of the Charter to provide that any Franchise granted for use of Streets, alleys or other public places for any purpose other than transmission of gas and/or electricity shall be granted upon conditions set forth in sections 68 to 87 inc. be adopted?"

Shall an amendment to Article XI of the Charter by adding new section numbered 87½ to provide any franchise granted for use of streets, alleys or other public places for transmission of gas and electricity be granted under the "Franchise Act" of 1937 be adopted?"

and the following initiative ordinance be placed on the ballot and submitted to the voters at said election:

"Shall an ordinance entitled 'An ordinance authorizing a contract between the City of Modesto, and the Board of Administration, California State Employees' Retirement System, providing for the participation of said City of Modesto in said State Employees' Retirement System making the employees of said City of Modesto with certain exceptions, members of said system, and providing a means for financing participation in said system,

be adopted?"

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Mayor Shannon

7
IN THE MATTER OF
PROCLAMATION OF
ELECTION

Whereas there is to be held a municipal election on April 13, 1943 in the City of Modesto and a Modesto City School District election on the same date in said City and said Modesto City School District;, and

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

WHEREAS, said candidates for the respective offices and said ballot measures are set forth in Resolution No. 5848-N.S. which resolution is referred to here for further particulars; and

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

RESOLUTION NO. 5848-N.S.

resolving that said Mayor of the City of Modesto in accordance with the Charter of said City shall issue a proclamation of election and that said proclamation shall be printed in the The Modesto Bee newspaper for a period of ten (10) successive days prior to said election, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Mayor Shannon

8
IN THE MATTER OF
RATE OF PAY FOR
OVERTIME IN POLICE
DEPARTMENT

A discussion was held on the rate of wages to be paid the members of the Police Department for overtime work. By order of the Council this matter was laid over until next meeting at which time resolution will be adopted allowing for overtime to be paid retroactive to the beginning date of the ten hour day.

9
IN THE MATTER OF
ADJOURNMENT

Commissioner Bates introduced

RESOLUTION NO. 5849-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

March 30, 1943

The Council of the City of Modesto met in special session this date at 3:00 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
ACCEPTING OFFER
OF FUNDS UNDER
LANHAM ACT

William Barton and George Vestal, connected with the Federal Works Agency appeared before the Council and the Recreation Commission at a joint meeting and explained the necessary provisions for the acceptance of the funds under the Lanham Act and the method of operation for the disbursement of the fund granted and pursuant to application having been made for a grant of funds under the Lanham Act for the operation of Defense recreation in the City of Modesto and funds having been offered by the Federal Government to the City of Modesto, Commissioner Neece introduced

RESOLUTION NO. 5850-N.S.

accepting the offer of the funds of \$4393.00 for maintenance and operation of Defense Recreation activities in the City of Modesto for the period of March 1, 1943 through 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

2
IN THE MATTER OF
APPOINTMENT OF
DEFENSE RECREATION
COMMITTEE

Commissioner Neece introduced

RESOLUTION NO. 5851-N.S.

rescinding Resolution No. 5665-N.S. entitled "A RESOLUTION AUTHORIZING THE RECREATION COMMISSION TO HANDLE DEFENSE RECREATION" Adopted under date of August 12, 1942 and authorizing the formation of the Defense Recreation Committee of Modesto and appointing Mrs. Elizabeth Benkendorf, Mrs. Bessie Singleton, Jack Wherry, Hubert Wellman, Leo Hammett and such other as may be named hereafter by the Council as members, 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
ADJOURNMENT

Commissioner Bates introduced

RESOLUTION NO. 5852-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

Special Council Meeting

April 7, 1943

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 A communication from the City of Lodi regarding the meeting
COMMUNICATIONS on Friday, April 16, 1943 of the Central Valley Division of the
LEAGUE OF CALIFORNIA CITIES and they also wished an expression
CITIES from the City of Modesto as to whether these meetings would be continued during the
war, whereupon Commissioner Burge introduced

RESOLUTION NO. 5853-N.S.

recommending that the City of Modesto go on record as being in favor of continuing the
meetings of the Central Valley Division of the League of California Cities during
the war, 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 Commissioner Neece introduced
CLAIM OF MODESTO
CHAMBER OF COMMERCE

RESOLUTION NO. 5854-N.S.

authorizing the City Clerk and Auditor to draw warrant in
amount \$600.00 payable to 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, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF Pursuant to citation having been served on Lawrence Sesma,
HEARING ON TAXI driver for Joe's Taxi Company, to appear before the Council
DRIVER LAWRENCE to show cause why his taxicab driver's license should not be
SESMA revoked as provided by Ordinance No. 522-N.S. due to the fact he had been arrested
for speeding and whereas this was his first offense, and whereas a letter was filed
by said Lawrence Sesma from the Willinger's Automotive Clinic stating that they
had examined the speedometer of Joe's taxi company, which had been driven by said
Lawrence Sesma and that it was between six and seven miles slow at low speeds,
Commissioner Stanley introduced

RESOLUTION NO. 5855-N.S.

recommending that said Lawrence Sesma be placed on 30 days probation, 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 A letter from the Smith Manufacturing Company regarding the
COMMUNICATION sale of the McCabe lathe was read and ordered filed.
SMITH MFG. CO.

5
IN THE MATTER OF Commissioner Neece introduced
APPROVE AGREEMENT FOR
WATER WITH U. S.
GOVERNMENT AT
724 10th STREET

RESOLUTION NO. 5856-N.S.

authorizing the entering into a contract for procurement of
water at 724 Tenth Street with the War Department of the United States of America
and appointing W. B. Devlin, Treasurer & Collector 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
ACME TAXICAB CO.
GRANT PERMIT TO
OPERATE

Pursuant to the fact that the Acme Taxicab business has been purchased by H. E. Burge and whereas he has obtained permit from E. B. Osthues to operate a taxicab business at Tenth and

I Streets, Commissioner Stanley introduced

RESOLUTION NO. 5857-N.S.

granting permit for H. E. BURGE to operate a taxicab business at this location after he had taken out the necessary license and met all the provisions regulating this type of business, 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
GRANT PERMITS TO
KEEP RABBITS

Commissioner Bates introduced

RESOLUTION NO. 5858-N.S.

granting permit to the following to keep rabbits in the City of Modesto, as provided by Ordinance No. 416-N.S.

MAC R. MESSENGER, 1732 Maynell

C. W. OLSON, 314 Bodem Street

CODY BOWMAN, 446 Roselawn Avenue

SAM MERCURY, 1005 8th Street

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 FOR LARGER
SEWER PIPE

D. P. Boothe of the Boothe Dehydrator Company and Ralph

Quartaroli of the Stanislaus Canning Company appeared before

the Council and requested a larger sewer line from their plants due to the fact that they were increasing the output of their plants materially, and the present sewage facilities would not be adequate. City Engineer Rossi reported that it would be necessary to install a larger sewer to take care of this part of town but he had not investigated the necessary cost but would report at the next meeting of the Council.

9
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 5859A-N.S.

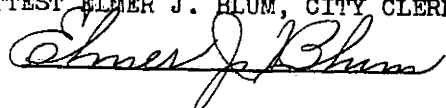
adjourning this Council meeting now in session, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK



Council Meeting

April 14, 1943

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 April 7th and March 30, 1943 and the regular meeting of March 24, 1943 having been heretofore read by each Councilman were approved as so read.

2 IN THE MATTER OF ORAL COMMUNICATIONS E. L. Sherman, W. W. Giddings, Fred Petersen representing the committee for sale of War Bonds in Stanislaus County appeared before the Council and petitioned the Council to consider the purchase of War Bonds for the City of Modesto, whereupon Commissioner Neece introduced

RESOLUTION NO. 5859-N.S.

authorizing the City Attorney and Treasurer to purchase \$50,000 of 91 day series War Bonds 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

3 IN THE MATTER OF CLAIMS FOR MONTH OF MARCH, 1943 Claims against the City of Modesto for the month of March, 1943 having been heretofore audited by the Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 5860-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-----	\$26,494.23
WATER FUND-----	3,634.02
LIBRARY FUND-----	1,268.70
UNAPPORTIONED FUND-----	3.74
SPECIAL GAS TAX-----	108.52
TOTAL	<u>\$31,509.21</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 Board of Fire Underwriters regarding the reduction in fire rate in the residential district of the City of Modesto was read and ordered filed.

5 A communication from the City of Lodi regarding the Central Valley Division of the League of California Cities meeting to be held on April 16, in Lodi was read and ordered filed.

6 IN THE MATTER OF GRANT PERMIT TO KEEP RABBITS Commissioner Burge introduced

RESOLUTION NO. 5861-N.S.

granting permit to the following to keep rabbits in the City of Modesto as provided by Ordinance No. 416-N.S.

HERMAN CARROLL, 127 Madera, Ted Kaphan Jr. 405 Oak Street, Earl Tingle, 314 Virginia

Harry E. Cummings, 1716 Maynell Avenue, Charles S. Duncan, 307 California Street

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
RATE OF PAY FOR
OVERTIME TO
POLICEMEN

Commissioner Bates introduced

RESOLUTION NO. 5862-N.S.

recommending that the policemen be paid for work over regular eight hour period, at the rate of straight time retroactive to March 26, 1943 and that any change made later would also be retroactive to March 26, 1943 and that the matter of rate of pay for emergency work be referred to Department heads and they were to report at the next meeting, 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
CANVASS RETURNS
OF ELECTION

Whereas, the Council of the City of Modesto did by Resolution No. 5836-N.S. adopted on the 10th day of March 1943, call a general

election to be held on the 13th day of April, 1943 for the purpose of voting upon the question of certain proposed amendments to the Charter of the City of Modesto, together with a certain initiative ordinance, which proposed charter amendments were placed upon the ballot at said election by the City Council upon its own motion, and which initiative ordinance was also placed upon said ballot by said City Council in accordance with the provisions of said Charter of the City of Modesto; and

WHEREAS, the provisions of law requisite to the calling of elections have been duly complied with and a notice of said election has been duly given, all as required by law, and the said election was held on the 13th day of April 1943, and was conducted and held in all respects in conformity with the laws of the State of California, and the ordinances of the City of Modesto; and,

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

WHEREAS, it appears from the canvass of the returns of said election that a total of 2707 votes were cast during said election at the regular polling places provided therefor; and,

WHEREAS, there were likewise cast at said general municipal election certain absentee ballots; and,

WHEREAS, on the date hereof there has been deposited with the City Clerk of the City of Modesto all absentee ballots issued by said Clerk; and

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

RESOLUTION NO. 5863-N.S

resolving that the Council sit as a canvassing board to canvass the returns of said election and declare and find the results of said election as follows:

Total number of votes cast at the regular polling places 2707

Total number of absentee votes cast 13

On the proposed charter amendment number 1, amending Subdivision 25 of Section 6 of Article IV of the Charter of the City of Modesto, reading as follows, to-wit: The provisions of the State law relating to the qualifications of electors, the manner of voting, the duties of election officers, the canvassing of returns, and all other particulars in respect to the management of elections so far as they may be applicable shall govern all municipal elections, provided that the Council shall meet as a canvassing board and duly canvass the election returns within eight days after any municipal election, except as otherwise in this Charter provided.

As set forth in the resolution calling the election 1245 votes were cast for the amendment at the regular polling places and 4 absentee votes were cast for said amendment; that 540 votes were cast against the amendment at the regular polling places and 2 absentee votes were cast against said amendment.

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

On the proposed Charter amendment number 2, amending Section 67 of Article XI of said Charter of the City of Modesto reading as follows:

Every franchise or privilege for the use of any streets, ways, alleys or other public places in the City of Modesto, for any purpose other than transmission of gas and/or electricity, shall be granted upon the conditions set forth in Sections 68 to 87, inclusive of this Article and not otherwise, and every franchise for the transmission and distribution of gas and/or electricity shall be granted exclusively pursuant to the provisions of Section 87½ of this Article.

As set forth in the resolution calling the election 1332 votes were cast for the amendment at the regular polling places and four absentee votes were cast for said amendment: that 478 votes were cast against the amendment at the regular polling places and 2 absentee votes were cast against said amendment.

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

On the proposed charter amendment number 3 amending Article XI of said Charter of the City of Modesto by adding thereto and incorporating therein a new section to be numbered 87½ immediately following Section 87 of said Article XI, reading as following to-wit;

Every Franchise to use, or to construct and use poles, wires conduits and appurtenances for transmitting and distributing electricity for any and all purposes, or to use, or to lay and use, pipes and appurtenances for transmitting and distributing gas for any and all purposes, under, along, across or upon any streets, ways, alleys or other public places, as the same now or may hereafter exist within the City of Modesto, shall be granted under and pursuant to the "Franchise Act of 1937" as approved by the Governor of the State of California on June 29, 1937, and any amendments thereto, and the life of any such franchise may, as provided in said Act, be indeterminate.

As set forth in the resolution calling the election 1284 votes were cast for the amendment at the regular polling places and 2 absentee votes were cast for said amendment; that 523 votes were cast against the amendment at the regular polling places and 2 absentee votes were cast against said amendment.

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

On the proposed initiative ordinance No. 696-N.S. providing for the participation of the City of Modesto in the "State Employees' Retirement System". making the employees of said City of Modesto, with the exception of the members of the Modesto Fire Department, Modesto Police Department, and Library employees members of said System, and providing a means for the financing of participation in said System, reading as follows, to-wit:

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

SECTION 1. The Council of the City of Modesto on behalf of said City is hereby authorized and empowered to enter into a contract with the Board of Administration of the "State Employees' Retirement System" for the purpose of placing the employees of said City, with the exception of the employees mentioned and set forth in Section 2 of this Ordinance, under the "State Employees Retirement System" of the State of California. Said contract shall be subject to and in accordance with the provisions of the "State Employees' Retirement Act" of the State of California.

SECTION 2. There are hereby expressly excepted from the operation of the provisions of this ordinance the members of the Modesto Police Department, the members of the Modesto Fire department, and the Library Employees of said City of Modesto

SECTION 3. The Mayor and City Auditor are hereby authorized and directed for and on behalf of the City of Modesto and as its corporate act and deed, and under its corporate name and seal, to make execute and deliver an agreement, in writing, to said Board of Administration, California State Employees' Retirement System, which agreement shall be subject to and in conformity with the provisions of said "State Employees' Retirement Act."

SECTION 4. For the purpose of financing the participation of said employees of the City of Modesto in said Retirement System there shall be and is hereby levied upon all of the taxable real and personal property within the City of Modesto a special tax, pursuant to Subdivision 17 of Section 4, Article III of the Charter of the City of Modesto, said special tax to be collected in the same manner and at the same time as the other taxes of the said City of Modesto are collected, pursuant to said Charter and the ordinances of the City of Modesto relating to the levy and collection of taxes.

SECTION 5. This ordinance shall take effect when it has been approved by at least two-thirds of the qualified electors who vote thereon.

As set forth in the resolution calling the election 1074 votes were cast for the initiative ordinance at the regular polling places and 9 absentee votes were cast for said initiative ordinance; that said 1307 votes were cast against the initiative ordinance at the regular polling places and 3 absentee votes were cast against said initiative ordinance.

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

That the total votes, both absentee and those cast at the regular polling places in the City of Modesto for and against the adoption of said proposed Charter amendments and said initiative ordinance, are as follows:

1. Proposed Charter Amendment No. 1: For the adoption thereof 1249 total votes, including absentee votes.

Against the adoption thereof; 542 total votes, including absentee votes.

2-Proposed Charter Amendment No. 2: for the adoption thereof

1336 total votes, including absentee votes.

Against the adoption thereof; 480 total votes, including absentee votes:

3-Proposed Charter Amendment No. 3. For the adoption thereof 1286 total votes, including absentee votes.

against the adoption thereof; 525 total votes including absentee votes

4-Initiative Ordinance No. 696-N.S. for the adoption thereof 1083 total votes, including absentee votes:

Against the adoption thereof; 1310 total votes, including absentee votes.

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

Whereas, a general municipal election in the City of Modesto, together with a general school election in and for the Modesto City School District, was held on the 13th day of April, 1943; and,

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

Commissioner Neece introduced

RESOLUTION NO. 5864-N.S.

resolving that the election was regularly called held and conducted as required by law. That the proper and complete returns thereof have been made and received by said Council; that the same have been properly canvassed; that from the returns so canvassed, as aforesaid, it appears, and the said Council so finds that at said general municipal election in and for the City of Modesto the total number of votes cast at the regular polling places designated was and is 2707, that the total number of absentee votes was and is 13; that the number of votes received by the respective candidates for the office of Mayor of the City of Modesto was and is as follows:

CARL W. SHANNON (incumbent)-----	2091
Roy Halverson-----	1
W. B. O'Shea-----	1
Geo. Covell-----	1
Carl Stanley-----	1
Shorty Gilbert-----	1
C. R. Crow-----	1
Nathan McVay-----	2
Sam Darby-----	1
Frances O. Hoover-----	2
John Doe-----	1

W. J. Moore-----1
 F. M. Moore-----1
 Charles Blaine-----1
 W. H. Westmoreland-----23
 G. W. Furnow-----1
 John Rock-----1
 Geo. Sovern-----1
 Frank Damrell-----2
 L. M. Morris-----1
 Walter Thompson-----5
 Edward Arps-----5
 Joseph Smith-----1
 More (Undertaker)-----2
 W. J. Brown-----1

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

Carl W. Shannon (incumbent) -----10

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

Carl W. Shannon (incumbent) 2101 Total votes including absentee ballots

Roy Halverson	1 total votes including absentee ballots
W. B. O'Shea	1 total votes including absentee ballots
Geo. Covell	1 total votes including absentee ballots
Carl Stanley	1 total votes including absentee ballots
Shorty Gilbert	1 total votes including absentee ballots
C. R. Crow	1 total votes including absentee ballots
Nathan McVay	2 total votes including absentee ballots
Sam Darby	1 total votes including absentee ballots
Frances O. Hoover	2 total votes including absentee ballots
John Doe	1 total votes including absentee ballots
W. J. Moore	1 total votes including absentee ballots
F. M. Moore	1 total votes including absentee ballots
Charles Blaine	1 total votes including absentee ballots
W. H. Westmoreland	23 total votes including absentee ballots
G. W. Furnow	1 total votes including absentee ballots
John Rock	1 total votes including absentee ballots
Geo. Sovern	1 total votes including absentee ballots
Frank Damrell	2 total votes including absentee ballots
L. M. Morris	1 total votes including absentee ballots
Walter Thompson	5 total votes including absentee ballots
Edward Arps	5 total votes including absentee ballots
Joseph Smith	1 total votes including absentee ballots
More (Undertaker)	2 total votes including absentee ballots
W. J. Brown	1 total vote including absentee ballots

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

and seal of the City Clerk of the City of Modesto.

The City Council of the City of Modesto sitting as such canvassing board as aforesaid, further finds and declares that at said general municipal election in and for the City of Modesto the number of votes received by the respective candidates for the office of Councilmen in the City of Modesto was and is as follows:

ALFRED E. CARLSON-----	778
S. GEORGE DARBY-----	221
FRANK B. LATTIMER-----	653
L. M. MORRIS-----	1697
CARL J. STANLEY(incumbent)---	1681
JOSEPH F. SMITH-----	1

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

ALFRED E. CARLSON-----	3
S. GEORGE DARBY-----	2
FRANK B. LATTIMER-----	11
L. M. MORRIS-----	4
CARL J. STANLEY (incumbent)-	9
JOSEPH F. SMITH-----	0

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

Alfred E. Carlson-----	781	total votes including absentee ballots
S. George Darby-----	223	total votes including absentee ballots
Frank B. Lattimer-----	654	total votes including absentee ballots
L. M. Morris-----	1701	total votes including absentee ballots
Carl J. Stanley (incumbent)---	1690	total votes including absentee ballots
Joseph F. Smith-----	1	total votes including absentee ballots

That the total number of votes received by L. M. Morris and Carl J. Stanley (incumbent) is greater than one-half of the ballots cast at said election, and that the said L. M. Morris and Carl J. Stanley (incumbent) were elected to the office of member of the City Council of the City of Modesto for the period of four (4) years, and that a certificate of election be issued to them under the hand and seal of the City Clerk of the City of Modesto.

The City Council of the City of Modesto sitting as such canvassing board as aforesaid, further finds and declares that at said general election in and for the Modesto City School District the total number of votes cast at the regular polling places designated was and is 3162; that the number of votes received by each of the candidates for the office of member of the Board of Education of said Modesto City School District at the regular polling places designated was and is as follows:

D. POWER BOOTHE (incumbent)-----	1966	votes
CATHERINE EVERETT-----	1925	votes
DUKE V. LAYTON-----	1772	votes
JACK E. WHERRY (incumbent)-----	2342	votes
MRS. E. A. CRAIG-----	1	vote
GROVER WRIGHT-----	1	vote

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

D. POWER BOOTHE (Incumbent)-----9 votes
 CATHERINE EVERETT-----2 votes
 DUKE V. LAYTON-----6 votes
 JACK E. WHERRY (Incumbent)-----10 votes
 MRS. E. A. CRAIG-----0 votes
 GROVER WRIGHT-----0 votes

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

D. Power Boothe (incumbent)-----1975 total votes including absentee ballots
 Catherine Everett -----1927 total votes including absentee ballots
 Duke V. Layton-----1778 total votes including absentee ballots
 Jack E. Wherry (incumbent)-----2352 total votes including absentee ballots
 Mrs. E. A. Craig----- 1 total vote including absentee ballots
 Grover Wright----- 1 total vote including absentee ballots

That the total number of votes received by D. Power Boothe (incumbent) Catherine Everett and Jack E. Wherry (incumbent) is greater than one-half of the ballots cast at said election, and that the said D. Power Boothe, Catherine Everett and Jack E Wherry were elected to the office of member of the Board of Education of the Modesto City School District for the period of four (4) years, and that a certificate of Election be issued to them under the hand and seal of the City Clerk of the City of Modesto, which resolution was regularly introduced by the following vote:

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

10

IN THE MATTER OF
 AUTHORIZE CLERK SEND
 CHARTER AMENDMENTS
 TO STATE LEGISLATURE

Commissioner Neece introduced
 RESOLUTION NO. 5865-N.S.

recommending that the Clerk send a certified copy of Resolution No. 5857-N.S. entitled "A RESOLUTION CERTIFYING THAT THE RETURNS OF THE ELECTION TO VOTE UPON CERTAIN AMENDMENTS TO THE CHARTER OF THE CITY OF MODESTO TOGETHER WITH AN INITIATIVE ORDINANCE, HAVE BEEN CANVASSED, AND DECLARING THE RESULTS OF SAID ELECTION" to the State Legislature for their approval, 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
 AUTHORIZE CLERK TO
 PAY ELECTION OFFICERS
 AND RENTAL POLLING
 PLACES

Commissioner Neece introduced
 RESOLUTION NO. 5866-N.S.

authorizing the Clerk to pay election officers and for rental of polling places for the general municipal election held on April 13, 1943 as follows
 \$5.00 for election officials within the City
 \$3.00 for election officials outside the City
 \$1.00 for installing booths
 \$5.00 for 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

12
IN THE MATTER OF
GRANT GALLO WINERY
EASEMENT

Ernest Gallo, representing the Gallo Winery appeared before the Council with a request that they be granted an easement to lay a pipe line under the 99 Highway Bridge over the right of way of the City of Modesto, whereupon Commissioner Bates introduced

RESOLUTION NO. 5867-N.S.

granting request providing the Gallo Winery hold the city harmless in case of damage to dam and maintain said easement and they are also to secure permit for encroachment from the highway Department of the State of California and be it further resolved that the City Attorney and Engineer be authorized to draw up agreement for easement when the encroachment permit has been given by the State, 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
DEPARTMENTAL REPORTS
FOR MONTH OF MARCH

Departmental reports for the month of March, 1943 were read and ordered filed.

14
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 5868-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 21, 1943

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
SALE OF LATHE

A letter from the Twelfth Naval District, Office of Public Relations of San Francisco, California, cancelling the appointment of Joseph Fontes as a representative of the Navy Department for the purpose of inspecting machine tools was read and Commissioner Stanley introduced

RESOLUTION NO. 5869-N.S.

recommending that City Engineer Rossi and Police Chief Arington be appointed as a committee to contact Naval Intelligence Department in regards to the sale of the lathe and to see just what could be done, 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
PROPOSED STATE
LEGISLATION

Commissioner Stanley introduced

RESOLUTION NO. 5870-N.S.

recommending that the Council go on record as opposing the following proposed

State legislation:

AB 1090, SB 327, AB 1361, AB 1763, AB 418, AB 317, SB 326, AB 161 SB 734, AB 1547
AB 1739, SB 408, SB 321, AB 1777, SB 459, AB 272 AB 1546, AB 398, AB 511 and SB 409
and be it further resolved that the City Clerk send certified copy of Resolution to
Senator Hugh P. Donnelly and Assemblyman Ralph M. Brown, which resolution was regularly
adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Commissioner Stanley introduced

RESOLUTION NO. 5871-N.S.

recommending that the Council of the City of Modesto go on record as approving the
following proposed State Legislation:

AB 1672, SB 546, SB 118, SB 796, AB 224, SB 469, AB 1279, SB 780 AB 177 and AB 718,
and be it further resolved that the City Clerk send certified copy of Resolution
to Senator Hugh P. Donnelly and Assemblyman Ralph M. Brown, 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
ZONING ORDINANCE

The adoption of the zoning Ordinance was laid over to a later
meeting.

IN THE MATTER OF
REPORT BY ATTORNEY
ON LANHAM ACT FUND

Pursuant to the receipt of certain forms to be completed by the
City on the disbursement of the Lanham Act Funds granted from the
Federal Government, the City Attorney reported that he had met with the committee of
City Clerk, Elmer J. Blum and Chairman of the Recreation Commission, Elizabeth Benken-
dorf and they had decided to have a representative of the government come to Modesto to
aid them in preparing these forms.

IN THE MATTER OF
STATE ENCROACHMENT
PERMIT

Commissioner Bates introduced

RESOLUTION NO. 5872-N.S.

appointing Mayor Carl W. Shannon as signatory official on encroachment permit of the State
of California, Department of Public Works, Division of Highways to E & J Gallo Winery to
install a 12 inch diameter concrete pipe line across State Highway right of way under the
Tuolumne River Bridge, 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
AGREEMENT FOR EASEMENT
E & J GALLO WINERY

Commissioner Bates introduced

RESOLUTION NO. 5873-N.S.

appointing Mayor Carl W. Shannon and City Auditor, Elmer J. Blum, as signatory official
on the agreement for easement, while the E and J Gallo Winery to install a 12 inch
diameter concrete pipe line across the State Highway right of way under the Tuolumne
River bridge, 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 OF BOY'S BAND

Commissioner Neece introduced

RESOLUTION NO. 5874-N.S.

8 allowing claim of \$400.00 to Stanislaus County Boys' Band as provided by Ordinance No. 689-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

9 IN THE MATTER OF
ORD. APPROPRIATE
MONEY FOR POLICE
EQUIPMENT

Whereas the Chief of Police reported to the Council that the Hudson car now being operated by the Police Department is in very poor condition and asked that a new car be purchased, Commissioner Neece introduced:

ORDINANCE NO. 697-N.S.

entitled: "AN ORDINANCE APPROPRIATING MONEY FOR THE PURCHASE OF AN AUTOMOBILE AND MOTORCYCLE FOR 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

10 IN THE MATTER OF
REPORT BY COMMITTEE
ON OVERTIME PAY

Pursuant to referring the matter of rate of pay to be given city employees for overtime emergency work to the Department heads, at this time a report was made that several meetings had been held but no definite action had been taken.

11 IN THE MATTER OF
PETITION REDUCE
BUSINESS LICENSE

A committee from the Chamber of Commerce Merchants Association, composed of Richard Penney, Charles Wherry, Walter Shoemake and Norman West appeared before the Council and recommended that the business license be reduced from the present three mills on the gross receipt back to the original rate of 1½ mills. This matter was laid over until the next meeting of the Council.

12 IN THE MATTER OF
PURCHASE WAR BONDS

Commissioner Neece introduced

RESOLUTION NO. 5875-N.S.

rescinding Resolution No. 5853-N.S. entitled: "A RESOLUTION AUTHORIZING THE CITY ATTORNEY AND TREASURER TO PURCHASE \$50,000 OF UNITED STATES WAR SAVINGS BONDS" and authorizing the City Treasurer to purchase \$50,000 of Series "B", one year United States War Savings Bonds, 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. 5876-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

April 28, 1943

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 April 14th and special meeting of April 21st having been heretofore read by each Councilman were approved as so read.

2
IN THE MATTER OF
COMMUNICATIONS

A communication from the American Red Cross requesting a reserved parking space for their Station wagon in front of their headquarters at 1416 J Street was read, whereupon Commissioner Stanley introduced

RESOLUTION NO. 5877-N.S.

granting request and directing the City Engineer to mark the parking space 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

3
IN THE MATTER OF
CLERK AUTHORIZED
ADVERTISE BIDS ON
AUTO FOR POLICE
DEPARTMENT

Commissioner Stanley introduced

RESOLUTION NO. 5878-N.S.

authorizing the City Clerk, to advertise for bids on automobile to be used by the Police Department, bids to be opened at 7:30 P.M. at the Council Chambers on May 12, 1943, 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
AGREEMENT FOR DUMPING
RUBBISH BY HAMMOND
HOSPITAL

Commissioner Bates introduced

RESOLUTION NO. 5879-N.S.

appointing W. B. Devlin, Treasurer and Collector as signatory official on agreement with the Hammond General Hospital for dumping rubbish, 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
SIGNATORY OFFICIAL
ON REQUISITION FOR
LANHAM ACT FUNDS

Commissioner Neece introduced

RESOLUTION NO. 5880-N.S.

appointing Mayor Carl W. Shannon as signatory official on requisition for Lanham Act Funds, in amount \$4393.00 to cover period 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

6
IN THE MATTER OF
BUDGET FOR EXPENDI-
TURE FOR LANHAM ACT
FUNDS

Jack Wherry representing the Modesto Recreation Commission appeared before the Council and presented proposed budget for expenditures of the Lanham Act Funds. No action was taken on this matter by the Council.

7
IN THE MATTER OF
CHANGE IN PROPOSED
ZONING ORDINANCE

Commissioner Bates introduced

RESOLUTION NO. 5881-N.S.

recommending that a change be made in the proposed zoning ordinance providing that a majority vote of full membership of the Council to override the Planning Commission be changed to provide that a majority of the membership of the Council present at meeting could override the Planning Commission and that public hearings on the ordinance now be declared closed, 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
ORDINANCE RE:
ZONING ORDINANCE

Commissioner Bates introduced an ordinance, being

ORDINANCE NO. 700-N.S.

entitled: "AN ORDINANCE OF THE CITY OF MODESTO, STATE OF CALIFORNIA ADOPTING A LAND USE PLAN, BEING A DISTRICTING PLAN, AS A PART OF THE MASTER PLAN OF SAID CITY: SPECIFYING THE PURPOSES AND THE EFFECTS OF THE ADOPTION OF SAID PLAN WHEREBY VARIOUS DISTRICTS ARE ESTABLISHED IN SAID CITY, SPECIFYING THE USES OF LAND AND OF BUILDINGS PERMITTED IN SAID DISTRICTS: ESTABLISHING CERTAIN HEIGHT LIMITS OF BUILDINGS WITHIN SAID DISTRICTS: REQUIRING CERTAIN YARDS AND OTHER OPEN SPACES WITHIN SAID DISTRICTS: PRESCRIBING REGULATIONS FOR THE ERECTION, CONSTRUCTION, LOCATION, ALTERATION AND MAINTENANCE OF BUILDINGS STRUCTURES AND OTHER IMPROVEMENTS IN SAID DISTRICTS: SPECIFYING THE PROCEDURE FOR THE ADMINISTRATION OF SAID PLAN: SPECIFYING THE PROCEDURE FOR THE AMENDMENT HEREOF, AND PRESCRIBING THE PENALTY FOR VIOLATION OF ANY OF THE PROVISIONS OF THIS ORDINANCE", and moved its adoption and passage to print and publish, by reference to copies in City Clerk's office, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published by reference as above 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
ORDINANCE NO. 697-N.S.
APPROPRIATE MONEY

Ordinance No. 697-N.S. having been heretofore introduced and ordered printed and published at the special meeting of April 21, 1943 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
ORDINANCE RE: AMEND
BUSINESS ORDINANCE

Commissioner Neece introduced an ordinance, being

ORDINANCE NO. 698-N.S.

entitled: "AN ORDINANCE AMENDING SECTION 101 OF ORDINANCE NO. 487-N.S. (BUSINESS LICENSE ORDINANCE) PROVIDING FOR COLLECTION OF TWO MILLS ON GROSS RECEIPTS FOR BUSINESS STARTING APRIL 1, 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

11
IN THE MATTER OF
GRANT TROPHY FOR
MODESTO RELAY

Jack Wherry and James Wilson appeared before the Council on behalf of the Junior Chamber of Commerce and informed them that they were sponsoring the Modesto Relays to be held on May 15, 1943 and that there were to be trophies given to the college and unattached division, Junior College Division and High School Division and they requested that the City donate a trophy, whereupon Commissioner Neece introduced

RESOLUTION NO. 5882-N.S.

recommending that the City donate \$25.00 to be used in the purchase of a trophy for the said Modesto Relays, 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
INSTALLATION OF
LARGER SEWER IN
INDUSTRIAL DISTRICT

Pursuant to referring of request of certain business concerns for larger sewer facilities in the southern industrial district to the City Engineer for investigation and recommendations, at this time Engineer Rossi reported that the approximate cost to install the necessary sewer facilities to take care of the Boothe Dehydrator Company, Modesto Dry Yards, Pacific Grape Products and Stanislaus Canning Company would be \$3226.00, whereupon Commissioner Bates introduced

RESOLUTION NO. 5883-N.S.

authorizing the City Engineer to make application to the War Production Board for their approval and to proceed with the work, 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
RESIGNATION OF NORMAN
STURM FROM FIRE DEPT.

Commissioner Stanley introduced

RESOLUTION NO. 5884-N.S.

accepting resignation of Norman Sturm from the Fire Department of the City of Modesto, effective May 5, 1943, 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
RESOLUTION OF COM-
MENDATION FOR SER-
VICES TO RONALD E.
BATES

Commissioner Neece introduced

RESOLUTION NO. 5885-N.S.

recommending that the Council pass resolution of commendation and appreciation for excellent services rendered by Ronald E. Bates while serving as Councilman 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

15
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 5886-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

May 5, 1943

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, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF COMMUNICATIONS

A communication from William Allen and W. George Lutzi, Architects regarding architectural work on post war buildings was read and referred to City Attorney for answering

2 A communication from the Defense Recreation Committee recommending appointments of Richard Ustick and Fred Talbot to the Defense Recreation Committee and whereas by provisions of Resolution No. 5851-N.S. the Council is authorized to make additional appointments to the Defense Recreation Committee, Commissioner Morris introduced

RESOLUTION NO. 5887-N.S.

appointing the said Richard Ustick and Fred Talbot to the Defense Recreation Committee, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3 IN THE MATTER OF AUTHORIZE SIGNATURE ON WATER AGREEMENT WITH U. S. DEPT. OF AGRICULTURE FOREST SERVICE

Commissioner Morris introduced

RESOLUTION NO. 5888-N.S.

appointing W. B. Devlin, Treasurer and Collector as signatory official on agreement for furnishing water at

609 7th Street to the United States Department of Agriculture Forest Service, which resolution was regularly adopted by the following vote;

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

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF GRANT PERMIT TO KEEP RABBITS IN CITY

Commissioner Stanley introduced

RESOLUTION NO. 5889-N.S.

granting permit to C. J. Conlee, 443 Colorado, Agnes Trueblood, 1020 Eleventh Street, Jack Selsted, 121 Fresno, J. B. Moorehead, 115 Elmwood, Harold Olson, 326 Johnson, to keep rabbits as provided by Ordinance No. 416-N.S. which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF ORDINANCE RE: AMEND PENSION ORDINANCE NO. 559-N.S.

Commissioner Stanley introduced an ordinance, being

ORDINANCE NO. 699-N.S.

entitled: "AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE NO. 559-N.S. OF THE CITY OF MODESTO ENTITLED 'AN ORDINANCE CREATING A PENSION BOARD AND ENUMERATING ITS POWERS AND DUTIES: PROVIDING FOR PENSION AND RELIEF BENEFITS FOR DISABLED OR RETIRED MEMBERS OF THE POLICE AND FIRE DEPARTMENTS OF THE CITY OF MODESTO AND FOR BENEFICIARIES OF DECEASED MEMBERS THEREOF: PROVIDING A PENSION AND RELIEF FUND AND FOR ITS ADMINISTRATION BY THE PENSION BOARD', 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: Burge, Morris, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

6

IN THE MATTER OF INSTALLING LARGE SEWER IN INDUSTRIAL DISTRICT Pursuant to the matter of installing larger sewer facilities in the southern industrial district to City Engineer Rossi, he reported at this time that he had obtained approval and a priority from the War Production Board necessary for the purchase of the material.

7

IN THE MATTER OF REQUEST HOLD DANCES M. W. CARDWELL M. W. Cardwell appeared before the Council and requested that he be permitted to operate dance at 912 9th Street at which he would charge by the individual dance. The matter was referred to the City Attorney to report back at next meeting.

8

IN THE MATTER OF GRANT PERMIT USE TENT FOR REVIVAL SERVICES B. J. Anderson of the Pentecostal Holiness Church Inc., appeared before the Council and requested that they be permitted to erect a tent to hold revival services at 611 7th Street, whereupon Commissioner Burge introduced

RESOLUTION NO. 5890-N.S.

granting permit for a period of six weeks, which resolution was regularly adopted by the following vote:

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

9

IN THE MATTER OF ADJOURNMENT Commissioner Neece introduced

RESOLUTION NO. 5891-N.S.

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

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

ATTEST *Charles J. Blum* CITY CLERK

May 10, 1943

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, Morris, Neece, Mayor Shannon

Absent: Councilmen: Stanley

IN THE MATTER OF
AGREEMENT FOR SALE
OF LATHE TO SMITH
MANUFACTURING CO.

Whereas on the 17th day of March, 1943 the Council passed Resolution No. 5841-N.S. rescinding Resolution No. 5795-N.S. and then passed a resolution authorizing the City to enter into a contract with Charles O. Smith doing business as Smith Manufacturing Company of San Jose, California for the sale of one McCabe lathe, together with certain equipment, Commissioner Morris introduced

RESOLUTION NO. 5892-N.S.

resolving that the sale of said lathe to said Smith Manufacturing Company be made forthwith for the sum of \$1500.00 subject to the conditions that the City of Modesto shall have the right or option to repurchase said lathe from the Smith Manufacturing Company for the sum of \$1500, less the amount of depreciation there-
ong from the date of said contract, computed at the rate of 10% per annum until the date of repurchase, also deducting from said purchase price of said lathe from said Smith Manufacturing Company the reasonable rental value of said lathe during the period of time that said Smith Manufacturing Company shall have and use the same, said rental value to be the sum of ten (10%) per centper annum during said period, and subject also to the condition that the right or option of said City of Modesto to repurchase said personal property if exercised by said City must be done within six months after the duration of the war or within six months after said Smith Manufacturing Company ceases to use said lathe for the purpose of filling Navy contracts with the United States Government, depending on which first occurs.

Be it further resolved that in order to complete said sale by said City of Modesto to said Smith Manufacturing Company and all conditions and stipulations set forth and contained in said resolution no. 5841-N.S. in conflict with the provisions hereof are rescinded, vacated and set aside, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Mayor Shannon

Noes: Councilmen: None

Absent:Councilmen: Stanley

2 IN THE MATTER OF
SIGNATORY OFFICIALS
ON CONTRACT WITH
SMITH MANUFACTURING
COMPANY ON SALE OF LATHE

Commissioner Burge introduced

RESOLUTION NO. 5893-N.S.

appointing Mayor and Auditor as signatory officials on contract for the sale of the McCabe Lathe to the Smith Manufacturing Company, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Mayor Shannon

Noes: Councilmen; None

Absent:Councilmen: Stanley

3 IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced

RESOLUTION NO. 5894-N.S.

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

Ayes: Councilmen: Burge, Morris, Neece, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Stanley

ATTEST ELMER J. BLUM, CITY CLERK

by Rex E. Gallifus
Rex E. Gallifus, City Clerk

Council Meeting, May 12, 1943

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: Burge, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF APPROVAL OF MINUTES

Minutes of the regular meeting of the Council of April 28, and special meeting of May 5, 1943, having been heretofore

read by each Councilman were approved as so read.

2 IN THE MATTER OF APPOINTMENT OF COMMISSIONERSHIPS

Commissioner Neece introduced

RESOLUTION NO. 5895-N.S.

appointing Ray Burge as Commissioner of Public Works, C. J. Stanley, as Commissioner of Health and Safety, Geo. F. Neece as Commissioner of Finance and Revenue and L. M. Morris as Commissioner of Public Supplies, which resolution failed to carry by the following vote:

Ayes: Councilmen: Neece, Burge,

Noes: Councilmen; Stanley, Morris

Absent: Councilmen: None

Not Voting: Mayor Shannon

Commissioner Stanley introduced

RESOLUTION NO. 5896-N.S.

3 appointing L. M. Morris as commissioner of Public Works, C. J. Stanley, Commissioner of Health and Safety, Geo. F. Neece, Commissioner of Finance & Revenue, Ray Burge as Commissioner of Public Supplies, which resolution failed to carry by the following vote:

Ayes: Councilmen: Stanley, Morris

Noes: Councilmen: Burge, Neece

Absent: Councilmen: None

Not Voting: Mayor Shannon

4 Pursuant to Section 35 of Article VIII of the Charter of the City of Modesto, giving the Mayor the authority to designate the various commissions if the Council is unable to agree, Mayor Shannon made the following appointments:

Commissioner of Public Works, L.M. Morris

Commissioner of Health & Safety C. J. Stanley

Commissioner of Finance & Revenue Geo. F. Neece

Commissioner of Public Supplies Ray Burge

5 IN THE MATTER OF REAPPOINTMENT OF VARIOUS DEPARTMENT OFFICIALS

Commissioner Neece introduced

RESOLUTION NO. 5897-N.S.

reappointing the various officials of the City of Modesto, as provided by Section 36 of Article VIII of the Charter of the City of Modesto.

City Engineer, Superintendent of Sewers, Water, Parks, Corporation
Yard, Streets, Electrician, Building Inspector

Frank J. Rossi

City Clerk, Assessor, Auditor

Elmer J. Blum

Treasurer & Collector

W. B. Devlin

City Attorney

R. R. Fowler

Chief of Fire Department

Geo. E. Wallace

Chief of Police Department

E. E. Arington

Health Officer

Dr. J. Lyle Spelmann

Library Trustees

Mrs. W.H.Langdon

W.H.Murray

A. E. Puccinelli

E. R. Utter

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent:Councilmen: None

6
IN THE MATTER OF
APPOINTMENT OF
COMMISSIONER MORRIS
ON PLANNING COMMISSION

Commissioner Stanley introduced

RESOLUTION NO. 5899-N.S.

appointing Commissioner Morris as member of the Plan-
ning Commission which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent:Councilmen: None

7
IN THE MATTER OF
ORAL COMMUNICATIONS

A committee from the American Legion Post #74 of Modesto
California, composed of Frank Damrell Chairman, Ed.

Mitchell and C. M. Crawford appeared before the Council and suggested that the
Council support a Recognition Committee to be sponsored by the American Legion in
the City of Modesto to cover the Modesto and Riverbank draft area, to give recogni-
tion to local men in the various branches of service of the United States who have
distinguished themselves and received honors from the Federal Government and also
any soldier who had been in combat area and they suggested that a board be erected
in the Courthouse Park to place the name of the hero of the week and that welcoming
programs be carried out for soldiers on furlough and that the City of Modesto set
aside a fund of \$1000 to be used in welcoming programs from time to time to be known
as the American Legion Recognition Fund, whereupon Commissioner Stanley introduced

RESOLUTION NO. 5900-N.S.

recommending that the council go on record as supporting this project and that
\$100.00 be set aside for this purpose at the present time, which resolution was re-
gularly adopted by the following vote:

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

Noes: Councilmen: None

Absent:Councilmen: None

8
IN THE MATTER OF
CLAIMS FOR MONTH
OF APRIL, 1943

Claims against the City of Modesto for the month of
April, 1943 having been heretofore audited by the Council
and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 5901-N.S.

ordering that all of the said claims so audited and approved be and the same are

herby 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-----	\$25,942.94
WATER FUND-----	5,038.45
LIBRARY FUND-----	1,184.68
SPECIAL GAS TAX-----	<u>3.07</u>
	\$32,169.14

which resolution was regularly adopted by the following vote:

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

9

IN THE MATTER OF COMMUNICATIONS A letter from the American Red Cross thanking the Council for granting them a reserved parking space at 1416 J Street was read and ordered filed.

10

IN THE MATTER OF PETITION OPERATE BUSINESS IN RESIDENCE ZONE Whereas pursuant to the filing of petition with the Council by G. Wiley to operate and maintain a painting business at 311 High Street, being lots 17 and 18 in Block 582 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 protest either oral or written have been officially filed, by order of the Council this was referred to the Planning Commission for investigation and recommendation as provided by Ordinance No. 655-N.S.

11

IN THE MATTER OF GRANT PERMIT TO KEEP RABBITS IN RESIDENTIAL DISTRICT Commissioner Stanley introduced RESOLUTION NO. 5902-N.S. granting permit to A. Williford at 608 11th Street to keep rabbits as provided by Ordinance No. 416-N.S. which resolution was regularly adopted by the following vote:

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

12

IN THE MATTER OF BIDS ON AUTO FOR POLICE DEPARTMENT Pursuant to advertising for bids for automobile for Police Department of the City of Modesto and whereas the City Clerk reported that four bids have been placed on file as follows:

FRANK PARADIS	\$1465.00
ALFRED MATTHEWS	1450.00
FRED SEELY	1425.00
William J. Silva	1300.00

by order of the Council all bids were referred to the Commissioner of Supplies and City Engineer for tabulation and recommendation.

13

IN THE MATTER OF REAPPOINTMENT OF MARGARET BACON Commissioner Neece introduced RESOLUTION NO. 5903-N.S. reappointing Margaret Bacon on the Park Commission as of May 10, 1943 for a period of three years, which resolution was regularly adopted by the following vote:

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

14 IN THE MATTER OF
REPORT ON SALE OF
LATHE BY ATTORNEY

Attorney Fowler reported that the sale of McCabe lathe
to the Smith Manufacturing Company had been completed and
signed.

15 IN THE MATTER OF
AUDITOR TO RETURN
CHECK TO FONTES
MACHINERY CO.

Commissioner Neece introduced
RESOLUTION NO. 5904-N.S.
authorizing the Auditor to return the \$1500 check now
on file in his office to the Fontes Machinery Company which had been given in payment
for the McCabe lathe, as the sale had not been consumated, which resolution was re-
gularly adopted by the following vote:

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

16 IN THE MATTER OF
FINAL ADOPTION OF
ORD. NO. 698-N.S.
BUSINESS LICENSE
AMENDMENT

Ordinance No. 698-N.S. having been heretofore introduced
and ordered printed and published at the regular meeting
of April 28, 1943 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: Burge, Morris, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

17 IN THE MATTER OF
FINAL ADOPTION OF
ORD. NO. 699-N.S.
PENSION ORD.

Ordinance No. 699-n.s. having been heretofore introduced
and ordered printed and published at the special meeting
of May 5, 1943 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: Burge, Morris, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

18 IN THE MATTER OF
REPORT BY ATTORNEY
ON REQUEST HOLD
JITNEY DANCES

Pursuant to referring the request of M. H. Cardwell
to hold jitney dances at 912 Ninth Street to Attorney
Fowler for investigation, he reported at this time that
city ordinances prohibited this type of dancing in this city, whereupon the request
of M. H. Cardwell was denied.

19 IN THE MATTER OF
THEATRES REQUIRED
TO HAVE OFFICER ON
DUTY WHILE OPEN
ATTORNEY TO DRAFT
ORDINANCE

Attorney Fowler was authorized to prepare an ordinance
requiring a special police officer on duty at all
theatres in the City at all times they are open for
business with the rate of wages to be \$1.00 per hour.

20 IN THE MATTER OF
REPORTS

Departmental reports for the month of April, 1943 were
read and ordered filed.

21 IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced
RESOLUTION NO. 5905-N.S.
adjourning this Council meeting now in session, which resolution was regularly
adopted by the following vote:

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

ELMER J. BLUM, CITY CLERK
ATTEST *Ray E. [Signature]* CITY CLERK

Special Council Meeting

May 19, 1943

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, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
APPOINTMENTS
LIBRARY TRUSTEES

Commissioner Burge introduced

RESOLUTION NO. 5906-N.S.

reappointing W. H. Murray as Library Trustee for a period of four years from February 1, 1943 and appointing Clarence S. Browne to fill the unexpired term of Roy Pack to July 1, 1945, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
AWARD BID ON AUTO
FOR POLICE DEPT

Pursuant to referring of bids on automobile for Police Department to Commissioner of Public Supplies

and the City Engineer for tabulation, at this time, Commissioner Burge introduced

RESOLUTION NO. 5907-N.S.

recommending that the bid be awarded to W. J. Silva for 1942-4 door sedan at a purchase price of \$1300.00, as being the lowest and best bid and that the City Clerk return all bidding checks to unsuccessful bidders, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
ORDINANCE GOVERNING
THEATRES

Pursuant to referring the matter of drafting an ordinance governing the operation of theatres in the City of

Modesto to City Attorney, he reported at this time he had prepared the ordinance along the lines suggested by the Council. Mr. George Mann, Mr. David and Mr. Wm. Regan. representing the Modesto State Theatres Inc. operating all the theatres in this city appeared before the Council and protested to the adoption of this ordinance and they reported that they had hired additional help at each theatre and approximately 90% of their time was spent in checking up on smokers in the theatres and watching for other infractions and that the bicycles would be parked in the parking lot across from the Strand Theatre, Texaco Station at 10th and G Streets for patrons of the Lyric Theatre, lot next to State Theatre for their patrons and in the alley next to the Princess Theatre until the building next to the Theatre was vacated. They were advised that the Council would take this under consideration and no action was taken on the adoption of an ordinance at this time.

A
IN THE MATTER OF GRANT
PERMIT TO KEEP RABBITS

Commissioner Burge introduced

RESOLUTION NO. 5908-N.S.

granting permit to R. A. Wilhelm, 206 Alturas to keep rabbits in the City of Modesto according to provisions of Ordinance No. 416-N.S. which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF COMMUNICATIONS

A communication from the Modesto Junior Chamber of Commerce regarding the Relays held under their supervision was read and ordered filed.

6 IN THE MATTER OF ORDINANCE RE: PURCHASE PUMP BASE

Commissioner Morris introduced an ordinance being ORDINANCE NO. 701-N.S.

entitled: "AN ORDINANCE OF THE CITY OF MODESTO APPROPRIATING THE SUM OF \$1500.00 OR SO MUCH THEREOF AS MAY BE NECESSARY, OUT OF THE WATER FUND OF SAID CITY, FOR THE PURPOSE OF PURCHASING PUMP BASE WITH 10 INCH O.D. COLUMN AND APPURTENANCES, INCLUDING PULLING PRESENT PUMP AND RE-INSTALLING SAME" 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7 IN THE MATTER OF ADJOURNMENT

Commissioner Burge introduced RESOLUTION NO. 5909-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST ELMER J. BLUM, CITY CLERK

By *Elmer J. Blum* CITY CLERK

Council Meeting

May 26, 1943

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: Burge, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF MINUTES

Minutes of the regular Council meeting of May 12th and Special meetings of May 10th and 19th, having been heretofore read by each Councilman were approved as so read.

2 IN THE MATTER OF COMMUNICATIONS NAVY DEPARTMENT

A communication from the Office of Inspector of Naval Material of the Navy Department approving sale of the McCabe Lathe to the Smith Manufacturing Company of San Jose was read and ordered filed.

3 IN THE MATTER OF COMMUNICATION FEDERAL WORKS AGENCY

A communication from the Federal Works Agency to Mayor Carl W. Shannon, enclosing a check of \$1098.25 to be deposited by the City of Modesto, being 25% of the allotment made under the Lanham Act Fund to be used for Defense Recreation in the City of Modesto was read, whereupon Commissioner Neece introduced

RESOLUTION NO. 5910-N.S.

authorizing the Mayor of the City of Modesto to endorse the check so that it may be converted into cash in order that it may be deposited in accordance with the

Instructions of Federal Works Agency in the Bank of America under the account of the Defense Recreation Committee of Modesto, Contribution Account", which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF COMMUNICATION PACIFIC GAS & ELECTRIC CO. A communication from the Pacific Gas & Electric Company advising that they were preparing an application to the City of Modesto for an indeterminate franchise for the use of the City streets as authorized by recent Charter Amendments was read and ordered filed.

5 IN THE MATTER OF PETITION OPERATE USED CAR LOT- FRANK B. LATTIMER

Commissioner Morris introduced

RESOLUTION NO. 5911-N.S.

approving bond and application and granting permit to Frank B. Lattimer to operate a used car lot at 1130 Tenth Street, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6 IN THE MATTER OF RECORDING DEED ON TAX DEED LAND FROM STANISLAUS COUNTY

Commissioner Neece introduced

RESOLUTION NO. 5912-N.S.

authorizing the recording of the deed on tax deed land presented by Ed Whitmore, Tax Collector of the County of Stanislaus to the City of Modesto with the Recorder of Stanislaus County, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7 IN THE MATTER OF RENEWAL OF LEASE WITH HAWKE CROP DUSTING COMPANY

Commissioner Morris introduced

RESOLUTION NO. 5913-N.S.

authorizing the renewal of the lease with the Hawk Crop Dusting Company for hangar at airport for a term of one year from June 2, 1943, on the same terms as expiring lease, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8 IN THE MATTER OF FINAL ADOPTION OF ORDINANCE NO. 700-N.S. ZONING

Ordinance No. 700-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of April 28, 1943, 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9 IN THE MATTER OF Ordinance No. 701-N.S. having been heretofore introduced and
FINAL ADOPTION OF
ORDINANCE NO. 701-N.S. ordered printed and published at the regular meeting of
APPROPRIATE MONEY April 28, 1943 and thereupon printed and published as required
PUMP BASE

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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10 IN THE MATTER OF Pursuant to citation being served on the following taxicab
CITATION OF TAXI drivers to show cause why their license to drive taxicabs
DRIVERS should not be cancelled as provided by section 3 of Ordinance No. 522-N.S.

John Cecil Schooling

Herbert Gallagher

Evelyn Muston

Harry Latham

Enoch Shively

Jack Limon

they appeared before the Council and were warned by the Council they could continue
driving taxicabs but must comply with the laws and that any recurrence of infractions
of the law governing taxicab drivers would be dealt with by the Council.

11 IN THE MATTER OF Pursuant to citation being served on Leo Harrelson, taxicab
CANCEL TAXICAB driver, to show cause why his driver's license No. 403 should
DRIVERS LICENSE OF LEO HARRELSON not be cancelled as provided by section 3 of Ordinance No.

522-N.S. and whereas he has been cited for four infractions and whereas he has turned
over his said driver's license to the Police Department and notified them that he
would not appear before the Council as required, Commissioner Stanley introduced

RESOLUTION NO. 5914-N.S.

revoking the taxicab driver's license of said Leo Harrelson which resolution was
regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

12 IN THE MATTER OF Commissioner Stanley introduced
LEAVE OF ABSENCE TO
DELBERT M. HODGES

RESOLUTION NO. 5915-N.S.

granting leave of absence to Delbert M. Hodges, driver of the Fire Department of
the City of Modesto, to enter the armed forces of the United States of America and
for a period of 60 days after his discharge from said United States armed forces,
which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

13 IN THE MATTER OF Mayor Shannon appointed City Attorney Fowler as a committee
COMMITTEE PREPARE to prepare resolution of condolence for the family of the
RESOLUTION CONDOLENCE late Elmer J. Blum, City Clerk, Auditor and Assessor to be
FAMILY-ELMER J. BLUM spread upon the official minutes of the City of Modesto.

14 IN THE MATTER OF Commissioner Morris introduced
ADJOURNMENT

RESOLUTION NO. 5916-N.S.

recommending that this Council meeting adjourn out of respect for the late Elmer
J. Blum, City Clerk, Auditor and Assessor of the City of Modesto, which resolution
was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST *Anne M. Collins*
ANNE M. COLLINS, ACTING ASSISTANT CITY CLERK

Special Council Meeting

May 28, 1943

The Council of the City of Modesto met in special session this date at 3:00 P.M. as provided by section 2 of Ordinance No. 2-N.S.

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

Absent: Councilmen: None

1
IN THE MATTER OF
APPOINTMENT OF CITY
CLERK, AUDITOR
ASSESSOR

Commissioner Neece introduced

RESOLUTION NO. 5917-N.S.

appointing Rex E. Gailfus to succeed the late Elmer J. Blum, as City Clerk, Auditor and Assessor, said appointment to be effective as soon as the necessary bond has been placed on file and oath of office taken. Be it further resolved that the compensation to be paid to said Rex E. Gailfus shall be \$3720.00 per annum as set forth in Section 1 of Ordinance No. 685-N.S. of the City of Modesto which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
APPOINTMENT OF
PERSONNEL CLERK

Commissioner Neece introduced

RESOLUTION NO. 5918-N.S.

appointing W. B. Devlin as Clerk of the Personnel Board of the Civil Service System, as provided in Ordinance No. 599-N.S. at a salary of \$25.00 per month, to succeed the late Elmer J. Blum, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
REVOKE PERMIT OF
PENTECOSTAL CHURCH
TO ERECT TENT

Whereas the Council of the City of Modesto did on the 5th day of May, 1943 adopt Resolution No. 5890-N.S. entitled:

"A RESOLUTION GRANTING PERMIT TO ERECT TENT FOR REVIVAL SERVICES

TO B. J. ANDERSON OF THE PENTECOSTAL HOLINESS CHURCH, INC", granting permit to the said B. J. Anderson to erect a tent to hold revival services at 611 7th Street for a period of six weeks from this date, and whereas there have been filed with the Police Department of the City of Modesto numerous complaints by the residents in the neighborhood adjoining this tent on the noise disturbing the peace and quiet, whereupon Commissioner Morris introduced

RESOLUTION NO. 5919-N.S.

rescinding Resolution No. 5890-N.S. and authorizing the Police Department of the City of Modesto to notify said B. J. Anderson of the action taken by the Council, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
ADJOURNMENT

Commissioner Morris introduced

RESOLUTION NO. 5920-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST

Anne M. Collins
ANNE M. COLLINS, ACTING
ASSISTANT CITY CLERK

Special Council Meeting

June 2, 1943

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, Morris, Neece, Acting Mayor Stanley

Absent: Mayor Shannon

1
IN THE MATTER OF
RESOLUTION OF CON-
DOLENCE TO FAMILY
OF LATE, ELMER J.
BLUM

Whereas, on the 26th day of May, 1943, Elmer J. Blum, our highly esteemed and honored City Clerk, departed this life after a very brief illness:

His sudden and unexpected passing was a profound, almost stunning, shock to his associates, fellow officers, relatives and friends:

He was only thirty-nine years of age, had been an employee of the City of Modesto since 1925, and City Clerk, Auditor and Assessor since November 28, 1940;

At all times he was a faithful, highly competent and dependable officer. His earnest devotion to the discharge of his official duties was well known and earned for him an enviable reputation throughout the State:

During the years of his employment with this City, he rendered invaluable service, displaying at all times a willingness to aid in its advancement and the welfare of its citizens whereupon Commissioner Neece introduced

RESOLUTION NO. 5921-N.S.

making formal record of the loss to the City of Modesto, its Council and its citizens occasioned by the untimely passing of a splendid officer, and a devoted husband and father and this Council does further extend to his sorrowing wife, Ella M. Blum, and his two little children, James E. Blum and Kathleen Blum, the profound sympathy of its members and that of the citizens of Modesto and be it further resolved that this resolution be spread upon the minutes of the City Council of the City of Modesto and that a copy thereof be sent to the family of our late City Clerk, Elmer J. Blum, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

2
IN THE MATTER OF
GRANT PERMIT TO
G. WILEY OPERATE
BUSINESS IN RESI-
DENCE ZONE

Whereas, pursuant to referring of petition of G. Wiley to
operate a painting business at 311 High Street to the
Planning Commission for investigation and recommendation

as provided by Ordinance No. 655-N.S. at this time a communication from the Planning
Commission was filed granting petition and making certain recommendations as follows:

- 1-That there be no mixing of paints on the premises.
- 2-That there be no expansion of the business beyond what is now anticipated.
- 3-That paints, oils, etc., shall not be kept on the premises in such quantities
as may increase the fire insurance rates of the property adjacent thereto
- 4-That any signs displayed shall be in accordance with the provisions of the
newly adopted Zoning Ordinance which will be effective on June 10, 1943,

whereupon Commissioner Burge introduced

RESOLUTION NO. 5922-N.S.

granting permit under the conditions set forth, which resolution was regularly
adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

3
IN THE MATTER OF
EXTENSION OF COMPLE-
TION DATE TO STANDARD
MATERIAL COMPANY FOR
IMPROVING LALOMA STREET

Commissioner Morris introduced

RESOLUTION NO. 5923-N.S.

granting 30 days extension to the Standard Materials
Company for the completion of contract for the improvement of LaLoma Street from
18th Street to Rue De Voe and from alley in Block 235 to Bonita Avenue from June
8, 1943, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

4
IN THE MATTER OF
RENEWAL OF LEASE
WITH UNITED STATES
ON MUNICIPAL AIRPORT

Commissioner Morris introduced

RESOLUTION NO. 5924-N.S.

authorizing the renewal of lease with the United States
of America on the Municipal Airport for a period of one year from June 30, 1943 and
appointing the Mayor as signatory official, which resolution was regularly adopted
by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

5
IN THE MATTER OF
RENEWAL OF LEASES
WITH DEPARTMENT OF
COMMERCE

Renewing of leases with the Department of Commerce for
Remote Control Quarters site and right to set six poles
and install and maintain lights thereon at the Municipal
Airport was laid over until next meeting.

6
IN THE MATTER OF
RENEW AGREEMENT
FOR WATER WITH
BUREAU OF RECLAMATION

Commissioner Morris introduced

RESOLUTION NO. 5925-N.S.

authorizing the renewal of contract for furnishing water
at 809 13th Street to the Bureau of Reclamation for a period of one year from
July 1, 1943 and appointing Mayor as signatory official, which resolution was regularly
adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: ~~Mayor Shannon~~

7 IN THE MATTER OF Jack Wherry, representing the Defense Recreation Committee
DISBURSEMENT OF of Modesto appeared before the Council with regard to the
LANHAM ACT FUNDS method of disbursing the funds granted the City of Modesto under the Lanham Act Fund
and now deposited in the Bank of America under the account of "Defense Recreation
Committee of Modesto Contribution Fund". He was informed by the Council that it would
be agreeable with the Council for the Defense Recreation Committee to make their
own arrangements for the handling of the funds and issuing of checks.

8 IN THE MATTER OF A claim was presented by Morris Kahn representing J.P.
CLAIM FOR DAMAGES Machado, of \$62.44, being damages to automobile parked at
TO CAR OF J. P. MACHADO curb in front of dwelling at 711 13th Street, between G and H Streets on May 6th,
caused by tree falling across the Machado car. This matter was referred to City
Attorney Fowler.

9 IN THE MATTER OF At the suggestion of Commissioner Neece, City Attorney
TAXES ON CITY PRO- Fowler was instructed to get in touch with Assemblyman
PERTY OUTSIDE CITY Brown and State Senator Donnelly from this district and
LIMITS discuss with them the proposition of introducing a bill at the next session of the
State Legislature to relieve the cities from paying taxes on any property they
might own outside the city limits although not contiguous to the city limits.

10 IN THE MATTER OF Commissioner Burge introduced
ADJOURNMENT RESOLUTION NO. 5926-N.S.
adjourning this Council meeting now in session, which resolution was regularly
adopted by the following vote:
Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley
Noes: Councilmen: None
Absent: ~~Mayor Shannon~~

ATTEST Ray E. Gierman
CITY CLERK

Council Meeting
June 9, 1943

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: Burge, Morris, Stanley, Neece, Mayor Shannon
Absent: Councilmen: None

1 IN THE MATTER OF The minutes of the special Council meetings held on May
APPROVAL OF MINUTES 28th and June 2nd and regular meeting of May 26th, having
been heretofore read by each Councilman, were approved as so read.

2 IN THE MATTER OF Mrs. Elizabeth Benkendorf, Chairman of the Defense Recreation
APPLICATION TO FED- Committee, appeared before the Council and presented the bud-
ERAL WORKS AGENCY get for the Defense Recreation Committee for the year ending
FOR LANHAM ACT FUNDS June 30, 1944 and requested that the Mayor be authorized to sign application to the
Federal Works Agency, for \$20,100.00 of the Lanham Act Funds, to be used for Defense
Recreation within the City of Modesto and adjacent territory to the City and she

informed the Council that the application would be accompanied by a letter from Col. L. R. Poust of the Hammond Hospital, favoring the budget and she requested that the Mayor also write a letter of recommendation for Lanham Act Funds to accompany the application, whereupon Commissioner Neece introduced

RESOLUTION NO. 5927-N.S.

approving budget as presented and appointing Mayor Shannon as signatory official on application for Lanham Act Funds in amount \$20,100.00 which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3

IN THE MATTER OF CLAIMS FOR MONTH OF MAY, 1943

Claims against the City of Modesto for the month of May, 1943 having been heretofore audited by the Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 5928-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-----	\$27,721.95
WATER FUND-----	5,367.61
LIBRARY FUND-----	1,182.85
SPECIAL GAS TAX-----	21.53
TOTAL-----	\$34,293.94

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4

IN THE MATTER OF COMMUNICATION CALIFORNIA STATE WAR COUNCIL

A communication from the California State War Council regarding financial aid to local agencies for Civilian Defense was referred to the City Attorney for study and recommendation to Council.

IN THE MATTER OF COMMUNICATION RE: DEATH OF ELMER J. BLUM

A communication from Richard Graves, Executive Secretary of the League of California Cities, regarding the death of former City Clerk, Elmer J. Blum was read and ordered filed.

A card of thanks from the family of the late Elmer J. Blum for the expression of sympathy by the Council was read and ordered filed.

IN THE MATTER OF CALLING FOR BIDS ON ADVERTISING AND PRINTING FOR YEAR ENDING JUNE 30, 1944

Commissioner Neece introduced

RESOLUTION NO. 5929-N.S.

authorizing the Clerk to advertise for bids for the official printing and advertising for the fiscal year ending June 30, 1944, said bids to be opened at the City Hall on Wednesday, June 23, 1943, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6

7

IN THE MATTER OF PROGRESSIVE PAYMENT TO STANDARD MATERIALS COMPANY Whereas, City Engineer, F. J. Rossi has filed a report with the Council of work completed by the Standard Materials Company on the improving of La Loma Street improvement, Project No. 26 of the Memorandum of Agreement for Streets of Major Importance, and whereas said report shows approximately 55% of the work completed, Commissioner Morris introduced

RESOLUTION NO. 5930-N.S.

authorizing the City Clerk and Auditor to draw warrant for \$2312.64 as first progressive payment, payable to Standard Materials Company, which resolution was regularly adopted by the following vote:

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

8

IN THE MATTER OF RES. OF INTERVENTION TO GRANT GAS FRANCHISE Whereas the Pacific Gas and Electric Company has filed an application requesting a franchise for an indeterminate period be granted to it for the purposes of transmitting and distributing gas within said City and to lay and use in said public streets, ways and places all pipes and appurtenances necessary or proper for said purpose and whereas in the opinion of said Council the public good requires that said franchise be granted, Commissioner Burge introduced

RESOLUTION NO. 5931-N.S.

granting said franchise and setting forth the time and place for hearing of objections to the granting thereof, as the City Hall at 8:00 P.M., Wednesday, July 14, 1943 (for further reference refer to copy of notice and application on file with City Clerk), which resolution was regularly adopted by the following vote:

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

9

IN THE MATTER OF AUTHORIZE TREASURER TO SIGN REQUISITIONS Commissioner Neece introduced RESOLUTION NO. 5932-N.S.

amending Resolution No. 4298-N.S. to permit the Treasurer of the City of Modesto to sign requisitions of the City of Modesto for material and/or labor, which resolution was regularly adopted by the following vote:

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

10

IN THE MATTER OF SETTING UP CAPITAL ACCOUNT FUND The matter of setting up capital account fund was discussed and the City Attorney read the state law governing this and he was directed to obtain additional information on this subject and report to the Council.

11

IN THE MATTER OF ATTORNEY'S REPORT ON CLAIM OF J. P. MACHADO Pursuant to referring claim of J. P. Machado, presented by M. Kahn, of \$62.44, being damage to automobile by falling tree to Attorney Fowler, he filed a report at this time with the Council that the City would not be liable and that claim is not just. Decision of attorney was ordered filed by the City Clerk and claim was refused.

12

IN THE MATTER OF ATTORNEY'S REPORT ON EXEMPTION OF CITY PROPERTY FROM TAXES Pursuant to referring the matter of proposed state legislation to relieve cities from paying taxes on property owned by

them and not contiguous to the City, to the Attorney for investigation and report, at this time he filed a report with the City Clerk on this matter.

13

IN THE MATTER OF DEPARTMENTAL REPORTS

Departmental reports for month of May were ordered filed.

14

IN THE MATTER OF ADJOURNMENT

Commissioner Burge introduced RESOLUTION NO. 5933-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST Ray E. Gaierus CITY CLERK

Special Council Meeting
June 16, 1943

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, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF RESOLUTION PROTESTING TO RETURN OF JAPANESE TO PACIFIC COAST

D. B. Colville, representing the American Legion appeared before the Council and requested that the Council adopt a resolution opposing the return of the Japanese to the Pacific Coast, where-

upon Commissioner Stanley introduced

RESOLUTION NO. 5934-N.S.

recommending that the Council of the City of Modesto go on record as opposing the return of the Japanese to the Pacific Coast, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2

IN THE MATTER OF AGREEMENT ON SOFT BALL PARK

Commissioner Neece introduced

RESOLUTION NO. 5935-N.S.

recommending that the City of Modesto lease that portion of the Modesto Municipal Baseball Field, known as the Soft Ball Field to the Modesto Soft Ball association for the period June 1, 1943 to and including September 30, 1943, for a sum of \$1.00, providing they meet all requirements as set forth in the lease agreement, which resolution was adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3

IN THE MATTER OF REPORT BY ATTORNEY ON COMMUNICATION FROM CALIFORNIA STATE WAR COUNCIL

Pursuant to referring communication from the California State War Council to the City Attorney for investigation and report, he filed a report with the City Clerk recommending that no action be taken on this communication. Report was ordered filed.

4 IN THE MATTER OF
REPORT BY ATTORNEY
ON STATE LEGISLATION
RELIEVE CITIES PAYING
TAXES ON PROPERTY
OUTSIDE CITY

Pursuant to referring the matter of proposed state legisla-
tion to relieve cities from paying taxes on property outside
city limits and not contiguous to the City to Attorney
Fowler for investigation, he read a report of his investiga-
tion and this was ordered filed by the City Clerk.

5 IN THE MATTER OF
STOP SIGNS AT MORRIS
& HIGH STREETS AND
HIGH & LUCERNE STREETS

The matter of installing stop signs at Morris and High
streets and High and Lucerne Streets was referred to the
Chief of Police and City Engineer Rossi for investigation
and report at next meeting.

6 IN THE MATTER OF
COMMUNICATIONS

Mayor Shannon read a communication from R. L. Ustick, offering
his resignation from the Defense Recreation Committee, where-
upon the Council accepted his resignation as presented.

7 Mayor Shannon read a communication from Dr. B.S. Taylor,
Secretary of the Modesto Service Men's Club Committee and a copy of a letter to
Mrs. Elizabeth Benkendorf, Chairman of the Defense Recreation Committee, written by
Dr. B.S. Taylor, regarding disposition of funds for the Service Men's Club, which
were ordered filed.

8 IN THE MATTER OF
SELLING LAND UNDER
TAX DEED

Attorney Fowler reported that work was being done to clear
up title on land taken by the city under tax deed and he
suggested that title be quieted before anything was done in regard to selling the
land. He stated that registered letters had been sent to registered owners on
property listed on deed presented by the Stanislaus County Tax Collector, Ed Whitmore
to clear title and he suggested that all applications to purchase any certain parcel
of land be turned down until all property had been cleared.

9 IN THE MATTER OF
HOUSING FOR WORKERS
AT FLOTILL PRODUCTS
COMPANY

The matter of housing workers at the Flotill Cannery was
brought up by City Engineer Rossi and he reported that they
desired to erect tents during the canning season, whereupon
Commissioner Morris recommended that a resolution be adopted so that special tents
be permitted at the cannery to house workers during the coming canning season.
Upon discussion of this subject by the Council, Commissioner Morris withdrew his
recommendation that a resolution be adopted and by order of the Council, this
matter was referred to the planning Commission for investigation.

10 IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced

RESOLUTION NO. 5936-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST Ray E. Sanchez CITY CLERK

June 23, 1943

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: Burge, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF MINUTES
The minutes of the regular Council meeting of June 9, 1943, and special meeting of June 16, 1943, having been heretofore read by each Councilman were approved as so read.

2
IN THE MATTER OF ORAL COMMUNICATIONS PETITIONS, ETC.
Mr. Halley, representing the Foster & Kleiser Advertising Company appeared before the Council and presented a drawing of proposed "V" Unit sign board to be erected on the northwest corner of Eighth and H Streets, the size of said sign to be 12' x 25'. The Council took this request under advisement.

3
IN THE MATTER OF CLAIMS
Commissioner Neece introduced
RESOLUTION NO. 5937-N.S.
authorizing the City Clerk and Auditor to draw warrant in amount \$22.18 to R. R. Fowler for cash paid out on quieting title to tax deed lands and expenses on trip to San Jose, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Burge, Morris, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

4
IN THE MATTER OF COMMUNICATIONS DEPT. OF COMMERCE
Pursuant to referring the matter of request for renewal of leases with the Department of Commerce for remote control station and right to set six poles to the City Engineer for investigation, he reported at this time that he had corresponded with the Civil Aeronautics Administration and they had advised that they were conferring with the Post Engineer at Stockton Field asking for permit for occupancy until such time as the building and poles could be removed.

5
IN THE MATTER OF AWARD BID ON ADVERTISING & PRINTING FOR YEAR 1943-44
Commissioner Stanley introduced
RESOLUTION NO. 5938-N.S.
accepting bid of the Modesto Bee for official advertising and printing for year ending June 30, 1944 and appointing the Mayor and Auditor as signatory officials on contract, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Burge, Morris, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

6
IN THE MATTER OF AMEND LEASE AGREEMENT WITH SOFT BALL ASSOCIATION
Commissioner Burge introduced
RESOLUTION NO. 5939-N.S.
amending the lease agreement between the Modesto Soft Ball Association and the City of Modesto for rental of the soft ball diamond, eliminating that portion of the lease agreement requiring the Modesto Soft Ball Association to procure public liability insurance, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
PARTIAL PAYMENT
IMPROVING LALOMA
STREET TO STANDARD
MATERIALS CO.

Commissioner Morris introduced

RESOLUTION NO. 5940-N.S.

authorizing progressive partial payment of \$1681.92 to the Standard Materials Company for improving LaLoma Street and directing the City Clerk and Auditor to draw warrant in payment which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
PROVIDE FOR COLLECTION
OF "WITHHOLDING TAX"

Commissioner Neece introduced

RESOLUTION NO. 5941-N.S.

providing for the collection of the 20% "Withholding Tax" from the salaries paid the employees of the City of Modesto by the Auditor and the depositing of the funds in the Anglo California National Bank by the City Treasurer, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
STOP SIGNS AT HIGH,
LUCERNE, COLDWELL
STREETS

Pursuant to referring the matter of installing stop signs

at High and Lucerne and High and Morris Avenues to the

City Engineer and Chief of Police for investigation and

recommendation at this time, they filed a report making the following recommendations:

That stop signs be placed on the northeast corner and on the southwest corner of Lucerne Avenue and High Street, stopping traffic entering High Street.

That four (4) way stop signs be placed at the intersection of Morris Avenue and High Street

That the Council request the Board of Supervisors to install a stop sign on the northwest corner of College Avenue and Coldwell Avenue stopping traffic entering Coldwell Avenue and that the City install caution signs at the northeast, southeast and southwest corner of the intersection.

whereupon Commissioner Stanley introduced

RESOLUTION NO. 5942-N.S.

accepting report and adopting the recommendations and authorizing the City Engineer to install the necessary sign, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
REPORT BY PLANNING
COMMISSION ON TENTS
AT FLOTILL PRODUCTS
COMPANY

Pursuant to referring the request of the Flotill Products Company to erect tents during the coming canning season

for their workers to the Planning Commission for investigation, a report was filed by the said Planning Commission recommending that the Flotill Products Company be granted permit to place tents upon their premises for the purposes of affording temporary sleeping and housing accommodations for certain of its employees during the season of 1943, whereupon Commissioner Morris introduced

RESOLUTION NO. 5943-N.S.

recommending that a temporary permit be granted the said Flotill Products Company to erect tents for housing employees under the supervision of City Building Inspector Rossi and that said tents be removed on or before November 30, 1943, and if they are required after that date, the said Flotill Products Company shall make a new application to the Council which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
RESIGNATION OF
BETTJANE HARCKSEN

Commissioner Stanley introduced

RESOLUTION NO. 5944-N.S.

accepting resignation of Bettjane Harcksen as Clerk from the Police Department, effective June 28, 1943, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
APPOINTMENT E. J.
MITCHELL, DEFENSE
RECREATION COMMITTEE

Whereas Richard Ustick has tendered his resignation from the Defense Recreation Committee Commissioner Stanley introduced

RESOLUTION NO. 5945-N.S.

accepting resignation of Richard Ustick and appointing E. J. Mitchell to fill vacancy in said Defense Recreation Committee, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
ADOPTION OF BUDGET
1943-1944

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, 1943 and ending June 30, 1944, 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. 5946-N.S.

adopting budgets of the various departments as so corrected and revised, said revision to be effective as of July 1, 1943, 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14
IN THE MATTER OF
RES. FIXING WAGE
SCALE FOR UNCLASS-
IFIED LABOR

Commissioner Neece introduced

RESOLUTION NO. 5947-N.S.

rescinding Resolution No. 5645-N.S. and fixing the wage
scale for common or unclassified labor to be paid by the City of Modesto for year
ending June 30, 1944, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

15
IN THE MATTER OF
ORDINANCE FIXING
SALARIES OF OFFICIALS
OF CITY OF MODESTO

Commissioner Neece introduced an ordinance being

ORDINANCE NO. 702-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 ordi-
nance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

16
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 5948-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST Red E. Gueffus CITY CLERK

Special Council Meeting

July 7, 1943

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, Morris, Neece, Acting Mayor Stanley

Absent: Mayor Shannon

1
IN THE MATTER OF
SETTING PRICE ON
COPIES OF ZONING
ORDINANCE NO. 700-N.S.

Commissioner Burge introduced

RESOLUTION NO. 5949-N.S.

setting price on copies of Zoning Ordinance No. 700-N.S.
of \$1.00 and providing that no charge be made to governmental units or when ordi-
nance is to be used for governmental uses, which resolution was regularly adopted
by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

2
IN THE MATTER OF
APPOINT SIGNATORY
OFFICIALS ON AGREE-
MENT FOR EXPENDITURE
OF GAS TAX FUND

Commissioner Morris introduced

RESOLUTION NO. 5950-N.S.

appointing Acting Mayor Stanley and City Clerk Rex E. Gailfus as signatory officials on agreement for expenditure of $\frac{1}{4}$ Gas Tax Fund on Streets of Major Importance for the fiscal year 1944, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

3
IN THE MATTER OF
ACCEPTANCE OF IMPROVE-
MENT OF LALOMA STREET

Whereas City Engineer Rossi has filed Notice of Completion for work of improving La Loma, a Street of Major Importance, known as Project

No. 26 of the Memorandum of Agreement for Streets of Major Importance by the Standard Material Company, whereupon Commissioner Morris introduced

RESOLUTION NO. 5951-N.S.

accepting the work as completed and authorizing payment of \$162.55 being progressive payment due at this time and directing the City Clerk to record "Notice of Completion" with the Stanislaus County Recorder, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

4
IN THE MATTER OF
PERMIT TO OPERATE
USED CAR LOT-JOE SASO

Commissioner Burge introduced

RESOLUTION NO. 5952-N.S.

approving application and bond of Joe Saso to operate Used Car Lot at 1121 Tenth Street, as provided by Ordinance No. 514-N.S., which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

5
IN THE MATTER OF
GRANT PERMIT HOLD
TERRAPIN DERBY TO
MODESTO JR. C OF C

Whereas, pursuant to communication from the Modesto Jur. Chamber of Commerce and the verbal request of Jim Wilson, President of the

Modesto Jr. Chamber of Commerce that they be granted permit to hold the Second Annual Terrapin Derby at the Southeast corner of Twelfth and Eye Streets on July 16, and 17,

Commissioner Morris introduced

RESOLUTION NO. 5953-N.S.

granting permit to hold Terrapin Derby as requested, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

6
IN THE MATTER OF
COMMUNICATIONS
SALE OF LATHE

A communication from Attorney Waldo F. Postel of San Francisco, regarding the sale of the lathe belonging to the City of Modesto to Joe Fontes Machinery Company was read and referred to the City Attorney for reply.

IN THE MATTER OF
AUTHORIZE CITY CLERK
TO ADVERTISE FOR BIDS

Commissioner Morris introduced

RESOLUTION NO. 5954-N.S.

7 authorizing the City Clerk to advertise for bids for furnishing at well site, approximately 86 feet of 24 inch and approximately 102 feet of 20 inch number 12 gauge double hard red steel well casing, said casing to be in 24" lengths and furnishing 2 well rings as follows: One steel well ring, 5" x 3/4" for 20 inch casing and one steel well ring 6" x 3/4" for 24 inch well casing. Said bids to be opened on Wednesday, July 28, 1943 at the City Hall, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

Commissioner Morris introduced

RESOLUTION NO. 5955-N.S.

8 authorizing the City Clerk to advertise for bids for drilling two water wells, installing casing furnished by the City of Modesto and Sand pumping and developing said well in accordance with plans, specifications and special provisions on file in the office of the City Engineer, said bids to be opened at 7:30 o'clock P.M. on Wednesday July 28, 1943, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

9 IN THE MATTER OF
APPOINT SIGNATORY
OFFICIALS ON GASOLINE
RATION BANK ACCOUNT

Commissioner Morris introduced

RESOLUTION NO. 5956-N.S.

authorizing E. E. Arington and/or Viola Ramsey of the Police Department of the City of Modesto as signatory official for opening and maintaining a Gasoline Ration Bank Account at the Anglo California National Bank, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

Commissioner Morris introduced

RESOLUTION NO. 5957-N.S.

10 appointing Geo. E. Wallace or Carl Payne of the Fire Department of the City of Modesto as signatory officials for opening and maintaining a Gasoline Ration Bank Account at the Anglo California National Bank, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

Commissioner Morris introduced

RESOLUTION NO. 5958-N.S.

11 appointing Frank J. Rossi, Engineer or A. O. Carley, Chief Draftsman of the Public Works Department of the City of Modesto as signatory officials for opening and maintaining a Gasoline Ration Bank Account at the Anglo California National Bank, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

12 IN THE MATTER OF
RENEWAL OF AGREEMENT
FOR MANAGING GOLF
COURSE WITH IAN
MACDONALD

Commissioner Neece introduced

RESOLUTION NO. 5959-N.S.

directing the City Attorney to prepare new agreement for managing

the Municipal Golf Course with Ian Macdonald at a monthly salary of \$150.00, which resolu-
was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent Mayor Shannon

13 IN THE MATTER OF
GRANT PERMIT TO
KEEP RABBITS-ROBERT
L HAWN

Commissioner Burge introduced

RESOLUTION NO. 5960-N.S.

granting permit to Robert L. Hawn to keep rabbits at 230 Maple Street

as provided by Ordinance No. 414-N.S. which resolution was regularly adopted by the follow-
ing vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

14 IN THE MATTER OF
REPORT BY CHIEF OF
POLICE ON CARNIVAL

Chief of Police Arington reported that Foley and Burke Carnival

wished to hold a show in the City of Modesto and be exempt from

paying the necessary city license, due to the fact that certain profits from the show were
to go to the Hospital Recreation Fund. No action was taken by the Council.

15 IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced

RESOLUTION NO. 5961-N.S.

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

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST, REX E. GAILFUS, CITY CLERK

Rex E. Gailfus

Council Meeting

July 14, 1943

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: Burge, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the special meeting of July 7th and regular meeting
of June 23rd, having been heretofore read by each Councilman, were

approved as so read.

2 IN THE MATTER OF
ORAL COMMUNICATIONS

Ian Macdonald, Manager of the Municipal Golf Course, appeared before
the Council and suggested that a change in the civil service exami-

tion be made covering employees at the Golf Course. No action was taken by the Council.

3 IN THE MATTER OF
AGREEMENT WITH
IAN MACDONALD, MANAGER
OF GOLF COURSE

Commissioner Neece introduced

RESOLUTION NO. 5962-N.S.

rescinding Resolution No. 5959-N.S. adopted July 7, 1943,

entitled "A RESOLUTION DIRECTING THE CITY ATTORNEY TO PREPARE NEW AGREEMENT FOR
MANAGING THE MUNICIPAL GOLF COURSE WITH IAN MACDONALD AT A SALARY OF \$150.00 AS OF
AUGUST 12, 1943" recommending that the City Attorney be directed to draw new agree-
ment at a salary of \$175.00 per month, beginning August 1, 1943, which resolution
was regularly adopted by the following vote:

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

4 IN THE MATTER OF
CLAIMS FOR MONTH
OF JUNE, 1943

Claims against the City of Modesto for the month of June,
1943, having been heretofore audited by the Council and

found to be correct, Commissioner Neece introduced:

RESOLUTION NO. 5963-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-----	\$ 25,986.07
WATER FUND-----	6,802.19
LIBRARY FUND-----	1,324.64
BOND RED. INT. FUND-----	437.50
ST. BOND RED. INT. FUND-----	
UNAPPORTIONED FUND-----	11.00
SPECIAL GAS TAX FUND-----	4,292.38

TOTAL-----\$ 38,853.78

which resolution was regularly adopted by the following vote:

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

5 IN THE MATTER OF
COMMUNICATIONS

A communication from the County Clerk's office, notifying
us that the Stanislaus County Board of Supervisors had
agreed to comply with our request for the installation of a stop sign at Coldwell
Avenue and College Avenue was read and ordered filed.

6 A communication from Bush & Ackley, Attorneys for the
estate of Margaret A. Weyer regarding the bequest of \$10,000 for an auditorium was
read and ordered filed.

7 A communication from the International Association of
Chiefs of Police regarding convention in Detroit, Michigan for August 9,10,11, 1943
was read and ordered filed.

8 IN THE MATTER OF
HEARING ON GRANT-
ING FRANCHISE TO
PACIFIC GAS &
ELECTRIC COMPANY

Whereas, pursuant to publication of notice of hearing of
protest against granting franchise to the Pacific Gas &
Electric Company for the using of the streets of the City
of Modesto for transmitting gas to be held at the City Hall at 8:00 P.M. of this
date and whereas no protests were filed, Commissioner Morris introduced an ordinance
being

ORDINANCE NO. 703-N.S.

entitled "ORDINANCE GRANTING TO PACIFIC GAS AND ELECTRIC COMPANY, ITS SUCCESSORS
AND ASSIGNS, THE FRANCHISE TO USE, FOR TRANSMITTING AND DISTRIBUTING 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 CALIFORNIA 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 IN THE PUBLIC STREETS, WAYS AND PLACES WITHIN SAID CITY, AND TO LAY AND USE IN SAID PUBLIC STREETS, WAYS AND PLACES ALL PIPES AND APPURTENANCES 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
FINAL ADOPTION OF
ORDINANCE NO. 702-N.S.
SALARY OF OFFICIALS

Ordinance No. 702-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of June 23, 1943 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
DANCE HALL LICENSE
REFUSE PERMIT
GEORGE SAGRES

Commissioner Stanley introduced
RESOLUTION NO. 5964-N.S.

recommending that the City Clerk be directed to notify by mail, George Sagres, operator of the Green Front Restaurant and Bar at 1714 9th Street that his license to operate a dance hall at the above location would not be renewed and he would be compelled to discontinue dancing, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
AMENDMENT TO ORDINANCE
NO. 322-FORTUNE TELLING

Commissioner Stanley introduced an ordinance being
ORDINANCE NO. 704-N.S.

entitled: "AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 322-N.S. OF THE CITY OF MODESTO ENTITLED "AN ORDINANCE REGULATING AND FIXING LICENSE FEE FOR THE BUSINESS OF FORTUNE TELLING" AS THEREAFTER AMENDED BY ORDINANCE NO. 679-N.S. BY INSERTING IN SECTION 1 OF SAID ORDINANCE NO. 679-N.S. THE WORDS 'PALMIST OR PALMISTRY' BY ADDING TO SAID ORDINANCE NO. 322-N.S. A NEW SECTION TO BE NUMBERED 3½ AND AMENDING SECTION 12 OF SAID ORDINANCE NO. 322-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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
PAYMENT OF SALARY
TO EMILIE MCKNIGHT

Commissioner Stanley introduced
RESOLUTION NO. 5965-N.S.

authorizing payment of \$50.00 salary to Emilie McKnight, employed in the Sheriff's office beginning July 1, 1943, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

13 IN THE MATTER OF
RABBIT APPLICATION
GRANTED W. T. SPEAR

Commissioner Burge introduced
RESOLUTION NO. 5966-N.S.

granting permit to W. T. Spear to keep rabbits at 407 Colorado as provided by Ordinance No. 416-N.S., which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Burge, Morris, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

14 IN THE MATTER OF
DEPARTMENTAL REPORTS
FOR MONTH OF JUNE

Departmental reports for the month of June, 1943 were read and ordered filed.

15 IN THE MATTER OF
COMMUNICATIONS

A communication from the Office of the State Director of Civilian Defense, California State War Council regarding expenses for Civilian Defense was turned over to the City Attorney Fowler for study.

16 A communication from the City of Merced regarding the meeting of the Central Division of the League of California Cities to be held at Merced on July 27, 1943 at Hotel Tioga was read and the City Clerk and Engineer were directed to contact various officials and determine who would be able to attend.

17 IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced
RESOLUTION NO. 5967-N.S.

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

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

ATTEST Ray E. Gaudin CITY CLERK

Special Council Meeting
July 21, 1943

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, Morris, Neece, Stanley, Mayor Shannon
Absent: Councilmen: None

1 IN THE MATTER OF
LETTER FROM J.M.
MERRITT RE: LICENSE
FOR PENNY ARCADE

A communication from J. M. Merritt of 445 S. Wilson Way, Stockton, California was read in which he requested the Council to fix a license fee for the operation of a Penny Arcade in the City of Modesto. By order of the Council the City Clerk was instructed to notify Mr. Merritt that the Council would not be interested in his proposal.

2 IN THE MATTER OF
LETTER V. M. BROWN
USE LOTS FOR VICTORY
GARDEN

A communication from Victor M. Brown requesting the use of lots, which the City hold tax deed on, located in Block 213, lots 38-39-40-41 to raise a fall Victory Garden was read, whereupon Commissioner Morris introduced

RESOLUTION NO. 5968-N.S.

granting request providing the applicant pay water bills and leave the lot in a good clean condition when he is finished using same and abide by all regulations governing Victory Gardens, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3 IN THE MATTER OF PERMIT TO KEEP RABBITS-J. FORBE JR. The petition to keep rabbits in the City limits of J. Forde Jr. was referred to the Sanitary Inspector, Mark J. Landquist for investigation and recommendation.

4 IN THE MATTER OF ANNUAL REPORTS OF FIRE-POLICE DEPARTMENTS Annual reports for fiscal year ending June 30, 1943 of the Police and Fire Departments were read and ordered filed.

5 IN THE MATTER OF REPORT BY ATTORNEY ON BULLETIN FROM STATE DIRECTOR OF CIVILIAN DEFENSE A report was given by the City Attorney on a bulletin received from the State Director of Civilian Defense in regard to expenditures by the Cities. By order of the Council, the City Clerk was directed to address a letter to the State Director of Civilian Defense and itemize the expenditures of the City for defense purposes.

6 IN THE MATTER OF ADJOURNMENT Commissioner Neece introduced RESOLUTION NO. 5969-N.S. adjourning this council meeting now in session, which resolution was regularly adopted by the following vote:

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

ATTEST REX E. GALLFUS CITY CLERK
Rex E. Gallfus

Council Meeting
July 28, 1943

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: Burge, Morris, Neece, Stanley, Mayor Shannon
Absent: Councilmen: None

1 IN THE MATTER OF MINUTES The minutes of the special meeting of July 21, and regular meeting of July 14, 1943, having been heretofore read by each Councilman were approved as so read.

2 IN THE MATTER OF CLAIMS-EXPENSES TO LEAGUE MEETING Commissioner Neece introduced RESOLUTION NO. 5970-N.S. allowing claim of \$16.94 as expenses of 11 officials of the City of Modesto to meeting of the League of California Cities, Central Valley Division at Merced, Tuesday, July 27, 1943, and directing the City Clerk and Auditor to draw warrant to W. B. Devlin, Treasurer and Collector, which resolution was regularly adopted by the following vote:
Ayes: Councilmen: Burge, Morris, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None
Absent: Councilmen: None

3 IN THE MATTER OF COMMUNICATIONS A communication from the Pacific Grape Products Company requesting a stop sign be installed at Grand and Groveland Streets was read and no action was taken, but the Clerk and Attorney were instructed to acknowledge receipt of the letter.

4
IN THE MATTER OF
COMMUNICATION FROM
W. W. HOPKINS

Whereas, pursuant to communication from W. W. Hopkins,
property Officer of the Stanislaus County Defense Council
requesting that he be replaced by K. Knudsen as Property Officer due to the fact
he had accepted a position outside the City of Modesto, Commissioner Stanley intro-
duced

RESOLUTION NO. 5971-N.S.

recommending that K. Knudsen be appointed as Property Officer of the Stanislaus County
Defense Council to replace W. W. Hopkins, which resolution was regularly adopted by
the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
GRANT PERMIT TO
J. FORD JR. TO
KEEP RABBITS

Commissioner Stanley introduced

RESOLUTION NO. 5972-N.S.

granting permit to Joseph Ford Jr. to keep rabbits at 427
Leon Street as provided by Ordinance No. 416-N.S. which resolution was regularly
adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
BIDS ON DRILLING
WELLS

Whereas, pursuant to advertising for bids for drilling 2
wells, installing casings, sand pumping and developing wells,
and whereas the City Clerk reports one bid on file from Osterberg Bros., by order
of the Council the bid was turned over to the City Engineer for consideration and
recommendation to the Council at their next meeting.

7
IN THE MATTER OF
BIDS ON MATERIAL FOR
WELLS

Whereas, pursuant to ~~advertising~~ for bids on well casing
and well rings, and whereas the City Clerk reports two bids
on file, one from Frank J. Hudson and one from Western Pipe & Steel Company, by
order of the Council the bid was turned over to the City Engineer for consideration
and recommendation to the Council at their next meeting.

8
IN THE MATTER OF
RES. FIX RATE PAY FOR
UNCLASSIFIED LABOR
FOR NIGHT WATERING
IN PARKS

Commissioner Neece introduced

RESOLUTION NO. 5973-N.S.

adopting wage scale for common or unclassified labor for
night work watering lawns and shrubbery in the City Parks and Golf Course during
the hours from 6:00 P.M. to 4:00 A.M. which resolution was regularly adopted by
the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
FINAL ADOPTION ORD.
703-N.S. GRANT FRANCHISE
TO P.G. & E.

Ordinance No. 703-N.S. having been heretofore introduced
and ordered printed and published at the regular meeting
of July 14, 1943, 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

BOARD OF EQUALIZATION

August 2, 1943

The Council of the City of Modesto met this 2nd day of August, 1943 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: Morris, Neece, Burge, Acting Mayor 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 Tuesday, August 3, 1943 at the appointed time and place.

August 3, 1943

Pursuant to adjournment of August 2nd, 1943 the Board of Equalization of the City of Modesto convened in regular session this date and there were

Present: Councilmen: Burge, Morris, Neece, Acting Mayor 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 4, 1943 at the appointed time and place.

August 4, 1943

Pursuant to adjournment of August 3rd, 1943, the Board of Equalization of the City of Modesto convened in regular session this date and there were

Present: Councilmen: Burge, Morris, Acting Mayor Stanley

Absent: Councilmen: Neece, 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 5, 1943 at the appointed time and place.

August 5, 1943

Pursuant to adjournment of August 4th, 1943, the Board of Equalization of the City of Modesto convened in regular session this date and there were

Present: Councilmen: Burge, Morris, Neece, Acting Mayor 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 Friday, August 6, 1943, at the appointed time and place.

August 6, 1943

Pursuant to adjournment of August 5th, 1943, the Board of Equalization of the City of Modesto convened in regular session this date and there were

Present: Councilmen: Morris, Burge, Stanley, Acting Mayor

Absent: Councilmen: Neece, 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 J. Stanley, Acting Mayor, Attest, Rex E. Gailfus, City Cler

10
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 704-N.S. AMEND
FORTUNE TELLING ORD.

Ordinance No. 704-N.S. having been heretofore introduced
and ordered printed and published at the regular meeting of
July 14, 1943, 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
ACCEPT OFFER U.S.
FOR MAINTENANCE RE-
CREATION PROJECT

Commissioner Neece introduced

RESOLUTION NO. 5974-N.S.

recommending that the offer of the United States to aid in
financing the defense recreation project in the City of Modesto be accepted and the
Attorney and Clerk be directed to execute the necessary documents and submit them to
the proper authorities at the earliest possible moment, which resolution was regularly
adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
ALLOW CLAIM OF \$60.00
TO AD-ART SIGN CO.

Whereas the Council did on May 12, 1943, adopt Resolution No.
5900-N.S. setting aside a fund of \$100.00 to be used by the

American Legion Recognition Committee for the purpose of erecting honor roll at Court
House Park to honor the heroes in this World War in this community, and whereas at this
time a bill has been presented by Frank Damrell, member of the the said American Legion
Recognition Committee in amount \$60.00 for painting and lettering honor roll, Commission-
er Neece introduced

RESOLUTION NO. 5975-N.S.

allowing said claim and directing the City Clerk and Auditor to draw warrant in amount
\$60.00 payable to Ad-Art Sign Co., which resolution was regularly adopted by the follow-
ing vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
ANNUAL REPORT OF
MCHENRY PUBLIC LIBRARY

The annual report of the McHenry Public Library was accepted
and ordered filed.

14
IN THE MATTER OF
REPORT BY ATTORNEY
ON DEFENSE COUNCIL
FUNDS

Attorney Fowler reported that he had written a letter to the
Stanislaus County Defense Council regarding the State's con-
tribution for Civilian Defense and filed a copy of his letter
with the City Clerk.

15
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 5976-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST

Rex E. Gailfus
REX E. GAILFUS, CITY CLERK

August 4, 1943

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, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
COMMUNICATIONS

A letter from Lawrence Robinson regarding the installation of stop sign at Morris and Johnson Streets was referred to the Engineer and Chief of Police for investigation and recommendation.

2
A letter from Colonel L. R. Poust regarding the improving of Yale Avenue was read and the City Engineer stated that there were no storm sewers in this section of the city and that the road had been oiled but there was nothing further that could be done to improve the condition of Yale Avenue. The letter was ordered filed.

3
IN THE MATTER OF
ORD. APPROPRIATING
MONEY

Commissioner Neece introduced an ordinance, being Ordinance No. 705-N.S. entitled: "AN ORDINANCE APPROPRIATING MONEY AND PROVIDING FOR THE PURCHASE OF MATERIALS AND EQUIPMENT FOR THE CITY OF MODESTO AND APPROPRIATING MONEY FOR PURPOSES OF PROMOTING THE GENERAL WELFARE OF THE CITIZENS OF MODESTO", and moved its adoption and passage to print and publish, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
AWARD BID ON MATERIAL
FOR WELLS

Pursuant to referring of bids on materials to be used for two wells to the City Engineer for investigation and recommendation, at this time he recommended the bid of Frank J. Hudson, as being the lowest and best bid, whereupon Commissioner Burge introduced

RESOLUTION NO. 5977-N.S.

accepting bid of said Frank J. Hudson for 24 inch well casing, 20 inch well casing, one 20" diameter x 5" x 3/4" ring and one 24" diameter x 6" x 3/4" ring, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
AWARD BID ON DRILLING
WELLS

Pursuant to referring bid on drilling two wells and sand pumping and developing said wells to the City Engineer for investigation and recommendation, he reported at this time that bid of Osterberg Bros. was a reliable bid, whereupon Commissioner Morris introduced

RESOLUTION NO. 5978-N.S.

accepting said bid of Osterberg Bros. and appointing the Mayor and City Auditor as signatory officials on contract to be entered into with Osterberg Bros., which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
TRANSFER \$50,000
FROM WATER TO GENERAL
FUND

Commissioner Neece introduced

RESOLUTION NO. 5979-N.S.

authorizing the transfer of \$50,000 from Water to General Fund
and directing the Auditor to make the necessary entries on his records, which resolution
was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
APPROVING MEMO. OF AGREE-
MENT FOR EXPENDITURE OF
1/2 GAS TAX FOR HIGHWAYS

Commissioner Burge introduced

RESOLUTION NO. 5980-N.S.

approving memorandum of agreement for expenditure of 1/2
Gas Tax allocated for State Highways for the 1943-45 biennium and appointing the
Mayor and City Clerk as signatory officials, which resolution was regularly adopted
by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
ACCEPT CHECK FROM
PACIFIC GAS & ELECTRIC
COMPANY

Commissioner Neece introduced

RESOLUTION NO. 5981-N.S.

accepting check of \$5,000 from the Pacific Gas and Electric
Company as payment for franchise pursuant to section 6 of Ordinance No. 676-N.S. and the
City Attorney is hereby authorized to enter a dismissal with prejudice of that certain
suit heretofore commenced by the City of Modesto vs. Modesto Gas Company, which resolu-
tion was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
APPROVAL OF BOND OF
PACIFIC GAS AND
ELECTRIC CO.

Commissioner Neece introduced

RESOLUTION NO. 5982-N.S.

approving bond of Pacific Gas and Electric Company executed
in consideration of the Grant by the City of Modesto of the Franchise to use the
streets of said city for the transmission and distribution of 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, 1941, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
CONTRIBUTION TO IDEN-
TIFICATION DEPARTMENT
OF STANISLAUS COUNTY

Sheriff Hogin of Stanislaus County appeared before the

Council and requested that the City of Modesto donate \$100.00

to the salary of new employee of the Stanislaus County Identifi-
cation Department in addition to \$50.00 now being paid Emilie McKnight as provided by
Resolution No. 5965-N.S. adopted on July 14, 1943, whereupon Commissioner Stanley
introduced

RESOLUTION NO. 5983-N.S.

recommending that Resolution No. 5965-N.S. be cancelled and the Auditor and Clerk be
authorized to draw warrant each month in amount \$150.00 payable to the Treasurer

of the County of Stanislaus for the Identification Department of said County, to begin as of August 1, 1943, which resolution was regularly adopted by the following vote:

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

11 IN THE MATTER OF METERS ON TAXICABS Joe Sequeira, operator of Joe's Taxicab appeared before the Council and discussed the proposition of installing meters on taxicabs in the City of Modesto, no action was taken by the Council.

12 IN THE MATTER OF ADJOURNMENT Commissioner Neece introduced RESOLUTION NO. 5984-N.S.

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

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

ATTEST *Rex E. Gailfus*
REX E. GAILFUS, CLERK

Council Meeting
August 11, 1943

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: Burge, Morris, Neece, Stanley, Mayor Shannon
Absent: Councilmen: None

1 IN THE MATTER OF APPROVAL OF MINUTES The minutes of the special meeting of the Council of August 4, 1943 and regular meeting of July 28, 1943 having been heretofore read by each Councilman were approved as so read.

2 IN THE MATTER OF CLAIMS FOR MONTH OF JULY Claims against the City of Modesto for the month of July, 1943, having been heretofore audited by the Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO 5985-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-----	\$ 34,323.63
WATER FUND-----	\$ 7,603.56
LIBRARY FUND-----	\$ 1,423.08
BOND RED. INT. FUND-----	\$ 3,693.75
ST. BOND RED. INT. FUND-----	\$
UNAPPORTIONED FUND-----	\$
SPECIAL GAS TAX-----	\$ 78.57
TOTAL-----	\$ 48,830.41

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Stanley, Mayor Shannon
Noes: Councilmen: None

Absent: Councilmen: None

3
4
5
IN THE MATTER OF COMMUNICATIONS

A letter from the Modesto and Stanislaus County Humane Society regarding the dog pound was read and ordered filed.

A letter from Dr. J. Lyle Spelmann regarding the status of poliomyelitis in Stanislaus County was read and ordered filed.

IN THE MATTER OF APPOINTMENT OF DELEGATES TO CONVENTIONS

Commissioner Stanley introduced
RESOLUTION NO. 5986-N.S.

authorizing the attendance of Fire Chief, George Wallace to the convention of the Pacific Coast Association of Fire Chiefs to be held on August 24, 25, 26 at Reno, Nevada with all expenses paid and the attendance of Clarence Baker, Assistant Building Inspector, to the convention of the Pacific Coast Building Officials to be held October 5 and 6, 1943, at San Francisco, with expenses paid and the attendance of Harry Moore, Assistant Electrical Inspector to convention of Electrical Inspectors Association to be held in Los Angeles on August 30, 31, September 1, 1943 with expenses paid, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF ORDINANCE RE: AMEND ORD. 506- N.S. ELECTRICAL CODE

Commissioner Morris introduced an ordinance being
ORDINANCE NO. 707-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 506-N.S. OF THE CITY OF MODESTO ENTITLED 'AN ORDINANCE REGULATING THE INSTALLATION, REPAIR, OPERATION AND MAINTENANCE OF ELECTRICAL WIRING AND EQUIPMENT WITHIN THE CITY OF MODESTO, PROVIDING FOR LICENSES, REGISTRATIONS, PERMITS, INSPECTIONS AND APPROVAL OF ELECTRICAL WORK, THE PAYMENT OF FEES THEREFOR AND PROVIDING FOR PENALTIES FOR THE VIOIATION OF THIS ORDINANCE IN THE FOLLOWING RESPECTS: BY AMENDING PARAGRAPH 22 OF SECTION 7 OF SAID ORDINANCE NO. 506-N.S. BY AMENDING PARAGRAPH 2 OF "SERVICE EQUIPMENT PRINT NO. 1," BY AMENDING PARAGRAPH 2 OF "SERVICE EQUIPMENT PRINT NO 2," BY AMENDING PARAGRAPH 2 OF "SERVICE EQUIPMENT NO.3." AS THE SAME ARE MENTIONED AND REFERRED TO IN PARAGRAPH L OF SECTION 12 OF SAID ORDINANCE NO. 506-N.S. BY AMENDING SECTION 12 (A) OF SAID ORDINANCE NO. 506-N.S. AND BY AMENDING PARAGRAPH 1 OF SECTION 12 (B) OF SAID 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF ORDINANCE RE: AMEND ORD. NO. 569-N.S. PLUMBING CODE

Commissioner Morris introduced an ordinance being
ORDINANCE NO. 708-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 569-N.S. OF THE CITY OF MODESTO ENTITLED 'AN ORDINANCE PROVIDING FOR THE PROTECTION OF THE PUBLIC HEALTH AND THE EXAMINATION, REGISTRATION, AND LICENSING OF PERSONS ENGAGED IN THE BUSINESS OF PLUMBING, OR LABORING AT THE TRADE OF PLUMBING: REQUIRED A PERMIT FOR THE INSTALLATION OR ALTERATION OF PLUMBING AND DRAINAGE SYSTEMS: CREATING THE OFFICE OF PLUMBING INSPECTOR AND A BOARD OF PLUMBING EXAMINERS, AND PRESCRIBING THEIR DUTIES: DEFINING CERTAIN TERMS: ESTABLISHING MINIMUM REGULATIONS FOR THE INSTALLATION, ALTERATION OR REPAIR OF PLUMBING AND DRAINAGE SYSTEMS AND THE INSPECTION THEREOF: PROVIDING PENALTIES FOR THE VIOLATION THEREOF, AND REPEALING CONFLICTING ORDINANCES" AS THEREAFTER AMENDED, BY ADDING A NEW SECTION THERETO TO BE NUMBERED LLO.1, and moved its adoption and passage to print, which motion being duly seconded, it was upon roll call carried and the ordinance ordered

published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
ORD. SETTING TAX
RATE FOR YEAR
1943-1944

Commissioner Neece introduced an ordinance being

ORDINANCE NO. 706-N.S.

entitled: "AN ORDINANCE FIXING THE RATE OF TAXATION IN AND FOR THE CITY OF MODESTO FOR THE FISCAL YEAR 1943-1944" and moved its adoption and passage to print, which motion being duly seconded, it was upon roll call carried and the ordinance ordered published as above by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
FINAL ADOPTION
ORD. 705-N.S.
APPROPRIATE MONEY

Ordinance No. 705-N.S. having been heretofore introduced and ordered printed and published at the special meeting of August 4, 1943 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
REPORT BY ENGINEER
ON REQUEST FOR STOP
SIGN AT MORRIS AND
JOHNSON STREETS

Pursuant to referring request of Lawrence Robinson for the installation of a stop sign at the intersection of Johnson and Morris Streets to the City Engineer and Chief of Police

for investigation and recommendation, at this time they filed a report with the Council recommending that this request be denied as the traffic was not heavy enough to warrant this installation and as the War Production Board, Office of Transportation had requested that the City officials remove as many stop signs as possible to conserve on tires and fuel. The Clerk was directed to notify Mr. Robinson of the decision of the Council.

11
IN THE MATTER OF
RENEWAL OF LEASE WITH
R. M. FRANCE

Commissioner Burge introduced

RESOLUTION NO. 5987-N.S.

recommending that lease with R. M. France for rental of dwelling at 1502 I Street be renewed for a period of one year from September 4, 1943 at the same rental of \$35.00 per month, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
FINAL PAYMENT STANDARD
MATERIALS CO. IMPROVE
LA LOMA STREET

Whereas 35 day period has elapsed since the notice of completion of improvement of LaLoma Street, project No. 26 of the Memorandum of Agreement for Streets of Major Importance from contractor S.M. McGaw was accepted and whereas no liens have been filed against said contractor, Commissioner Morris introduced

RESOLUTION NO. 5988-N.S.

authorizing final payment of \$1385.70 to the Standard Materials Company and the Auditor and City Clerk is hereby directed to draw warrant payable to said Standard Materials Company, which resolution was regularly adopted by the following vote:

August 25, 1943

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: Burge, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF APPROVAL OF MINUTES

Minutes of the special meeting of August 18, and regular meeting of August 11 of the Council having been heretofore read by each Councilman were approved as so read.

IN THE MATTER OF PERMIT TO KEEP RABBITS

Commissioner Burge introduced

RESOLUTION NO. 5992-N.S.

granting permit to W. A. Stambaugh to keep rabbits at 1341 Tuolumne Boulevard and to M. McConnell, at 631 17th Street, provided however that permit only be granted until May 1, 1944 to M. McConnell as the adjoining property owner had stipulated that she would only give her permit until this time, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2 IN THE MATTER OF REQUEST RENT CITY PROPERTY-GERMAIN & KAVANAGH

Pursuant to request of Peter W. Germain and D. S. Kavanagh contractors to use tax deed land located in Block 413, lots 5 and 6 to store lumber while constructing houses in this vicinity, Commissioner Morris introduced

RESOLUTION NO. 5993-N.S.

granting permit and authorizing the City Attorney to draw up agreement, which shall provide the property be left in a good clean condition, said rental fee to be agreed on between the contractors and City Engineer Rossi, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3 IN THE MATTER OF FINAL ADOPTION ORD. 706-N.S. TAX RATE

Ordinance No. 706-N.S., having been heretofore introduced and ordered printed and published at the regular meeting of August 11, 1943 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF FINAL ADOPTION ORD. 707-N.S. AMEND ORD. 506-N.S. ELECTRIC CODE

Ordinance No. 707-N.S., having been heretofore introduced and ordered printed and published at the regular meeting of August 11, 1943 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
FINAL ADOPTION ORD.
708-N.S. AMEND ORD.
569-N.S. PLUMBING CODE

Ordinance No. 708-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of August 11, 1943 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
LEAVE OF ABSENCE
TO ELMER HORAN

Commissioner Stanley introduced

RESOLUTION NO. 5994-N.S.

granting leave of absence to Elmer Horan, Traffic Officer of the Police Department to enter the armed forces for the duration of the war and for sixty days after his discharge from said United States armed forces, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
CLAIM OF STANISLAUS
COUNTY TITLE COMPANY

Whereas claim was presented by the Stanislaus County Title

Company for \$75.00 for preliminary report and title search

on the Modesto Municipal airport during the month of March, 1942, it was the decision of the Council to make a further investigation of the claim before payment be authorized.

8
IN THE MATTER OF
ACCEPT OFFER U. S.
MAINTENANCE RECREA-
TION PROJECT

Commissioner Neece introduced

RESOLUTION NO. 5995-N.S.

recommending that the offer of the United States to aid in financing the Defense Recreation project in the City of Modesto be accepted and the Attorney and Clerk be directed to execute the necessary documents and submit them to the proper authorities at the earliest possible moment, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
CANCEL RESOLUTION
NO. 5983-N.S. IDENTI-
FICATION BUREAU
CONTRIBUTION

Commissioner Neece introduced

RESOLUTION NO. 5996-N.S.

rescinding Resolution No. 5983-N.S. entitled "A RESOLUTION ALLOWING \$150.00 PER MONTH TO THE IDENTIFICATION DEPARTMENT OF STANISLAUS COUNTY AND DIRECTING THE CITY CLERK AND AUDITOR TO DRAW WARRANT EACH MONTH: AND CANCELLING RESOLUTION NO 5965-N.S. ADOPTED ON JULY 14, 1943, ENTITLED: " A RESOLUTION AUTHORIZING PAYMENT OF SALARY TO EMILIE MCKNIGHT", which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
CONTRIBUTION TO
IDENTIFICATION BUREAU

Commissioner Neece introduced

RESOLUTION NO. 5997-N.S.

recommending that the City of Modesto contribute \$100.00 for the month of August, 1943 to the Identification Bureau of the County of Stanislaus and \$50.00 per month

thereafter, and the City Auditor is hereby ordered to draw warrant to the Treasurer of Stanislaus County, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

11 IN THE MATTER OF DISCUSSION OF MONOTTI FUND

A general discussion was held on disposition of Monotti Fund. No action was taken by the Council.

12 IN THE MATTER OF ADJOURNMENT

Commissioner Burge introduced

RESOLUTION NO. 5998-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

Rex E. Gailfus

ATTEST REX E. GAILFUS, CITY CLERK

Council Meeting

September 8, 1943

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

Present: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Absent: Mayor Shannon

IN THE MATTER OF MINUTES

The minutes of the regular meeting of August 25, 1943 having been heretofore read by each Council were approved as so read.

IN THE MATTER OF CLAIMS

Claims against the City of Modesto for the month of August, 1943 having been heretofore audited by the

Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 5999-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-----	\$30,276.76
WATER FUND-----	5,781.44
LIBRARY FUND-----	1,617.62
SPECIAL GAS TAX-----	<u>1,385.70</u>
TOTAL	\$39,061.52

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

2 IN THE MATTER OF CLAIMS FOR EXPENSES TO CONVENTIONS

Commissioner Burge introduced

RESOLUTION NO. 6000-N.S.

allowing claim of George E. Wallace of \$55.00 for expenses to Fire Chief's convention in Reno and claim of H. C. Moore for \$44.97 for expenses to Electrical Inspector's Convention and authorizing the City Auditor and Clerk to draw warrants in payment to said claimants, which resolution was regularly adopted by the

following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

3
IN THE MATTER OF
CLAIM OF STANISLAUS
COUNTY TITLE CO.

Commissioner Neece introduced

RESOLUTION NO. 6001-N.S.

allowing claim of the Stanislaus County Title Company for \$75.00 for title search and preliminary report on Modesto Municipal Airport, and directing the City Clerk and Auditor to draw warrant in payment, which resolution was regularly adopted by the

following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

4
IN THE MATTER OF
COMMUNICATIONS
R. L. SMITH

A communication from R. L. Smith regarding dry grass on property located on right hand side of Ruberto Street just off H Street was read and the Council was notified that this had been cleaned off, City Clerk was ordered to file communication.

5
IN THE MATTER OF
CANCELLATION OF TAXI-
CAB DRIVER'S LICENSE
J. W. GILMAN

Pursuant to citation being served on Joseph W. Gilman to show cause why his taxicab driver's license should not be cancelled as provided by Ordinance No. 522-N.S. and pursuant to filing of communication from the Department of Motor Vehicle of the State of California to the Chief of Police, E. E. Arington recommending that his license be revoked, Commissioner Morris introduced

RESOLUTION NO. 6002-N.S.

revoking taxicab driver's license No. 599-N.S. which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

6
IN THE MATTER OF
GRANT PERMIT TO
MODESTO DRY YARDS
ERECT TENTS

Joe Souza appeared before the Council in behalf of the Modesto Dry Yards and requested permit to erect tents on company property located on the north side of 10th street near B Street to house fruit workers for a period of 60 days and whereas the City Planning Commission have filed a letter of recommendation with the City Council, Commissioner Burge introduced

RESOLUTION NO. 6003-N.S.

granting permit providing they abide by the recommendation of the Planning Commission and remove tents 60 days after erection, that all state and local laws regarding sanitation and sanitary facilities would be adhered to and that no more than 50 persons will be housed and no cooking or preparing of meals be carried on in said tents, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

7
IN THE MATTER OF
APPOINTMENT OF DELE-
GATES TO CONVENTION
LEAGUE OF CALIFORNIA
CITIES

Commissioner Neece introduced

RESOLUTION NO. 6004-N.S.

appointing Ray Burge, Carl W. Shannon, Rex E. Gailfus,

W. B. Devlin, George E. Wallace, L. M. Morris, Frank J. Rossi as delegates to the League of California Cities Convention being held in Sacramento on October 19, to 21st inc. 1943, with all expenses paid, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

8
IN THE MATTER OF
REQUEST FOR TAXI
LICENSE-EDWARD BURGE

Edward Burge, petitioned the Council for a license to operate the taxi-cab business of Hart Taxicab Company,

which he had recently purchased, and requested the Council grant him reserved parking space on the northwest corner of 10th and I Street formerly used by Hart Taxicab Company. This matter was taken under advisement for the City Attorney to make a report.

9
IN THE MATTER OF
CONTRIBUTION TO
IDENTIFICATION BUREAU
OF CITY OF MODESTO

Whereas Resolution No. 5997-N.S. adopted by the Council on August 25, 1943, authorized the contribution of \$50.00 per month to the Identification Bureau of the County of Stanislaus

Commissioner Burge introduced

RESOLUTION NO. 6005-N.S.

authorizing the payment of \$50.00 per month for the clerk of the said Identification Bureau and \$100.00 per month for the deputy in the Identification Bureau, said payment for the Clerk to begin on September 1, 1943 and for the Deputy on September 7, 1943 and rescinding Resolution No. 5997-N.S. and be it further resolved that should said positions become vacant, said contribution should cease and the Clerk and Auditor are authorized to draw warrant in payment to the Treasurer of the County of Stanislaus each month, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

10
IN THE MATTER OF
DEPARTMENTAL REPORTS

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

11
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 6006-N.S.

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

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST Paul E. Gaudin CITY CLERK

Special Council Meeting

September 10, 1943

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

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

Absent: Councilmen: None

1
IN THE MATTER OF
AUTHORIZE SALE OF
U. S. WAR BONDS

Whereas under date of April 21, 1943 the Council did adopt
Resolution No. 5875-N.S., authorizing W. B. Devlin, Treasurer of
the City of Modesto to purchase \$50,000, Series "B" one year, United States War Savings Bonds

Commissioner Neece introduced

RESOLUTION NO. 6007-N.S.

recommending that the Treasurer of said City be authorized to sell said bonds, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
AUTHORIZE PURCHASE
U. S. CERTIFICATES
OF INDEBTEDNESS

Commissioner Neece introduced

RESOLUTION NO. 6008-N.S.

recommending that W. B. Devlin, Treasurer of the City of Modesto be authorized to purchase \$100,000.00 of United States, 7/8% Certificates of Indebtedness, Series E-1944, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
ORDINANCE RE: APPRO-
PRIATE MONEY PURCHASE
AUTO FOR POLICE DEPART-
MENT

Commissioner Neece introduced an ordinance being

ORDINANCE NO. 709-N.S.

entitled: "AN ORDINANCE APPROPRIATING MONEY AND PROVIDING FOR THE PURCHASE OF AN AUTOMOBILE AND OR AUTOMOBILES FOR 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: Burge, Neece, Morris, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
ADVERTISE FOR BIDS
ON AUTO FOR POLICE
DEPARTMENT

Commissioner Neece introduced

RESOLUTION NO. 6009-N.S.

authorizing the City Clerk to advertise for bids to be opened at the City Hall at 7:30 P.M., September 22, 1943 on one or two new or used automobiles for the Police Department, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 6010-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST

Ray E. Gailfus CITY CLERK

September 15, 1943

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, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
ACCEPT ANNUAL REPORT
PUBLIC WORKS DEPT.

Commissioner Morris introduced

RESOLUTION NO. 6011-N.S.

accepting annual report of the Public Works Department, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
CLAIM FOR MASKS
STANISLAUS COUNTY
DEFENSE COUNCIL

Commissioner Burge introduced

RESOLUTION NO. 6012-N.S.

allowing claim of \$9.35 for eleven SAHO Headlight Blackout masks to the Stanislaus County Defense Council and directing the City Clerk and Auditor to draw warrant in payment, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
REPORT BY ATTORNEY
ON REQUEST OF EDWARD
BURGE OPERATE TAXI
STAND AT 10TH AND I
STREETS

Pursuant to referring request of Edward Burge for transfer of taxicab business at 10th & I Streets, formerly owned by the Hart Taxicab Company to the said Edward Burge, to the City Attorney for investigation and recommendation, he gave a report at this time. This matter was laid over until next meeting at which time said Edward Burge was to file request for parking space for said taxicab Company.

4
IN THE MATTER OF
PETITION FILED PRO-
TESTING NOISE AT
NICKEL LUNCH PARKING
LOT 8th & G STREETS

A petition protesting to the noise at Nickel Lunch Parking lot at 703 Eighth Street was filed, whereupon the Chief of Police was instructed to contact the owner of the Nickel Lunch, Glenn Taplin and the owner of the property, Virginia Petersen and have the matter remedied.

5
IN THE MATTER OF
AUTHORIZE AUDITOR
DEDUCT HOSPITALIZATION
INSURANCE FROM CITY
EMPLOYEES WAGES

Frank J. Mettler, District Manager of the California Physicians Service appeared before the Council and notified them that the Police and Fire Department personnel had signified their intention to take out insurance in this company and wished it deducted from their wages, whereupon Commissioner Stanley introduced

RESOLUTION NO. 6013-N.S.

authorizing the Auditor to deduct premiums from the wages of employees signifying their intention of taking out this insurance, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 6014-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST Rex E. Gailfus CITY CLERK

Council Meeting

September 22, 1943

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: Burge, Morris, Neece, Acting Mayor Stanley

Absent: Mayor Shannon

1
IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of September 8th and special meeting of September 10th and 15th, 1943 having been heretofore

read by each Councilman were approved as so read.

2
IN THE MATTER OF
ORAL PROTEST

J. G. Heermance, who resides at 1317 K Street, appeared before the Council and filed a protest against the noise of chickens

owned by M. Kahn, 1108 13th Street. Chief Arington and Mark Landquist, Sanitary Inspector were directed to investigate the matter and see if it could be corrected.

3
IN THE MATTER OF
LEASE ON AIRPORT

Whereas, pursuant to communication from the War Department, office of the Division Engineer, Pacific Division requesting

the the City of Modesto adopt a resolution appointing the Mayor or Acting Mayor and City Clerk as signatory officials to supplemental agreement on lease on airport to modify the terms of the lease so that the lease could be renewed automatically from year to year to six months after the termination of the unlimited National Emergency, Commissioner Morris introduced

RESOLUTION NO. 6015-N.S.

appointing Acting Mayor C. J. Stanley and City Clerk, Rex E. Gailfus, signatory officials to said four copies of the Supplemental agreement and directing the Clerk to forward four copies of the resolution authorizing the Acting Mayor to execute the supplemental agreement, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

4
IN THE MATTER OF
OPEN BIDS ON AUTO
FOR POLICE DEPT.

Whereas, pursuant to advertising for bids on automobile for the Police Department and whereas the City Clerk reports two bids on file, Commissioner Burge introduced

RESOLUTION NO. 6016-N.S.

accepting bid of Harold S. France, as being the lowest and best bid and authorizing the City Clerk to return bidding check to unsuccessful bidder and to draw warrant in amount of \$1543.29 to successful bidder, Harold S. France upon delivery of automobile, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

5
IN THE MATTER OF
AUTHORIZE THE CLERK
ADVERTISE FOR BIDS
ON DUMP TRUCK

Commissioner Morris introduced

RESOLUTION NO. 6017-N.S.

authorizing the City Clerk to advertise for bids on dump truck to be used by the Public Works Department, bids to be opened at 7:30 P.M. at the Council Chambers on Wednesday, October 13, 1943, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

6
IN THE MATTER OF
FINAL ADOPTION ORD.
709-N.S. APPROPRIATE
MONEY FOR AUTO FOR
POLICE DEPARTMENT

Ordinance No. 709-N.S. having been heretofore introduced

and ordered printed and published at the regular meeting of September 8, 1943 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: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

7
IN THE MATTER OF
WARNING TO TAXI-
CAB DRIVERS

Pursuant to provisions of Ordinance No. 522-N.S. the following taxicab drivers were cited to show cause

why their taxicab driver's licenses should not be cancelled as they had been given notices of infraction of the traffic laws:

B. W. HULS

CHUCK REISLAND

E. N. BLAYLOCK

C.L. SAPPINGTON

JAMES TITSWORTH

These drivers were given a warning that should they be brought before the council again for infraction of the traffic laws they would probably have their licenses revoked.

8
IN THE MATTER OF
AUTHORIZE TREASURER
PURCHASE WAR BONDS

Commissioner Neece introduced

RESOLUTION NO. 6018-N.S.

authorizing the Treasurer to purchase \$35,000 of United States 7/8% Certificates of Indebtedness, Series E-1944, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

9
IN THE MATTER OF
TRANSFER OF PARKING
SPACE FOR SLIM'S
TAXICAB

Pursuant to request of Ray Burge, operator of Slim's Taxicab business at 11th & I Streets to a transfer of parking space from 11th and I Streets to the corner of 10th and J Streets, near the Hotel Hughson and whereas the said Ray Burge has filed a letter from C. A. Wherry, Manager of Hotel Hughson, granting permit to use parking space adjoining the Hotel, Commissioner Morris introduced

RESOLUTION NO. 6019-N.S.

granting permit as requested and directing the City Engineer to mark the first

parking space on the southeast corner of Block 67 as being reserved for the said Slim's Taxi and eliminate marking on street at 11th and I Streets, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

10
11
IN THE MATTER OF
REPORT OF RECREATION
COMMISSION

A report was filed by Serena E. Costa, Supervisor of Recreation, on the 1943 Summer Park Recreation program.

IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced
RESOLUTION NO. 6020-N.S.

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

Ayes: Councilmen: Burge, Morris, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Mayor Shannon

ATTEST

R. E. Gailfus
CITY CLERK

Special Council Meeting

October 6, 1943

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, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
COMMUNICATION

A letter from the Modesto Junior Chamber of Commerce expressing their appreciation of the cooperation of various departments of the City in making arrangements for the appearance of the Fourth Air Force Camouflage Spectacle was read and ordered filed.

2
IN THE MATTER OF
APPROVAL OF AGREEMENT
WITH GERMAIN AND KAVANAGH

Commissioner Morris introduced
RESOLUTION NO. 6021-N.S.

approving agreement for rental of lots 5 and 6 in Block 413 to Germain and Kavanagh and appointing Mayor Shannon and City Auditor Rex E. Gailfus as signatory officials, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
LETTER FROM E. F.
OMAN RE: NOISE OF
BROCKETT TAXICAB CO.

A communication was filed with the Council by Police Chief, E. E. Arington, which he had received from E. F. Oman, operator of Hotel State protesting to the noise made by the Brockett Taxicab Company located at the corner of Tenth and H Streets, Chief Arington was directed by the Council to endeavor to correct this condition.

4
IN THE MATTER OF
APPLICATION CHANGE
IN BUS ROUTE

Whereas pursuant to petition of the Modesto Motor Bus
Service for approval of change in bus route, Commissioner

Morris introduced

RESOLUTION NO. 6022-N.S.

approving proposed change in bus route as filed with the City Clerk by the said
Modesto Motor Bus Service, which resolution was regularly adopted by the following
vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
GRANT PERMIT KEEP
RABBITS-J. K. RANSOM

Commissioner Burge introduced

RESOLUTION NO. 6023-N.S.

granting permit to J. K. Ransom to keep rabbits at 305 Magnolia Avenue, as provided
by Ordinance No. 416-N.S. which resolution was regularly adopted by the following
vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
APPLICATION PARKING
SPACE ED BURGE

The Council was informed that Ed Burge would file a
petition with the Council for a parking space for the
Hart Taxicab Company which he had recently purchased at the next meeting of the
Council.

7
IN THE MATTER OF
GRANT PERMIT USE
REAR PORTION OF
POLICE COURT FOR
STORAGE

The matter of granting permit to the Police Court and
City Clerk's Office to use the rear of the Police Court
for storage space was held over until the next meeting.

8
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 6024-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST


CITY CLERK

Council Meeting

October 13, 1943

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: Burge, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF APPROVAL OF MINUTES Minutes of the regular meeting of September 22 and special meeting of October 6, 1943, having been heretofore read by each Councilman were approved as so read.

IN THE MATTER OF ORAL COMMUNICATIONS Mr. E. H. Gum appeared before the Council and offered to pay a small sum to the City for the material in several small buildings located on tax deeded property which had been condemned for occupancy and to dismantle said buildings. The City Attorney was ordered to investigate the matter and report back to the Council if this could be done.

IN THE MATTER OF CLAIMS FOR MONTH OF SEPTEMBER Claims against the City of Modesto for the month of September, 1943 having been heretofore audited by the Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 6025-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-----	\$32,262.44
WATER FUND -----	5,245.53
LIBRARY FUND -----	1,513.26
TOTAL-----	\$39,021.23

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF APPLICATION ED BURGE-PARKING SPACE Pursuant to filing of application by Edward Burge for use of parking space on the northwest corner of Tenth and I Streets for a taxi stand for the Hart Taxicab Company which he had recently purchased, and whereas section 1 of Resolution No. 3529-N.S. provides "That no taxi-cab concern, company, corporation or association shall be allowed more than one parking space on any of the streets of the City of Modesto ", whereupon Commissioner Morris introduced

RESOLUTION NO. 6026-N.S.

recommending that section 1 of said Resolution No. 3529-N.S. entitled "A RESOLUTION PROVIDING THAT ONLY ONE SPACE BE ALLOWED A TAXI-CAB CONCERN, AND OTHER REGULATIONS RELATING TO TAXI-CAB BUSINESS." be rescinded, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Morris, Neece, Mayor Shannon

Noes: Councilmen: Stanley

Absent: Councilmen: None

IN THE MATTER OF GRANT PARKING SPACE TO ED BURGE 10th & I STREET Commissioner Neece introduced

RESOLUTION NO. 6027-N.S.

granting petition of Edward Burge, dba Hart Taxicab Company for parking space on the northwest corner of Tenth and I Streets for taxi stand providing he obtain the necessary license, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
OPEN BIDS ON TRUCK
FOR PUBLIC WORKS
DEPARTMENT

Pursuant to advertising for bids on truck to be used in the Public Works Department and whereas the City Clerk reports two bids on file, the Council proceeded to open bids and said bids were referred to the Commissioner of Public Supplies, Ray Burge and Frank J. Rossi City Engineer for investigation and recommendation.

7
IN THE MATTER OF
TAX DEEDED PROPERTY

Attorney R. R. Fowler was authorized to investigate the cost of preparing the tax deeded land for sale by the City of Modesto.

8
IN THE MATTER OF
DIM OUT ORDINANCE

Pursuant to request of Police Chief Arington that the Council remodel the present Dim-Out ordinance No. 690-N.S. to conform with the new regulations of the Western Defense Command, whereupon Attorney Fowler was ordered to investigate the matter and report at the next meeting.

9
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 6028-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST REX E. GAILFUS, CITY CLERK



October 20, 1943

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: Morris and Mayor Shannon

1
IN THE MATTER OF ANNUAL REPORTS

The annual reports of the Police Court and Health Department for the year ending June 30, 1943 were accepted and ordered filed.

2
IN THE MATTER OF CLAIM OF E. E. ARINGTON

Commissioner Burge introduced

RESOLUTION NO. 6029-N.S.

allowing claim of E. E. Arington for \$30.24 for expenses attending the convention of the California State Peace Officer's Association in San Francisco, October 11 to 13th inc. 1943 and authorized the Clerk and Auditor to draw warrant in payment, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Morris and Mayor Shannon

3
IN THE MATTER OF REINSTATE LEO HARRELSON AS TAXICAB DRIVER

Whereas under date of May 26, 1943 the taxicab driver's license of Leo Harrelson was revoked by the Council by Resolution No. 5914-N.S. and whereas he has petitioned the Council at this time

for reinstatement of his license, Commissioner Neece introduced

RESOLUTION NO. 6030-N.S.

recommending that Resolution No. 5914-N.S. be rescinded and Leo Harrelson be permitted to obtain a taxicab driver's license providing he agrees to abide by all the traffic laws, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Morris and Mayor Shannon

4
IN THE MATTER OF AWARD BID ON TRUCK

Pursuant to referring all bids on dump truck for the Public Works Department to the Commissioner of Public Supplies and the City

Engineer for investigation and recommendation, at this time, Commissioner Burge reported that they recommended the acceptance of the bid of R. B. MacBride of \$2195.00 on Dodge truck, whereupon Commissioner Neece introduced

RESOLUTION No. 6031-N.S.

accepting bid of said R. B. MacBride for \$2195.00 as being the lowest and best bid and authorizing the City Clerk to return bidding checks to unsuccessful bidders and to draw warrant in payment upon delivery of equipment, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Morris and Mayor Shannon

5
IN THE MATTER OF ORD. REPEAL DIM-OUT ORDINANCE NO 690-N.S.

Commissioner Neece introduced an ordinance, being

ORDINANCE NO. 710-N.S.

entitled: "AN ORDINANCE REPEALING ORDINANCE NO. 690-N.S. OF THE CITY OF MODESTO 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: Burge, Neece, Acting Mayor Stanley

Noes: Councilmen: None

Absent: Councilmen: Morris and Mayor Shannon

6
IN THE MATTER OF
COMMUNICATION FROM
DISTRICT ATTORNEY
RE: HEALTH DEPT.

A communication from Frank B. Collier, Deputy District Attorney, enclosing a copy of the opinion of the Attorney General of the State of California in connection with the contract between the City of Modesto and the County of Stanislaus, wherein the County undertook, through its Health Department, to perform all of the functions relating to public health within the City of Modesto was read. This matter was laid over to a future meeting.

7
IN THE MATTER OF
REPORT BY CITY
ATTORNEY ON TAX
DEED PROPERTY

Pursuant to referring the matter of the cost of quieting title to tax deed property in the City of Modesto to the City Attorney for investigation, he reported at this time that he had interviewed Jame Ryan Jr. in this regard and he had agreed to do the work on a basis of \$1.00 per hour for labor and a mileage rate to be agreed on at a later date. It would also be necessary to work with Attorney E. T. Taylor and his secretary on a part time basis at a cost of \$50.00 per month and that the clearing of the titles would probably take a year to complete. This matter was laid over to a future date.

8
IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced

RESOLUTION NO. 6032-N.S.

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: Morris and Mayor Shannon

ATTEST Anne M. Collins
ACTING ASSISTANT CITY CLERK

Council Meeting

October 27, 1943

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: Burge, Neece, Stanley, Mayor Shannon

Absent: Councilmen: Morris

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of October 13, 1943 and special meeting of October 20, 1943 having been heretofore read by each Councilman were approved as so read.

1
IN THE MATTER OF
CLAIMS FOR EXPENSES
TO CONVENTION

Commissioner Neece introduced

RESOLUTION NO. 6033-N.S.

allowing claims of W. B. Devlin for \$28.53, George E. Wallace for \$23.15, F. J. Rossi for \$20.70 and Rex E. Gailfus for \$28.75 expenses for attending convention of the League of California Cities at Sacramento October 18 to 21 inc. and directed the Clerk and Auditor to draw warrants in payment, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Morris

2
IN THE MATTER OF The City Clerk reported that a claim for \$10,000 for injuries sustained
CLAIM FOR INJURY
JOSEPH McDONALD by Joseph McDonald on September 9, 1943, who was struck by a motorcycle of
the Police Department, was filed by his Attorney A Friedman in duplicate and that original
copy had been turned over to the insurance carrier of the City of Modesto, whereupon by
order of the Council, duplicate copy of claim was turned over to the City Attorney for
investigation.

3
IN THE MATTER OF
PETITION KEEP RABBITS
T. LIPPINS

Commissioner Stanley introduced

RESOLUTION NO. 6034-N.S.

granting permit to T. Lippins to keep rabbits at 114 Maple
Street as provided by Ordinance No. 416-N.S. which resolution was regularly adopted
by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Morris

4
IN THE MATTER OF
FINAL ADOPTION OF
ORD. 710-N.S.
DIM-OUT

Ordinance No. 710-N.S. having been heretofore introduced and
ordered printed and published at the special meeting of
October 20, 1943, 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: Burge, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Morris.

5
IN THE MATTER OF
CONTRACT WITH COUNTY
FOR HEALTH OFFICER

Commissioner Stanley introduced

RESOLUTION NO. 6035-N.S.

recommending that the City Attorney notify the Board of Supervisors of Stanislaus
County of the desire of the City of Modesto to cancel their agreement with the County
of Stanislaus, dated March 15, 1932 for the services of the County Health Officer, which
resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Morris

6
IN THE MATTER OF
REPORT BY CITY ATTORNEY
QUIETING TITLE ON TAX
DEED LAND

Whereas, pursuant to referring of matter of quieting title
to tax deed lands in the City of Modesto to the City Attorney
for estimate of cost, he filed the following report:

ESTIMATED COST OF ACTION TO QUIET TITLE

Number of lots involved in action to quiet title according to statement made by
Robert Boardman, Manager of Stanislaus Abstract and Escrow Company on Wednesday,
October 27, 1943 are 197½, approx.

To Ed Taylor and Mrs. Rosen, \$50.00 per month
estimated for not less than one year \$600.00

To James Ryan, Jr. \$1 00 per hour and 5¢ per mile
for use of automobile in serving process not to exceed 650.00

Printing summons, estimated on basis of 95 squares and
published once each week for 10 consecutive weeks in
Modesto Bee, about

450 00

(this estimate made from a summons containing approximately 170 names and 40 squares of property description)

Modesto Bee, co-operating with Mr. Gray of Commercial Printing Company, his cost for making 500 copies of said summons and 500 copies of complaint, approximately \$70.00

Estimated cost of stationery and stamps (by Mr. Taylor) 75.00

Estimated cost of probate, guardianship and other proceedings, including filing fee for party petitioning for appointment as administrator or executor or guardian, etc. cost of publication of notice of probate, notice to creditors and appraiser's fee, each proceeding \$25.00

Other miscellaneous expenses, estimated at 500.00

To Stanislaus Abstract & Escrow Company for bringing list of defendants down to date 25.00

\$2,380.00

whereupon Commissioner Neece introduced

RESOLUTION NO. 6036-N.S.

authorizing the City Attorney to proceed with the plan as outlined in his report for the quieting of title on tax deeded lands, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Morris.

7 IN THE MATTER OF ADJOURNMENT

Commissioner Burge introduced

RESOLUTION NO. 6037-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: Morris

ATTEST REX. E. GAILFUS, CITY CLERK

Rex E. Gailfus

Special Council Meeting

November 3, 1943

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, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1 IN THE MATTER OF PETITION USE SECOND FLOOR OF CITY HALL BUILDING FOR QUARTERS FOR SERVICE MEN

Kenneth Knudsen, representing the Stanislaus County Defense Council appeared before the Council in regard to using the second floor of the City Hall for quarters for service men stopping overnight in Modesto. He notified the Council that the Federal government would remodel the building and the Recreation Commission of the City of Modesto would operate the quarters. This matter was referred to the City Engineer,

Frank Rossi to work out a plan with Mr. Knudsen and to report at the next meeting.

2
IN THE MATTER OF Commissioner Stanley introduced
APPOINTMENT OF RESOLUTION NO. 6038-N.S.
CAPTAIN MARY E. SMITH
SPECIAL OFFICER OF appointing Mary E. Smith, Captain of the Salvation Army as
POLICE DEPARTMENT special officer of the Police Department for a period of six months from the 1st day
of November, 1943 at a salary of \$50.00 per month, which resolution was regularly
adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF A communication from the American Association of University Women
COMMUNICATION OF INVITING the Department heads and the Council to a meeting to be
ASSOCIATION OF UNIVERSITY CITY WOMEN
SITY WOMEN held on November 4, 1943 in the Methodist Church Chapel at 8:00
p.m. to hear Dr. Pauline Young lecture was read and ordered filed.

4
IN THE MATTER OF Whereas claim for \$10,000 of Joseph McDonald for personal injury
CLAIM FOR PERSONAL INJURY JOSEPH McDONALD sustained in accident with motorcycle of the Police Department
under date of September 9, 1943 having been filed with the City Council and by order
referred to the City Attorney for investigation, and whereas he has recommended that
the City of Modesto deny claim, Commissioner Stanley introduced

RESOLUTION NO. 6039-N.S.

denying claim of said Joseph McDonald for \$10,000, which resolution was regularly adopted
by the following vote:

Ayes; Councilmen: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF Commissioner Morris introduced
ACCEPT PLANS AND SPECIFICATION FOR REMODELING CITY HALL RESOLUTION NO. 6040-N.S.
accepting plans and specifications for remodeling City Hall
building at 717 Tenth Street as prepared and presented by the City Engineer, which
resolution was regularly adopted by the following vote:

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

noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF Commissioner Stanley introduced an ordinance being
ORDINANCE REMODEL CITY HALL BUILDING ORDINANCE NO. 711-N.S.
entitled: "AN ORDINANCE APPROPRIATING MONEY FOR THE ALTERATION AND REMODELING OF
A PORTION OF THE BUILDING AT 717 TENTH STREET," 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF Commissioner Morris introduced
CLERK ADVERTISE FOR BIDS-REMODEL CITY HALL BUILDING RESOLUTION NO. 6041-N.S.
authorizing the City Clerk to advertise for bids on remodeling
the City Hall building at 717 Tenth Street in accordance with plans and specifications
on file in the office of the City Engineer, said bids to be opened on November 10, 1943

at the regular meeting of the Council, which resolution was regularly adopted by the following vote:

Ayes: Councilmen; Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
AMEND RES. NO. 4295
RATE OF WAGES FOR
WORK PERFORMED UNDER
CONTRACT BY CITY

Commissioner Morris introduced

RESOLUTION NO. 6042-N.S.

recommending that Resolutions No. 4295-N.S. and No. 5368-N.S.

determining prevailing rate of per diem wages for certain classifications on public works performed under contract in the City of Modesto be amended, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
COMMUNICATION H. W.
MATTHIES

A communication from H. W. Matthies regarding the establishing of arreflector at the end of Enslin Avenue at Stoddard

Avenue was read and turned over to the City Engineer to investigate.

10
IN THE MATTER OF
ACCEPTING AUDIT
AND AUTHORIZE PAYMENT

Commissioner Neece introduced

RESOLUTION NO. 6043-N.S.

accepting annual audit for year ending June 30, 1943 from C. J. Nattinger, C.P.A. and authorizing the Clerk and Auditor to draw warrant in payment of \$450.00 which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
RESIGNATION MARK
LANDQUIST, SANITARY
INSPECTOR

Commissioner Stanley introduced

RESOLUTION NO. 6044-N.S.

accepting resignation of Mark Landquist as Sanitary

Inspector of the City of Modesto, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

12
IN THE MATTER OF
RESCIND RESOLUTION
ACCEPTING RESIGNATION
MARK LANDQUIST AS
SANITARY INSPECTOR

Commissioner Stanley introduced

RESOLUTION NO. 6045-N.S.

cancelling Resolution No. 6044-N.S. accepting resignation

of Mark Landquist as Sanitary Inspector of the City of Modesto, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

13
IN THE MATTER OF
ORD. SETTING COMPENSATION
OF CITY OFFICIALS

Commissioner Stanley introduced an ordinance being

ORDINANCE NO. 712-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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

14

IN THE MATTER OF
ADJOURNMENT

Commissioner Neece, introduced

RESOLUTION NO. 6046-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST REX E. GAILFUS, CITY CLERK



Council Meeting

November 10, 1943

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: Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: Burge

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of the Council of October 27 and special meeting of November 3, 1943 having been hereto-

fore read by each Councilman were approved as so read.

IN THE MATTER OF
ORAL COMMUNICATIONS,
PETITIONS, ETC

Whereas, pursuant to referring the matter of leasing the second story of the City Hall Building to the Defense Recreation Committee of Modesto to be used for housing service men stopping overnight in Modesto to the City Engineer, Frank Rossi to work out a plan with Kenneth Knudsen of the Stanislaus County Defense Council, they reported at this time regarding the necessary repairs to the building. Mr. Knudsen reported that the cost of repairs would be financed by a special fund of the Motion Picture Industry and that any expenditures made would be matched by the State Government.

1

IN THE MATTER OF
ENTER LEASE WITH
RECREATION COMMITTEE
SECOND STORY CITY HALL
BUILDING

Commissioner Morris introduced

RESOLUTION NO. 6047-N.S.

recommending that the City of Modesto enter into a contract with the Defense Recreation Committee of Modesto for the rental of the second story of the City Hall Building located at 717 10th Street for the duration of the present emergency at a rental of \$1.00 per year and the City Attorney was ordered to draw up the necessary lease, which resolution was regularly adopted by the following vote:

2

Ayes: Councilmen: Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burge

3

IN THE MATTER OF
CLAIMS FOR MONTH
OF OCTOBER, 1943

Claims against the City of Modesto for the month of October, 1943 having been heretofore audited by the Council and found

to be correct, Commissioner Neece introduced

RESOLUTION NO. 6048-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-----	\$29,002.89
WATER FUND-----	4,224.64
LIBRARY FUND-----	1,640.52
BOND RED. INT. FUND-----	20.06
UNAPPORTIONED FUND-----	55.16
TOTAL-----	\$34,943.27

which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burge

4

IN THE MATTER OF
FINAL ADOPTION ORD
711-N.S. APPROPRIATE
MONEY-REMODEL CITY
HALL BUILDING

Ordinance No. 711-N.S. having been heretofore introduced and ordered printed and published at a special meeting of November 3, 1943 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: Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burge

5

IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 712-N.S. FIX
SALARIES OF CITY
OFFICIALS

Ordinance No. 712-N.S. having been heretofore introduced and ordered printed and published at the special meeting of November 3, 1943 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: Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burge

6

IN THE MATTER OF
GRANT PERMIT R.
SUTTON TO KEEP
RABBITS

Commissioner Stanley introduced
RESOLUTION NO. 6049-N.S.
granting permit to R. Sutton to keep rabbits at 407 Rosedale, as provided by Ordinance No. 416-N.S. which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burge

7

IN THE MATTER OF
AWARD BID ON REMODEL
CITY HALL BUILDING
AT 717 TENTH STREET

Whereas, pursuant to the advertising for bids to remodel the City Hall Building at 717 Tenth Street, the City Clerk reported that three bids had been filed, the Council opened said bids which were as follows:

GERMAIN AND KAVANAGH	\$2785.00
A. C. CARROLL	1530.00
IRA COTNER	1755.00

whereupon Commissioner Morris introduced

RESOLUTION NO. 6050-N.S.

recommending that the Council award the bid to A. C. Carroll at a cost of \$1530.00 as being the lowest and best bid and the City Clerk and Mayor were appointed as signatory officials on agreement to be entered into and the City Clerk was directed

to return bidding checks to unsuccessful bidders, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burge

8
IN THE MATTER OF
REPORT BY CITY ENGI-
NEER ON ESTABLISH-
ING REFLECTOR AT
ENSLER & STODDARD
AVENUES

Pursuant to referring request of H. W. Matthies to establish reflector sign at the end of Enslar Avenue at Stoddard Avenue, to the City Engineer, he reported that he had placed the reflector in the location requested.

9
IN THE MATTER OF
RENEWAL OF LEASE
ON OLD TIMER'S CLUB
building.

No action was taken by the Council on the renewal of lease with the Old Timer's Club for the second story of the City Hall

10
IN THE MATTER OF
AMENDING ORDINANCES
SETTING BOND REQUIRED
BY CITY OFFICIALS

The matter of amending Ordinance No. 1-N.S. and Ordinance No. 108-N.S. setting forth the amount of bonds required on city officials was discussed. No action was taken and the matter was laid over until a future meeting.

11
IN THE MATTER OF
BOND ON GOLF
PROFESSIONAL

Commissioner Neece introduced

RESOLUTION NO. 6051-N.S.

recommending that the position of Golf Professional require a \$1000.00 bond and the City Clerk was notified to contact the Chairman of the Insurance Committee and secure the necessary bond on the present Golf Professional, Ian Macdonald, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burge

12
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 6052-N.S.

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

Ayes: Councilmen: Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: Burge

ATTEST REX E. GAILFUS, CITY CLERK



Special Council Meeting

November 17, 1943

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, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
WAR DAMAGE INSURANCE
Association Committee,

W. H. Westmoreland, Chairman of the Modesto Insurance Agent's Association Committee, appeared before the Council and suggested that the Council discontinue the coverage of War Damage insurance on the city property and add the extended coverage endorsement to their existing fire insurance policies, whereupon Commissioner

Neece introduced

RESOLUTION NO. 6053-N.S.

recommending that the City of Modesto discontinue War Damage insurance coverage and add extended coverage endorsements to their present fire insurance policies, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2 IN THE MATTER OF
REPORT BY MODESTO
INSURANCE COMMITTEE
ON BUILDING VALUES

W. H. Westmoreland filed a report with the Council on the present day values of city buildings made by an insurance company appraiser and he reported that a special reduction in the fire insurance rates will be effective and that increased valuations will necessitate the increasing of the present fire insurance carried but the reduction in rate would offset the premium cost of the new coverage, whereupon Commissioner Neece introduced

RESOLUTION NO. 6054-N.S.

accepting report as presented and authorizing the increasing of fire insurance to conform with the present day value of the buildings, as set forth in the report, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3 IN THE MATTER OF
BONDS REQUIRED ON
CITY OFFICIALS

The matter of amending existing ordinances No. 1 and No. 108 which regulates the bonds required by city officials was laid over for future consideration and study.

4 IN THE MATTER OF
AMENDMENT ORD.
569-N.S. PLUMBING
REGULATIONS

Commissioner Morris introduced an ordinance, being ORDINANCE NO. 713-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 569-N.S.

OF THE CITY OF MODESTO ENTITLED: "AN ORDINANCE PROVIDING FOR THE PROTECTION OF THE PUBLIC HEALTH, AND THE EXAMINATION, REGISTRATION, AND LICENSING OF PERSONS ENGAGED IN THE BUSINESS OF PLUMBING, OR LABORING AT THE TRADE OF PLUMBING: REQUIRED A PERMIT FOR THE INSTALLATION OR ALTERATION OF PLUMBING AND DRAINAGE SYSTEMS: CREATING THE OFFICE OF PLUMBING INSPECTOR AND A BOARD OF PLUMBING EXAMINERS, AND PRESCRIBING THEIR DUTIES: DEFINING CERTAIN TERMS: ESTABLISHING MINIMUM REGULATIONS FOR THE INSTALLATION, ALTERATION OR REPAIR OF PLUMBING AND DRAINAGE SYSTEMS AND THE INSPECTION THEREOF: PROVIDING PENALTIES FOR THE VIOLATION THEREOF AND REPEALING CONFLICTING ORDINANCES," AS THEREAFTER AMENDED, BY ADDING A NEW SECTION THERETO TO BE NUMBERED 48.1 AND AMENDING SECTION 132 AND SECTION 137(a)." 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF
PETITION TO OPERATE
DANCE HALL-M.W. CARD-
WELL

Melvin W. Cardwell appeared before the Council and petitioned that his license to operate a dance hall at 10th and G Streets be transferred to 1125 10th Street, the Old Winter Garden dance hall. Due to previous injunction filed against the holding of dances in the Old Winter Garden building, no action was taken by the Council.

6

IN THE MATTER OF
APPLICATION TO
OPERATE USED CAR
LOT-HARVEY CALHOUN

Commissioner Burge introduced
RESOLUTION NO. 6055-N.S.

approving bond and application and granting permit to Harvey
Calhoun to operate a used car lot at 1202 H Street after necessary license has been
procured, which resolution was regularly adopted by the following vote:

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

7

IN THE MATTER OF
RENEW LEASE ON
OLD TIMER'S CLUB

Commissioner Morris introduced
RESOLUTION NO. 6056-N.S.

authorizing the renewal of lease with the Old Timer's Club at
a rental of \$10.00 per month from November 18th for a period of one year with the
provisions that lease may be terminated on a 24 hour notice, which resolution was
regularly adopted by the following vote:

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

8

IN THE MATTER OF
CLAIM FOR TITLE
SEARCH ALLOWED

Commissioner Neece introduced
RESOLUTION NO. 6057-N.S.

allowing claim of \$49.00 for litigation report covering 28 lots to the Stanislaus
Abstract and Escrow Company to quiet title on tax deed property and authorizing the
City Clerk and Auditor to draw warrant in payment, which resolution was regularly
adopted by the following vote:

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

9

IN THE MATTER OF
APPOINTMENT OF
DON DAVIS

Commissioner Morris introduced
RESOLUTION NO. 6058-N.S.

appointing Don Davis as Engineer of Design and Construction in the office of City
Engineer, duties to be carried out under Frank Rossi, City Engineer, effective as
of December 1, 1943 at a salary of \$350.00 per month, which resolution was regularly
adopted by the following vote:

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

10

IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced
RESOLUTION NO. 6059-N.S.

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

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

ATTEST Rev. E. G. Gaudin CITY CLERK

Council Meeting

November 24, 1943

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: Burge, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF APPROVAL OF MINUTES Minutes of the regular meeting of November 10, 1943 and special meeting of November 17, 1943 having been heretofore read by each Councilman were approved as so read.

1 IN THE MATTER OF COMMUNICATION A communication from the Modesto Business Girls Club requesting that the Council permit the issuing of license without charge on Seeing Eye Guide Dog purchased for the use of Mrs. Helen Bell Crow at 433 Bodem Street, was read, whereupon Commissioner Neece introduced

RESOLUTION NO. 6060-N.S.

granting permit and directing the License Collector to issue a license on the dog without charge, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2 IN THE MATTER OF NOTIFY BONDING COMPANY OF INSURANCE COVERAGE City Engineer Frank J. Rossi was instructed to communicate with the London & Lancashire Indemnity Company, who are carrying the bonds for contractor A. C. Carroll on the remodeling of the City hall Building for the Health Department informing them that the City of Modesto was carrying the fire insurance on the Health office and that the materials under priority were available for the contractor where priorities were required.

3 IN THE MATTER OF AUTHORIZE TREASURER PLACE BONDS AT BANK9 Commissioner Neece introduced RESOLUTION NO. 6061-N.S.

authorizing the Treasurer and Collector, W. B. Devlin to place the United States War Bonds owned by the City of Modesto in the Anglo California National Bank for safe keeping and to obtain a trust receipt from the said bank and the Auditor be authorized to draw warrant for charge in this transfer, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4 IN THE MATTER OF ORDINANCE NO. 714-N.S. AMEND BOND ORDINANCES Commissioner Neece introduced an ordinance being ORDINANCE NO. 714-N.S.

entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 1-N.S. AS THEREAFTER AMENDED BY ORDINANCE NO. 108-N.S. RELATING TO THE AMOUNTS OF THE OFFICIAL BONDS REQUIRED TO BE FURNISHED BY CERTAIN PUBLIC OFFICERS 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
RESIGNATION OF
SANITARY INSPECTOR

Commissioner Stanley introduced

RESOLUTION NO. 6062-N.S.

accepting the resignation of Mark J. Landquist as Sanitary Inspector effective as of this date, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

6
IN THE MATTER OF
APPOINTMENT OF
HEALTH OFFICER

Commissioner Stanley introduced

RESOLUTION NO. 6063-N.S.

appointing Mark J. Landquist as Health Officer of the City of Modesto, effective as of this date, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
AUTHORIZE PURCHASE
OFFICE EQUIPMENT
HEALTH DEPARTMENT

Commissioner Burge, introduced

RESOLUTION NO. 6064-N.S.

authorizing the expenditure of \$201.31 for office furniture for the Health Department, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
FINAL ADOPTION ORD.
NO. 713-N.S. PLUMB-
ING REGULATIONS

Ordinance No. 713-N.S., having been heretofore introduced and ordered printed and published at the special meeting of November 17, 1943 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
GRANT RESIDENTS TO
USE ELKS PARK FOR
VICTORY GARDENS

Pursuant to request being made to the City Clerk for permit

to use Elks Park for Victory Gardens by the residents in

the vicinity by Earl Holtham, at this time the Council directed the Clerk to notify them that this request would be granted.

10
IN THE MATTER OF
REPORTS BY ATTORNEY

City Attorney Fowler reported that lease with the Recreation

Committee for the second floor of the City Hall Building

had been completed with the exception of the clause regarding the disposition of the fixtures installed and the furniture placed in the building. He was directed by the Council to prepare this clause in accordance with the regular laws of the State of California governing these conditions.

City Attorney Fowler reported that certain formalities had been carried out in regard to the personal property claim filed against the City of Modesto by Joseph McDonald.

12
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 6065-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST REX E. GAILFUS, CITY CLERK

Rex E. Gailfus

Special Council Meeting

December 1, 1943

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, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1
IN THE MATTER OF
APPROVAL OF LEASE
WITH DEFENSE RECREA-
TION COMMITTEE

Commissioner Morris introduced

RESOLUTION NO. 6066-N.S.

approving lease for rental of portion of second story of City Hall Building located at 715 Tenth Street to the Defense Recreation Committee and appointing the Mayor and City Auditor as signatory officials and the City Attorney was directed to turn the lease over to Kenneth Knudsen, Executive Secretary of the Stanislaus County Defense Council, to obtain the necessary signatures of the Defense Recreation Committee members, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
ROBBERY POLICY

Commissioner Neece introduced

RESOLUTION NO. 6067-N.S.

recommending that the robbery policy now in force for the City of Modesto be endorsed to increase the "Outside Robbery" coverage to \$5000 00 which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
SALE OF ELECTRICAL
EQUIPMENT

A discussion was held on electrical equipment of inferior quality which might be placed on sale immediately after

the war and City Engineer Rossi and Commissioner Morris were ordered to investigate.

4
IN THE MATTER OF
ADJOURNMENT

Commissioner Burge introduced

RESOLUTION NO. 6068-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST

Rex E. Gailfus
REX E. GAILFUS, CITY CLERK

Council Meeting

December 8, 1943

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

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

Absent: Councilmen: None

IN THE MATTER OF APPROVAL OF MINUTES The minutes of the regular meeting of the Council of the City of Modesto of November 24, 1943 and the special meeting of December 1, 1943 having been heretofore read by each Councilman were approved as so read.

IN THE MATTER OF CLAIMS Claims against the City of Modesto for the month of November, 1943 having been heretofore audited by the Council and found to be correct, Commissioner Neece introduced

RESOLUTION NO. 6069-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-----	\$29,645.15
WATER FUND-----	4,687.83
LIBRARY FUND-----	1,686.97
BOND RED. INT. FUND-----	.48
ST. BOND RED. INT. FUND-----	
UNAPPORTIONED FUND-----	
TOTAL-----	\$36,020.43

which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

IN THE MATTER OF GRANT PERMIT TO JUNIOR COLLEGE TO PLACE BANNER ACROSS STREET Whereas, pursuant to request from Fred Earle Jr. Chairman of the State Junior College Annual Basketball Tournament to place a banner advertising the Basketball Tournament which is to be held here January 6, 7, 8, 1944, across the street; Commissioner Morris introduced

RESOLUTION NO. 6070-N.S.

granting permit as requested, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: Neece

Absent: Councilmen: None

IN THE MATTER OF CONTRACT WITH STATE ON MILK INSPECTION Whereas, pursuant to request by the State of California, Department of Agriculture that the City of Modesto enter into an agreement for Bacteriological and chemical determination on samples of market milk at the rate of 65¢ per sample and the rendering to the State reports of the findings of such analyses, whereupon Commissioner Stanley introduced

RESOLUTION NO. 6071-N.S.

recommending that the City of Modesto enter this said agreement and that the contract continue for all such determinations until abrogated by either party and appointing

the Mayor as signatory official, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

4

IN THE MATTER OF
FINAL ADOPTION OF
ORD. 714-N.S. BONDS
ON CITY OFFICIALS

Ordinance No. 714-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of November 24th, 1943 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5

IN THE MATTER OF
REPORT ON SALE OF
ELECTRIC EQUIPMENT

Whereas pursuant to referring the matter of drafting an ordinance to prevent the sale of inferior quality electrical equipment which might be placed on sale after the war to Frank J. Rossi and Commissioner Morris for investigation they stated that they would file a report at a later meeting.

6

IN THE MATTER OF
REPORTS FOR MONTH
OF NOVEMBER, 1943

Departmental reports for the month of November 1943 were read and ordered filed.

7

IN THE MATTER OF
AUTHORIZE INCREASE
PERSONNEL OF POLICE
DEPARTMENT

Commissioner Stanley introduced
RESOLUTION NO. 6072-N.S.
authorizing the increase of personnel of the Police Department by two Patrolmen, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8

IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 6073-N.S.

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

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST

REX E. GAILFUS

REX E. GAILFUS, CITY CLERK

Special Council Meeting

December 15, 1943

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, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

1

IN THE MATTER OF
DONATION OF FUNDS TO WAR BOND DRIVE

Whereas, E. L. Sherman, Charles C. Simons, W.W. Giddings

representing the United States Bond Committee appeared before the Council and requested a donation from the Music and Promotion fund to pay office personnel on the bond drive to be held in January, whereupon Commissioner Neece introduced

RESOLUTION NO. 6074-N.S.

recommending that a donation of \$300.00 be allowed this committee and the Auditor and Clerk be authorized to draw a warrant in amount of \$300.00 payable to E.L. Sherman, Chairman of the United States War Bond Committee, which resolution was regularly adopted by the following vote:

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

Absent: Councilmen: None

Noes: Councilmen: None

2
IN THE MATTER OF
ACCEPT REPORTS ON
IN LIEU & ALCOHOLIC
BEVERAGE FUNDS

Commissioner Morris introduced

RESOLUTION NO. 6075-N.S.

accepting reports of the Police and Public Works Department on expenditures under the In Lieu and Alcoholic Beverage Funds for the year, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

3
IN THE MATTER OF
REQUEST FOR PISTOL
RANGE, F. PIMENTEL

Whereas, pursuant to request by Frank Pimental, owner of property at 912 9th Street, to use the basement of this

building for a pistol or rifle range to be used by the State Guard, by order of the Council, City Attorney Fowler was directed to prepare a draft of an amendment to ordinance No. 10-N.S. permitting such a range to be established in the City of Modesto.

4
IN THE MATTER OF
ORD. RE: CAPITAL
OUTLAY

Commissioner Neece introduced an ordinance, being

ORDINANCE NO. 715-N.S.

entitled: "AN ORDINANCE OF THE CITY OF MODESTO CREATING A FUND FOR CAPITAL OUTLAYS", 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5
IN THE MATTER OF
REPORT ON SUIT AGAINST
CITY BY JOSEPH MC-
DONALD

City Attorney Fowler reported that a settlement of suit against the City of Modesto by Joseph McDonald had been made and the insurance company had paid the claimant \$500.00 and the action

dismissed.

6
IN THE MATTER OF
PERMIT HOLD SHOW BY
NAVAL AID AUXILIARY

Whereas, pursuant to request of the Naval Aid Auxiliary to hold AN EXHIBIT OF A Japanese Zero Plane during the period January

3,4,5, 1944 on J Street between 10th and the alley west, Commissioner Stanley introduced

RESOLUTION NO. 6076-N.S.

granting permit as requested and authorizing the Police Department to block off the above designated location and for the period as requested, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7
IN THE MATTER OF
AUTHORIZE EMPLOYMENT
OF TEMPORARY CLERK IN
HEALTH DEPARTMENT

Commissioner Neece introduced
RESOLUTION NO. 6077-N.S.

authorizing the employment of a temporary clerk in the Health Department at a salary of \$125.00 per month in accordance with section 7 of Ordinance No. 602-N.S. which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

8
IN THE MATTER OF
ESTABLISH MINIMUM
RATE ON VICTORY
GARDENS

Commissioner Neece introduced
RESOLUTION NO. 6078-N.S.

amending Resolution No. 5832-N.S. entitled: "A RESOLUTION SETTING FORTH THE RULES AND REGULATIONS GOVERNING THE USE OF WATER AND WATER CHARGES FOR USE OF NON COMMERCIAL VICTORY GARDENS WITH THE CITY LIMITS AND AREAS SERVED OUTSIDE OF THE CITY LIMITS OF THE CITY OF MODESTO, establishing a minimum rate of 50¢ per season for Victory Gardens which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

9
IN THE MATTER OF
GRANT REQUEST FOR
SIGN AT 9th & J
STREETS

Commissioner Neece introduced
RESOLUTION NO. 6079-N.S.

granting request of the Stanislaus County Agricultural Extension Service to establish a directional sign at the corner of J and 9th Street, to direct transient labor to the Farm Labor Office at 1610 J Street, under the supervision of the City Engineer and cost of said sign to be assumed by the Stanislaus County Agricultural Extension Service, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

10
IN THE MATTER OF
REQUEST U. S. BUREAU OF
CENSUS TO MAKE RECOUNT
OF CITY POPULATION

Commissioner Morris introduced
RESOLUTION NO. 6080-N.S.

authorizing the City Attorney to check on the proposition of the United States Bureau of Census to make a recount of the city population and to determine the probable cost and if the cost would not be too great, in the opinion of the City Engineer and Attorney, for them to proceed with the count, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

11
IN THE MATTER OF
REPORT BY CITY
ENGINEER ON THE
LIGHTING OF THE
AIRPORT

A report was given by the City Engineer on the lighting of the airport by the Federal government and the Attorney and Engineer were directed to study a resolution presented by the government for adoption by the council governing the lighting of the airport and to report at a future meeting.

12
IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 6081-N.S.

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

Ayes. Councilmen: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

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

Council Meeting
December 22, 1943

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: Burge, Morris, Neece, Stanley, Mayor Shannon

Absent: Councilmen: None

IN THE MATTER OF
APPROVAL OF MINUTES

The minutes of the regular meeting of December 8th and special meeting of December 15, 1943 having been heretofore read by each Councilman were approved as so read.

1
IN THE MATTER OF
REQUEST USE LOUD
SPEAKER-RETAIL
MERCHANTS BUREAU

Whereas, pursuant to request of the Retail Merchants Bureau of Modesto Chamber of Commerce to broadcast Christmas carols in the business district during Christmas week, Commissioner

Burge introduced

RESOLUTION NO. 6082-N.S.

granting permit as requested, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

2
IN THE MATTER OF
TAXICAB RATES

Ed Burge, operator of the Acme Taxicab Company and the Hart Taxicab Company and Bill Gifford, representing the Ohmer Taxicab Meter Company appeared before the Council and demonstrated an Ohmer Taxicab Meter and suggested that they be installed on the taxicabs operating in this city. No action was taken by the Council.

3
IN THE MATTER OF
OPENING HOUR OF
CITY CLERK'S OFFICE

Commissioner Neece introduced
RESOLUTION NO. 6083-N.S.

recommending that the opening hour of the City Clerk's office be changed from 8:30 A.M. to 9:00 A.M. , effective January 1, 1944, which resolution was regularly adopted by the following vote;

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

Noes: Councilmen: None

Absent: Councilmen: None

4
IN THE MATTER OF
FINAL ADOPTION ORD.
CREATE FUNDS CAPITAL
OUTLAYS

Ordinance No. 715-N.S. having been heretofore introduced and ordered printed and published at the regular meeting of December 22, 1943 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

5 IN THE MATTER OF
CRD. RE: SHOOTING
GALLERIES

Commissioner Stanley introduced an ordinance, being
ORDINANCE NO. 716-N.S.

entitled: "AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 10-N.S. OF THE CITY OF MODESTO ENTITLED: "AN ORDINANCE RELATING TO THE OFFENSE OF MISDEMEANOR: 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

6 IN THE MATTER OF
APPROVE AGREEMENT
WITH C. A. A. ON
AIRPORT

Commissioner Morris introduced
RESOLUTION NO. 6084-N.S.

approving agreement with the Civil Aeronautics of the United States Department of Commerce for the operation and maintenance of the Modesto Municipal Airport and appointing Rex E. Gallfus, City Clerk and Carl W. Shannon as signatory officials, which resolution was regularly adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

7 IN THE MATTER OF
ORDINANCE NO. 717-N.S.
APPLIANCE REGULATION

Commissioner Morris introduced an ordinance being
ORDINANCE NO. 717-N.S.

entitled: "AN ORDINANCE OF THE CITY OF MODESTO REGULATING THE SALE OR DISPOSAL OF ELECTRICAL MATERIALS, DEVICES AND APPLIANCES," 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: Burge, Morris, Neece, Stanley, Mayor Shannon

Noes: Councilmen: None

Absent: Councilmen: None

8 By order of the Council, City Engineer Rossi was directed to contact the Stanislaus County Board of Supervisors in regard to passing an ordinance of similar character.

9 IN THE MATTER OF
COMMUNICATION FROM
COUNTY ON HEALTH
DEPARTMENT

Mayor Shannon filed with the Council a letter he had received from the Board of Supervisors of Stanislaus County regarding health services for residents within the city limits and by order of the Council, City Attorney Fowler was instructed to contact the Board of Supervisors of Stanislaus County advising them of the plan the city desired to put into effect.

10 IN THE MATTER OF
MONTHLY REPORT

Financial report of the Defense Recreation Committee for month of November was filed.

IN THE MATTER OF
ADJOURNMENT

Commissioner Neece introduced

RESOLUTION NO. 6085-N.S.

11
adjourning this Council meeting now in session, which resolution was regularly
adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST


CITY CLERK